



Date: May 21, 2018

To: Mayor and Members of the City Council

From: Patrick H. West, City Manager *T.M.*

Subject: **Port Truck Drivers: Support Letters for SB 1402 (Lara) and SB 1403 (Lara)**

On February 20, 2018, the City Council approved a recommendation to add language to the 2018 State and Federal Legislative Agendas to support legislation that improves working conditions for port truck drivers and addresses related issues. Attached for your information are the City's support letters for Senate Bill (SB) 1402 (Lara) and SB 1403 (Lara), both dated April 23, 2018.

SB 1402 (Lara) *Labor Contracting: Customer Liability* proposes to offer whistleblower protections to port drayage truck drivers who notify the Labor Commissioner of work violations or file a claim or civil action against a customer of port drayage services or the motor carrier employer. This bill may prevent wage theft and other work violations in the goods movement and trucking industry. The bill is currently on the Senate Appropriations Suspense File. The deadline for approval from the Appropriations Committee is May 25, 2018.

SB 1403 (Lara) *California Clean Truck, Bus, and Off-Road Vehicle and Equipment Technology Program* proposes to expand the California Clean Truck, Bus, and Off-Road Vehicle and Equipment Technology Program to allow zero and near-zero fueling and charging strategies as projects to be eligible for funding. SB 1403 has the potential to positively impact public health in Long Beach. The bill is currently on the Senate Appropriations Suspense File. The deadline for approval from the Appropriations Committee is May 25, 2018.

If you have questions or comments, please contact Diana Tang, Manager of Government Affairs, at (562) 570-6506.

CC: CHARLES PARKIN, CITY ATTORNEY
LAURA L. DOUD, CITY AUDITOR
TOM MODICA, ASSISTANT CITY MANAGER
KEVIN JACKSON, DEPUTY CITY MANAGER
REBECCA GARNER, ASSISTANT TO THE CITY MANAGER
MONIQUE DE LA GARZA, CITY CLERK (REF. FILE # 18-0161)

ATTACHMENT
PW:DT:JG
M:\GRI\STATE\STATE LEG COMM\MEMOS\2018\MCC_PORT TRUCK DRIVERS SUPPORT LETTERS SB 1402 SB 1403



MAYOR ROBERT GARCIA
CITY OF LONG BEACH

April 23, 2018

The Honorable Richard Pan, Chair
California State Senate Committee on Labor and Industrial Relations
State Capitol, Room 545
Sacramento, CA 95814

RE: Support for SB 1402 (Lara) – Labor Contracting: Customer Liability

Dear Chair Pan:

On behalf of the City of Long Beach, I write in support of Senate Bill 1402 (Lara). On February 20, 2018, the Long Beach City Council voted to support legislation that improves working conditions for port truck drivers. This bill proposes to offer whistleblower protections to port drayage truck drivers who notify the Labor Commissioner of work violations or file a claim or civil action against a customer of port drayage services or the motor carrier employer.

The California Labor Commissioner has received more than 900 complaints regarding misclassification of truckers at the ports and upheld more than 500 claims, awarding millions in fines and restitution. USA Today has published several stories in recent months which detail abuses in the trucking industry and describe the working conditions for truck drivers as indentured servitude. These reports detail drivers who work 20-hour shifts, earn little in weekly wages, and are cut off from being given future hauling trips without cause.

The City of Long Beach recognizes truck drivers have been found to routinely be misclassified as independent contractors and that such a misclassification could result in wage theft, leaving the truck drivers in a cycle of poverty. SB 1402 proposes to amend State law to prevent wage theft and other work violations in the goods movement and trucking industry.

Given these reasons, the City of Long Beach supports SB 1402 (Lara).

Sincerely,

A handwritten signature in blue ink, appearing to read "Robert Garcia".

Mayor Robert Garcia
City of Long Beach

cc: The Honorable Speaker Anthony Rendon, State Assembly
The Honorable Senator Ricardo Lara, State Senate, 33rd District
The Honorable Steven Bradford, State Senate, 35th District
The Honorable Janet Nguyen, State Senate, 34th District
The Honorable Mike Gipson, State Assembly, 64th District
The Honorable Patrick O'Donnell, State Assembly, 70th District
Senate Committee on Labor and Industrial Relations



MAYOR ROBERT GARCIA
CITY OF LONG BEACH

April 23, 2018

The Honorable Ricardo Lara
California State Senator
State Capitol, Room 5050
Sacramento, CA 95814

RE: Support for SB 1403 (Lara) – California Clean Truck, Bus, and Off-Road Vehicle and Equipment Technology Program

Dear Senator Lara:

On behalf of the City of Long Beach, I write in support of Senate Bill 1403 (Lara). This bill proposes to expand the California Clean Truck, Bus, and Off-Road Vehicle and Equipment Technology Program to allow zero- and near-zero fueling and charging strategies as projects to be eligible for funding. Support for this bill is a natural extension of the City's dedication to creating a cleaner environment and healthier communities for all our residents.

The City of Long Beach has a vested interest in improving air quality for the health and well-being of our residents. Home to the Port of Long Beach and adjacent to the Port of Los Angeles, Long Beach is among the nation's busiest goods movement corridors. The amount of truck traffic that is needed to transport goods is significant. Thus, many of the communities along transportation corridors in Long Beach tend to experience adverse health effects associated with air pollution.

By supporting projects that can help reduce greenhouse gas emissions along transportation corridors, SB 1403 has the potential to positively impact public health in Long Beach.

Given these reasons, the City of Long Beach supports SB 1403 (Lara).

Sincerely,

Mayor Robert Garcia
City of Long Beach

cc: The Honorable Speaker Anthony Rendon, State Assembly
The Honorable Steven Bradford, State Senate, 35th District
The Honorable Janet Nguyen, State Senate, 34th District
The Honorable Mike Gipson, State Assembly, 64th District
The Honorable Patrick O'Donnell, State Assembly, 70th District
Senate Committee on Transportation and Housing
Senate Committee on Environmental Quality