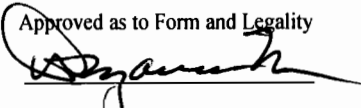


2011 JUN 21 PM 3:25

Approved as to Form and Legality

City Attorney's Office

OAKLAND CITY COUNCIL
RESOLUTION No. 83379 C.M.S.

Introduced by Councilmember Ignacio De La Fuente

**RESOLUTION SUPPORTING ASSEMBLY BILL 889 (AMMIANO AND PEREZ)
"DOMESTIC WORK BILL OF RIGHTS" THAT WOULD SPECIALLY
REGULATE THE WAGES, HOURS AND WORKING CONDITIONS OF
DOMESTIC WORK EMPLOYEES, WHICH IS CURRENTLY AN INDUSTRY
THAT IS UNREGULATED**

WHEREAS, Assembly Bill 889 would specially regulate the wages, hours, and working conditions of domestic work employees, including giving live-in nannies the right to sleep in adequate living conditions; and

WHEREAS, AB 889 defines "domestic work" to mean services related to the care of persons in private households or maintenance of private households or their premises; and

WHEREAS, AB 889 defines "domestic work employee" as an individual who performs domestic work (including live-in domestic work employees and personal attendants). The term does not include In-Home Supportive Services program employees, specified family members or minor babysitters; and

WHEREAS, AB 889 defines a "domestic work employer" as a person who (including through the services of a third-party employer) employs or exercises control over the wages, hours or working conditions of a domestic work employee; and

WHEREAS, AB 889 specifies certain penalties and remedial provisions, and provides for a private right of action for enforcement of the aforementioned rights; and

WHEREAS, AB 889 eliminates the current requirement that domestic workers must work at least 52 hours and earn more than \$100 in the previous 90 days to be eligible for worker's compensation coverage; and

WHEREAS, AB 889 eliminates the exemption in current occupational safety and health law for "household domestic service" and establishes a specific enforcement protocol for the Division of Occupational Safety and Health where the place of employment is a residential dwelling; now, therefore be it

RESOLVED: That The City of Oakland declares its support for AB 889 (Ammiano and Perez); and be it

FURTHER RESOLVED: That the City Council hereby directs the City Administrator and the City's legislative lobbyist to advocate for the above position in the California State Legislature.

IN COUNCIL, OAKLAND, CALIFORNIA, JUN 7 2011, 2011

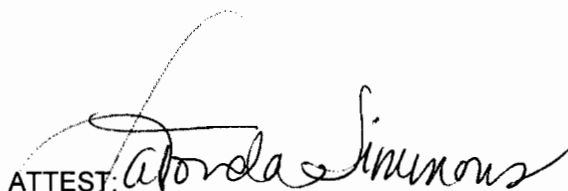
PASSED BY THE FOLLOWING VOTE:

AYES- BRUNNER, BROOKS, DE LA FUENTE, KAPLAN, KERNIGHAN, NADEL, SCHAFF, and PRESIDENT REID - 8

NOES- 0

ABSENT- 0

ABSTENTION- 0

ATTEST: 
LATONDA SIMMONS
City Clerk and Clerk of the Council
of the City of Oakland, California