

AMENDED IN SENATE APRIL 13, 2009

SENATE BILL

No. 685

Introduced by Senator Strickland

February 27, 2009

An act to amend Section 11564.5 of, and to add Section 11564.7 to, the Government Code, relating to state boards and commissions.

LEGISLATIVE COUNSEL'S DIGEST

SB 685, as amended, Strickland. State boards and commissions: salaries: suspension.

Existing law provides for the payment of specified salaries to the members of various state boards and commissions. A member of a state board or commission may receive a per diem salary at a specified rate, except for a member whose salary is set pursuant to certain provisions of law.

This bill would prohibit ~~a member of a state board or commission from receiving any salary if (1) in 2010 or later, the position of the member on the state board or commission received or would receive a salary totaling at least \$100,000 per year, and (2) the members of the state board or commission are required, either by statute or regulation, to meet 2 or less times per month, whichever is greater~~ *members appointed to specified state boards and commissions from receiving a salary for the 2010–11, 2011–12, and 2012–13 fiscal years*. This bill would authorize a member of a state board or commission who is prohibited from receiving a salary under these provisions to receive a specified per diem payment *during those fiscal years*.

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 11564.5 of the Government Code is
2 amended to read:

3 11564.5. (a) Notwithstanding any other law, whenever a
4 member of a board, commission, committee, or similarly
5 constituted body created by executive order or statute, is authorized
6 to receive a per diem salary or allowance in excess of expenses
7 incurred by the member, that rate shall be established at one
8 hundred dollars (\$100) per day unless a higher rate is provided by
9 statute.

10 (b) Except as provided in Section 11564.7, this section shall not
11 apply to those boards or commissions provided an annual salary
12 in this chapter, nor to the board specified in Section 1150 of the
13 Harbors and Navigation Code.

14 SEC. 2. Section 11564.7 is added to the Government Code, to
15 read:

16 11564.7. (a) Notwithstanding any other law, ~~no member of a~~
17 ~~state board or commission shall receive any salary if all of the~~
18 ~~following criteria are met:~~

19 ~~(1) In 2010 or later, the position of the member on the state~~
20 ~~board or commission received or would receive a salary totaling~~
21 ~~at least one hundred thousand dollars (\$100,000) per year.~~

22 ~~(2) Members of the state board or commission are required,~~
23 ~~either by statute or regulation, to meet two or less times per month,~~
24 ~~whichever is greater.~~

25 ~~(b) A member prohibited from receiving any salary pursuant to~~
26 ~~subdivision (a) may receive a per diem payment pursuant to Section~~
27 ~~11564.5: members appointed to the following entities shall receive~~
28 ~~no salary for the 2010–11, 2011–12, and 2012–13 fiscal years:~~

- 29 (1) *The Agricultural Labor Relations Board.*
- 30 (2) *The Alcoholic Beverage Control Appeals Board.*
- 31 (3) *The Board of Parole Hearings.*
- 32 (4) *The California Gambling Control Commission.*
- 33 (5) *The California Integrated Waste Management Board.*
- 34 (6) *The California Medical Assistance Commission.*
- 35 (7) *The California Unemployment Insurance Appeals Board.*
- 36 (8) *The Public Employment Relations Board.*
- 37 (9) *The State Air Resources Board.*
- 38 (10) *The State Personnel Board.*

- 1 *(11) The State Water Resources Control Board.*
- 2 *(12) The Workers' Compensation Appeals Board.*
- 3 *(b) An individual described in this section may receive a per*
- 4 *diem payment determined pursuant to Section 11564.5 for the*
- 5 *period described in subdivision (a).*
- 6 *(c) This section shall not apply to employees of the entities*
- 7 *described in paragraphs (1) to (12), inclusive, of subdivision (a).*

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