

**New/Expanded Crimes Legislation - 2018**

HS	NBR	AUTHOR	SUBJECT	STATUS
AB	324	Kiley	Would amend the crime of using a camera or similar device to photograph, film, or otherwise record an identifiable person under or through their clothing, as specified, without their consent. This bill would remove the requirement that the recorded person be identifiable.	Chaptered (Chapter 246, Statutes of 2018)
AB	403	Melendez	Would enact the Legislative Employee Whistleblower Protection Act, which would impose criminal liability on a Legislator or legislative employee who interferes with, or retaliates against, a legislative employee's exercise of the right to make a protected disclosure, as defined.	Chaptered (Chapter 2, Statutes of 2018)
AB	595	Wood	Would require a health care service plan that intends to merge or consolidate with, or enter into an agreement resulting in its purchase, acquisition, or control by, any entity, as defined, including another health care service plan or a licensed health insurer, to give notice to, and secure prior approval from, the Director of the Department of Managed Health Care.	Chaptered (Chapter 292, Statutes of 2018)
AB	626	Garcia; Arambula	Would expand the California Retail Food Code to include a "microenterprise home kitchen operation" within the definition of a food facility, giving cities or counties discretion to authorize and permit.	Chaptered (Chapter 470, Statutes of 2018)
AB	1065	Jones-Sawyer	Would create the crime of organized retail theft, as defined.	Enrolled. Pending final outcome.
AB	1097	Levine	Would make it an infraction to smoke at any picnic area designated by a posted sign or any other means on a state coastal beach or in a unit of the state park system, or to dispose of related waste in such areas, with certain exceptions.	Enrolled. Pending final outcome.
AB	1678	Berman	Would make it a misdemeanor for a person, with actual knowledge and intent to deceive, to cause to be distributed or to distribute literature or any other form of communication to a voter that the person knows to include voting information that is incorrect, false, or misleading, as specified. Would specify that distribution for this purposes includes distribution by mail, radio or television broadcast, telephone call, text message, email, or any other electronic means, including over the Internet.	Chaptered (Chapter 96, Statutes of 2018)
AB	1735	Cunningham	Would expand provisions of existing law which require a court to consider issuing a protective order restraining the defendant from contact with the victim in specified cases, to additionally require a court to consider issuing a protective order in all cases in which a criminal defendant has been convicted of human trafficking with the intent to obtain forced labor or services, and pimping or pandering.	Enrolled. Pending final outcome.
AB	1755	Steinorth	Would subject a person riding a bicycle on a Class I bikeway, as defined, to those rights and requirements of the Vehicle Code section 20001 which include if that person is involved in an accident resulting in injury or death of a person other than himself or herself, as specified.	Chaptered (Chapter 139, Statutes of 2018)
AB	1865	Lackey	Would revise the misdemeanor crimes of permitting a dog under one's control to cause injury to, or the death of, any guide, signal, or service dog in discharge of its duties, and intentionally causing injury to, or the death of, any guide, signal, or service dog in discharge of its duties.	Enrolled. Pending final outcome.
AB	1882	Cervantes	Would make it a crime to contact or communicate with a minor, or attempt to contact or communicate with a minor, as specified, with the intent to commit human trafficking of the minor.	Enrolled. Pending final outcome.
AB	1884	Calderon; Bloom	Would prohibit a full-service restaurant, as specified, from providing single-use plastic straws to consumers unless requested by the consumer.	Chaptered (Chapter 576, Statutes of 2018)
AB	1919	Wood	Would make it a misdemeanor to increase the monthly rental price for residential housing by a price that exceeds 10% upon the proclamation of a state of emergency, as specified. Would also make it a misdemeanor to evict a housing tenant after the proclamation of a state of emergency for the purpose of renting the housing out in violation of the above provisions, as specified.	Chaptered (Chapter 631, Statutes of 2018)
AB	1920	Grayson	Would make it a misdemeanor for a person, with the intent of falsely impersonating, to willfully wear or exhibit specified insignia of an officer or member of a government agency search and rescue team.	Chaptered (Chapter 252, Statutes of 2018)
AB	1947	Low	Would make it a misdemeanor to pay or receive compensation based on the number of signatures obtained on an initiative, referendum, or recall petition.	Enrolled. Pending final outcome.
AB	1968	Low	Would prohibit, commencing January 1, 2020, a person who has been taken into custody, assessed, and admitted to a mental health facility pursuant to WIC sections 5150, 5151, and 5152 as a danger to self or others ("5150") and who was previously taken into custody, assessed, and admitted one or more times within a period of one year preceding the most recent admittance, from owning a gun for the remainder of his or her life unless he or she petitions the court for a hearing and the firearms prohibition is removed, as specified. Would require the DOJ to notify the mental health facility when there is a second 5150 for an individual that would result in a life-time prohibition if the second 5150 occurs within one year of the first one.	Enrolled. Pending final outcome.
AB	2107	Reyes	Would make it unlawful for any manufacturer, manufacturer branch, distributor, or distributor branch to restrict dealers from selecting certain vendors of their choice, as specified.	Enrolled. Pending final outcome.
AB	2115	Santiago	Would create certain safety requirements for vehicles that approach and overtake a waste service vehicle displaying amber flashing lights.	Enrolled. Pending final outcome.
AB	2155	Mullin	Would require specified advertisements paid for by political party committees to use the words "Ad paid for by," instead of "Paid for by." Would prohibit the Fair Political Practices Commission from interpreting or construing specified provisions as allowing the Commission to establish any threshold in quantity or amount not specified in those provisions.	Enrolled. Pending final outcome.
AB	2188	Mullin	Would amend the Political Reform Act to require online platforms that sell political ads to make specified information about those political ads available to the public. Would make various changes to the required format for disclosures on electronic media ads, and would require new disclosures to be included on specified electronic media ads that are paid for by political parties or candidates.	Enrolled. Pending final outcome.
AB	2221	Bloom	Would provide that an occupational therapist, or an occupational therapy assistant, that is serving as an educator in an education program for occupational therapists in California must be licensed.	Chaptered (Chapter 490, Statutes of 2018)
AB	2296	Waldron	Would list licensed professional clinical counselors as a recognized professional groups not prohibited from doing psychological work and would include a licensed professional clinical counselor as a healing arts licensee allowed to render services in a psychological corporation.	Chaptered (Chapter 389, Statutes of 2018)

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AB	2369	Gonzalez-Fletcher	Would add commercial boats or vessels to the misdemeanor that currently applies to violations by those with commercial fishing licenses regarding the prohibitions of the Fish and Game Code, as specified. Would establish separate penalties for different license holder for unlawfully taking fish from a protected marine area.	Chaptered (Chapter 189, Statutes of 2018)
AB	2370	Holden; Gonzalez-Fletcher	Would require, as a condition of licensure under the California Child Day Care Facilities Act, a licensee to receive training on instruction in the prevention of lead exposure.	Enrolled. Pending final outcome.
AB	2402	Low	Would prohibit adult-use cannabis licensees from disclosing a consumer's personal information to a third party, except to the extent necessary for collecting payment. Would prohibit a licensee from discriminating against a consumer or denying a product or service because he or she has not provided that consent.	Chaptered (Chapter 583, Statutes of 2018)
AB	2469	Berman	Would require a beer wholesaler to comply with specified requirements for any sale or offer of sale of beer within the state.	Chaptered (Chapter 492, Statutes of 2018)
AB	2524	Wood	Would enact a regulatory structure, within the provisions of law governing retail food facilities, for a catering operation, as well as for a host facility that supports a catering operation.	Chaptered (Chapter 493, Statutes of 2018)
AB	2588	Chu	Would amend the Manufactured Housing Act of 1980, to require all used manufactured homes, mobile homes, and multifamily manufactured homes that are sold or rented to have a smoke alarm that has been approved by the Office of the State Fire Marshal, as specified. Would amend the Mobilehome Parks Act to require every park owner or operator to annually post notice of the emergency preparedness plan in the park clubhouse or in another publicly accessible area, as specified, and provide notice of how to obtain the plan in a language other than English.	Enrolled. Pending final outcome.
AB	2599	Holden	Would require a facility at which an arrestee is detained to, at the request of the arrestee upon release, provide forms to apply for a record seal - furnished by Judicial Council - to the arrestee. Would additionally require that facility to post a sign that contains a specified notice regarding the sealing of arrests.	Chaptered (Chapter 653, Statutes of 2018)
AB	2705	Holden	Would make it a misdemeanor violation not to secure the payment of compensation, as specified, by any person not licensed in accordance with these provisions acting as a contractor, and would make that violation subject to the 2-year statute of limitations.	Chaptered (Chapter 323, Statutes of 2018)
AB	2732	Gonzalez-Fletcher	Would make it unlawful for an employer to knowingly destroy, conceal or confiscate any immigration document or government identification document of another person in the course of committing, or with the intent to commit, trafficking, peonage, slavery, involuntary servitude, a coercive labor practice, or to otherwise avoid any obligation imposed on the employer with regard to laws governing employment.	Enrolled. Pending final outcome.
AB	2769	Cooper	Would expand the provisions regulating how businesses may swipe a driver's license or ID card issued by the DMV to also apply to card scans.	Chaptered (Chapter 548, Statutes of 2018)
AB	2775	Kalra	Would require a professional cosmetic manufactured on or after July 1, 2020, for sale in this state to have a label affixed on the container that satisfies all of the labeling requirements for any other cosmetic pursuant to specific federal laws.	Chaptered (Chapter 393, Statutes of 2018)
AB	2783	O'Donnell	Would reclassify specified hydrocodone combination products as Schedule II controlled substances.	Chaptered (Chapter 589, Statutes of 2018)
AB	2983	Arambula	Would prohibit a general acute care hospital or an acute psychiatric hospital from requiring a person who voluntarily seeks care to be in custody as a danger to himself or herself or others or gravely disabled as a condition of accepting a transfer of that person after his or her written consent for treatment and transfer is documented or in the absence of evidence of probable cause for detention, as defined.	Enrolled. Pending final outcome.
AB	2998	Bloom	On and after January 1, 2020, would prohibit a person, including a manufacturer, from selling or distributing in commerce in this state new, not previously owned juvenile products, mattresses, or upholstered furniture that contains, or a constituent component of which contains, covered flame retardant chemicals, as defined, at levels above 1,000 parts per million, except as specified, and would prohibit a custom upholsterer from, among other things, repairing upholstered furniture or reupholstered furniture using replacement components that contain covered flame retardant chemicals at levels above 1,000 parts per million, except as specified.	Enrolled. Pending final outcome.
AB	3067	Chau	Would prohibit an operator of an Internet Web site, online service or application, mobile application directed to minors, or an advertising service directed to minors, from marketing or advertising any cannabis-related product or business. Would also prohibit an operator from knowingly using, disclosing, or compiling the personal information of a minor for these purposes.	Chaptered (Chapter 347, Statutes of 2018)
AB	3078	Gallagher	Would make a person who commits 2nd-degree burglary or grand theft, or who commits petty theft, under an evacuation order guilty of the crime of looting or a misdemeanor, respectively.	Chaptered (Chapter 132, Statutes of 2018)
AB	3129	Rubio	Would prohibit a person who is convicted on or after January 1, 2019, of a misdemeanor violation of willful infliction of corporal injury upon a spouse, cohabitant, or other specified person, from ever possessing a firearm. Would make the violation of that prohibition punishable as either a misdemeanor or as a felony.	Enrolled. Pending final outcome.
AB	3212	Irwin	Would prohibit a person, regarding the collection of any obligation, from falsely claiming to be a member or civilian employee of the Armed Forces, as specified, or contact a member's military unit or chain of command without the written consent, as specified. Would also extend protections related to termination of a lease of a motor vehicle when a person enters military service.	Chaptered (Chapter 555, Statutes of 2018)
SB	183	Lara	Would provide that no person shall be subject to civil arrest or service of process while attending, or going to or from, a courthouse or court proceeding. Would provide that a person who knowingly executes or facilitates an arrest or service of process at a courthouse or court proceeding shall be liable for contempt of court, false imprisonment, or both.	Enrolled. Pending final outcome.
SB	237	Hertzberg	Would require the Public Utilities Commission, on or before June 1, 2019, to issue an order specifying, among other things, an increase in the annual maximum allowable total kilowatthour limit by 4,000 gigawatthours and apportion that increase among the service territories of the electrical corporations.	Chaptered (Chapter 600, Statutes of 2018)

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SB	349	Lara	Would provide that no person shall be subject to civil arrest or service of process while attending, or going to or from, a courthouse or court proceeding. Would provide that a person who knowingly executes or facilitates an arrest or service of process at a courthouse or court proceeding shall be liable for contempt of court, false imprisonment, or both.	Enrolled. Pending final outcome.
SB	818	Beall	Would reenact various provisions of the California Homeowner Bill of Rights, which was repealed on 1/1/2018.	<b>Chaptered (Chapter 404, Statutes of 2018)</b>
SB	835	Glazer	Would make it an infraction for a person to smoke, as defined, in a unit of the state park system, as defined, or to dispose of used cigar or cigarette waste in a unit of the state park system unless the disposal is made in an appropriate waste receptacle.	Enrolled. Pending final outcome.
SB	836	Glazer	Would make it an infraction for a person to smoke, as defined, on a state coastal beach or to dispose of used cigar or cigarette waste on a state coastal beach unless the disposal is made in an appropriate waste receptacle.	Enrolled. Pending final outcome.
SB	905	Wiener	Would require the Department of Alcoholic Beverage Control to conduct a pilot program that would authorize the department to issue an additional hours license to an on-sale licensee located in a qualified city, as specified, to sell, give or purchase alcohol between the hours of 2 a.m. and 4 a.m. Would make it a misdemeanor for a person under 21 years old to enter or remain in an establishment, that has an additional hours license, between 2 a.m. and 4 a.m.	Enrolled. Pending final outcome.
SB	981	Dodd	Would remove the prohibition on the delivery and installation of water treatment devices or any other materials during the three-day cancellation (rescission) period required under existing law. Would provide that, in the event that a buyer exercises his or her right to rescind the contract, the seller would be responsible for all costs associated with removing the installed device, and would require that the device be removed within 20 days of the rescission.	Enrolled. Pending final outcome.
SB	1100	Portantino	Would prohibit the sale or transfer of any firearm by a licensed dealer to any person under 21 years of age, with specified exemptions. Would also make conforming changes to age restrictions on the issuance of a serial number by the DOJ for an applicant who wishes to own, manufacture or assemble a firearm.	Enrolled. Pending final outcome.
SB	1109	Bates	Would further require that the Nursing Practice Act, Physician Assistant Practice Act, Osteopathic Act, Optometry Practice Act, and Dental Practice Act be expanded to include specified education in Schedule II controlled substances as part of mandatory board certification and continuing education requirements. Would amend the Pharmacy Law to require a pharmacy or practitioner dispensing an opioid to a patient for outpatient use to prominently display on the label or container a notice that warns of the risk of overdose and addiction, as specified.	Enrolled. Pending final outcome.
SB	1249	Galgiani	Would make it unlawful for a manufacturer to import for profit, sell, or offer for sale in this state, any cosmetic, as defined, if the cosmetic was developed or manufactured using an animal test that was conducted or contracted by the manufacturer, or any supplier of the manufacturer, on or after January 1, 2020, except as specified.	Enrolled. Pending final outcome.
SB	1254	Stone	Would place new requirements, as specified, on a pharmacist.	Enrolled. Pending final outcome.
SB	1280	Roth	Would extend the operation of the Small House Skilled Nursing Facilities Pilot Program to January 1, 2026.	<b>Chaptered (Chapter 115, Statutes of 2018)</b>
SB	1346	Jackson	Would amend Penal Code section 16930 to add a bump stock or burst trigger to the definition of a multiburst trigger activator.	Enrolled. Pending final outcome.
SB	1355	Hill	Would make a person who knowingly and intentionally operates an unmanned aircraft system on or above the grounds of a state prison, a jail, or a juvenile hall, camp, or ranch guilty of an infraction punishable by a fine of \$500. Would make these provisions inapplicable to a person employed by the prison, jail, or county department that operates the juvenile hall, camp, or ranch acting within the scope of that employment, or a person who receives prior permission from the Department of Corrections and Rehabilitation, the county sheriff, or department that operates the juvenile hall, camp, or ranch.	<b>Chaptered (Chapter 333, Statutes of 2018)</b>
SB	1480	Hill	Would prohibit a veterinary college graduate from performing animal health care tasks otherwise performed by a registered veterinary technician, except as specified, and would require a veterinarian to offer a consultation to the client each time he or she initially prescribes, dispenses, or furnishes a dangerous drug, as defined, to an animal patient in an outpatient setting.	<b>Chaptered (Chapter 571, Statutes of 2018)</b>
SB	1500	Committee on Veterans Affairs	Would extend discrimination protections against, among other things, discharge from employment to members of the federal reserve components of the Armed Forces of the United States and members of the State Military Reserve. Would additionally prohibit refusing entrance into specified places to any member of the Armed Forces of the United States because that member wears the uniform of the organization to which he or she belongs	<b>Chaptered (Chapter 117, Statutes of 2018)</b>