

AMENDED IN ASSEMBLY APRIL 28, 2016

AMENDED IN ASSEMBLY APRIL 12, 2016

CALIFORNIA LEGISLATURE—2015–16 REGULAR SESSION

**ASSEMBLY BILL**

**No. 2453**

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**Introduced by Assembly Member Rodriguez**

February 19, 2016

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An act to amend Section 53115.1 of the Government Code, relating to emergency services.

LEGISLATIVE COUNSEL'S DIGEST

AB 2453, as amended, Rodriguez. Emergency services: State 911 Advisory Board.

Existing law establishes the State 911 Advisory ~~Board~~ *Board*, which is composed of 11 members who meet quarterly in public sessions and are appointed by, and serve at the pleasure ~~of~~ *of*, the Governor.

This bill would increase the membership to 13 members, as specified.

This bill would also prohibit a representative from the California Emergency Medical Services ~~Authority, communications industry, cellular technology~~ or *with a background in the telecommunications industry, or public safety communications field industry* from being a member of the board if, during the 2 years prior to appointment on the board, he or she received a substantial portion of his or her income from a listed professional category or industry.

Existing law, the Political Reform Act of 1974, generally prohibits a public official at any level of state or local government from making, participating in making, or in any way attempting to use his or her official position to influence a governmental decision in which he or she knows, or has reason to know, he or she has a financial interest.

This bill would prohibit a member of the advisory board from personally and substantially participating, as specified, in a claim, contract, controversy, determination, plan, study, or other matter in which the advisory board is a party or has an interest, if the member of the advisory board has knowledge that he or she, his or her spouse, minor child, or partner, or an organization, as specified, for which the member of the advisory board currently serves as an officer, director, trustee, partner, or employee or has served in this position within the 2 year period prior to his or her appointment to the advisory board has a direct or indirect financial interest in the matter.

This bill would prohibit a member of the advisory board from acting as an agent, attorney, or employee for any party other than the state when the advisory board is a party to or has a direct, substantial interest in a judicial or other proceeding, hearing, application, request for a ruling, or other determination, contract, claim, controversy, study, plan, or other particular matter.

This bill would also prohibit a representative from the California Emergency Medical Services ~~Authority, communications industry, cellular technology or telecommunications industry, or public safety communications field~~ Authority or with a background in the telecommunications industry from being employed within a listed professional category or industry within 2 years after he or she ceases to be a member of the board.

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 53115.1 of the Government Code is
- 2 amended to read:
- 3 53115.1. (a) There is in state government the State 911
- 4 Advisory Board.
- 5 (b) The advisory board shall be composed of the following
- 6 members appointed by the Governor who shall serve at the pleasure
- 7 of the Governor:
- 8 (1) The Chief of the Public Safety Communications Division
- 9 shall serve as the nonvoting chair of the board.
- 10 (2) One representative from the Department of the California
- 11 Highway Patrol.

1 (3) Two representatives on the recommendation of the California  
2 Police Chiefs Association.

3 (4) Two representatives on the recommendation of the California  
4 State Sheriffs' Association.

5 (5) Two representatives on the recommendation of the California  
6 Fire Chiefs Association.

7 (6) Two representatives on the recommendation of the CalNENA  
8 Executive Board.

9 (7) One representative on the joint recommendation of the  
10 executive boards of the state chapters of the Association of  
11 Public-Safety Communications Officials-International, Inc.

12 (8) One representative from the California Emergency Medical  
13 Services Authority.

14 (9) One representative with a background in the  
15 telecommunications industry.

16 (c) (1) Recommending authorities shall give great weight and  
17 consideration to the knowledge, training, and expertise of the  
18 appointee with respect to their experience within the California  
19 911 system. Board members should have at least two years of  
20 experience as a Public Safety Answering Point (PSAP) manager  
21 or county coordinator, except where a specific person is designated  
22 as a member.

23 (2) A representative from the California Emergency Medical  
24 Services Authority, ~~communications industry, cellular technology~~  
25 ~~or telecommunications industry, or public safety communications~~  
26 ~~field Authority or with a background in the telecommunications~~  
27 ~~industry shall not be a member of the board if, during the two years~~  
28 ~~prior to appointment on the board, he or she received a substantial~~  
29 ~~portion of his or her income directly or indirectly from a~~  
30 ~~professional category or industry listed above. in subdivision (b).~~

31 (d) Members of the advisory board shall serve at the pleasure  
32 of the Governor, but may not serve more than two consecutive  
33 two-year terms, except as follows:

34 (1) The presiding Chief of the Public Safety Communications  
35 Division shall serve for the duration of his or her tenure.

36 (2) Four of the members shall serve an initial term of three years.

37 (e) Advisory board members shall not receive compensation  
38 for their service on the board, but may be reimbursed for travel  
39 and per diem for time spent in attending meetings of the board.

1 (f) The advisory board shall meet quarterly in public sessions  
 2 in accordance with the Bagley-Keene Open Meeting Act (Article  
 3 9 (commencing with Section 11120) of Chapter 2 of Part 1 of  
 4 Division 3 of Title 2). The division shall provide administrative  
 5 support to the State 911 Advisory Board. The State 911 Advisory  
 6 Board, at its first meeting, shall adopt bylaws and operating  
 7 procedures consistent with this article and establish committees  
 8 as necessary.

9 (g) Notwithstanding any other provision of law, a member of  
 10 the advisory board may designate a person to act as that member  
 11 in his or her place and stead for all purposes, as though the member  
 12 were personally present.

13 (h) (1) A member of the advisory board shall not personally  
 14 and substantially participate, through decision, approval,  
 15 disapproval, recommendation, the rendering of advice,  
 16 investigation, or otherwise, in a claim, contract, controversy,  
 17 determination, plan, study, or other particular matter in which the  
 18 advisory board is a party or has an interest, if the member of the  
 19 advisory board has knowledge that he or she, his or her spouse,  
 20 minor child, or partner, or an organization for which the member  
 21 of the advisory board currently serves as an officer, director,  
 22 trustee, partner, or employee or has served in this position within  
 23 the two year period prior to his or her appointment to the advisory  
 24 board has a direct or indirect financial interest.

25 (2) A member of the advisory board shall not act as an agent,  
 26 attorney, or employee for any party other than the state when the  
 27 advisory board is a party to or has a direct, substantial interest in  
 28 a judicial or other proceeding, hearing, application, request for a  
 29 ruling, or other determination, contract, claim, controversy, study,  
 30 plan, or other particular matter.

31 (3) A representative from the California Emergency Medical  
 32 Services Authority, ~~communications industry, cellular technology~~  
 33 ~~or telecommunications industry, or public safety communications~~  
 34 ~~field Authority or with a background in the telecommunications~~  
 35 ~~industry~~ shall not be employed within a professional category or  
 36 industry listed ~~above~~ *in subdivision (b)* within two years after he  
 37 or she ceases to be a member of the board.

1 (4) For purposes of this subdivision, “organization” shall not  
2 include a governmental agency or educational or research  
3 institution that is a tax exempt, nonprofit organization.

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