



2018

LEGISLATIVE SCORECARD



Introduction



For 40 years
we have
fought against
discrimination
and
advocated for
the rights of
people with
disabilities.

Disability Rights California (DRC) is the largest disability rights organization in the nation. Our mission is to advocate, educate, investigate, and litigate to advance the rights, dignity, equal opportunities, and choices for all people with disabilities. For 40 years we have fought against discrimination, promoted the inclusion of people with disabilities into communities of their choice, and advocated for the services and supports that they need. Legislative advocacy and ensuring that California's policymakers are fully informed of these needs is critical to advancing the rights of persons with disabilities.

Each year DRC's legislative advocates represent persons with disabilities in the legislature on critical issues such as accessibility, education, physical and mental health, housing, transportation, public benefits, voting, and the state budget. We serve as one of the leading voices on these issues in the legislature and bring with us the policy and advocacy experience of hundreds of DRC lawyers and advocates working in every county in the state. Our collective knowledge of representing clients before state and local governments and agencies, in courts to protect rights, and issues within facilities and institutions informs our legislative advocacy work and brings real and practical experiences to bear on significant policy issues that policymakers need to understand. Each year DRC sponsors legislation and analyzes and advocates on hundreds of bills that impact the lives of persons with disabilities.

We believe that it is important that the public, and specifically, people with disabilities know where their elected officials stand on legislation critical to their needs.

Scorecard Methodology

We selected the bills included in the scorecard as some of the most important to the disability community in critical policy areas such as accessibility, public benefits, budget, education, housing, health facilities, mental health, criminal justice, and transportation. The scorecard compares member votes to DRC positions, creating an overall ranking of legislators based on those votes. Our scorecard methodology:

1. Considers the percentage of votes cast consistent with DRC's position each time the member voted;
2. Includes committee votes where the member voted on the bill, except on SB 1045 and SB 1376 where the final bills sent to the Governor were significantly different from the bills that were heard in committee;
3. Includes the second house and concurrence votes on four budget trailer bills (AB 1810, AB 1811, AB 1827 and SB 850) that included significant critical policy issues for the disability community; and,
4. Ignores a legislator's failure to vote on a bill attributable to an excused absence, as verified in the Daily Journal. We count a vote where there was no excused absence since the failure to vote effectively is a vote against the DRC position.

We believe this methodology provides a useful record of which legislators supported DRC positions on issues critical to the unique rights and needs of people with disabilities. DRC provided all legislative offices the opportunity to review the votes prior to the issuance of the scorecard. The underlying voting data on votes is available from DRC upon request.



The scorecard compares member votes to DRC positions, creating an overall ranking.



The 2018 Legislative Scorecard



This legislative scorecard is designed to let the public know where legislators and the Governor stand on selected pieces of legislation critical to people with disabilities that the legislature considered in 2018. The bills included in the scorecard represent a cross-section of policy areas and include bills that DRC both supported and opposed. The bills selected for the scorecard represent some of the most important issues.

We hope that this scorecard will provide useful information to the public, legislators, and the Governor on the variety of disability-rights issues and DRC's advocacy position on them. It is designed to serve as both an educational tool for the public to provide feedback to the state's policymakers and for those policymakers to use as they develop their positions.

The 2018 Scorecard Bills

AB 1810 (Assembly Budget Committee) Health Trailer Bill:

Creates a two-year pretrial diversion program for felony defendants with mental disorders to allow them to undergo mental health treatment, and if successfully completed, requires expungement of the arrest; funded with \$113 million in the budget.

DRC Support. Signed.

AB 1811 (Assembly Budget Committee) Human Services Trailer Bill:

Eliminates the SSI/SSP CalFresh cash-out policy ensuring that individuals enrolled in SSI/SSP receive federal food benefits and holds harmless anyone who may have lost benefits because of the change; funded with \$200 million in the budget. Provides for an annual cost-of-living adjustment to the SSP benefit payment commencing July 1, 2022.

DRC Support. Signed.

AB 1827 (Assembly Budget Committee) No Place Like Home Act Trailer Bill:

Enacts the No Place Like Home Act which secures a \$2 billion bond to build supportive housing linked with intensive wraparound services for people with serious illness who are homeless or at grave risk of becoming homeless. Provides for the submission of the Act to the voters at the statewide general election, which passed the Act on November 6.

DRC Support. Signed.

AB 1953 (Wood) Transparency in Nursing Home Operations:

Addresses conflicts of nursing home operators with growing profits who self-deal with other companies they own by requiring them to disclose those business relationships.

DRC Support. Signed.

**AB 2162 (Chiu) Supportive Housing:**

Streamlines supportive housing development in rural areas with little to no supportive housing and which have commercially-zoned areas that allow residential use. Promotes the siting of supportive housing without developers having to battle the stigma of providing supportive housing for people with disabilities.

DRC Support. Signed.

More Needs to be Done to Eliminate the Use of Restraints and Seclusion in Public and Private Schools.

The critical need for AB 2657 (Weber), a DRC-sponsored bill signed by the Governor, which prohibits the use of restraints and seclusions in public and private schools, was unfortunately just underscored by the death last month of a 13-year old boy who died while being restrained at a Northern California non-public school. More needs to be done to eliminate this dangerous and deadly practice.

AB 2657 (Weber) Restraints and Seclusion in Schools:

Limits the use of restraints and seclusions in public and private schools by prohibiting their use for discipline, convenience, retaliation or coercion and establishes guidelines and definitions for use when there is a clear and present danger of serious physical harm to a pupil or others.

DRC Sponsor. Signed.

AB 3002 (Grayson) Disability Access:

Requires local jurisdictions issuing building permits or business licenses for commercial construction to make notices available in multiple languages describing resources that may be available to assist in complying with disability access laws.

DRC Support. Signed.

SB 354 (Portantino) Translation of Individualized Education Program Documents:

Would have ensured parents whose native language is not English meaningful participation in their children's education by requiring a school district to provide a translated individualized education plan within 30 days.

DRC Sponsor. Vetoed.

SB 850 (Senate Budget and Fiscal Review Comm.) Housing Trailer Bill:

Establishes the Homeless Emergency Aid program to provide localities with one-time flexible block grant funds to address their immediate homelessness challenges; funded with \$500 million in the budget.

DRC Support. Signed.

SB 906 (Beall) Mental Health Peer Support Certification:

Would have established a statewide peer, parent, transition age youth, and family support specialist certification program as part of the state's mental health delivery system to improve outcomes for individuals with mental disabilities through the use of peer providers with real life experience.

DRC Support. Vetoed

SB 1045 (Weiner) Deprives Rights of Homeless Mentally Ill By Expanding Conservatorships:

Expands, through the creation of a new type of conservatorship, the use of involuntary holds to restrict the personal autonomy rights of people with disabilities without any assurances for the provision of behavioral mental health services and supportive housing with wraparound services.

DRC Oppose. Signed.

SB 1152 (Hernandez) Homeless Patient Hospital Discharge Process:

Requires a hospital discharge planning process for homeless patients that takes into account the individual's unique medical, mental health, and social service needs, thereby preventing "patient dumping."

DRC Support. Signed.

SB 1376 (Hill) Transportation Network Company Disability Accessibility:

Creates the Transportation Network Company

Access for All Act which establishes a process for the Public Utilities Commission to develop interim models to test and improve on-demand vehicle accessibility for wheelchair users supported by a rider fee on providers such as Uber and Lyft. The Act will increase transportation options by allowing individuals using wheelchairs to benefit from the same spontaneous travel decisions as people without disabilities.

DRC Support. Signed.

Conservatorships

The Legislature considered in 2018 two bills opposed by DRC and other civil rights and poverty organizations that were aimed at restricting the personal rights of people with disabilities without any assurances for the provision of mental health supportive housing and services. AB 1971 (Santiago) failed to pass and SB 1045 (Weiner) was signed by the Governor. AB 1971 is not included in the scorecard because it was pulled by the author on the Assembly floor before a concurrence vote. SB 1045 (Weiner) is included but only the second house and concurrence votes were scored because the last two floor votes were on a significantly different version of the bill. Both bills had the same goals of expanding involuntary commitments of homeless individuals with mental health needs and did not address failures in the service delivery systems.

The Assembly

Assembly Member	Party	Votes Cast with DRC	% Cast with DRC
Aguiar-Curry	D	16 out of 17	94%
Bonta	D	15 out of 16	94%
Burke	D	15 out of 16	94%
Carrillo	D	15 out of 16	94%
Kalra	D	15 out of 16	94%
McCarty	D	17 out of 18	94%
Nazarian	D	15 out of 16	94%
Rodriguez	D	15 out of 16	94%
Santiago	D	15 out of 16	94%
Thurmond	D	17 out of 18	94%
Wood	D	16 out of 17	94%
Bloom	D	13 out of 14	93%
Chau	D	13 out of 14	93%
Chiu	D	14 out of 15	93%
Cooley	D	13 out of 14	93%
Gloria	D	13 out of 14	93%
Gonzalez	D	13 out of 14	93%
Holden	D	13 out of 14	93%
Reyes	D	13 out of 14	93%
Stone	D	14 out of 15	93%
Weber	D	14 out of 15	93%
Arambula	D	12 out of 13	92%
Berman	D	12 out of 13	92%
Calderon I	D	12 out of 13	92%
Chu	D	12 out of 13	92%
Friedman	D	12 out of 13	92%
Gabriel	D	12 out of 13	92%
Garcia	D	12 out of 13	92%
Garcia E	D	12 out of 13	92%
Gipson	D	12 out of 13	92%
Jones-Sawyer	D	12 out of 13	92%
Kamlager-Dove	D	11 out of 12	92%
Levine	D	12 out of 13	92%
Low	D	12 out of 13	92%
Mullin	D	12 out of 13	92%
Quirk	D	12 out of 13	92%
Rendon	D	12 out of 13	92%
Rivas	D	12 out of 13	92%
Rubio	D	12 out of 13	92%
Ting	D	12 out of 13	92%

Assembly Member	Party	Votes Cast with DRC	% Cast with DRC
Limon	D	15 out of 17	88%
Caballero	D	12 out of 14	86%
Daly	D	12 out of 14	86%
Grayson	D	12 out of 14	86%
Eggman	D	11 out of 13	85%
Irwin	D	11 out of 13	85%
Medina	D	11 out of 13	85%
Muratsuchi	D	11 out of 13	85%
Cervantes	D	10 out of 12	83%
Cooper	D	10 out of 13	77%
Frazier	D	10 out of 13	77%
Gray	D	10 out of 13	77%
Quirk-Silva	D	10 out of 13	77%
Salas	D	10 out of 13	77%
O'Donnell	D	10 out of 15	67%
Maienschein	R	9 out of 14	64%
Acosta	R	8 out of 13	62%
Lackey	R	8 out of 14	57%
Baker	R	7 out of 13	54%
Mathis	R	7 out of 13	54%
Waldron	R	8 out of 17	47%
Chavez	R	6 out of 13	46%
Chen	R	6 out of 13	46%
Gallagher	R	6 out of 13	46%
Cunningham	R	6 out of 14	43%
Dahle	R	5 out of 13	38%
Voepel	R	5 out of 14	36%
Steinorth	R	5 out of 15	33%
Bigelow	R	5 out of 16	31%
Flora	R	5 out of 16	31%
Fong	R	4 out of 13	31%
Kiley	R	5 out of 16	31%
Mayes	R	5 out of 16	31%
Melendez	R	4 out of 13	31%
Obernolte	R	4 out of 13	31%
Brough	R	3 out of 12	25%
Choi	R	3 out of 13	23%
Patterson	R	3 out of 13	23%
Allen T	R	2 out of 13	15%
Harper	R	2 out of 13	15%

The Senate

Senator	Party	Votes Cast with DRC	% Cast with DRC
Beall	D	18 out of 19	95%
Mitchell	D	18 out of 19	95%
Monning	D	19 out of 20	95%
Pan	D	20 out of 21	95%
Roth	D	19 out of 20	95%
Allen	D	15 out of 16	94%
Galgiani	D	15 out of 16	94%
Hernandez	D	16 out of 17	94%
Jackson	D	16 out of 17	94%
Leyva	D	17 out of 18	94%
Portantino	D	15 out of 16	94%
Skinner	D	16 out of 17	94%
Stern	D	16 out of 17	94%
Dodd	D	13 out of 14	93%
Hertzberg	D	14 out of 15	93%
Wiener	D	13 out of 14	93%
Atkins	D	12 out of 13	92%
Bradford	D	12 out of 13	92%
de Leon	D	12 out of 13	92%
Hill	D	12 out of 13	92%
Hueso	D	12 out of 13	92%
Delgado	D	8 out of 9	89%
McGuire	D	17 out of 19	89%
Wieckowski	D	16 out of 18	89%
Glazer	D	14 out of 16	88%
Lara	D	12 out of 14	86%
Cannella	R	11 out of 14	79%
Vidak	R	10 out of 16	63%
Nguyen	R	10 out of 17	59%
Chang	R	5 out of 9	56%
Wilk	R	10 out of 18	56%
Moorlach	R	9 out of 18	50%
Bates	R	6 out of 13	46%
Gaines T	R	6 out of 14	43%
Anderson	R	6 out of 15	40%
Fuller	R	5 out of 13	38%
Nielsen	R	7 out of 19	37%
Morrell	R	4 out of 14	29%
Stone	R	3 out of 16	19%
Berryhill	R	0 out of 0	**

The Governor

Edmund G. Brown Jr.

Bill	Topic Area	Governor's Action	Aligned with DRC's position
AB 1810	Budget	Signed	Yes
AB 1811	Budget	Signed	Yes
AB 1827	Budget	Signed	Yes
AB 1953	Health Facilities	Signed	Yes
AB 2162	Housing	Signed	Yes
AB 2657	Education	Signed	Yes
AB 3002	Accessibility	Signed	Yes
SB 354	Education	Vetoed	No
SB 850	Budget	Signed	Yes
SB 906	Mental Health	Vetoed	No
SB 1021	Health	Signed	Yes
SB 1045	Mental Health	Signed	No
SB 1152	Health Facilities	Signed	Yes
SB 1376	Transportation	Signed	Yes
Total			
Agreed with DRC			11
Disagreed with DRC			3
% Cast with DRC			79%



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