



STATE CAPITOL  
P.O. BOX 942849  
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Assembly  
California Legislature  
Committee on Rules

RICHARD S. GORDON  
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PATTY LOPEZ (D-ALT.)  
JAY OBERNOLTE (R-ALT.)

Monday, May 09, 2016  
12:50 PM  
State Capitol, Room 3162

CONSENT AGENDA

**Bill Referrals**

1. Consent Bill Referrals
2. Bill Re-referrals

[Page 2](#)

[Page 4](#)

**Assembly Bills**

3. AB 2704 (Gipson)      Relative to State Capitol: Mervyn Dymally bust.

[Page 6](#)

**Resolutions**

4. ACR 175 (Achadjian)      Relative to Viral Hepatitis Awareness Day.

[Page 15](#)

## REFERRAL OF BILLS TO COMMITTEE

05/09/2016

Pursuant to the Assembly Rules, the following bills were referred to committee:

Assembly Bill No.	Committee:
<a href="#"><u>ACR 178</u></a>	TRANS.
<a href="#"><u>ACR 180</u></a>	TRANS.
<a href="#"><u>SB 819</u></a>	G.O.
<a href="#"><u>SB 905</u></a>	G.O.
<a href="#"><u>SB 930</u></a>	E.S. & T.M.
<a href="#"><u>SB 1015</u></a>	L. & E.
<a href="#"><u>SB 1066</u></a>	TRANS.
<a href="#"><u>SB 1082</u></a>	L. GOV.
<a href="#"><u>SB 1105</u></a>	G.O.
<a href="#"><u>SB 1129</u></a>	PUB. S.
<a href="#"><u>SB 1136</u></a>	NAT. RES.
<a href="#"><u>SB 1165</u></a>	B. & P.
<a href="#"><u>SB 1209</u></a>	B. & P.
<a href="#"><u>SB 1285</u></a>	G.O.
<a href="#"><u>SB 1313</u></a>	G.O.
<a href="#"><u>SB 1330</u></a>	PUB. S.
<a href="#"><u>SB 1436</u></a>	L. GOV.
<a href="#"><u>SCR 102</u></a>	TRANS.
<a href="#"><u>SCR 111</u></a>	TRANS.
<a href="#"><u>SCR 128</u></a>	V.A.
<a href="#"><u>SCR 130</u></a>	RLS.
<a href="#"><u>SCR 133</u></a>	RLS.
<a href="#"><u>SJR 15</u></a>	JUD.
<a href="#"><u>SJR 22</u></a>	J., E.D. & E.
<a href="#"><u>SJR 23</u></a>	U. & C.



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JAY OBERNOLTE (R-ALT.)

# Memo

**To:** Rules Committee Members  
**From:** Michael Erke, Bill Referral Consultant  
**Date:** 5/6/2016  
**Re:** Consent Bill Referrals

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Since you received your preliminary list of bill referrals, there have been no changes.



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RE-REFERRAL OF BILLS

05/09/2016

RE-REFERRAL OF BILLS

Assembly Bill No.

[SB 693](#)

Committee:

LABOR AND EMPLOYMENT



STATE CAPITOL  
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PATTY LOPEZ (D-ALT.)  
JAY OBERNOLTE (R-ALT.)

# Memo

**To:** Rules Committee Members  
**From:** Michael Erke, Bill Referral Consultant  
**Date:** 5/6/2016  
**Re:** Consent Bill Re-Referrals

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Since you received your preliminary list of bill re-referrals, there have been no changes.



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AMENDED IN ASSEMBLY APRIL 26, 2016

CALIFORNIA LEGISLATURE—2015–16 REGULAR SESSION

**ASSEMBLY BILL**

**No. 2704**

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**Introduced by Assembly Member Gipson**  
**(Coauthors: Assembly Members Brown, Burke, Cooper, Holden,**  
**Jones-Sawyer, McCarty, Thurmond, and Weber)**  
**(Coauthors: Senators Hall and Mitchell)**

February 19, 2016

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An act to add Section 14633 to the Government Code, relating to the State Capitol.

LEGISLATIVE COUNSEL'S DIGEST

AB 2704, as amended, Gipson. State Capitol: Mervyn Dymally bust. Existing law prescribes various duties for the Department of General Services in connection with development and maintenance of the park around the State Capitol Building.

This bill would authorize the Mervyn Dymally Memorial Capitol Foundation, upon establishment, in consultation with the Department of General Services, to plan a bust of Mervyn Dymally to be placed in the State Capitol Building Annex. The bill would require the Department of General Services and the Mervyn Dymally Memorial Capitol Foundation to approve the design and any other aspect of the bust. The bill would require that the planning, construction, and maintenance of the bust be funded with private donations through the Mervyn Dymally Memorial Capitol Foundation. The bill would prohibit construction of the bust until the Joint Committee on Rules has approved and adopted the plan for the bust, and the Joint Committee on Rules and the Department of Finance have determined that sufficient private funding

is available to construct and maintain the bust. *The bill would provide legislative findings in support of these provisions.*

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. The Legislature finds and declares all of the*  
2     *following:*

3     *(a) The late Honorable Mervyn M. Dymally was born in*  
4     *Trinidad on May 12, 1926. Mr. Dymally moved to California when*  
5     *he was 19 years old, after spending time studying journalism in*  
6     *Missouri. His work organizing African American and low-income*  
7     *communities in Los Angeles earned him an election to the*  
8     *California State Assembly in 1962 where he became the first*  
9     *foreign-born person of African descent to ever hold a state office*  
10    *in California.*

11    *(b) Mr. Dymally later went on to become the first African*  
12    *American elected to the California State Senate, in 1966, and in*  
13    *1974 became the state's first African American lieutenant*  
14    *governor. Mr. Dymally extended his legacy in serving as a United*  
15    *States Congressman for 12 years, at which point he returned to*  
16    *the California Assembly to finish his political career. In California,*  
17    *he was considered the "Dean of Black Politicians," and for almost*  
18    *half a century he impacted the political environment not only in*  
19    *California and Washington, D.C., but in Africa, the Caribbean,*  
20    *and as a mentor to a generation of elected officials.*

21    *(c) Mr. Dymally is recognized as a significant and effective*  
22    *figure in politics, and has a number of institutions that bear his*  
23    *name. Currently, there are busts of Mr. Dymally at Charles R.*  
24    *Drew University of Medicine and Science, California State*  
25    *University, Dominguez Hills, and Mervyn M. Dymally High School.*  
26    *This measure seeks to build on these previous memorials by*  
27    *establishing a bust in the California State Capitol to commemorate*  
28    *the Honorable Mervyn M. Dymally's historic contributions as a*  
29    *leader, not only in the African American community, but for*  
30    *California as a whole. In tribute to Mr. Dymally's legacy, this bust*  
31    *shall serve to inspire African Americans and all Californians as*  
32    *a model of community and political leadership.*

1     ~~SECTION 1. Section 14632 is added to the Government Code,~~  
2     ~~to read:~~

3     ~~14632.—~~

4     *SEC. 2. Section 14633 is added to the Government Code, to*  
5     *read:*

6     14633. (a) The Mervyn Dymally Memorial Capitol Foundation,  
7     upon establishment, may, in consultation with the Department of  
8     General Services, plan a bust of Mervyn Dymally to be placed in  
9     the State Capitol Building Annex.

10    (b) The Department of General Services, in consultation with  
11    the Mervyn Dymally Memorial Capitol Foundation, shall  
12    accomplish the following goals:

13    (1) Review the preliminary design plans to identify potential  
14    maintenance concerns.

15    (2) Ensure Americans with Disabilities Act of 1990 (42 U.S.C.  
16    Sec. 12101 et seq.) compliance and other safety concerns.

17    (3) Review and approve proper California Environmental  
18    Quality Act (Division 13 (commencing with Section 21000) of  
19    the Public Resources Code) documents prepared for work at the  
20    designated historic property.

21    (4) Review final construction documents to ensure that all  
22    requirements are met.

23    (5) Prepare the right-of-entry permit outlining the final area of  
24    work, final construction documents, construction plans, the  
25    contractor hired to perform the work, insurance, bonding,  
26    provisions for damage to state property, and inspection  
27    requirements.

28    (6) Prepare a maintenance agreement outlining the Mervyn  
29    Dymally Memorial Capitol Foundation's responsibility for the  
30    long-term maintenance of the bust due to aging, vandalism, or  
31    relocation.

32    (7) Inspect the construction performed by the contractor selected  
33    by the Mervyn Dymally Memorial Capitol Foundation.

34    (c) If the Mervyn Dymally Memorial Capitol Foundation  
35    undertakes responsibility to construct a bust under this section, it  
36    shall, in consultation with the Department of General Services,  
37    establish a schedule for the design, construction, and dedication  
38    of the bust, implement procedures to solicit designs for the bust,  
39    devise a selection process for the choice of the design, and establish  
40    a program for the dedication of the bust.



1 (d) The Department of General Services and the Mervyn  
2 Dymally Memorial Capitol Foundation shall approve the design  
3 and any other aspect of the bust.

4 (e) If the Mervyn Dymally Memorial Capitol Foundation  
5 undertakes responsibility to construct a bust under this section, it  
6 shall not begin construction of the bust until the Joint Committee  
7 on Rules has approved and adopted the plan for the bust, and only  
8 if the Joint Committee on Rules and the Department of Finance  
9 have determined that sufficient private funding is available to  
10 construct and maintain the bust.

11 (f) The planning, construction, and maintenance of the bust shall  
12 be funded exclusively through private donations to the Mervyn  
13 Dymally Memorial Capitol Foundation.

14 (g) If the Mervyn Dymally Memorial Capitol Foundation  
15 undertakes responsibility to construct a bust under this section, it  
16 shall sign a maintenance agreement with the state, as created under  
17 paragraph (6) of subdivision (b), to maintain the bust with private  
18 contributions.

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Date of Hearing: May 9, 2016

ASSEMBLY COMMITTEE ON RULES

Richard S. Gordon, Chair

AB 2704 (Gipson) – As Amended April 26, 2016

**SUBJECT:** State Capitol: Mervyn Dymally bust

**SUMMARY:** Authorizes the construction and maintenance of a bust in the State Capitol Building Annex to honor Mervyn M. Dymally. Specifically, **this bill:**

- 1) Requires the Department of General Services (DGS) in consultation with the Mervyn Dymally Memorial Capitol Foundation to be responsible for the planning, construction, and dedication of a bust to honor Mervyn Dymally.
- 2) Requires funds for the planning, construction, and maintenance of the bust be provided through private donations to the Mervyn Dymally Memorial Capitol Foundation.
- 3) Prohibits construction of the bust until the Joint Committee on Rules has approved and adopted the plan, and the Joint Committee on Rules and the Department of Finance have determined that sufficient private funding is available to construct and maintain the bust.

**EXISTING LAW:**

- 1) Requires DGS to oversee the buildings and grounds of the state, including the historic State Capitol and the State Capitol Building Annex.
- 2) Requires the Joint Committee on Rules to approve and adopt plans for memorials in the State Capitol Park and statues in the State Capitol Building Annex.

**FISCAL EFFECT:** Unknown

**COMMENTS:**

- 1) Purpose of the bill: According to the author, placing a bust in the State Capitol will memorialize Mervyn Dymally as the first African American Lieutenant Governor in California and commemorate his legacy of public service to this state. This bust will serve to inspire African Americans and all Californians as a model of community and political leadership.
- 2) Background: Mervyn Dymally was born in Cedros, Trinidad and moved to California when he was 19 years old. Mr. Dymally was elected to the California State Assembly in 1962, becoming the first foreign-born person of African descent to ever hold a state office in California, and served until 1966. He then served in the California State Senate from 1966 to 1974. Mervyn Dymally served as Lieutenant Governor from 1975-1979, and was California's first African American to hold this statewide office. Mr. Dymally continued his public service as a United States Congressman for 12 years from 1981-1993. He finished his political career in the California State Assembly, serving six years from 2002-2008.

Mr. Dymally is widely recognized as a significant and effective figure in California politics. In fact, throughout his career of public service he was considered the “Dean of Black Politicians.”

- 3) Other Bust Locations: A bust of Mervyn Dymally is currently located at the following locations: Charles R. Drew University Dymally School of Nursing; CSU Dominguez Hills, Mervyn M. Dymally African American Political and Economic Institute; Cedros, Trinidad; the African American Museum of California; and, the National African American Museum in Washington D.C.
- 4) Location in the Capitol: AB 2704 does not specify where the bust would be placed in the State Capitol Building Annex. The author has indicated a desire to have it placed in or near the Lieutenant Governor’s Office. The location will need final approval from DGS and the Joint Committee on Rules.

## **REGISTERED SUPPORT / OPPOSITION:**

### **Support**

California State Conference of the National Association for the Advancement of Colored People  
Charles R. Drew University of Medicine and Science  
Watts Labor Community Action Committee

### **Opposition**

None on file

**Analysis Prepared by:** Michael Erke / RLS. / (916) 319-2800



# CALIFORNIA STATE CONFERENCE OF THE NATIONAL ASSOCIATION FOR THE ADVANCEMENT OF COLORED PEOPLE

ESQUIRE PLAZA, 1215 K STREET, SUITE 1609 • SACRAMENTO, CA 95814 • (916) 498-1898 • FAX (916) 498-1895

April 27, 2016

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The Honorable Richard Gordon  
Chair, Assembly Rules Committee  
State Capitol Room 3016  
Sacramento, CA 95814

## **RE: Support for AB 2704 (Gipson) Mervyn M. Dymally Bust in California Capitol**

Dear Assemblymember Gordon,

On behalf of the CA/HI State Conference of the NAACP, I would like to express my support, as well as sponsorship for AB 2704 (Gipson), which seeks to recognize the legacy of the late Honorable Mervyn M. Dymally by providing that a bust be placed in the California Lieutenant Governor's Office memorializing him as the first African-American lieutenant governor in the state, in addition to his other accomplishments.

The late Honorable Mervyn M. Dymally was born in Trinidad on May 12, 1926, and moved to California when he was 19 years old. His work organizing African-American and low-income communities in Los Angeles earned him an election to the California State Assembly in 1962 where he became the first foreign born person of African descent to ever hold a state office in California. He later went on to become the first African-American state senator in 1966 and state lieutenant governor in 1974. Mr. Dymally extended his legacy in serving as a U.S. congressman for 12 years, at which point he returned to the California Assembly to finish his political career.

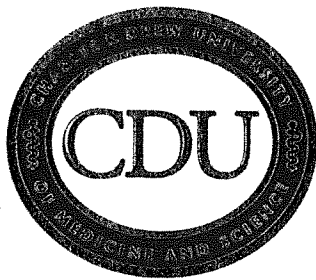
Mr. Dymally has been recognized as a significant and effective figure in California politics, and has a number of institutions that bear his name. This measure seeks to establish a bust to commemorate Congressman Dymally's historic contributions as a leader in the state of California and inspire young African-Americans and people of color as a model of community and political leadership.

Given the history of reasons stated above I strongly urge your "AYE" vote for this measure.

Sincerely,

Alice Huffman  
President

WEBSITE: [WWW.CA-NAACP.ORG](http://WWW.CA-NAACP.ORG)



*Office of the President*

April 28, 2016

The Honorable Richard Gordon  
Chair, Assembly Rules Committee  
State Capitol Room 3016  
Sacramento, CA 95814

**RE: Support for AB 2704 (Gipson) Mervyn M. Dymally Bust in California Capitol**

Dear Assemblymember Gordon,

On behalf of Charles R. Drew University of Medicine and Science (CDU), I would like to express my support for AB 2704 (Gipson), which seeks to recognize the legacy of the late Honorable Dr. Mervyn M. Dymally by authorizing that a bust be placed in the California Lieutenant Governor's Office memorializing him as the first African-American lieutenant governor in the state, in addition to his other accomplishments.

The late Honorable Dr. Mervyn M. Dymally was born in Trinidad on May 12, 1926, and moved to California when he was 19 years old. His work organizing African-American and low-income communities in Los Angeles earned him an election to the California State Assembly in 1962 where he became the first foreign born person of African descent to ever hold a state office in California. He later went on to become the first African-American state senator in 1966 and state lieutenant governor in 1974. Dr. Dymally extended his legacy in serving as a U.S. congressman for 12 years, at which point he returned to the California Assembly to finish his political career.

Dr. Dymally has been recognized as a significant and effective figure in California politics, and has a number of institutions that bear his name. In fact CDU honored the late Dr. Dymally with a bust in February 2014 and the University's School of Nursing is also named in his honor—Mervyn M. Dymally School of Nursing—recognizing his tireless leadership as an Assemblymember to establish the school which opened in August 2010. AB 2704 seeks to establish a bust within state government to commemorate Congressman Dymally's historic contributions as a leader in the state of California and to inspire young African-Americans and people of color as an extraordinary model of community and political leadership.

Given the history of reasons stated above I strongly urge your "AYE" vote for this measure.

Sincerely,

David M. Carlisle, MD, PhD  
President and CEO

**CHARLES R. DREW UNIVERSITY OF MEDICINE AND SCIENCE**

1731 East 120th Street, Los Angeles, CA 90059

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# WATTS LABOR COMMUNITY ACTION COMMITTEE

***"Changing the face of a community... Moving the lives of a people"***

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COMMUNITY ORGANIZER

April 28, 2016

The Honorable Richard Gordon  
Chair, Assembly Rules Committee  
State Capitol Room 3016  
Sacramento, CA 95814

## **RE: Support for AB 2704 (Gipson) Mervyn M. Dymally Bust in California Capitol**

Dear Assemblyman Gordon,

On behalf of the Watts Labor Community Action Committee (WLCAC), I would like to express my support for AB 2704 (Gipson), which seeks to recognize the legacy of the late Honorable Mervyn M. Dymally by providing that a bust be placed in the California Lieutenant Governor's Office memorializing him as the first African-American lieutenant governor in the state, in addition to his other accomplishments.

The late Honorable Mervyn M. Dymally was born in Trinidad on May 12, 1926, and moved to California when he was 19 years old. His work organizing African-American and low-income communities in Los Angeles earned him an election to the California State Assembly in 1962 where he became the first foreign born person of African descent to ever hold a state office in California. He later went on to become the first African-American state senator in 1966 and state lieutenant governor in 1974. Mr. Dymally extended his legacy in serving as a U.S. congressman for 12 years, at which point he returned to the California Assembly to finish his political career.

Mr. Dymally has been recognized as a significant and effective figure in California politics, and is honored by a number of institutions that bear his name. This measure seeks to establish a bust to commemorate Congressman Dymally's historic contributions as a leader in the state of California and inspire young African-Americans and people of color as a model of community and political leadership.

Given the history of reasons stated above I strongly urge your "AYE" vote for this measure.

Sincerely,

Timothy Watkins  
President and Chief Executive Officer

[Back to Agenda](#)

***"Great things are happening in Watts!"***

[www.wlcac.org](http://www.wlcac.org)  
Page 14 of 18

**Assembly Concurrent Resolution**

**No. 175**

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**Introduced by Assembly Members Achadjian and Gipson**

April 27, 2016

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Assembly Concurrent Resolution No. 175—Relative to Viral Hepatitis Awareness Day.

LEGISLATIVE COUNSEL'S DIGEST

ACR 175, as introduced, Achadjian. Viral Hepatitis Awareness Day. This measure would proclaim May 19, 2016, as Viral Hepatitis Awareness Day in California.

Fiscal committee: no.

- 1 WHEREAS, Liver cancer and liver disease related to hepatitis  
2 B and C are two of the leading killers in California; and  
3 WHEREAS, Hepatitis C is the most prevalent bloodborne  
4 disease in the United States and in California; and  
5 WHEREAS, Early detection of hepatitis B and C infections  
6 promotes effective management or treatment of these infections,  
7 preventing disability, loss of productivity and income, and allowing  
8 people to live full, satisfying, and productive lives; and  
9 WHEREAS, An undetected and untreated hepatitis B or C  
10 infection can lead to disability or death; and  
11 WHEREAS, The majority of the estimated 750,000 Californians  
12 with chronic hepatitis C infection do not know they are infected,  
13 and are therefore at high risk of severe liver disease, liver cancer,  
14 or liver failure; and  
15 WHEREAS, The majority of the estimated 350,000 California  
16 residents with hepatitis B infection do not know they are infected,

1 and are therefore at high risk of severe liver disease, liver cancer,  
2 or liver failure; and

3 WHEREAS, Untreated hepatitis B and C infections are the  
4 leading causes of liver failure requiring liver transplant; and

5 WHEREAS, The federal Centers for Disease Control and  
6 Prevention released updated guidelines calling for baby boomers  
7 – everyone born between 1945 and 1965 – to receive a one-time  
8 hepatitis C test, which would save over 100,000 lives; and

9 WHEREAS, In 2013, the United States Preventive Services  
10 Task Force (USPSTF) issued a Grade B rating for screening for  
11 hepatitis C virus (HCV) infection in persons at high risk for  
12 infection and adults born between 1945 and 1965; and

13 WHEREAS, Baby boomers make up 30 percent of California's  
14 adult population, and African American baby boomers are twice  
15 as likely to have hepatitis C as other baby boomers; and

16 WHEREAS, In 2009, the USPSTF issued a Grade A rating for  
17 screening pregnant women for the hepatitis B virus (HBV)  
18 infection during their first prenatal visit; and

19 WHEREAS, In 2014, the USPSTF issued a Grade B rating for  
20 screening people born in countries where hepatitis B is common,  
21 United States-born people who were not vaccinated against  
22 hepatitis B when they were babies and whose parents come from  
23 countries where hepatitis B is common, and other people at risk  
24 for hepatitis B; and

25 WHEREAS, There is a vaccine for the prevention of hepatitis  
26 B – the first proven, low-cost vaccination against any form of  
27 cancer made available to Americans; and

28 WHEREAS, Hepatitis B is most prevalent among people of  
29 Asian and Pacific Islander descent, and one-third of Americans of  
30 Asian and Pacific Islander descent live in California; and

31 WHEREAS, Hepatitis B-related and hepatitis C-related  
32 hospitalization charges totaled \$2.3 billion in 2010 in California,  
33 mostly paid for by tax-supported public health insurers; and

34 WHEREAS, New medications can cure hepatitis C in over 90  
35 percent of people who are linked to and retained in care and  
36 treatment; and

37 WHEREAS, Hepatitis B can be treated effectively with proper  
38 medical management and may be curable in the near future; and



1 WHEREAS, The Legislature will continue to work to increase  
2 the affordability of, and access to, care, treatment, and cures for  
3 hepatitis; and

4 WHEREAS, Hepatitis awareness education campaigns and  
5 accessible screening for hepatitis B and C, along with appropriate  
6 treatment, can reduce the damage from hepatitis B and C viral  
7 infection to individuals and to our community, financially, as well  
8 as physically and emotionally; now, therefore, be it

9 *Resolved by the Assembly of the State of California, the Senate*  
10 *thereof concurring*, That the Legislature hereby proclaims May  
11 19, 2016, as Viral Hepatitis Awareness Day; and be it further

12 *Resolved*, That the Chief Clerk of the Assembly transmit copies  
13 of this resolution to the author for appropriate distribution.

O

Date of Hearing: May 9, 2016

ASSEMBLY COMMITTEE ON RULES

Gordon, Chair

ACR 175 (Achadjian) – As Introduced April 27, 2016

**SUBJECT:** Viral Hepatitis Awareness Day

**SUMMARY:** Proclaims May 19, 2016, as Viral Hepatitis Awareness Day in California. Specifically, **this resolution** makes the following legislative findings:

- 1) Hepatitis C is the most prevalent blood-borne disease in the United States. Liver cancer and liver disease related to hepatitis B and C are two of the leading killers in California.
- 2) Liver cancer and liver disease related to hepatitis B and C are two of the leading killers in California; and the majority of those Californians with hepatitis B and C infection do not know they are infected, and are therefore at high risk of severe liver disease, liver cancer, or liver failure.
- 3) Hepatitis awareness education campaigns and accessible screening for hepatitis B and C, along with appropriate treatment, can reduce the damage from hepatitis B and C viral infection to individuals and to our community.
- 4) The federal Center for Disease Control and Prevention released updated guidelines calling for everyone born between 1945 and 1965 to receive a one-time hepatitis C test, which would save over 100,000 lives.

**FISCAL EFFECT:** None

**REGISTERED SUPPORT / OPPOSITION:**

**Support**

None on file

**Opposition**

None on file

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