

Assembly Bill No. 2008

Passed the Assembly June 2, 2010

Chief Clerk of the Assembly

Passed the Senate August 23, 2010

Secretary of the Senate

This bill was received by the Governor this _____ day
of _____, 2010, at _____ o'clock ____M.

Private Secretary of the Governor

CHAPTER _____

An act to add Section 19852.4 to the Government Code, relating to public employment.

LEGISLATIVE COUNSEL’S DIGEST

AB 2008, Arambula. Public employment: furloughs.

Existing law sets forth the general policy that the workweek of a state employee shall be 40 hours and authorizes workweeks of different hours to be established in order to meet varying needs of different state agencies. Existing law also authorizes the Governor to require that the 40-hour workweek be worked in 4 days in any state agency or part thereof when the Governor determines that the best interests of the state would be served thereby. Existing law vests the Department of Personnel Administration with the duties and responsibilities exercised by the State Personnel Board with respect to the administration of salaries, hours, and other personnel-related matters.

This bill would, except as otherwise specifically authorized by the Legislature, provide that employees of the Franchise Tax Board and the State Board of Equalization would not be subject to furloughs implemented by any Executive order or by any other action of a state agency, board, or commission. The bill would also prohibit a state agency, board, or commission from directly or indirectly implementing, or assisting in implementing, a furlough of those employees. The bill would define “employee” for the purpose of those provisions and would also specify that nothing in the bill shall be construed as legal authorization for the imposition of furloughs on employees through an Executive order.

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

SECTION 1. Section 19852.4 is added to the Government Code, to read:

19852.4. (a) Except as otherwise specifically authorized by the Legislature, employees of the Franchise Tax Board and the State Board of Equalization shall not be subject to furloughs

implemented by any Executive order, or by any other action implemented by a state agency, board, or commission.

(b) A state agency, board, or commission shall not directly or indirectly implement or assist in implementing a furlough of an employee of the Franchise Tax Board or the State Board of Equalization.

(c) Nothing in this section shall be construed as legal authorization for the imposition of furloughs on employees through an Executive order.

(d) For the purposes of this section, “employee” means a civil service employee of the State of California.

Approved _____, 2010

Governor