

ASSEMBLY BILL

No. 1765

**Introduced by Assembly Member Solorio
(Principal coauthor: Assembly Member Arambula)
(Coauthors: Assembly Members Bradford, Charles Calderon, Coto,
Feuer, Hayashi, Nava, and Torres)**

February 9, 2010

An act to add Section 19851.5 to the Government Code, relating to public employment.

LEGISLATIVE COUNSEL'S DIGEST

AB 1765, as introduced, Solorio. Public employment: furloughs.

Existing law states that it is the policy of the state that the workweek of the state employee shall be 40 hours, and the workday of state employees 8 hours, except that workweeks and workdays of a different number of hours may be established in order to meet the varying needs of the different state agencies. Executive Orders S-16-08 and S-13-09 imposed 3 unpaid furlough days on state employees.

This bill would prohibit a state employee from being furloughed when the unemployment rate in California during the previous month reached or exceeded 8.5%, and the employee works for a program that is 100% funded by the federal government, performs services that combat the state's recession, and works for the California Unemployment Insurance Appeals Board or the Employment Development Department.

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

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

- 1 SECTION 1. Section 19851.5 is added to the Government
- 2 Code, to read:
- 3 19851.5. A state employee shall not be furloughed when all of
- 4 the following criteria apply:
- 5 (a) The unemployment rate in California during the previous
- 6 month reached or exceeded 8.5 percent.
- 7 (b) The employee works for a program that is 100-percent
- 8 funded by the federal government.
- 9 (c) The employee performs services that combat the state's
- 10 recession.
- 11 (d) The employee works for the California Unemployment
- 12 Insurance Appeals Board or the Employment Development
- 13 Department.