

ASSEMBLY BILL

No. 811

Introduced by Assembly Member Salas

February 26, 2015

An act to amend Section 19635 of the Government Code, relating to public employment.

LEGISLATIVE COUNSEL'S DIGEST

AB 811, as introduced, Salas. Public employees: rights.

Existing law requires notice of any adverse action against any state employee for any cause for discipline based on any civil service law to be served within 3 years after the cause for discipline, upon which the notice is based, first arose. Existing law provides that an adverse action based on fraud, embezzlement, or the falsification of records is valid if notice of the adverse action is served within 3 years after the discovery of the fraud, embezzlement, or falsification.

This bill would reduce those timeframes to one year.

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 19635 of the Government Code is
2 amended to read:
3 19635. No adverse action shall be valid against any state
4 employee for any cause for discipline based on any civil service
5 law of this state, unless notice of the adverse action is served within
6 ~~three years~~ *one year* after the cause for discipline, upon which the
7 notice is based, first arose. Adverse action based on fraud,

- 1 embezzlement, or the falsification of records shall be valid, if
- 2 notice of the adverse action is served within ~~three years~~ *one year*
- 3 after the discovery of the fraud, embezzlement, or falsification.