

AMENDED IN ASSEMBLY MARCH 10, 2016

CALIFORNIA LEGISLATURE—2015–16 REGULAR SESSION

ASSEMBLY BILL

No. 1887

**Introduced by Assembly Member Low
(Coauthor: Assembly Member Ting)**

February 11, 2016

An act to add Section 11139.8 to the Government Code, relating to discrimination.

LEGISLATIVE COUNSEL'S DIGEST

AB 1887, as amended, Low. ~~State-Government:~~ *government:* discrimination: travel.

Existing law prohibits discrimination on the basis of race, national origin, ethnic group identification, religion, age, sex, sexual orientation, color, genetic information, or disability under any state program or activity. Existing law provides for officers and employees of the state, when away from their headquarters for state business, to receive travel expenses.

This bill would prohibit ~~state-funded or state-sponsored~~ *a state agency from requiring any of its employees, officers, or members to travel to any state with a law in effect that sanctions or requires discrimination on the basis of sexual orientation, gender identity, or gender expression, or approving a request for state-funded or state-sponsored travel to any state with a law in effect that sanctions or requires discrimination on the basis of sexual orientation, gender identity, or gender expression,* subject to specified exceptions.

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. Section 11139.8 is added to the Government
2 Code, to read:

3 11139.8. (a) The Legislature finds and declares all of the
4 following:

5 (1) California is a leader in protecting civil rights and preventing
6 discrimination.

7 (2) California’s robust nondiscrimination laws include
8 protections on the basis of sexual orientation, gender identity, and
9 gender expression, among other characteristics.

10 (3) Religious freedom is a cornerstone of law and public policy
11 in the United States, and the Legislature strongly supports and
12 affirms this important freedom.

13 (4) The exercise of religious freedom should not be a
14 justification for discrimination.

15 (5) California must take action to avoid supporting or financing
16 discrimination against lesbian, gay, bisexual, and transgender
17 people.

18 (6) It is the policy of the State of California to promote fairness
19 and equality and to combat discrimination.

20 (b) ~~All agencies, departments, boards, authorities, commissions,~~
21 *An agency, department, board, authority, or commission, including*
22 *an agency, department, board, authority, or commission of the*
23 *University of California, the Board of Regents, Regents of the*
24 *University of California and California, or the California State*
25 *University shall review all requests for state-funded or*
26 *state-sponsored travel to any not do either of the following:*

27 (1) *Require any of its employees, officers, or members to travel*
28 *to a state with a law in effect that sanctions or requires*
29 *discrimination on the basis of sexual orientation, gender identity,*
30 *or gender expression.*

31 (2) *Approve a request for state-funded or state-sponsored travel*
32 *to a state with a law in effect that sanctions or requires*
33 *discrimination on the basis of sexual orientation, gender identity,*
34 *or gender expression.*

35 (c) ~~Any state-funded or state-sponsored travel to locations~~
36 ~~described in subdivision (b) is prohibited, unless that travel~~
37 *Subdivision (b) shall not apply to travel that is necessary for the*

1 enforcement of California law, to meet prior contractual
2 obligations, or for the protection of public health, welfare, or safety.
3 (d) The prohibition on state-funded travel described in this
4 section shall continue while any law specified in subdivision (b)
5 remains in effect.

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