

TIM YARYAN - A PROFESSIONAL BIOGRAPHY

Education:

B.A., Majors in Political Science and English, (1967) University of Washington

J.D., McGeorge School of Law, University of the Pacific (1974) (Honors)

Admitted to Practice: California Supreme Court (1974), United States District Court, Eastern District (1974); Federal Ninth Circuit Court of Appeals (1982).

Employment:

1988 to Present: Owner, Attorney, and Legislative Advocate
Law Offices of Timothy Yaryan, Sacramento

1982 to 1988 Attorney and Legislative Advocate
Law Offices of Ochoa and Sillas, Sacramento and Los Angeles

1980 to 1982 Attorney
Newmiller and Beardslee Law Firm, Stockton

1975 to 1980 Attorney and Legislative Advocate
State Water Resources Control Board, Sacramento

1974 to 1975 Attorney
State Lands Commission, Sacramento and Long Beach

Tim Yaryan established his own law and legislative advocacy firm in 1989, bringing with him a wealth of legal and legislative experience. His philosophy that the interests of his client always come first has served his firm and his clients particularly well. His firm has consistently been ranked in the Secretary of State's "Top 100" lobbying firms and was named by Cal Law as one of the "Top 10" law firms in the Capitol. Tim is well recognized in the Legislature and in the Governor's Office as an influential effective public safety advocate. He currently represents over 25,000 peace officers including the Association for Los Angeles Deputy Sheriffs, the Los Angeles Police Protective League, the Riverside Sheriffs Association, and the Los Angeles Deputy Probation Officers Union, AFSCME, Local 685.

Mr. Yaryan has been a key figure in shaping media attention, public policy, and legislation in the wake of the highly publicized law enforcement controversies concerning "Rodney King," "Racial Profiling," and "Rampart," and most recently, "Corrections Reform." His efforts have led to successful legislation to restore public confidence in law enforcement. His legislative efforts on behalf of peace officers has

been featured in the California Journal, the Sacramento Bee, the Los Angeles Times, the San Francisco Daily Journal, California Law Week, the Daily Recorder and several other newspapers.

Mr. Yaryan has been a leader in passing landmark public safety legislation. He was instrumental in the passage of Proposition 172 (1992) ---the Public Safety Initiative --- both legislatively and with the statewide campaign. Proposition 172, approved by nearly 60% of the voters, earmarks ½ cent of the state sales tax for funding local public safety.

More recently, he was heavily involved with teachers, nurses, firefighters, other peace officer groups, and labor unions defeating two major Schwarzenegger Administration backed initiatives dealing with “pension reform” and “paycheck protection” (2005). Soon after the defeat of those initiatives, Mr. Yaryan and his ALADS Executive Board met personally with Governor Schwarzenegger and his top staff and, as a result of that meeting, the Governor withdrew his support for public employee defined contribution 401(k) plans and agreed to work closely with public safety groups on pensions and other issues.

Mr. Yaryan has been a powerful leader in legislatively securing retirement, health and safety benefits for his public safety clients. In 2000, he successfully lobbied “3% at 50” legislation for peace officers (AB 1937, Correa), successfully lobbied legislation implementing retirement benefits enhancements between Los Angeles County and its employees (AB 399, Havice) and wrote legislation to allow Los Angeles County Unions to be the first unions to collectively bargain prefunding retiree health care and establish a Healthcare Trust Fund (AB 2863, Karnette) He sponsored bills adding viral meningitis (AB 2048, Maddox); hepatitis (AB 32, Peace); “Sam Browne” back injuries (SB 424, Burton); and an MRSA presumption (AB 2754, Bass) to the list of workers’ compensation presumptions for peace officers. When workers’ comp reform was a major legislative issue in 2006, he was successful in helping keep all the peace officer and firefighter presumptions in the workers’ comp law in tact. (SB 899, Poochigian)

Mr. Yaryan also spearheaded the successful merger of the Los Angeles County Marshals into the Sheriffs Department (AB 1483, Richard Katz). He was also responsible for the introduction and was a major force in the passage of “maintenance effort” legislation (AB 2788, Willie Brown), which legislation permanently precluded efforts to supplant Proposition 172 funds by counties. Mr. Yaryan’s joint bill (SB 1278, Mike Thompson), to create police and sheriffs’ benefit assessment districts, led to the initiation of the COPS (Citizens Option for Public Safety) program (AB 3229, Jim Brulte), a measure which has appropriated over \$100 million annually for “Cops on the Street” since its inception in 1994.

Mr. Yaryan has also been a major legislative force in support of county probation. He was successful in drafting and lobbying legislation for state support of county probation camps and ranches (AB 799, Terry Friedman). Since enactment of the probation camps bill, well over \$150 million in state support has been budgeted annually statewide for probation camps and ranches. As part of the probation camp “campaign”, Mr. Yaryan

helped secure over 20 major newspaper editorials favoring camp funding including the Los Angeles Times, the Fresno and Sacramento Bees, the San Diego Union and Oakland Tribune. In the wake of federal welfare reform, Mr. Yaryan has been a key player in successfully advocating over \$1 billion from the TANF block grant to county probation departments to replace the loss of federal Title IV-A funds. Recently, he was successful in getting support for camps and ranches, as well as helped secure \$100 million in Juvenile Justice Crime Prevention (JJCPA) grants annually (with whom he worked closely with Senator John Burton and others), moved into the Vehicle License Fee Account.

Mr. Yaryan has also represented the California Public Parking Association (CPPA) since its inception in 1984. CPPA is an association of parking management professionals, representing over 200 cities, counties, special districts, colleges, universities and private vendors throughout California. Mr. Yaryan was the architect and chief lobbyist for legislation which successfully decriminalized parking tickets, making parking citations matters of civil administration re adjudication, rather than criminal matters in the courts. He has been featured in *Forbes* Magazine for his work on parking. In 1993, he was presented the Association's highest award "Parking Professional of the Year" for his legislative efforts in decriminalizing parking, and he has lectured extensively on that subject since. Prior to that time, he was honored with a Special Award for his role in successfully getting controversial legislation passed concerning scofflaw booting.

Tim Yaryan's other clients include the Orange County Professional Firefighters, IAFF, Local 3631 and the Mountains Recreation and Conservation Authority (MRCA). He works closely with both clients on fire safety bills before the Legislature, and serves as Legal and Legislative Adviser to MRCA on all park public safety and traffic safety issues. As Counsel for the California Auto Dismantlers and Recyclers Alliance, Tim works closely with the Legislature and regulatory agencies to ensure compliance with environmental requirements facing the industry.

Mr. Yaryan's former clients have included the state's third largest retirement system (after PERS and STRS), the Los Angeles County Employees Retirement Association. (LACERA). As LACERA'S Advocate, Mr. Yaryan was instrumental in defeating "defined contribution" legislation that would have seriously undermined the fiscal stability of the county retirement system. Prior to that, he was a pivotal player in developing and passing creative state legislation giving Los Angeles County public employees parity with present public employees, despite limits imposed by Internal Revenue Code Section 415, as previously discussed, he worked together with county unions on a number of significant retirement issues.

As Advocate and Counsel to the California Association of Resource Conservation, Mr. Yaryan lobbied legislation that rewrote much of Division 9 of the Public Resource Code pertaining to Resource Conservation Districts. He successfully drafted and passed legislation (SB 1268, Jim Costa) to provide funding for watershed protection grants for Resource Conservation Districts. At the behest of the Resources Agency Secretary, Mary Nichols, Governor Davis included \$2 million in new annual grants for RCD'S.

Tim was also an Advocate for the Western Propane Gas Association. He successfully defeated legislation to regulate propane gas sales in California. He worked closely with the Public Utilities Commission on legislation to authorize safety oversight of propane pipelines in California, successfully negotiating a delicate compromise between the industry, the Public Utilities Commission and the Board of Equalization. He also worked successfully with the State Fire Marshal on legislation to ensure the safety of bulk storage facilities for propane, and on numerous other legislative measures affecting propane transportation and safety. Tim was also responsible for securing a sales tax exemption for domestic and agricultural users of Liquid Petroleum Gas (LPG), a goal the propane industry had never achieved in over thirty-five years, as a closing part of the “budget deal” in 1994.

Before establishing his own law firm, Mr. Yaryan was associated with the Los Angeles Law Firm of Ochoa and Sillas (now Ochoa and Moore), serving in the firm’s Sacramento office as the Firm’s Directing Attorney and Principal Legislative Advocate. As the firm’s Principal Lobbyist, Mr. Yaryan represented a number of nationally recognized corporate and business clients as well as municipal and public agencies.

While with Ochoa, Mr. Yaryan was the Principal Legislative Advocate for the Community Redevelopment Agency of Los Angeles (CRA/LA). He was instrumental in passage of a number of key housing and redevelopment bills aimed at assisting in legislation for the development of low and moderate income housing units in Los Angeles and statewide. He helped draft and successfully lobbied landmark legislation granting redevelopment agencies limited immunity when they initiate the clean up of toxic waste within their project areas. He played a critical role in defeating a number of bills which would have severely curtailed redevelopment’s authority.

Mr. Yaryan has served as Legislative Advocate for several nationally recognized corporations. He represented BKK Corporation in successfully lobbying controversial legislation modifying the penalties for overweight trucks. As BKK’s advocate, he helped draft and lobby California’s Toxic Pits Act of 1984, a far-reaching measure to protect the state’s environment from hazardous waste pollution. He also represented 3M Corporation in legislation to expand the state’s reflectorized license plate program. He worked with the Waste to Energy Council and with Ogden Martin Corporation drafting legislation amending the state’s waste to energy requirements. As a Lobbyist for Sperry-Univac, he developed legislation dealing with networking the state’s computer database. Tesoro Petroleum Corporation retained Mr. Yaryan to draft and lobby legislation to ensure out of state producers have tax parity with in-state producers.

Mr. Yaryan has also represented many small businesses, such as the Olvera Street Merchants Association, and secured legislation to protect family owned state park franchises. As Legal Counsel, Mr. Yaryan has represented both large and small businesses before state and federal regulatory agencies. He represented National Metal and Steel Corporation and obtained approvals from the Department of Health Services and the Water Resources Control Board for disposal of the company’s auto shredder

waste. He was ICN Pharmaceuticals' Legal Counsel in regulatory proceedings before the Department of Health Services relating to the discharge of radioactive tritium. The Red Cedar Handsplit Shake and Shingle Bureau retained Mr. Yaryan to represent the wood shake industry in rule making proceedings regulating fire retardant roofing before both the State Fire Marshal and the State Building Standards Commission. He has represented Tele-Link Corporation in successfully protesting competitive bids in proceedings before the Department of General Services and State Board of Control. He also advised Tesoro Petroleum and Dell Computer Corporation in tax proceedings before the State Board of Equalization and the State Controller. As attorney for the Greater Los Angeles Solid Wastes Management Association (GLASWMA), he has appeared before the Solid Waste Board and the Legislature. He also appeared as Amicus Curiae before the federal Ninth Circuit Court of Appeals advocating protection of small businesses from municipal franchise laws. Mr. Yaryan also served as General Counsel for Elcom Bauer, Inc., a manufacturer of small radio transmitters.

Mr. Yaryan has had extensive experience representing municipal and public agencies and special districts. He was Special Counsel to the City of Turlock in appeal proceedings before the United States Environmental Protection Agency. He successfully obtained the reversal of an adverse administrative judgment by the U.S. Army Corps of Engineers in a waste treatment construction grant claim against Turlock's Sewage Treatment Facility. He represented the Town of Los Gatos in defeating legislation authorizing establishment of a women's prison, and he later successfully fought legislation authorizing a freeway through Los Gatos in derogation of the town's statutory jurisdictional authority. Mr. Yaryan helped the City of South Pasadena plan its administrative strategy with Cal Trans to reroute or modify plans for construction of the 710 Freeway which would destroy many of the city's national historical buildings. He served as Deputy City Attorney for the City of Hermosa Beach in proceedings before the State Lands Commission and Attorney General to review and approve an Environmental Impact document for the city's oil and gas lease of state tidelands. He has also represented the Oakland Unified School District in litigation and arbitration proceedings.

Prior to joining Ochoa and Sillas, Mr. Yaryan was associated with the prominent Stockton Law Firm of Newmiller and Beardslee. During his tenure, he was the Principal Attorney representing the Stanislaus River Flood Control Association in the many legal, legislative and administrative battles over the filling of the New Melones Dam and Reservoir. Mr. Yaryan represented HONDA Corporation and SOHIO Construction Company in obtaining federal and state permits and approvals necessary for major construction projects in the San Joaquin Valley. He was also a legal representative for the Stockton Redevelopment Agency and Schmitz Development, Inc. in Stockton's downtown redevelopment project. In addition to his many other duties, he was primarily responsible for obtaining all state and federal approvals for a 300-berth marina and waterfront promenade on the Stockton Channel, the centerpiece of this major redevelopment project.

While with Newmiller, Mr. Yaryan also represented the Madonna Construction Company, the Grupe Company, Howard Properties, the Stockton East Water District,

Sunrise Sanitation Co., the City of Hughson, Kirkwood Ski Resort, George Reed, Inc., Western Sand and Gravel, and the SOFAR Council. He was a founding board member and General Counsel for the Hospice of San Joaquin.

Before entering private practice, Mr. Yaryan served more than five years in state government as a staff attorney with the California Water Resources Control Board and the State Lands Commission. While with the Water Board, he was Counsel to the Division of Water Rights and Water Quality, and was a consultant to the Governor's Commission on Water Rights. He also spent three years as the Board's Chief Legislative Advocate. As such, he was the principal draftsman for major water rights and water quality legislation, including Proposition 2, the \$375 million Clean Water and Water Conservation Bond Law approved by the voters in June of 1978. He also drafted and was the principal lobbyist for state legislation authorizing closure of the notorious Stringfellow Acid Pits in Riverside County, as well as legislation establishing the original State Hazardous Waste Super Fund.

In addition to his extensive legislative and administrative law background, Mr. Yaryan's legal experience includes public agency law, environmental law, natural resources and mineral law, public contracts, real estate, toxics, and water law. He has a certificate in land use control from Pepperdine University. Mr. Yaryan also has experience in political law, having represented several elected officials. He is a registered lobbyist with the State of California.

As a law student, Mr. Yaryan was member of the Dean's List and was admitted to the Traynor Society, McGeorge's scholastic honorary. He was also a recipient of an American Jurisprudence Award for excellence in the study of Constitutional Law. While in law school, Mr. Yaryan's experience included a legal and administrative internship with the State Department of Conservation and Division of Forestry.

Mr. Yaryan is a member of the California State Bar Association and has been admitted to practice before the Supreme Court of California, the United State District Court, Eastern District of California, and the Ninth Circuit Court of Appeals. He has been a member of the American Bar Association and a member of the Bar's Administrative Law, Urban Law, and Natural Resources Sections. He was also a member of the Sacramento Bar and Los Angeles County Bar Association. Mr. Yaryan recently retired as Judge Pro Tem with the Sacramento Municipal Court, after twelve years of service.

When Mr. Yaryan is not working at his office across from the State Capitol, he can often be seen at Sacramento Kings or Sacramento River Cats Games. He is an avid Washington Husky fan during football season. He is a respectable tennis player, he has yet to find a golf course that respects him, and he is an avid car enthusiast. He also enjoys reading and travel. He and his wife, Mary, a retired Psychologist, reside in Gold River with their two dogs, Enzo Furrari and Bentleybear Bichon.

