August 18, 2026

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Sent by email only to: Danielle.West@labor.ca.gov

SUBJECT: Proposed PAGA rulemaking noticed August 3, 2026
Comment due date August 18, 2026

To: California Labor and Workforce Development Agency

Housing Contractors of California is a non-profit trade association of specialty contractors who perform work primarily in the production housing arena.
We agree with the comments submitted by the California Chamber of Commerce and the California Business and Industrial Alliance.
We have one additional recommendation to add.

1. You have revised the definition of certain attorneys and firms from “Vexatious Filers” to “Non-Compliant” filers. You are correct in doing so.
    a. What this means is that these attorneys, who have passed the California Bar exam, and agreed with the California Bar Association to abide by all ethics requirements, laws, and regulations; have continued to defy the regulatory requirements for filing PAGA claims.
    b. These attorneys clearly should be disciplined, as LWDA has done in several arenas, including Workers’ Compensation, and Public Works, for flagrant violators.
    c. These attorneys and firms should be barred from filing PAGA claims for at least 1 year, with a 2-year probationary period to follow.
    d. They must also be prohibited from receiving any fees or referral fees from other attorney firms who do file PAGA claims.

There is clear evidence that employees and employers in California are suffering harm due to abuse of PAGA by a relatively small number of attorneys.

Sincerely,

Bruce Wick

Bruce Wick, Director of Risk Management

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