

AMENDED IN ASSEMBLY MAY 8, 2002
AMENDED IN ASSEMBLY APRIL 24, 2002
AMENDED IN ASSEMBLY APRIL 18, 2002

CALIFORNIA LEGISLATURE—2001–02 REGULAR SESSION

ASSEMBLY BILL

No. 1934

Introduced by Assembly Member Corbett

February 12, 2002

An act to add Section 7910 to the Public Utilities Code, relating to telephone corporations.

LEGISLATIVE COUNSEL'S DIGEST

AB 1934, as amended, Corbett. Telephone corporations: background security checks.

Existing law permits telephone corporations to construct, own, control, operate and manage telephone lines and to provide telephone service for compensation in the state, subject to regulation by the Public Utilities Commission.

This bill would, ~~with certain exceptions,~~ require telephone corporations to perform ~~or have performed~~ an investigation into the background of *certain* applicants for employment, ~~certain employees, independent contractors, and vendors.~~ *The bill would also require that a background check be performed on certain persons hired by a telephone corporation under a personal services contract, independent contractors, and vendors. The bill would provide that the telephone corporation is not responsible for administering or paying for the background checks of persons hired under a personal services contract, independent contractors, and vendors.*

Vote: majority. Appropriation: no. Fiscal committee: no.
State-mandated local program: no.

The people of the State of California do enact as follows:

1 SECTION 1. Section 7910 is added to the Public Utilities
2 Code, to read:
3 7910. (a) Telephone corporations shall perform background
4 checks of applicants for employment, according to current
5 business practices.
6 (b) A background check equivalent to that described in
7 subsection (a) shall also be conducted on all of the following:
8 (1) Persons hired by a telephone corporation under a personal
9 services contract.
10 (2) Independent contractors and their employees.
11 (3) Vendors and their employees.
12 (c) Except as otherwise provided by contract, the telephone
13 corporation shall not be responsible for administering the
14 background checks and shall not ~~assure~~ assume the cost of the
15 background checks of individuals who are not ~~employees~~
16 *applicants for employment* of the telephone corporation.
17 ~~(d) This section is inapplicable to persons that do not have~~
18 ~~direct contact with or access to the telephone network, the~~
19 ~~telephone corporation's central office, or customer premises.~~
20 ~~(e) This section shall not be applicable to temporary workers~~
21 *(d) (1) Subdivision (a) only applies to applicants for*
22 *employment for positions that would allow the applicant to have*
23 *direct contact with or access to the telephone network, the*
24 *telephone corporation's central office, or customer premises, and*
25 *would require the applicant to perform activities that involve the*
26 *installation, service, or repair of the telephone network or*
27 *telephone equipment.*
28 *(2) Subdivision (b) only applies to persons that have direct*
29 *contact with or access to the telephone network, the telephone*
30 *corporation's central office, or customer premises, and perform*
31 *activities that involve the installation, service, or repair of the*
32 *telephone network or telephone equipment.*
33 *(e) This section does not apply to temporary workers*
34 *performing emergency functions to restore the network of a*
35 *telephone corporation to its normal state in the event of a natural*

- 1 disaster or an emergency that threatens or results in the loss of
- 2 service.

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