



April 12, 2021

TO: Members, Senate Labor, Public Employment and Retirement Committee

**SUBJECT: SB 410 (LEYVA) OCCUPATIONAL SAFETY AND HEALTH: REGULATIONS  
OPPOSE – AS AMENDED MARCH 3, 2021  
SCHEDULED FOR HEARING – APRIL 19, 2021**

The California Chamber of Commerce and the listed organizations respectfully **OPPOSE SB 410 (Leyva)**, as amended March 3, 2021 because it would deny policy makers critical economic data on the effect of regulations related to workplace safety.

The Standardized Regulatory Impact Analysis (or “SRIA”) process was created by this legislature in 2011 in SB 617 (Calderon). SB 617 was passed by vast majorities in both houses<sup>1</sup> with the goal of ensuring that new regulations of a sufficiently large size (with economic impact exceeding \$50 million) should be thoroughly analyzed and that the Department of Finance should review that estimated economic impact to confirm the methodology used in these estimates were suitable. As a result of the SRIA process, improved economic analysis has been available to members of the public and policy makers over the past decade.<sup>2</sup>

**SB 410** would exempt just one agency (Cal/OSHA) from the SRIA requirements that would continue to be applied to all other state agencies. There is no logical justification for this specific exclusion; Cal/OSHA’s regulations are no different in that respect than the California Air Resources Board, or the Department of Transportation, or any other agency. Regardless of the area, the thorough economic analysis of the SRIA process improves transparency and knowledge for policy makers and the public. Notably, the SRIA process requires consideration of the creation or elimination of jobs within the state and the creation of new or existing businesses in the state, as well as the benefits of the regulation to the health and welfare of California residents, worker safety, and the state’s environment. In short – SRIA analysis requires a broad, thorough economic analysis, considering both the benefits and costs of a regulation. **SB 410** would set

<sup>1</sup> Vote information available at: [https://leginfo.legislature.ca.gov/faces/billVotesClient.xhtml?bill\\_id=201120120SB617](https://leginfo.legislature.ca.gov/faces/billVotesClient.xhtml?bill_id=201120120SB617)

<sup>2</sup> The Dept. of Finance’s website regarding SRIA analysis itself shows its value. There, reviewers will note that the Department of Finance commonly issues corrections because the economic estimates used by agencies are incorrect and requires agencies to revise their calculations as a result.

aside that requirement and deny California's policy makers and public important data about *one specific type of regulation*.

Furthermore – to be very clear - the SRIA process does not prevent the passage of any proposed regulations. The SRIA process is simply an analytic step for major regulations – much like committee analysis, but more thorough and detailed. Given the current emergency, we should also note that it does not slow down emergency regulations – such as the recent COVID-19 emergency regulation. So, to the extent there are concerns about preventing standards from passing, we believe they are misplaced.

Big decisions must be built on good data – and the SRIA process ensures that good economic data is available for California's regulations.

For these reasons, we **OPPOSE SB 410 (Leyva)**.

Sincerely,



Robert Moutrie  
Policy Advocate  
California Chamber of Commerce

Agricultural Council of California  
American Composites Manufacturers Association  
Association of California School Administrators  
California Association of Joint Powers Authorities  
California Association of Health Facilities  
California Beer and Beverage Distributors  
California Business Properties Association  
California Farm Bureau  
California Hotel and Lodging Association  
California League of Food Producers  
California Manufacturers & Technology Association  
California Restaurant Association  
California Retailers Association  
California Special Districts Association  
California State Association of Counties  
Family Business Association of California  
Housing Contractors of California  
National Electrical Contractors Association  
National Elevator Industry, Inc.  
Official Police Garages of Los Angeles  
PCI West – Chapter of the Precast/Prestressed Concrete Institute  
Public Risk Innovation, Solutions and Management  
Tri County Chamber of Commerce Alliance  
United Contractors  
Wine Institute

cc: Legislative Affairs, Office of the Governor  
Jessica Golly, Office of Senator Leyva  
Consultant, Senate Labor, Public Employment and Retirement Committee  
Cory Botts, Senate Republican Caucus

RM:ldl