

CCDA Bill Tracking Report

Report ran on Wednesday, July 13, 2016

- AB 54** (Olsen R) Disability access: construction-related accessibility claims: demand letters.
 Current Text: Amended: 5/24/2016
 Introduced: 12/1/2014
 Last Amend: 5/24/2016
 Status: 6/27/2016-In committee: Referred to APPR. (Appropriations) suspense file.
 Location: 6/27/2016-S. APPR. SUSPENSE FILE
 Summary: The Construction-Related Accessibility Standards Compliance Act establishes standards for making new construction and existing facilities accessible to persons with disabilities and provides for construction-related accessibility claims for violations of those standards. Current law requires that a copy of the demand letter and the complaint be sent to the California Commission on Disability Access. This bill would, in addition, require that information about the demand letter and the complaint be submitted to the commission in a standard format specified by the commission on the commission's Internet Web site.
- AB 2093** (Steinorth R) Disability access.
 Current Text: Amended: 5/25/2016
 Introduced: 2/17/2016
 Last Amend: 5/25/2016
 Status: 6/16/2016-Read second time. Ordered to third reading.
 Location: 6/16/2016-S. THIRD READING
 Summary: Current law requires a commercial property owner or lessor to state on every lease form or rental agreement executed on or after July 1, 2013, whether the property has been determined by a CASp to meet all applicable construction-related accessibility standards. This bill would require the commercial property owner or lessor to state on every lease form or rental agreement executed on or after January 1, 2017, whether or not the premises have been inspected by a CASp specialist.
- AB 2873** (Thurmond D) Certified access specialists.
 Current Text: Amended: 5/31/2016
 Introduced: 2/19/2016
 Last Amend: 5/31/2016
 Status: 6/22/2016-From committee: Do pass and re-refer to Com. on APPR. (Ayes 5. Noes 2.) (June 21). Re-referred to Com. on APPR.
 Location: 6/22/2016-S. APPR.
 Calendar: 8/1/2016 10 a.m. - John L. Burton Hearing Room
 (4203) SENATE APPROPRIATIONS, LARA, Chair
 Summary: Would require, commencing January 1, 2020, that all building inspectors employed or retained by a local agency who conduct permitting and plan check services to review for compliance with state construction-related accessibility standards by a place of public accommodation with respect to new construction or renovations, including, but not limited to, projects relating to tenant improvements that may impact access, be CASps. By adding to the duties of a local entity, this bill would impose a state-mandated local program. This bill contains other related provisions and other existing laws.

SB 269 (Roth D) Disability access.
Current Text: Chaptered: 5/10/2016
Introduced: 2/19/2015
Last Amend: 1/25/2016
Status: 5/10/2016-Chaptered by Secretary of State - Chapter No. 13, Statutes of 2016
Location: 5/10/2016-S. CHAPTERED
Summary: Current law specifies that a violation of construction-related accessibility standards personally encountered by a plaintiff may be sufficient to cause a denial of full and equal access if the plaintiff experienced difficulty, discomfort, or embarrassment because of the violation. This bill would, for claims filed on and after its effective date, establish a rebuttable presumption, for the purpose of an award of minimum statutory damages, that certain technical violations do not cause a plaintiff to experience difficulty, discomfort, or embarrassment, if specified conditions are met.

SB 1406 (Mendoza D) Construction-related accessibility: education entities.
Current Text: Amended: 6/23/2016
Introduced: 2/19/2016
Last Amend: 6/23/2016
Status: 6/23/2016-Read second time and amended. Re-referred to Com. on APPR.
Location: 6/23/2016-A. APPR.
Summary: Current law requires an attorney who provides a demand letter or sends or serves a complaint containing a claim of a violation of any construction-related accessibility standard, as defined, with respect to a place of public accommodation, to send a copy of the demand letter or complaint to the California Commission on Disability Access within 5 business days of providing the demand letter or sending or serving the complaint. This bill, with specified exceptions, would also require an attorney who provides a prelitigation letter or sends or serves a complaint alleging a construction-related accessibility claim, as defined, against an education entity, as defined, to send a copy of the prelitigation letter or complaint to the commission within 5 business days of providing the prelitigation letter or sending or serving the complaint, would require the attorney to also submit information about the complaint with the copy of the complaint, and would further require the attorney to submit the notification of judgment, settlement, or dismissal to the commission, as described above.

Total Measures: 5
Total Tracking Forms: 5