

AMENDED IN ASSEMBLY APRIL 29, 2002

CALIFORNIA LEGISLATURE—2001–02 REGULAR SESSION

ASSEMBLY BILL

No. 2149

Introduced by Assembly Member Chu
(Coauthors: Assembly Members Aroner, Koretz, Longville, and Strom-Martin)

February 20, 2002

An act to add Sections 710.7, ~~710.8, and 710.9~~ and 710.8 to the Unemployment Insurance Code, relating to unemployment insurance, and making an appropriation therefor.

LEGISLATIVE COUNSEL'S DIGEST

AB 2149, as amended, Chu. Unemployment insurance: disability benefits.

Existing law provides for the partial compensation, in a specified amount, for the wage loss suffered by eligible individuals unemployed because of sickness or injury, from the Unemployment Compensation Disability Fund, a special fund in the State Treasury that is continuously appropriated for these purposes. The fund consists, among other things, of contributions paid by workers subject to these provisions, at specified rates.

This bill would permit the state; *and* the Trustees of the California State University; ~~and the Joint Rules Committee of the Legislature~~ to elect to become employers whose employees are eligible for payment of disability benefits from the Unemployment Compensation Disability Fund.

By increasing the pool of potential recipients of payments from, and potential contributors into, a continuously appropriated fund, this bill would result in an appropriation.

Vote: majority. Appropriation: yes. Fiscal committee: yes. State-mandated local program: no.

The people of the State of California do enact as follows:

1 SECTION 1. Section 710.7 is added to the Unemployment
2 Insurance Code, to read:

3 710.7. (a) The State of California, as defined as an employer
4 in Section 3513 of the Government Code, may elect to become an
5 employer subject to Part 2 (commencing with Section 2601) with
6 respect to all employees who are part of an appropriate unit
7 established pursuant to Chapter 10 (commencing with Section
8 3512) of Division 4 of Title 1 of the Government Code, provided
9 the election is the result of a negotiated agreement between the
10 State of California and the recognized employee organization, as
11 those terms are defined in Section 3513 of the Government Code.
12 The State of California may elect to provide coverage to its
13 management and confidential employees and to its employees who
14 are not part of an appropriate unit, provided that the election is not
15 contingent upon coverage of other employees of the State of
16 California.

17 (b) Upon filing of the election, the filing entity shall, upon
18 approval by the director, become an employer subject to Part 2
19 (commencing with Section 2601) to the same extent as other
20 employers, and services performed by its employees including
21 those with civil service or tenure positions who are subject to an
22 election under this section shall constitute employment subject to
23 that part.

24 (c) Sections 986 and 2903 apply to an employer making an
25 election pursuant to this section.

26 SEC. 2. Section 710.8 is added to the Unemployment
27 Insurance Code, to read:

28 710.8. (a) The Trustees of the California State University, as
29 defined as an employer in Section 3562 of the Government Code,
30 may elect to become an employer subject to Part 2 (commencing
31 with Section 2601) with respect to all employees who are part of
32 an appropriate unit established pursuant to Chapter 12



1 (commencing with Section 3560) of Division 4 of Title 1 of the
2 Government Code, provided the election is the result of a
3 negotiated agreement between the Trustees of the California State
4 University and the recognized employee organization, as those
5 terms are defined in Section 3562 of the Government Code. The
6 California State University trustees may elect to provide coverage
7 to its management and confidential employees and to its
8 employees who are not a part of an appropriate unit, provided that
9 the election is not contingent upon coverage of other employees of
10 the California State University trustees.

11 (b) Upon filing of the election, the filing entity shall, upon
12 approval by the director, become an employer subject to Part 2
13 (commencing with Section 2601) to the same extent as other
14 employers, and services performed by its employees, including
15 those with civil service or tenure positions, who are subject to an
16 election under this section shall constitute employment subject to
17 that part.

18 (c) Sections 986 and 2903 apply to an employer making an
19 election pursuant to this section.

20 ~~SEC. 3. Section 710.9 is added to the Unemployment~~
21 ~~Insurance Code, to read:~~

22 ~~710.9. (a) The Joint Rules Committee, as described in~~
23 ~~Sections 9107 and 9917 of the Government Code, may elect to~~
24 ~~become an employer subject to Part 2 (commencing with Section~~
25 ~~2601) with respect to management and confidential employees of~~
26 ~~the Legislature, and with respect to employees of the Legislature~~
27 ~~who are not part of a bargaining unit of a recognized employee~~
28 ~~organization, provided that the election is not contingent upon~~
29 ~~coverage of other employees of the State of California.~~

30 ~~(b) Upon the filing of an election, the Joint Rules Committee~~
31 ~~shall, upon approval by the director, become an employer subject~~
32 ~~to Part 2 (commencing with Section 2601) to the same extent as~~
33 ~~other employers, and services performed by employees of the~~
34 ~~Legislature who are subject to an election under this section;~~
35 ~~including those with civil service or tenure positions, shall~~
36 ~~constitute employment subject to this part.~~

37 ~~(c) Sections 986 and 2903 apply to the Joint Rules Committee~~
38 ~~if it makes an election pursuant to this section.~~

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