

AMENDED IN SENATE AUGUST 12, 2014

AMENDED IN SENATE AUGUST 4, 2014

AMENDED IN ASSEMBLY MAY 23, 2014

AMENDED IN ASSEMBLY APRIL 10, 2014

CALIFORNIA LEGISLATURE—2013–14 REGULAR SESSION

ASSEMBLY BILL

No. 1787

Introduced by Assembly Member Lowenthal
(Coauthor: Senator De León)

February 18, 2014

An act to add Section 50479 to the Government Code, relating to airports.

LEGISLATIVE COUNSEL'S DIGEST

AB 1787, as amended, Lowenthal. Airports: commercial operations: lactation accommodation.

(1) Existing law requires every employer to provide a reasonable amount of break time to accommodate an employee who desires to express breast milk for the employee's infant child. Existing federal law requires employers to provide the employee with the use of a room, other than a bathroom, for the employee to express breast milk, as specified. Existing law authorizes local agencies, as defined, to acquire property for airport purposes and engage in various activities related to airport development and operation.

This bill would, except as specified, require, on or before January 1, 2016, the airport manager of an airport that conducts commercial operations and that has more than 1,000,000 enplanements a year to provide a room or other location at each airport terminal behind the

airport security screening area for members of the public to express breast milk in private that meets specified conditions.

(2) Because the bill would impose new duties on local public officials, the bill would create a state-mandated local program.

~~(3) The California Constitution requires the state to reimburse local agencies and school districts for certain costs mandated by the state. Statutory provisions establish procedures for making that reimbursement.~~

~~This bill would provide that, if the Commission on State Mandates determines that the bill contains costs mandated by the state, reimbursement for those costs shall be made pursuant to these statutory provisions:~~

~~(3) The California Constitution requires the state to reimburse local agencies and school districts for certain costs mandated by the state. Statutory provisions establish procedures for making that reimbursement.~~

~~This bill would provide that no reimbursement is required by this act for a specified reason.~~

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

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

1 SECTION 1. Section 50479 is added to the Government Code,
2 to read:

3 50479. (a) On or before January 1, 2016, the airport manager
4 of an airport operated by a city, county, city and county, or airport
5 district that conducts commercial operations and that has more
6 than one million enplanements a year shall provide a room or other
7 location at each airport terminal behind the airport security
8 screening area for members of the public to express breast milk
9 in private that meets both of the following conditions:

10 (1) Includes, at a minimum, a chair and an electrical outlet.

11 (2) Is located outside of the confines of a public restroom.

12 (b) (1) Terminal One at the San Diego International Airport is
13 exempt from providing a room or other location behind the airport
14 security screening area, but shall provide a secure room located
15 in the same terminal prior to entering the security screening area
16 that meets all of the other conditions of subdivision (a). Terminal
17 One at the San Diego International Airport shall comply with

1 subdivisions (a) and (d) upon construction of a new terminal or
2 the replacement, expansion, or renovation of the existing terminal.

3 (2) The commuter terminal at the San Diego International
4 Airport is exempt from this section, except that it shall comply
5 with subdivisions (a) and (d) upon construction of a new terminal
6 or the replacement, expansion, or renovation of the existing
7 terminal.

8 (c) An airport that conducts commercial operations with less
9 than one million enplanements a year shall comply with
10 subdivisions (a) and (d) upon new terminal construction or the
11 replacement, expansion, or renovation of an existing terminal.

12 (d) Upon construction of a new terminal or the replacement,
13 expansion, or renovation of an existing terminal, an airport shall
14 provide a sink in any room or other location designated to comply
15 with this section.

16 (e) As used in this section, “renovation of an existing terminal”
17 means the repurposing of more than 25 percent of the space in the
18 terminal.

19 ~~SEC. 2.— If the Commission on State Mandates determines that~~
20 ~~this act contains costs mandated by the state, reimbursement to~~
21 ~~local agencies and school districts for those costs shall be made~~
22 ~~pursuant to Part 7 (commencing with Section 17500) of Division~~
23 ~~4 of Title 2 of the Government Code.~~

24 *SEC. 2. No reimbursement is required by this act pursuant to*
25 *Section 6 of Article XIII B of the California Constitution because*
26 *a local agency or school district has the authority to levy service*
27 *charges, fees, or assessments sufficient to pay for the program or*
28 *level of service mandated by this act, within the meaning of Section*
29 *17556 of the Government Code.*