

AMENDED IN ASSEMBLY AUGUST 22, 2014

AMENDED IN ASSEMBLY JUNE 26, 2014

AMENDED IN SENATE MAY 27, 2014

AMENDED IN SENATE MAY 6, 2014

AMENDED IN SENATE APRIL 21, 2014

AMENDED IN SENATE MARCH 25, 2014

SENATE BILL

No. 1028

Introduced by Senator Jackson
(Coauthor: Assembly Member Williams)

February 14, 2014

An act to amend Section 69439 of the Education Code, and to amend Section 1095 of the Unemployment Insurance Code, relating to student financial aid.

LEGISLATIVE COUNSEL'S DIGEST

SB 1028, as amended, Jackson. Student financial aid: Cal Grant C awards.

Existing law, the Ortiz-Pacheco-Poochigian-Vasconcellos Cal Grant Act, establishes the Cal Grant C program under the administration of the Student Aid Commission and establishes eligibility requirements for awards under this program. The act requires that a Cal Grant C award be used only for occupational or technical training, as defined, in a course of not less than 4 months. The act requires the commission, after consultation with state and federal agencies, to determine the areas of occupational or technical training for which Cal Grant C awards shall be awarded. Existing law also requires the Student Aid Commission to

develop, and regularly review and update at least every 5 years, the areas of occupational or technical training for which students may utilize Cal Grant C awards and to give priority in granting the awards to students pursuing occupational or technical training in areas that meet specified criteria. The act requires the commission to give priority in granting the awards to students pursuing occupational or technical training in areas that meet specified criteria.

This bill would revise and recast the act in regard to Cal Grant C awards to, among other things, require the commission to give special consideration to the social and economic situations of the students applying for the grants, giving additional weight to applicants facing specified challenges. In determining the individual award amounts, the bill would additionally require the commission to take into account the financial means available to the student to fund his or her course of study and costs of attendance. The bill would revise the criteria that areas of occupational or technical training are required to meet to be given priority for awards, as specified. The bill would require the commission, in consultation with specified entities, for purposes of the Cal Grant C program, to prioritize occupational training programs and industry clusters. The bill would require the commission to consult with specified public entities to develop a plan to publicize the grant award program to California's long-term unemployed to be used by those specified public entities when they come into contact with members of the population who are likely to be experiencing long-term unemployment and would require the commission to develop a plan to make students receiving awards aware of job search and placement services available through specified public entities. The bill would specify that the local workforce investment boards are required to participate in the outreach efforts only to the extent that the those efforts are a part of their existing responsibilities under federal law.

Existing law authorizes the Director of Employment Development to use information in his or her possession to the extent necessary to achieve specified purposes.

This bill would authorize the director, to the extent permitted by federal law and regulations, to provide the commission with wage information to verify the employment status of an individual applying for a Cal Grant C award.

This bill would incorporate changes made by SB 1141 and AB 1792 to Section 1095 of the Unemployment Insurance Code contingent on the prior enactment of each of those bills.

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 69439 of the Education Code is amended
2 to read:
3 69439. (a) For the purposes of this section, the following terms
4 have the following meanings:
5 (1) “Career pathway” has the same meaning as set forth in
6 Section 88620.
7 (2) “Economic security” has the same meaning as set forth in
8 Section 14005 of the Unemployment Insurance Code.
9 (3) “Industry cluster” has the same meaning as set forth in
10 Section 88620.
11 (4) “Long-term unemployed” means, with respect to an award
12 applicant, a person who has been unemployed for more than 26
13 weeks at the time of submission to the commission of his or her
14 application.
15 (5) “Occupational or technical training” means that phase of
16 education coming after the completion of a secondary school
17 program and leading toward recognized occupational goals
18 approved by the commission.
19 (b) A Cal Grant C award shall be utilized only for occupational
20 or technical training in a course of not less than four months. There
21 shall be the same number of Cal Grant C awards each year as were
22 made in the 2000–01 fiscal year. The maximum award amount
23 and the total amount of funding shall be determined each year in
24 the annual Budget Act.
25 (c) The commission may use criteria it deems appropriate in
26 selecting students to receive grants for occupational or technical
27 training and shall give special consideration to the social and
28 economic situations of the students applying for these grants, giving
29 additional weight to disadvantaged applicants, applicants who face
30 economic hardship, and applicants who face particular barriers to
31 employment. Criteria to be considered for these purposes shall
32 include, but are not limited to, all of the following:
33 (1) Family income and household size.

1 (2) Student's or the students' parent's household status,
2 including whether the student is a single parent or child of a single
3 parent.

4 (3) The employment status of the applicant and whether the
5 applicant is unemployed, giving greater weight to the long-term
6 unemployed.

7 (d) The Cal Grant C award recipients shall be eligible for
8 renewal of their grants until they have completed their occupational
9 or technical training in conformance with terms prescribed by the
10 commission. A determination by the commission for a subsequent
11 award year that the program under which a Cal Grant C award was
12 initially awarded is no longer deemed to receive priority shall not
13 affect an award recipient's renewal. In no case shall the grants
14 exceed two calendar years.

15 (e) Cal Grant C awards may be used for institutional fees,
16 charges, and other costs, including tuition, plus training-related
17 costs, such as special clothing, local transportation, required tools,
18 equipment, supplies, books, and living expenses. In determining
19 the individual award amounts, the commission shall take into
20 account the financial means available to the student to fund his or
21 her course of study and costs of attendance as well as other state
22 and federal programs available to the applicant.

23 (f) (1) To ensure alignment with the state's dynamic economic
24 needs, the commission, in consultation with appropriate state and
25 federal agencies, including the Economic and Workforce
26 Development Division of the Office of the Chancellor of the
27 California Community Colleges and the California Workforce
28 Investment Board, shall identify areas of occupational and technical
29 training for which students may utilize Cal Grant C awards. The
30 commission, to the extent feasible, shall also consult with
31 representatives of the state's leading competitive and emerging
32 industry clusters, workforce professionals, and career technical
33 educators, to determine which occupational training programs and
34 industry clusters should be prioritized.

35 (2) (A) Except as provided in subparagraph (B), the areas of
36 occupational and technical training developed pursuant to
37 paragraph (1) shall be regularly reviewed and updated at least
38 every five years, beginning in 2012.

39 (B) By January 1, 2016, the commission shall update the priority
40 areas of occupational and technical training.

1 (3) (A) The commission shall give priority in granting Cal
2 Grant C awards to students pursuing occupational or technical
3 training in areas that meet two of the following criteria pertaining
4 to job quality:

5 (i) High employer need or demand for the specific skills offered
6 in the program.

7 (ii) High employment growth in the occupational field or
8 industry cluster for which the student is being trained.

9 (iii) High employment salary and wage projections for workers
10 employed in the occupations for which they are being trained.

11 (iv) The occupation or training program is part of a
12 well-articulated career pathway to a job providing economic
13 security.

14 (B) To receive priority pursuant to subparagraph (A), at least
15 one of the criteria met shall be specified in clause (iii) or (iv) of
16 that subparagraph.

17 (g) The commission shall determine areas of occupational or
18 technical training that meet the criteria described in paragraph (3)
19 of subdivision (f) in consultation with the Employment
20 Development Department, the Economic and Workforce
21 Development Division of the Office of the Chancellor of the
22 California Community Colleges, and the California Workforce
23 Investment Board using projections available through the Labor
24 Market Information Data Library. The commission may supplement
25 the analyses of the Employment Development Department's Labor
26 Market Information Data Library with the labor market analyses
27 developed by the Economic and Workforce Development Division
28 of the Office of the Chancellor of the California Community
29 Colleges and the California Workforce Investment Board, as well
30 as the projections of occupational shortages and skills gap
31 developed by industry leaders. The commission shall publish, and
32 retain, on its Internet Web site a current list of the areas of
33 occupational or technical training that meet the criteria described
34 in paragraph (3) of subdivision (f), and update this list as necessary.

35 (h) Using the best available data, the commission shall examine
36 the graduation rates and job placement data, or salary data, of
37 eligible programs. Commencing with the 2014–15 academic year,
38 the commission shall give priority to Cal Grant C award applicants
39 seeking to enroll in programs that rate high in graduation rates and
40 job placement data, or salary data.

1 (i) (1) The commission shall consult with the Employment
2 Development Department, the Office of the Chancellor of the
3 California Community Colleges, the California Workforce
4 Investment Board, and the local workforce investment boards to
5 develop a plan to publicize the existence of the grant award
6 program to California's long-term unemployed to be used by those
7 consulting agencies when they come in contact with members of
8 the population who are likely to be experiencing long-term
9 unemployment. The outreach plan shall use existing administrative
10 and service delivery processes making use of existing points of
11 contact with the long-term unemployed. The local workforce
12 investment boards are required to participate only to the extent
13 that the outreach efforts are a part of their existing responsibilities
14 under the federal Workforce Investment Act of 1998 (Public Law
15 105-220).

16 (2) The commission shall consult with the Workforce Services
17 Branch of the Employment Development Department, the Office
18 of the Chancellor of the California Community Colleges, the
19 California Workforce Investment Board, and the local workforce
20 investment boards to develop a plan to make students receiving
21 awards aware of job search and placement services available
22 through the Employment Development Department and the local
23 workforce investment boards. Outreach shall use existing
24 administrative and service delivery processes making use of
25 existing points of contact with the students. The local workforce
26 investment boards are required to participate only to the extent
27 that the outreach efforts are a part of their existing responsibilities
28 under the federal Workforce Investment Act of 1998 (Public Law
29 105-220).

30 (j) (1) Notwithstanding Section 10231.5 of the Government
31 Code, the Legislative Analyst's Office shall submit a report to the
32 Legislature on the outcomes of the Cal Grant C program on or
33 before April 1, 2015, and on or before April 1 of each
34 odd-numbered year thereafter. This report shall include, but not
35 necessarily be limited to, information on all of the following:

36 (A) The age, gender, and segment of attendance for recipients
37 in two prior award years.

38 (B) The occupational and technical training program categories
39 prioritized.

1 (C) The number and percentage of students who received
2 selection priority as defined in paragraph (3) of subdivision (f).

3 (D) The extent to which recipients in these award years were
4 successfully placed in jobs that meet local, regional, or state
5 workforce needs.

6 (2) For the report due on or before April 1, 2015, the Legislative
7 Analyst's Office shall include data for two additional prior award
8 years and shall compare the mix of occupational and technical
9 training programs and institutions in which Cal Grant C award
10 recipients enrolled before and after implementation of subdivision
11 (f).

12 (3) A report to be submitted pursuant to this subdivision shall
13 be submitted in compliance with Section 9795 of the Government
14 Code.

15 SEC. 2. Section 1095 of the Unemployment Insurance Code
16 is amended to read:

17 1095. The director shall permit the use of any information in
18 his or her possession to the extent necessary for any of the
19 following purposes and may require reimbursement for all direct
20 costs incurred in providing any and all information specified in
21 this section, except information specified in subdivisions (a) to
22 (e), inclusive:

23 (a) To enable the director or his or her representative to carry
24 out his or her responsibilities under this code.

25 (b) To properly present a claim for benefits.

26 (c) To acquaint a worker or his or her authorized agent with his
27 or her existing or prospective right to benefits.

28 (d) To furnish an employer or his or her authorized agent with
29 information to enable him or her to fully discharge his or her
30 obligations or safeguard his or her rights under this division or
31 Division 3 (commencing with Section 9000).

32 (e) To enable an employer to receive a reduction in contribution
33 rate.

34 (f) To enable federal, state, or local ~~government~~ *governmental*
35 departments or agencies, subject to federal law, to verify or
36 determine the eligibility or entitlement of an applicant for, or a
37 recipient of, public social services provided pursuant to Division
38 9 (commencing with Section 10000) of the Welfare and Institutions
39 Code, or Part A of Title IV of the ~~Social Security Act~~, *federal*
40 *Social Security Act (42 U.S.C. Sec. 601 et seq.)*, where the

1 verification or determination is directly connected with, and limited
2 to, the administration of public social services.

3 (g) To enable county administrators of general relief or
4 assistance, or their representatives, to determine entitlement to
5 locally provided general relief or assistance, where the
6 determination is directly connected with, and limited to, the
7 administration of general relief or assistance.

8 (h) To enable state or local governmental departments or
9 agencies to seek criminal, civil, or administrative remedies in
10 connection with the unlawful application for, or receipt of, relief
11 provided under Division 9 (commencing with Section 10000) of
12 the Welfare and Institutions Code or to enable the collection of
13 expenditures for medical assistance services pursuant to Part 5
14 (commencing with Section 17000) of Division 9 of the Welfare
15 and Institutions Code.

16 (i) To provide any law enforcement agency with the name,
17 address, telephone number, birth date, social security number,
18 physical description, and names and addresses of present and past
19 employers, of any victim, suspect, missing person, potential
20 witness, or person for whom a felony arrest warrant has been
21 issued, when a request for this information is made by any
22 investigator or peace officer as defined by Sections 830.1 and
23 830.2 of the Penal Code, or by any federal law enforcement officer
24 to whom the Attorney General has delegated authority to enforce
25 federal search warrants, as defined under Sections 60.2 and 60.3
26 of Title 28 of the Code of Federal Regulations, as amended, and
27 when the requesting officer has been designated by the head of
28 the law enforcement agency and requests this information in the
29 course of and as a part of an investigation into the commission of
30 a crime when there is a reasonable suspicion that the crime is a
31 felony and that the information would lead to relevant evidence.
32 The information provided pursuant to this subdivision shall be
33 provided to the extent permitted by federal law and regulations,
34 and to the extent the information is available and accessible within
35 the constraints and configurations of existing department records.
36 Any person who receives any information under this subdivision
37 shall make a written report of the information to the law
38 enforcement agency that employs him or her, for filing under the
39 normal procedures of that agency.

1 (1) This subdivision shall not be construed to authorize the
2 release to any law enforcement agency of a general list identifying
3 individuals applying for or receiving benefits.

4 (2) The department shall maintain records pursuant to this
5 subdivision only for periods required under regulations or statutes
6 enacted for the administration of its programs.

7 (3) This subdivision shall not be construed as limiting the
8 information provided to law enforcement agencies to that pertaining
9 only to applicants for, or recipients of, benefits.

10 (4) The department shall notify all applicants for benefits that
11 release of confidential information from their records will not be
12 protected should there be a felony arrest warrant issued against
13 the applicant or in the event of an investigation by a law
14 enforcement agency into the commission of a felony.

15 (j) To provide public employee retirement systems in California
16 with information relating to the earnings of any person who has
17 applied for or is receiving a disability income, disability allowance,
18 or disability retirement allowance, from a public employee
19 retirement system. The earnings information shall be released only
20 upon written request from the governing board specifying that the
21 person has applied for or is receiving a disability allowance or
22 disability retirement allowance from its retirement system. The
23 request may be made by the chief executive officer of the system
24 or by an employee of the system so authorized and identified by
25 name and title by the chief executive officer in writing.

26 (k) To enable the Division of Labor Standards Enforcement in
27 the Department of Industrial Relations to seek criminal, civil, or
28 administrative remedies in connection with the failure to pay, or
29 the unlawful payment of, wages pursuant to Chapter 1
30 (commencing with Section 200) of Part 1 of Division 2 of, and
31 Chapter 1 (commencing with Section 1720) of Part 7 of Division
32 2 of, the Labor Code.

33 (l) To enable federal, state, or local governmental departments
34 or agencies to administer child support enforcement programs
35 under *Part D of Title IV* of the federal Social Security Act (42
36 U.S.C. Sec. 651 et seq.).

37 (m) To provide federal, state, or local governmental departments
38 or agencies with wage and claim information in its possession that
39 will assist those departments and agencies in the administration
40 of the Victims of Crime Program or in the location of victims of

1 crime who, by state mandate or court order, are entitled to
2 restitution that has been or can be recovered.

3 (n) To provide federal, state, or local governmental departments
4 or agencies with information concerning any individuals who are
5 or have been:

6 (1) Directed by state mandate or court order to pay restitution,
7 fines, penalties, assessments, or fees as a result of a violation of
8 law.

9 (2) Delinquent or in default on guaranteed student loans or who
10 owe repayment of funds received through other financial assistance
11 programs administered by those agencies. The information released
12 by the director for the purposes of this paragraph shall not include
13 unemployment insurance benefit information.

14 (o) To provide an authorized governmental agency with any or
15 all relevant information that relates to any specific workers'
16 compensation insurance fraud investigation. The information shall
17 be provided to the extent permitted by federal law and regulations.
18 For the purposes of this subdivision, "authorized governmental
19 agency" means the district attorney of any county, the office of
20 the Attorney General, the Contractors' State License Board, the
21 Department of Industrial Relations, and the Department of
22 Insurance. An authorized governmental agency may disclose this
23 information to the State Bar, the Medical Board of California, or
24 any other licensing board or department whose licensee is the
25 subject of a workers' compensation insurance fraud investigation.
26 This subdivision shall not prevent any authorized governmental
27 agency from reporting to any board or department the suspected
28 misconduct of any licensee of that body.

29 (p) To enable the Director of ~~the Bureau for Private~~
30 ~~Postsecondary Education, Consumer Affairs,~~ or his or her
31 representatives, to access unemployment insurance quarterly wage
32 data on a case-by-case basis to verify information on school
33 administrators, school staff, and students provided by those schools
34 who are being investigated for possible violations of Chapter 8
35 (commencing with Section 94800) of Part 59 of Division 10 of
36 Title 3 of the Education Code.

37 (q) To provide employment tax information to the tax officials
38 of Mexico, if a reciprocal agreement exists. For purposes of this
39 subdivision, "reciprocal agreement" means a formal agreement to
40 exchange information between national taxing officials of Mexico

1 and taxing authorities of the State Board of Equalization, the
2 Franchise Tax Board, and the Employment Development
3 Department. Furthermore, the reciprocal agreement shall be limited
4 to the exchange of information that is essential for tax
5 administration purposes only. Taxing authorities of the State of
6 California shall be granted tax information only on California
7 residents. Taxing authorities of Mexico shall be granted tax
8 information only on Mexican nationals.

9 (r) To enable city and county planning agencies to develop
10 economic forecasts for planning purposes. The information shall
11 be limited to businesses within the jurisdiction of the city or county
12 whose planning agency is requesting the information, and shall
13 not include information regarding individual employees.

14 (s) To provide the State Department of Developmental Services
15 with wage and employer information that will assist in the
16 collection of moneys owed by the recipient, parent, or any other
17 legally liable individual for services and supports provided pursuant
18 to Chapter 9 (commencing with Section 4775) of Division 4.5 of,
19 and Chapter 2 (commencing with Section 7200) and Chapter 3
20 (commencing with Section 7500) of Division 7 of, the Welfare
21 and Institutions Code.

22 (t) To provide the State Board of Equalization with employment
23 tax information that will assist in the administration of tax
24 programs. The information shall be limited to the exchange of
25 employment tax information essential for tax administration
26 purposes to the extent permitted by federal law and regulations.

27 (u) Nothing in this section shall be construed to authorize or
28 permit the use of information obtained in the administration of this
29 code by any private collection agency.

30 (v) The disclosure of the name and address of an individual or
31 business entity that was issued an assessment that included
32 penalties under Section 1128 or 1128.1 shall not be in violation
33 of Section 1094 if the assessment is final. The disclosure may also
34 include any of the following:

- 35 (1) The total amount of the assessment.
- 36 (2) The amount of the penalty imposed under Section 1128 or
37 1128.1 that is included in the assessment.
- 38 (3) The facts that resulted in the charging of the penalty under
39 Section 1128 or 1128.1.

1 (w) To enable the Contractors' State License Board to verify
2 the employment history of an individual applying for licensure
3 pursuant to Section 7068 of the Business and Professions Code.

4 (x) To provide any peace officer with the Division of
5 Investigation in the Department of Consumer Affairs information
6 pursuant to subdivision (i) when the requesting peace officer has
7 been designated by the ~~Chief~~ *chief* of the Division of Investigation
8 and requests this information in the course of and as part of an
9 investigation into the commission of a crime or other unlawful act
10 when there is reasonable suspicion to believe that the crime or act
11 may be connected to the information requested and would lead to
12 relevant information regarding the crime or unlawful act.

13 (y) To enable the Labor Commissioner of the Division of Labor
14 Standards Enforcement in the Department of Industrial Relations
15 to identify, pursuant to Section 90.3 of the Labor Code, unlawfully
16 uninsured employers. The information shall be provided to the
17 extent permitted by federal law and regulations.

18 (z) To enable the Chancellor of the California Community
19 Colleges, in accordance with the requirements of Section 84754.5
20 of the Education Code, to obtain quarterly wage data, commencing
21 January 1, 1993, on students who have attended one or more
22 community colleges, to assess the impact of education on the
23 employment and earnings of students, to conduct the annual
24 evaluation of district-level and individual college performance in
25 achieving priority educational outcomes, and to submit the required
26 reports to the Legislature and the Governor. The information shall
27 be provided to the extent permitted by federal statutes and
28 regulations.

29 (aa) To enable the Public Employees' Retirement System to
30 seek criminal, civil, or administrative remedies in connection with
31 the unlawful application for, or receipt of, benefits provided under
32 Part 3 (commencing with Section 20000) of Division 5 of Title 2
33 of the Government Code.

34 (ab) To enable the State Department of Education, the University
35 of California, the California State University, and the Chancellor
36 of the California Community Colleges, pursuant to the
37 requirements prescribed by the federal American Recovery and
38 Reinvestment Act of 2009 (Public Law 111-5), to obtain quarterly
39 wage data, commencing July 1, 2010, on students who have
40 attended their respective systems to assess the impact of education

1 on the employment and earnings of those students, to conduct the
2 annual analysis of district-level and individual district or
3 postsecondary education system performance in achieving priority
4 educational outcomes, and to submit the required reports to the
5 Legislature and the Governor. The information shall be provided
6 to the extent permitted by federal statutes and regulations.

7 (ac) To provide the Agricultural Labor Relations Board with
8 employee, wage, and employer information, for use in the
9 investigation or enforcement of the
10 Alatorre-Zenovich-Dunlap-Berman Agricultural Labor Relations
11 Act of 1975 (Part 3.5 (commencing with Section 1140) of Division
12 2 of the Labor Code). The information shall be provided to the
13 extent permitted by federal statutes and regulations.

14 (ad) (1) To enable the State Department of Health Care
15 Services, the California Health Benefit Exchange, the Managed
16 Risk Medical Insurance Board, and county departments and
17 agencies to obtain information regarding employee wages,
18 California employer names and account numbers, employer reports
19 of wages and number of employees, and disability insurance and
20 unemployment insurance claim information, for the purpose of:

21 (A) Verifying or determining the eligibility of an applicant for,
22 or a recipient of, state health subsidy programs, limited to the
23 Medi-Cal Program, provided pursuant to Chapter 7 (commencing
24 with Section 14000) of Part 3 of Division 9 of the Welfare and
25 Institutions Code; the Healthy Families Program, provided pursuant
26 to Part 6.2 (commencing with Section 12693) of Division 2 of the
27 Insurance Code; and the Access for Infants and Mothers Program,
28 provided pursuant to Part 6.3 (commencing with Section 12695)
29 of Division 2 of the Insurance Code; where the verification or
30 determination is directly connected with, and limited to, the
31 administration of the state health subsidy programs referenced in
32 this subparagraph.

33 (B) Verifying or determining the eligibility of an applicant for,
34 or a recipient of, federal subsidies offered through the California
35 Health Benefit Exchange, provided pursuant to Title 22
36 (commencing with Section 100500) of the Government Code,
37 including federal tax credits and cost-sharing assistance pursuant
38 to the federal Patient Protection and Affordable Care Act (Public
39 Law 111-148), as amended by the federal Health Care and
40 Education Reconciliation Act of 2010 (Public Law 111-152), where

1 the verification or determination is directly connected with, and
2 limited to, the administration of the California Health Benefit
3 Exchange.

4 (C) Verifying or determining the eligibility of employees and
5 employers for health coverage through the Small Business Health
6 Options Program, provided pursuant to Section 100502 of the
7 Government Code, where the verification or determination is
8 directly connected with, and limited to, the administration of the
9 Small Business Health Options Program.

10 (2) The information provided under this subdivision shall be
11 subject to the requirements of, and provided to the extent permitted
12 by, federal law and regulations, including Part 603 of Title 20 of
13 the Code of Federal Regulations.

14 (ae) To provide any peace officer with the Investigations
15 Division of the Department of Motor Vehicles with information
16 pursuant to subdivision (i), when the requesting peace officer has
17 been designated by the Chief of the Investigations Division and
18 requests this information in the course of, and as part of, an
19 investigation into identity theft, counterfeiting, document fraud,
20 or consumer fraud, and there is reasonable suspicion that the crime
21 is a felony and that the information would lead to relevant evidence
22 regarding the identity theft, counterfeiting, document fraud, or
23 consumer fraud. The information provided pursuant to this
24 subdivision shall be provided to the extent permitted by federal
25 law and regulations, and to the extent the information is available
26 and accessible within the constraints and configurations of existing
27 department records. Any person who receives any information
28 under this subdivision shall make a written report of the
29 information to the Investigations Division of the Department of
30 Motor Vehicles, for filing under the normal procedures of that
31 division.

32 (af) To provide, to the extent permitted by federal law and
33 regulations, the Student Aid Commission with wage information
34 in order to verify the employment status of an individual applying
35 for a Cal Grant C award pursuant to subdivision (c) of Section
36 69439 of the Education Code.

37 *SEC. 2.2. Section 1095 of the Unemployment Insurance Code*
38 *is amended to read:*

39 1095. The director shall permit the use of any information in
40 his or her possession to the extent necessary for any of the

1 following purposes and may require reimbursement for all direct
2 costs incurred in providing any and all information specified in
3 this section, except information specified in subdivisions (a) to
4 (e), inclusive:

5 (a) To enable the director or his or her representative to carry
6 out his or her responsibilities under this code.

7 (b) To properly present a claim for benefits.

8 (c) To acquaint a worker or his or her authorized agent with his
9 or her existing or prospective right to benefits.

10 (d) To furnish an employer or his or her authorized agent with
11 information to enable him or her to fully discharge his or her
12 obligations or safeguard his or her rights under this division or
13 Division 3 (commencing with Section 9000).

14 (e) To enable an employer to receive a reduction in contribution
15 rate.

16 (f) To enable federal, state, or local ~~government~~ *governmental*
17 departments or agencies, subject to federal law, to verify or
18 determine the eligibility or entitlement of an applicant for, or a
19 recipient of, public social services provided pursuant to Division
20 9 (commencing with Section 10000) of the Welfare and Institutions
21 Code, or Part A of Title IV of the ~~Social Security Act~~, *federal*
22 *Social Security Act (42 U.S.C. Sec. 601 et seq.)*, where the
23 verification or determination is directly connected with, and limited
24 to, the administration of public social services.

25 (g) To enable county administrators of general relief or
26 assistance, or their representatives, to determine entitlement to
27 locally provided general relief or assistance, where the
28 determination is directly connected with, and limited to, the
29 administration of general relief or assistance.

30 (h) To enable state or local governmental departments or
31 agencies to seek criminal, civil, or administrative remedies in
32 connection with the unlawful application for, or receipt of, relief
33 provided under Division 9 (commencing with Section 10000) of
34 the Welfare and Institutions Code or to enable the collection of
35 expenditures for medical assistance services pursuant to Part 5
36 (commencing with Section 17000) of Division 9 of the Welfare
37 and Institutions Code.

38 (i) To provide any law enforcement agency with the name,
39 address, telephone number, birth date, social security number,
40 physical description, and names and addresses of present and past

1 employers, of any victim, suspect, missing person, potential
2 witness, or person for whom a felony arrest warrant has been
3 issued, when a request for this information is made by any
4 investigator or peace officer as defined by Sections 830.1 and
5 830.2 of the Penal Code, or by any federal law enforcement officer
6 to whom the Attorney General has delegated authority to enforce
7 federal search warrants, as defined under Sections 60.2 and 60.3
8 of Title 28 of the Code of Federal Regulations, as amended, and
9 when the requesting officer has been designated by the head of
10 the law enforcement agency and requests this information in the
11 course of and as a part of an investigation into the commission of
12 a crime when there is a reasonable suspicion that the crime is a
13 felony and that the information would lead to relevant evidence.
14 The information provided pursuant to this subdivision shall be
15 provided to the extent permitted by federal law and regulations,
16 and to the extent the information is available and accessible within
17 the constraints and configurations of existing department records.
18 Any person who receives any information under this subdivision
19 shall make a written report of the information to the law
20 enforcement agency that employs him or her, for filing under the
21 normal procedures of that agency.

22 (1) This subdivision shall not be construed to authorize the
23 release to any law enforcement agency of a general list identifying
24 individuals applying for or receiving benefits.

25 (2) The department shall maintain records pursuant to this
26 subdivision only for periods required under regulations or statutes
27 enacted for the administration of its programs.

28 (3) This subdivision shall not be construed as limiting the
29 information provided to law enforcement agencies to that pertaining
30 only to applicants for, or recipients of, benefits.

31 (4) The department shall notify all applicants for benefits that
32 release of confidential information from their records will not be
33 protected should there be a felony arrest warrant issued against
34 the applicant or in the event of an investigation by a law
35 enforcement agency into the commission of a felony.

36 (j) To provide public employee retirement systems in California
37 with information relating to the earnings of any person who has
38 applied for or is receiving a disability income, disability allowance,
39 or disability retirement allowance, from a public employee
40 retirement system. The earnings information shall be released only

1 upon written request from the governing board specifying that the
2 person has applied for or is receiving a disability allowance or
3 disability retirement allowance from its retirement system. The
4 request may be made by the chief executive officer of the system
5 or by an employee of the system so authorized and identified by
6 name and title by the chief executive officer in writing.

7 (k) To enable the Division of Labor Standards Enforcement in
8 the Department of Industrial Relations to seek criminal, civil, or
9 administrative remedies in connection with the failure to pay, or
10 the unlawful payment of, wages pursuant to Chapter 1
11 (commencing with Section 200) of Part 1 of Division 2 of, and
12 Chapter 1 (commencing with Section 1720) of Part 7 of Division
13 2 of, the Labor Code.

14 (l) To enable federal, state, or local governmental departments
15 or agencies to administer child support enforcement programs
16 under *Part D of* Title IV of the federal Social Security Act (42
17 U.S.C. Sec. 651 et seq.).

18 (m) To provide federal, state, or local governmental departments
19 or agencies with wage and claim information in its possession that
20 will assist those departments and agencies in the administration
21 of the Victims of Crime Program or in the location of victims of
22 crime who, by state mandate or court order, are entitled to
23 restitution that has been or can be recovered.

24 (n) To provide federal, state, or local governmental departments
25 or agencies with information concerning any individuals who are
26 or have been:

27 (1) Directed by state mandate or court order to pay restitution,
28 fines, penalties, assessments, or fees as a result of a violation of
29 law.

30 (2) Delinquent or in default on guaranteed student loans or who
31 owe repayment of funds received through other financial assistance
32 programs administered by those agencies. The information released
33 by the director for the purposes of this paragraph shall not include
34 unemployment insurance benefit information.

35 (o) To provide an authorized governmental agency with any or
36 all relevant information that relates to any specific workers'
37 compensation insurance fraud investigation. The information shall
38 be provided to the extent permitted by federal law and regulations.
39 For the purposes of this subdivision, "authorized governmental
40 agency" means the district attorney of any county, the office of

1 the Attorney General, the Contractors' State License Board, the
2 Department of Industrial Relations, and the Department of
3 Insurance. An authorized governmental agency may disclose this
4 information to the State Bar, the Medical Board of California, or
5 any other licensing board or department whose licensee is the
6 subject of a workers' compensation insurance fraud investigation.
7 This subdivision shall not prevent any authorized governmental
8 agency from reporting to any board or department the suspected
9 misconduct of any licensee of that body.

10 (p) To enable the Director of ~~the Bureau for Private~~
11 ~~Postsecondary Education, Consumer Affairs~~, or his or her
12 representatives, to access unemployment insurance quarterly wage
13 data on a case-by-case basis to verify information on school
14 administrators, school staff, and students provided by those schools
15 who are being investigated for possible violations of Chapter 8
16 (commencing with Section 94800) of Part 59 of Division 10 of
17 Title 3 of the Education Code.

18 (q) To provide employment tax information to the tax officials
19 of Mexico, if a reciprocal agreement exists. For purposes of this
20 subdivision, "reciprocal agreement" means a formal agreement to
21 exchange information between national taxing officials of Mexico
22 and taxing authorities of the State Board of Equalization, the
23 Franchise Tax Board, and the Employment Development
24 Department. Furthermore, the reciprocal agreement shall be limited
25 to the exchange of information that is essential for tax
26 administration purposes only. Taxing authorities of the State of
27 California shall be granted tax information only on California
28 residents. Taxing authorities of Mexico shall be granted tax
29 information only on Mexican nationals.

30 (r) To enable city and county planning agencies to develop
31 economic forecasts for planning purposes. The information shall
32 be limited to businesses within the jurisdiction of the city or county
33 whose planning agency is requesting the information, and shall
34 not include information regarding individual employees.

35 (s) To provide the State Department of Developmental Services
36 with wage and employer information that will assist in the
37 collection of moneys owed by the recipient, parent, or any other
38 legally liable individual for services and supports provided pursuant
39 to Chapter 9 (commencing with Section 4775) of Division 4.5 of,
40 and Chapter 2 (commencing with Section 7200) and Chapter 3

1 (commencing with Section 7500) of Division 7 of, the Welfare
2 and Institutions Code.

3 (t) To provide the State Board of Equalization with employment
4 tax information that will assist in the administration of tax
5 programs. The information shall be limited to the exchange of
6 employment tax information essential for tax administration
7 purposes to the extent permitted by federal law and regulations.

8 (u) Nothing in this section shall be construed to authorize or
9 permit the use of information obtained in the administration of this
10 code by any private collection agency.

11 (v) The disclosure of the name and address of an individual or
12 business entity that was issued an assessment that included
13 penalties under Section 1128 or 1128.1 shall not be in violation
14 of Section 1094 if the assessment is final. The disclosure may also
15 include any of the following:

16 (1) The total amount of the assessment.

17 (2) The amount of the penalty imposed under Section 1128 or
18 1128.1 that is included in the assessment.

19 (3) The facts that resulted in the charging of the penalty under
20 Section 1128 or 1128.1.

21 (w) To enable the Contractors' State License Board to verify
22 the employment history of an individual applying for licensure
23 pursuant to Section 7068 of the Business and Professions Code.

24 (x) To provide any peace officer with the Division of
25 Investigation in the Department of Consumer Affairs information
26 pursuant to subdivision (i) when the requesting peace officer has
27 been designated by the ~~Chief~~ *chief* of the Division of Investigation
28 and requests this information in the course of and as part of an
29 investigation into the commission of a crime or other unlawful act
30 when there is reasonable suspicion to believe that the crime or act
31 may be connected to the information requested and would lead to
32 relevant information regarding the crime or unlawful act.

33 (y) To enable the Labor Commissioner of the Division of Labor
34 Standards Enforcement in the Department of Industrial Relations
35 to identify, pursuant to Section 90.3 of the Labor Code, unlawfully
36 uninsured employers. The information shall be provided to the
37 extent permitted by federal law and regulations.

38 (z) To enable the Chancellor of the California Community
39 Colleges, in accordance with the requirements of Section 84754.5
40 of the Education Code, to obtain quarterly wage data, commencing

1 January 1, 1993, on students who have attended one or more
2 community colleges, to assess the impact of education on the
3 employment and earnings of students, to conduct the annual
4 evaluation of district-level and individual college performance in
5 achieving priority educational outcomes, and to submit the required
6 reports to the Legislature and the Governor. The information shall
7 be provided to the extent permitted by federal statutes and
8 regulations.

9 (aa) To enable the Public Employees' Retirement System to
10 seek criminal, civil, or administrative remedies in connection with
11 the unlawful application for, or receipt of, benefits provided under
12 Part 3 (commencing with Section 20000) of Division 5 of Title 2
13 of the Government Code.

14 (ab) To enable the State Department of Education, the University
15 of California, the California State University, and the Chancellor
16 of the California Community Colleges, pursuant to the
17 requirements prescribed by the federal American Recovery and
18 Reinvestment Act of 2009 (Public Law 111-5), to obtain quarterly
19 wage data, commencing July 1, 2010, on students who have
20 attended their respective systems to assess the impact of education
21 on the employment and earnings of those students, to conduct the
22 annual analysis of district-level and individual district or
23 postsecondary education system performance in achieving priority
24 educational outcomes, and to submit the required reports to the
25 Legislature and the Governor. The information shall be provided
26 to the extent permitted by federal statutes and regulations.

27 (ac) To provide the Agricultural Labor Relations Board with
28 employee, wage, and employer information, for use in the
29 investigation or enforcement of the
30 Alatorre-Zenovich-Dunlap-Berman Agricultural Labor Relations
31 Act of 1975 (Part 3.5 (commencing with Section 1140) of Division
32 2 of the Labor Code). The information shall be provided to the
33 extent permitted by federal statutes and regulations.

34 (ad) (1) To enable the State Department of Health Care
35 Services, the California Health Benefit Exchange, the Managed
36 Risk Medical Insurance Board, and county departments and
37 agencies to obtain information regarding employee wages,
38 California employer names and account numbers, employer reports
39 of wages and number of employees, and disability insurance and
40 unemployment insurance claim information, for the purpose of:

1 (A) Verifying or determining the eligibility of an applicant for,
2 or a recipient of, state health subsidy programs, limited to the
3 Medi-Cal Program, provided pursuant to Chapter 7 (commencing
4 with Section 14000) of Part 3 of Division 9 of the Welfare and
5 Institutions Code; the Healthy Families Program, provided pursuant
6 to Part 6.2 (commencing with Section 12693) of Division 2 of the
7 Insurance Code; and the Access for Infants and Mothers Program,
8 provided pursuant to Part 6.3 (commencing with Section 12695)
9 of Division 2 of the Insurance Code; where the verification or
10 determination is directly connected with, and limited to, the
11 administration of the state health subsidy programs referenced in
12 this subparagraph.

13 (B) Verifying or determining the eligibility of an applicant for,
14 or a recipient of, federal subsidies offered through the California
15 Health Benefit Exchange, provided pursuant to Title 22
16 (commencing with Section 100500) of the Government Code,
17 including federal tax credits and cost-sharing assistance pursuant
18 to the federal Patient Protection and Affordable Care Act (Public
19 Law 111-148), as amended by the federal Health Care and
20 Education Reconciliation Act of 2010 (Public Law 111-152), where
21 the verification or determination is directly connected with, and
22 limited to, the administration of the California Health Benefit
23 Exchange.

24 (C) Verifying or determining the eligibility of employees and
25 employers for health coverage through the Small Business Health
26 Options Program, provided pursuant to Section 100502 of the
27 Government Code, where the verification or determination is
28 directly connected with, and limited to, the administration of the
29 Small Business Health Options Program.

30 (2) The information provided under this subdivision shall be
31 subject to the requirements of, and provided to the extent permitted
32 by, federal law and regulations, including Part 603 of Title 20 of
33 the Code of Federal Regulations.

34 (ae) To provide any peace officer with the Investigations
35 Division of the Department of Motor Vehicles with information
36 pursuant to subdivision (i), when the requesting peace officer has
37 been designated by the Chief of the Investigations Division and
38 requests this information in the course of, and as part of, an
39 investigation into identity theft, counterfeiting, document fraud,
40 or consumer fraud, and there is reasonable suspicion that the crime

1 is a felony and that the information would lead to relevant evidence
2 regarding the identity theft, counterfeiting, document fraud, or
3 consumer fraud. The information provided pursuant to this
4 subdivision shall be provided to the extent permitted by federal
5 law and regulations, and to the extent the information is available
6 and accessible within the constraints and configurations of existing
7 department records. Any person who receives any information
8 under this subdivision shall make a written report of the
9 information to the Investigations Division of the Department of
10 Motor Vehicles, for filing under the normal procedures of that
11 division.

12 *(af) To provide, to the extent permitted by federal law and*
13 *regulations, the Student Aid Commission with wage information*
14 *in order to verify the employment status of an individual applying*
15 *for a Cal Grant C award pursuant to subdivision (c) of Section*
16 *69439 of the Education Code.*

17 *(ag) To enable the Department of Corrections and Rehabilitation*
18 *to obtain quarterly wage data of former inmates who have been*
19 *incarcerated within the prison system in order to assess the impact*
20 *of rehabilitation services or the lack of these services on the*
21 *employment and earnings of these former inmates. Quarterly data*
22 *for a former inmate's employment status and wage history shall*
23 *be provided for a period of one year, three years, and five years*
24 *following release. The data shall only be used for the purpose of*
25 *tracking outcomes for former inmates in order to assess the*
26 *effectiveness of rehabilitation strategies on the wages and*
27 *employment histories of those formerly incarcerated. The*
28 *information shall be provided to the department to the extent not*
29 *prohibited by federal law.*

30 *SEC. 2.5. Section 1095 of the Unemployment Insurance Code*
31 *is amended to read:*

32 1095. The director shall permit the use of any information in
33 his or her possession to the extent necessary for any of the
34 following purposes and may require reimbursement for all direct
35 costs incurred in providing any and all information specified in
36 this section, except information specified in subdivisions (a) to
37 (e), inclusive:

38 (a) To enable the director or his or her representative to carry
39 out his or her responsibilities under this code.

40 (b) To properly present a claim for benefits.

- 1 (c) To acquaint a worker or his or her authorized agent with his
2 or her existing or prospective right to benefits.
- 3 (d) To furnish an employer or his or her authorized agent with
4 information to enable him or her to fully discharge his or her
5 obligations or safeguard his or her rights under this division or
6 Division 3 (commencing with Section 9000).
- 7 (e) To enable an employer to receive a reduction in contribution
8 rate.
- 9 (f) To enable federal, state, or local ~~government~~ *governmental*
10 departments or agencies, subject to federal law, to verify or
11 determine the eligibility or entitlement of an applicant for, or a
12 recipient of, public social services provided pursuant to Division
13 9 (commencing with Section 10000) of the Welfare and Institutions
14 Code, or Part A of Title IV of the ~~Social Security Act~~, *federal*
15 *Social Security Act (42 U.S.C. Sec. 601 et seq.)*, where the
16 verification or determination is directly connected with, and limited
17 to, the administration of public social services.
- 18 (g) To enable county administrators of general relief or
19 assistance, or their representatives, to determine entitlement to
20 locally provided general relief or assistance, where the
21 determination is directly connected with, and limited to, the
22 administration of general relief or assistance.
- 23 (h) To enable state or local governmental departments or
24 agencies to seek criminal, civil, or administrative remedies in
25 connection with the unlawful application for, or receipt of, relief
26 provided under Division 9 (commencing with Section 10000) of
27 the Welfare and Institutions Code or to enable the collection of
28 expenditures for medical assistance services pursuant to Part 5
29 (commencing with Section 17000) of Division 9 of the Welfare
30 and Institutions Code.
- 31 (i) To provide any law enforcement agency with the name,
32 address, telephone number, birth date, social security number,
33 physical description, and names and addresses of present and past
34 employers, of any victim, suspect, missing person, potential
35 witness, or person for whom a felony arrest warrant has been
36 issued, when a request for this information is made by any
37 investigator or peace officer as defined by Sections 830.1 and
38 830.2 of the Penal Code, or by any federal law enforcement officer
39 to whom the Attorney General has delegated authority to enforce
40 federal search warrants, as defined under Sections 60.2 and 60.3

1 of Title 28 of the Code of Federal Regulations, as amended, and
2 when the requesting officer has been designated by the head of
3 the law enforcement agency and requests this information in the
4 course of and as a part of an investigation into the commission of
5 a crime when there is a reasonable suspicion that the crime is a
6 felony and that the information would lead to relevant evidence.
7 The information provided pursuant to this subdivision shall be
8 provided to the extent permitted by federal law and regulations,
9 and to the extent the information is available and accessible within
10 the constraints and configurations of existing department records.
11 Any person who receives any information under this subdivision
12 shall make a written report of the information to the law
13 enforcement agency that employs him or her, for filing under the
14 normal procedures of that agency.

15 (1) This subdivision shall not be construed to authorize the
16 release to any law enforcement agency of a general list identifying
17 individuals applying for or receiving benefits.

18 (2) The department shall maintain records pursuant to this
19 subdivision only for periods required under regulations or statutes
20 enacted for the administration of its programs.

21 (3) This subdivision shall not be construed as limiting the
22 information provided to law enforcement agencies to that pertaining
23 only to applicants for, or recipients of, benefits.

24 (4) The department shall notify all applicants for benefits that
25 release of confidential information from their records will not be
26 protected should there be a felony arrest warrant issued against
27 the applicant or in the event of an investigation by a law
28 enforcement agency into the commission of a felony.

29 (j) To provide public employee retirement systems in California
30 with information relating to the earnings of any person who has
31 applied for or is receiving a disability income, disability allowance,
32 or disability retirement allowance, from a public employee
33 retirement system. The earnings information shall be released only
34 upon written request from the governing board specifying that the
35 person has applied for or is receiving a disability allowance or
36 disability retirement allowance from its retirement system. The
37 request may be made by the chief executive officer of the system
38 or by an employee of the system so authorized and identified by
39 name and title by the chief executive officer in writing.

1 (k) To enable the Division of Labor Standards Enforcement in
2 the Department of Industrial Relations to seek criminal, civil, or
3 administrative remedies in connection with the failure to pay, or
4 the unlawful payment of, wages pursuant to Chapter 1
5 (commencing with Section 200) of Part 1 of Division 2 of, and
6 Chapter 1 (commencing with Section 1720) of Part 7 of Division
7 2 of, the Labor Code.

8 (l) To enable federal, state, or local governmental departments
9 or agencies to administer child support enforcement programs
10 under *Part D of Title IV* of the federal Social Security Act (42
11 U.S.C. Sec. 651 et seq.).

12 (m) To provide federal, state, or local governmental departments
13 or agencies with wage and claim information in its possession that
14 will assist those departments and agencies in the administration
15 of the Victims of Crime Program or in the location of victims of
16 crime who, by state mandate or court order, are entitled to
17 restitution that has been or can be recovered.

18 (n) To provide federal, state, or local governmental departments
19 or agencies with information concerning any individuals who are
20 or have been:

21 (1) Directed by state mandate or court order to pay restitution,
22 fines, penalties, assessments, or fees as a result of a violation of
23 law.

24 (2) Delinquent or in default on guaranteed student loans or who
25 owe repayment of funds received through other financial assistance
26 programs administered by those agencies. The information released
27 by the director for the purposes of this paragraph shall not include
28 unemployment insurance benefit information.

29 (o) To provide an authorized governmental agency with any or
30 all relevant information that relates to any specific workers'
31 compensation insurance fraud investigation. The information shall
32 be provided to the extent permitted by federal law and regulations.
33 For the purposes of this subdivision, "authorized governmental
34 agency" means the district attorney of any county, the office of
35 the Attorney General, the Contractors' State License Board, the
36 Department of Industrial Relations, and the Department of
37 Insurance. An authorized governmental agency may disclose this
38 information to the State Bar, the Medical Board of California, or
39 any other licensing board or department whose licensee is the
40 subject of a workers' compensation insurance fraud investigation.

1 This subdivision shall not prevent any authorized governmental
2 agency from reporting to any board or department the suspected
3 misconduct of any licensee of that body.

4 (p) To enable the Director of ~~the Bureau for Private~~
5 ~~Postsecondary Education, Consumer Affairs,~~ or his or her
6 representatives, to access unemployment insurance quarterly wage
7 data on a case-by-case basis to verify information on school
8 administrators, school staff, and students provided by those schools
9 who are being investigated for possible violations of Chapter 8
10 (commencing with Section 94800) of Part 59 of Division 10 of
11 Title 3 of the Education Code.

12 (q) To provide employment tax information to the tax officials
13 of Mexico, if a reciprocal agreement exists. For purposes of this
14 subdivision, “reciprocal agreement” means a formal agreement to
15 exchange information between national taxing officials of Mexico
16 and taxing authorities of the State Board of Equalization, the
17 Franchise Tax Board, and the Employment Development
18 Department. Furthermore, the reciprocal agreement shall be limited
19 to the exchange of information that is essential for tax
20 administration purposes only. Taxing authorities of the State of
21 California shall be granted tax information only on California
22 residents. Taxing authorities of Mexico shall be granted tax
23 information only on Mexican nationals.

24 (r) To enable city and county planning agencies to develop
25 economic forecasts for planning purposes. The information shall
26 be limited to businesses within the jurisdiction of the city or county
27 whose planning agency is requesting the information, and shall
28 not include information regarding individual employees.

29 (s) To provide the State Department of Developmental Services
30 with wage and employer information that will assist in the
31 collection of moneys owed by the recipient, parent, or any other
32 legally liable individual for services and supports provided pursuant
33 to Chapter 9 (commencing with Section 4775) of Division 4.5 of,
34 and Chapter 2 (commencing with Section 7200) and Chapter 3
35 (commencing with Section 7500) of Division 7 of, the Welfare
36 and Institutions Code.

37 (t) To provide the State Board of Equalization with employment
38 tax information that will assist in the administration of tax
39 programs. The information shall be limited to the exchange of

1 employment tax information essential for tax administration
2 purposes to the extent permitted by federal law and regulations.

3 (u) Nothing in this section shall be construed to authorize or
4 permit the use of information obtained in the administration of this
5 code by any private collection agency.

6 (v) The disclosure of the name and address of an individual or
7 business entity that was issued an assessment that included
8 penalties under Section 1128 or 1128.1 shall not be in violation
9 of Section 1094 if the assessment is final. The disclosure may also
10 include any of the following:

11 (1) The total amount of the assessment.

12 (2) The amount of the penalty imposed under Section 1128 or
13 1128.1 that is included in the assessment.

14 (3) The facts that resulted in the charging of the penalty under
15 Section 1128 or 1128.1.

16 (w) To enable the Contractors' State License Board to verify
17 the employment history of an individual applying for licensure
18 pursuant to Section 7068 of the Business and Professions Code.

19 (x) To provide any peace officer with the Division of
20 Investigation in the Department of Consumer Affairs information
21 pursuant to subdivision (i) when the requesting peace officer has
22 been designated by the ~~Chief~~ *chief* of the Division of Investigation
23 and requests this information in the course of and as part of an
24 investigation into the commission of a crime or other unlawful act
25 when there is reasonable suspicion to believe that the crime or act
26 may be connected to the information requested and would lead to
27 relevant information regarding the crime or unlawful act.

28 (y) To enable the Labor Commissioner of the Division of Labor
29 Standards Enforcement in the Department of Industrial Relations
30 to identify, pursuant to Section 90.3 of the Labor Code, unlawfully
31 uninsured employers. The information shall be provided to the
32 extent permitted by federal law and regulations.

33 (z) To enable the Chancellor of the California Community
34 Colleges, in accordance with the requirements of Section 84754.5
35 of the Education Code, to obtain quarterly wage data, commencing
36 January 1, 1993, on students who have attended one or more
37 community colleges, to assess the impact of education on the
38 employment and earnings of students, to conduct the annual
39 evaluation of district-level and individual college performance in
40 achieving priority educational outcomes, and to submit the required

1 reports to the Legislature and the Governor. The information shall
2 be provided to the extent permitted by federal statutes and
3 regulations.

4 (aa) To enable the Public Employees' Retirement System to
5 seek criminal, civil, or administrative remedies in connection with
6 the unlawful application for, or receipt of, benefits provided under
7 Part 3 (commencing with Section 20000) of Division 5 of Title 2
8 of the Government Code.

9 (ab) To enable the State Department of Education, the University
10 of California, the California State University, and the Chancellor
11 of the California Community Colleges, pursuant to the
12 requirements prescribed by the federal American Recovery and
13 Reinvestment Act of 2009 (Public Law 111-5), to obtain quarterly
14 wage data, commencing July 1, 2010, on students who have
15 attended their respective systems to assess the impact of education
16 on the employment and earnings of those students, to conduct the
17 annual analysis of district-level and individual district or
18 postsecondary education system performance in achieving priority
19 educational outcomes, and to submit the required reports to the
20 Legislature and the Governor. The information shall be provided
21 to the extent permitted by federal statutes and regulations.

22 (ac) To provide the Agricultural Labor Relations Board with
23 employee, wage, and employer information, for use in the
24 investigation or enforcement of the
25 Alatorre-Zenovich-Dunlap-Berman Agricultural Labor Relations
26 Act of 1975 (Part 3.5 (commencing with Section 1140) of Division
27 2 of the Labor Code). The information shall be provided to the
28 extent permitted by federal statutes and regulations.

29 (ad) (1) To enable the State Department of Health Care
30 Services, the California Health Benefit Exchange, the Managed
31 Risk Medical Insurance Board, and county departments and
32 agencies to obtain information regarding employee wages,
33 California employer names and account numbers, employer reports
34 of wages and number of employees, and disability insurance and
35 unemployment insurance claim information, for the purpose of:

36 (A) Verifying or determining the eligibility of an applicant for,
37 or a recipient of, state health subsidy programs, limited to the
38 Medi-Cal Program, provided pursuant to Chapter 7 (commencing
39 with Section 14000) of Part 3 of Division 9 of the Welfare and
40 Institutions Code; the Healthy Families Program, provided pursuant

1 to Part 6.2 (commencing with Section 12693) of Division 2 of the
2 Insurance Code; and the Access for Infants and Mothers Program,
3 provided pursuant to Part 6.3 (commencing with Section 12695)
4 of Division 2 of the Insurance Code; where the verification or
5 determination is directly connected with, and limited to, the
6 administration of the state health subsidy programs referenced in
7 this subparagraph.

8 (B) Verifying or determining the eligibility of an applicant for,
9 or a recipient of, federal subsidies offered through the California
10 Health Benefit Exchange, provided pursuant to Title 22
11 (commencing with Section 100500) of the Government Code,
12 including federal tax credits and cost-sharing assistance pursuant
13 to the federal Patient Protection and Affordable Care Act (Public
14 Law 111-148), as amended by the federal Health Care and
15 Education Reconciliation Act of 2010 (Public Law 111-152), where
16 the verification or determination is directly connected with, and
17 limited to, the administration of the California Health Benefit
18 Exchange.

19 (C) Verifying or determining the eligibility of employees and
20 employers for health coverage through the Small Business Health
21 Options Program, provided pursuant to Section 100502 of the
22 Government Code, where the verification or determination is
23 directly connected with, and limited to, the administration of the
24 Small Business Health Options Program.

25 (2) The information provided under this subdivision shall be
26 subject to the requirements of, and provided to the extent permitted
27 by, federal law and regulations, including Part 603 of Title 20 of
28 the Code of Federal Regulations.

29 (ae) To provide any peace officer with the Investigations
30 Division of the Department of Motor Vehicles with information
31 pursuant to subdivision (i), when the requesting peace officer has
32 been designated by the Chief of the Investigations Division and
33 requests this information in the course of, and as part of, an
34 investigation into identity theft, counterfeiting, document fraud,
35 or consumer fraud, and there is reasonable suspicion that the crime
36 is a felony and that the information would lead to relevant evidence
37 regarding the identity theft, counterfeiting, document fraud, or
38 consumer fraud. The information provided pursuant to this
39 subdivision shall be provided to the extent permitted by federal
40 law and regulations, and to the extent the information is available

1 and accessible within the constraints and configurations of existing
2 department records. Any person who receives any information
3 under this subdivision shall make a written report of the
4 information to the Investigations Division of the Department of
5 Motor Vehicles, for filing under the normal procedures of that
6 division.

7 *(af) To provide, to the extent permitted by federal law and*
8 *regulations, the Student Aid Commission with wage information*
9 *in order to verify the employment status of an individual applying*
10 *for a Cal Grant C award pursuant to subdivision (c) of Section*
11 *69439 of the Education Code.*

12 *(ag) To enable the Department of Finance to prepare and submit*
13 *the report required by Section 13084 of the Government Code that*
14 *identifies all employers in California that employ 50 or more*
15 *employees who receive benefits from either of the following*
16 *programs: the Medi-Cal program (Chapter 7 (commencing with*
17 *Section 14000) of Part 3 of Division 9 of the Welfare and*
18 *Institutions Code) or the CalFresh program (Chapter 10*
19 *(commencing with Section 18900) of Part 6 of Division 9 of the*
20 *Welfare and Institutions Code). The information used for this*
21 *purpose shall be limited to information obtained pursuant to*
22 *Section 11026.5 of the Welfare and Institutions Code and from the*
23 *administration of personal income tax wage withholding pursuant*
24 *to Division 6 (commencing with Section 13000) and the disability*
25 *insurance program and may be disclosed to the Department of*
26 *Finance only for the purpose of preparing and submitting the*
27 *report and only to the extent not prohibited by federal law.*

28 *SEC. 2.8. Section 1095 of the Unemployment Insurance Code*
29 *is amended to read:*

30 1095. The director shall permit the use of any information in
31 his or her possession to the extent necessary for any of the
32 following purposes and may require reimbursement for all direct
33 costs incurred in providing any and all information specified in
34 this section, except information specified in subdivisions (a) to
35 (e), inclusive:

36 (a) To enable the director or his or her representative to carry
37 out his or her responsibilities under this code.

38 (b) To properly present a claim for benefits.

39 (c) To acquaint a worker or his or her authorized agent with his
40 or her existing or prospective right to benefits.

1 (d) To furnish an employer or his or her authorized agent with
2 information to enable him or her to fully discharge his or her
3 obligations or safeguard his or her rights under this division or
4 Division 3 (commencing with Section 9000).

5 (e) To enable an employer to receive a reduction in contribution
6 rate.

7 (f) To enable federal, state, or local ~~government~~ *governmental*
8 departments or agencies, subject to federal law, to verify or
9 determine the eligibility or entitlement of an applicant for, or a
10 recipient of, public social services provided pursuant to Division
11 9 (commencing with Section 10000) of the Welfare and Institutions
12 Code, or Part A of Title IV of the ~~Social Security Act~~, *federal*
13 *Social Security Act (42 U.S.C. Sec. 601 et seq.)*, where the
14 verification or determination is directly connected with, and limited
15 to, the administration of public social services.

16 (g) To enable county administrators of general relief or
17 assistance, or their representatives, to determine entitlement to
18 locally provided general relief or assistance, where the
19 determination is directly connected with, and limited to, the
20 administration of general relief or assistance.

21 (h) To enable state or local governmental departments or
22 agencies to seek criminal, civil, or administrative remedies in
23 connection with the unlawful application for, or receipt of, relief
24 provided under Division 9 (commencing with Section 10000) of
25 the Welfare and Institutions Code or to enable the collection of
26 expenditures for medical assistance services pursuant to Part 5
27 (commencing with Section 17000) of Division 9 of the Welfare
28 and Institutions Code.

29 (i) To provide any law enforcement agency with the name,
30 address, telephone number, birth date, social security number,
31 physical description, and names and addresses of present and past
32 employers, of any victim, suspect, missing person, potential
33 witness, or person for whom a felony arrest warrant has been
34 issued, when a request for this information is made by any
35 investigator or peace officer as defined by Sections 830.1 and
36 830.2 of the Penal Code, or by any federal law enforcement officer
37 to whom the Attorney General has delegated authority to enforce
38 federal search warrants, as defined under Sections 60.2 and 60.3
39 of Title 28 of the Code of Federal Regulations, as amended, and
40 when the requesting officer has been designated by the head of

1 the law enforcement agency and requests this information in the
2 course of and as a part of an investigation into the commission of
3 a crime when there is a reasonable suspicion that the crime is a
4 felony and that the information would lead to relevant evidence.
5 The information provided pursuant to this subdivision shall be
6 provided to the extent permitted by federal law and regulations,
7 and to the extent the information is available and accessible within
8 the constraints and configurations of existing department records.
9 Any person who receives any information under this subdivision
10 shall make a written report of the information to the law
11 enforcement agency that employs him or her, for filing under the
12 normal procedures of that agency.

13 (1) This subdivision shall not be construed to authorize the
14 release to any law enforcement agency of a general list identifying
15 individuals applying for or receiving benefits.

16 (2) The department shall maintain records pursuant to this
17 subdivision only for periods required under regulations or statutes
18 enacted for the administration of its programs.

19 (3) This subdivision shall not be construed as limiting the
20 information provided to law enforcement agencies to that pertaining
21 only to applicants for, or recipients of, benefits.

22 (4) The department shall notify all applicants for benefits that
23 release of confidential information from their records will not be
24 protected should there be a felony arrest warrant issued against
25 the applicant or in the event of an investigation by a law
26 enforcement agency into the commission of a felony.

27 (j) To provide public employee retirement systems in California
28 with information relating to the earnings of any person who has
29 applied for or is receiving a disability income, disability allowance,
30 or disability retirement allowance, from a public employee
31 retirement system. The earnings information shall be released only
32 upon written request from the governing board specifying that the
33 person has applied for or is receiving a disability allowance or
34 disability retirement allowance from its retirement system. The
35 request may be made by the chief executive officer of the system
36 or by an employee of the system so authorized and identified by
37 name and title by the chief executive officer in writing.

38 (k) To enable the Division of Labor Standards Enforcement in
39 the Department of Industrial Relations to seek criminal, civil, or
40 administrative remedies in connection with the failure to pay, or

1 the unlawful payment of, wages pursuant to Chapter 1
2 (commencing with Section 200) of Part 1 of Division 2 of, and
3 Chapter 1 (commencing with Section 1720) of Part 7 of Division
4 2 of, the Labor Code.

5 (l) To enable federal, state, or local governmental departments
6 or agencies to administer child support enforcement programs
7 under *Part D of* Title IV of the federal Social Security Act (42
8 U.S.C. Sec. 651 et seq.).

9 (m) To provide federal, state, or local governmental departments
10 or agencies with wage and claim information in its possession that
11 will assist those departments and agencies in the administration
12 of the Victims of Crime Program or in the location of victims of
13 crime who, by state mandate or court order, are entitled to
14 restitution that has been or can be recovered.

15 (n) To provide federal, state, or local governmental departments
16 or agencies with information concerning any individuals who are
17 or have been:

18 (1) Directed by state mandate or court order to pay restitution,
19 fines, penalties, assessments, or fees as a result of a violation of
20 law.

21 (2) Delinquent or in default on guaranteed student loans or who
22 owe repayment of funds received through other financial assistance
23 programs administered by those agencies. The information released
24 by the director for the purposes of this paragraph shall not include
25 unemployment insurance benefit information.

26 (o) To provide an authorized governmental agency with any or
27 all relevant information that relates to any specific workers'
28 compensation insurance fraud investigation. The information shall
29 be provided to the extent permitted by federal law and regulations.
30 For the purposes of this subdivision, "authorized governmental
31 agency" means the district attorney of any county, the office of
32 the Attorney General, the Contractors' State License Board, the
33 Department of Industrial Relations, and the Department of
34 Insurance. An authorized governmental agency may disclose this
35 information to the State Bar, the Medical Board of California, or
36 any other licensing board or department whose licensee is the
37 subject of a workers' compensation insurance fraud investigation.
38 This subdivision shall not prevent any authorized governmental
39 agency from reporting to any board or department the suspected
40 misconduct of any licensee of that body.

1 (p) To enable the Director of ~~the Bureau for Private~~
2 ~~Postsecondary Education, Consumer Affairs~~, or his or her
3 representatives, to access unemployment insurance quarterly wage
4 data on a case-by-case basis to verify information on school
5 administrators, school staff, and students provided by those schools
6 who are being investigated for possible violations of Chapter 8
7 (commencing with Section 94800) of Part 59 of Division 10 of
8 Title 3 of the Education Code.

9 (q) To provide employment tax information to the tax officials
10 of Mexico, if a reciprocal agreement exists. For purposes of this
11 subdivision, “reciprocal agreement” means a formal agreement to
12 exchange information between national taxing officials of Mexico
13 and taxing authorities of the State Board of Equalization, the
14 Franchise Tax Board, and the Employment Development
15 Department. Furthermore, the reciprocal agreement shall be limited
16 to the exchange of information that is essential for tax
17 administration purposes only. Taxing authorities of the State of
18 California shall be granted tax information only on California
19 residents. Taxing authorities of Mexico shall be granted tax
20 information only on Mexican nationals.

21 (r) To enable city and county planning agencies to develop
22 economic forecasts for planning purposes. The information shall
23 be limited to businesses within the jurisdiction of the city or county
24 whose planning agency is requesting the information, and shall
25 not include information regarding individual employees.

26 (s) To provide the State Department of Developmental Services
27 with wage and employer information that will assist in the
28 collection of moneys owed by the recipient, parent, or any other
29 legally liable individual for services and supports provided pursuant
30 to Chapter 9 (commencing with Section 4775) of Division 4.5 of,
31 and Chapter 2 (commencing with Section 7200) and Chapter 3
32 (commencing with Section 7500) of Division 7 of, the Welfare
33 and Institutions Code.

34 (t) To provide the State Board of Equalization with employment
35 tax information that will assist in the administration of tax
36 programs. The information shall be limited to the exchange of
37 employment tax information essential for tax administration
38 purposes to the extent permitted by federal law and regulations.

1 (u) Nothing in this section shall be construed to authorize or
2 permit the use of information obtained in the administration of this
3 code by any private collection agency.

4 (v) The disclosure of the name and address of an individual or
5 business entity that was issued an assessment that included
6 penalties under Section 1128 or 1128.1 shall not be in violation
7 of Section 1094 if the assessment is final. The disclosure may also
8 include any of the following:

9 (1) The total amount of the assessment.

10 (2) The amount of the penalty imposed under Section 1128 or
11 1128.1 that is included in the assessment.

12 (3) The facts that resulted in the charging of the penalty under
13 Section 1128 or 1128.1.

14 (w) To enable the Contractors' State License Board to verify
15 the employment history of an individual applying for licensure
16 pursuant to Section 7068 of the Business and Professions Code.

17 (x) To provide any peace officer with the Division of
18 Investigation in the Department of Consumer Affairs information
19 pursuant to subdivision (i) when the requesting peace officer has
20 been designated by the ~~Chief~~ *chief* of the Division of Investigation
21 and requests this information in the course of and as part of an
22 investigation into the commission of a crime or other unlawful act
23 when there is reasonable suspicion to believe that the crime or act
24 may be connected to the information requested and would lead to
25 relevant information regarding the crime or unlawful act.

26 (y) To enable the Labor Commissioner of the Division of Labor
27 Standards Enforcement in the Department of Industrial Relations
28 to identify, pursuant to Section 90.3 of the Labor Code, unlawfully
29 uninsured employers. The information shall be provided to the
30 extent permitted by federal law and regulations.

31 (z) To enable the Chancellor of the California Community
32 Colleges, in accordance with the requirements of Section 84754.5
33 of the Education Code, to obtain quarterly wage data, commencing
34 January 1, 1993, on students who have attended one or more
35 community colleges, to assess the impact of education on the
36 employment and earnings of students, to conduct the annual
37 evaluation of district-level and individual college performance in
38 achieving priority educational outcomes, and to submit the required
39 reports to the Legislature and the Governor. The information shall

1 be provided to the extent permitted by federal statutes and
2 regulations.

3 (aa) To enable the Public Employees' Retirement System to
4 seek criminal, civil, or administrative remedies in connection with
5 the unlawful application for, or receipt of, benefits provided under
6 Part 3 (commencing with Section 20000) of Division 5 of Title 2
7 of the Government Code.

8 (ab) To enable the State Department of Education, the University
9 of California, the California State University, and the Chancellor
10 of the California Community Colleges, pursuant to the
11 requirements prescribed by the federal American Recovery and
12 Reinvestment Act of 2009 (Public Law 111-5), to obtain quarterly
13 wage data, commencing July 1, 2010, on students who have
14 attended their respective systems to assess the impact of education
15 on the employment and earnings of those students, to conduct the
16 annual analysis of district-level and individual district or
17 postsecondary education system performance in achieving priority
18 educational outcomes, and to submit the required reports to the
19 Legislature and the Governor. The information shall be provided
20 to the extent permitted by federal statutes and regulations.

21 (ac) To provide the Agricultural Labor Relations Board with
22 employee, wage, and employer information, for use in the
23 investigation or enforcement of the
24 Alatorre-Zenovich-Dunlap-Berman Agricultural Labor Relations
25 Act of 1975 (Part 3.5 (commencing with Section 1140) of Division
26 2 of the Labor Code). The information shall be provided to the
27 extent permitted by federal statutes and regulations.

28 (ad) (1) To enable the State Department of Health Care
29 Services, the California Health Benefit Exchange, the Managed
30 Risk Medical Insurance Board, and county departments and
31 agencies to obtain information regarding employee wages,
32 California employer names and account numbers, employer reports
33 of wages and number of employees, and disability insurance and
34 unemployment insurance claim information, for the purpose of:

35 (A) Verifying or determining the eligibility of an applicant for,
36 or a recipient of, state health subsidy programs, limited to the
37 Medi-Cal Program, provided pursuant to Chapter 7 (commencing
38 with Section 14000) of Part 3 of Division 9 of the Welfare and
39 Institutions Code; the Healthy Families Program, provided pursuant
40 to Part 6.2 (commencing with Section 12693) of Division 2 of the

1 Insurance Code; and the Access for Infants and Mothers Program,
2 provided pursuant to Part 6.3 (commencing with Section 12695)
3 of Division 2 of the Insurance Code; where the verification or
4 determination is directly connected with, and limited to, the
5 administration of the state health subsidy programs referenced in
6 this subparagraph.

7 (B) Verifying or determining the eligibility of an applicant for,
8 or a recipient of, federal subsidies offered through the California
9 Health Benefit Exchange, provided pursuant to Title 22
10 (commencing with Section 100500) of the Government Code,
11 including federal tax credits and cost-sharing assistance pursuant
12 to the federal Patient Protection and Affordable Care Act (Public
13 Law 111-148), as amended by the federal Health Care and
14 Education Reconciliation Act of 2010 (Public Law 111-152), where
15 the verification or determination is directly connected with, and
16 limited to, the administration of the California Health Benefit
17 Exchange.

18 (C) Verifying or determining the eligibility of employees and
19 employers for health coverage through the Small Business Health
20 Options Program, provided pursuant to Section 100502 of the
21 Government Code, where the verification or determination is
22 directly connected with, and limited to, the administration of the
23 Small Business Health Options Program.

24 (2) The information provided under this subdivision shall be
25 subject to the requirements of, and provided to the extent permitted
26 by, federal law and regulations, including Part 603 of Title 20 of
27 the Code of Federal Regulations.

28 (ae) To provide any peace officer with the Investigations
29 Division of the Department of Motor Vehicles with information
30 pursuant to subdivision (i), when the requesting peace officer has
31 been designated by the Chief of the Investigations Division and
32 requests this information in the course of, and as part of, an
33 investigation into identity theft, counterfeiting, document fraud,
34 or consumer fraud, and there is reasonable suspicion that the crime
35 is a felony and that the information would lead to relevant evidence
36 regarding the identity theft, counterfeiting, document fraud, or
37 consumer fraud. The information provided pursuant to this
38 subdivision shall be provided to the extent permitted by federal
39 law and regulations, and to the extent the information is available
40 and accessible within the constraints and configurations of existing

1 department records. Any person who receives any information
2 under this subdivision shall make a written report of the
3 information to the Investigations Division of the Department of
4 Motor Vehicles, for filing under the normal procedures of that
5 division.

6 *(af) To provide, to the extent permitted by federal law and*
7 *regulations, the Student Aid Commission with wage information*
8 *in order to verify the employment status of an individual applying*
9 *for a Cal Grant C award pursuant to subdivision (c) of Section*
10 *69439 of the Education Code.*

11 *(ag) To enable the Department of Corrections and Rehabilitation*
12 *to obtain quarterly wage data of former inmates who have been*
13 *incarcerated within the prison system in order to assess the impact*
14 *of rehabilitation services or the lack of these services on the*
15 *employment and earnings of these former inmates. Quarterly data*
16 *for a former inmate's employment status and wage history shall*
17 *be provided for a period of one year, three years, and five years*
18 *following release. The data shall only be used for the purpose of*
19 *tracking outcomes for former inmates in order to assess the*
20 *effectiveness of rehabilitation strategies on the wages and*
21 *employment histories of those formerly incarcerated. The*
22 *information shall be provided to the department to the extent not*
23 *prohibited by federal law.*

24 *(ah) To enable the Department of Finance to prepare and submit*
25 *the report required by Section 13084 of the Government Code that*
26 *identifies all employers in California that employ 50 or more*
27 *employees who receive benefits from either of the following*
28 *programs: the Medi-Cal program (Chapter 7 (commencing with*
29 *Section 14000) of Part 3 of Division 9 of the Welfare and*
30 *Institutions Code) or the CalFresh program (Chapter 10*
31 *(commencing with Section 18900) of Part 6 of Division 9 of the*
32 *Welfare and Institutions Code). The information used for this*
33 *purpose shall be limited to information obtained pursuant to*
34 *Section 11026.5 of the Welfare and Institutions Code and from the*
35 *administration of personal income tax wage withholding pursuant*
36 *to Division 6 (commencing with Section 13000) and the disability*
37 *insurance program and may be disclosed to the Department of*
38 *Finance only for the purpose of preparing and submitting the*
39 *report and only to the extent not prohibited by federal law.*

1 *SEC. 3. (a) Section 2.2 of this bill incorporates amendments*
2 *to Section 1095 of the Unemployment Insurance Code proposed*
3 *by both this bill and Senate Bill 1141. It shall only become*
4 *operative if (1) both bills are enacted and become effective on or*
5 *before January 1, 2015, (2) each bill amends Section 1095 of the*
6 *Unemployment Insurance Code, and (3) Assembly Bill 1792 is not*
7 *enacted or as enacted does not amend that section, and (4) this*
8 *bill is enacted after Senate Bill 1141, in which case Sections 2,*
9 *2.5, and 2.8 of this bill shall not become operative.*

10 *(b) Section 2.5 of this bill incorporates amendments to Section*
11 *1095 of the Unemployment Insurance Code proposed by both this*
12 *bill and Assembly Bill 1792. It shall only become operative if (1)*
13 *both bills are enacted and become effective on or before January*
14 *1, 2015, (2) each bill amends Section 1095 of the Unemployment*
15 *Insurance Code, (3) Senate Bill 1141 is not enacted or as enacted*
16 *does not amend that section, and (4) this bill is enacted after*
17 *Assembly Bill 1792 in which case Sections 2, 2.2, and 2.8 of this*
18 *bill shall not become operative.*

19 *(c) Section 2.8 of this bill incorporates amendments to Section*
20 *1095 of the Unemployment Insurance Code proposed by this bill,*
21 *Senate Bill 1141, and Assembly Bill 1792. It shall only become*
22 *operative if (1) all three bills are enacted and become effective on*
23 *or before January 1, 2015, (2) all three bills amend Section 1095*
24 *of the Unemployment Insurance Code, and (3) this bill is enacted*
25 *after Senate Bill 1141 and Assembly Bill 1792, in which case*
26 *Sections 2, 2.2, and 2.5 of this bill shall not become operative.*