



# Memorandum

**TO:** HONORABLE MAYOR  
AND CITY COUNCIL

**FROM:** Lee Wilcox

**SUBJECT: QUARTERLY  
INTERGOVERNMENTAL  
RELATIONS REPORT**

**DATE:** March 14, 2019

Approved

*D. DSYL*

Date

*3/14/19*

## RECOMMENDATION

Accept the report from Intergovernmental Relations and reaffirm all City positions summarized in the Intergovernmental Relations Priority Legislation Log.

## OUTCOME

The Administration will continue legislative advocacy efforts to advance City priorities related to emerging critical policy issues and the Annual Legislative Guiding Principles and Program.

## BACKGROUND

Following City Council direction in November 2018, the Administration is providing Quarterly Updates on legislative and regulatory advocacy efforts on behalf of the City to ensure the Council stays informed of actions the City has taken in Sacramento and Washington D.C. Each Quarter, the report provides a status update on the City's Top Legislative and Regulatory Priorities, outlines positions taken on legislation for Council reaffirmation, and highlights Intergovernmental Relations Program efforts around emerging critical policy issues.

### **Update on the City's Top Legislative and Regulatory Priorities**

Each year, the Council adopts Legislative Guiding Principles and Program that directs and informs the advocacy work of the City. In November of 2018, Council adopted the 2019 Legislative Program and top citywide priorities for 2019. The following is a summary of recent efforts to advance the Top Legislative and Regulatory Priorities.

- **CCA "Exit Fee":** Last year, the California Public Utilities Commission adopted regulations on the "exit fee" that Community Choice Aggregation (CCA) customers pay to leave an Investor Owned Utility that was unfavorable to CCA customers. The Council directed the Administration to pursue a legislative remedy. Since then, PG&E has filed for bankruptcy,

March 14, 2019

**Subject: Quarterly IGR Report**

Page 2

opening additional opportunities for engagement on legislation and regulations. Additional information is provided in the “Analysis” section of this memorandum.

- **Broadband:** On January 14, 2019, the Federal Communications Commission’s (FCC) ruling around broadband deployment went into effect. The ruling imposes a cap on the fees a local jurisdiction could charge, “shot clocks” for a local jurisdiction’s permitting process, and restrictions on local design standards. Additional information is provided in the “Analysis” section of this memorandum.
- **Statewide Emergency Preparedness Funding:** The City is pursuing state legislation and a budget request to fund local emergency preparedness and resilience planning and training. Additional information is provided in the “Analysis” section of this memorandum.
- **Homelessness Funding:** The Council directed the Administration to build upon the success the City had in 2018 in securing one-time state funding for emergency homeless aid. Additional information is provided in the “Analysis” section of this memorandum.
- **Sanctioned Encampments:** The Council directed the Administration to pursue legislation that would give the City of San José the same authority that Santa Clara County, the City and County of San Francisco, the City of Los Angeles and others have to develop a local ordinance on homeless shelters in lieu of state regulations. An update on those efforts is highlighted in the “Analysis” section of this memorandum.
- **Disadvantaged Communities Designation:** Currently, the State uses CalEnviroScreen 3.0 (CES) as way to evaluate the level of need for communities with high poverty and pollution rates. The model emphasizes pollution indicators over poverty indicators and 41 California counties have few or no areas that qualify as a Disadvantaged Community. This can reduce a jurisdiction’s competitiveness for statewide grants such as Cap and Trade, Active Transportation Program, and Proposition 68 Parks Bond. In fact, eight San José census tracts lost disadvantaged community designation between version 2.0 and version 3.0 of CES. In December 2018, the Administration conducted meetings with citywide departments and key state policy staff regarding ways to broaden the definition of disadvantaged communities to include all socio-economically disadvantaged areas more equitably. The Administration will continue coalition building efforts throughout 2019.
- **AB 195 Ballot Language:** In 2017, Governor Brown signed AB 195 (Oberholte), which requires voter tax measures to include information on the amount of money raised annually, the rate, and the duration of the tax in the 75-word ballot statement. This presented unique challenges for bond measures, given the complex financing process. The City lead a statewide coalition to exempt bond measures from AB 195 requirements for two-years to provide time to work out a permanent solution as a budget trailer bill. While the budget trailer bill passed the budget conference committee, the Governor ultimately did not sign the bill. School associations are working on a second attempt this legislative session, and the City is closely coordinating with them to support this effort.

- **Online Sales Tax Reform:** The City is participating in the League of California Cities' City Manager's Working Group on online sales tax reform. The group adopted several principles around reform including further limiting rebate agreements and shifting use tax from online sales out of County pools. The group is also working to obtain additional data on the impacts of moving from a point of sales online sales tax structure to a destination-based structure. Additionally, the City is analyzing the impacts on San José of AB 147 (Burke), which would change state law to implement the recent United States Supreme Court ruling in *South Dakota v. Wayfair, Inc.* This ruling allows South Dakota to impose collection duties on out-of-state online retailers.
- **Immigration:** The Council directed the Administration to oppose policies that take away the rights of immigrants, regardless of immigration status. Last November, the City joined nineteen other cities and counties across the United States on a comment letter on the Flores Settlement Agreement, which sets rules around the conditions and length of time immigrant children are detained. In addition, the City joined the amicus brief in support of the Flores plaintiffs' motion to enforce the settlement agreement. The City also submitted a comment opposing the change in the "public charge" rule to the Federal Register. This year, the Governor has included significant funding for immigration services in his proposed budget, and the Administration will engage with the legislative budget committees to advocate for needed funding to cities.
- **Private Activity Bonds:** Congresswoman Eshoo has agreed to author a bill to add community-serving facilities, which include golf courses, to the list of exempt facilities for Private Activity Bonds. The City has provided legislative language to Congresswoman Eshoo for her consideration.

**City Positions and Actions Taken on Legislation and Regulations: Dec 2018 – Mar 2019**

Attachment A summarizes City positions and actions taken on legislation and regulations as of March 2019. While many of the positions and actions taken have already been approved by the Council through the Annual Legislative Guiding Principles and Program, Council is now asked to reaffirm all City positions summarized in the report. For reference, Attachment B lists the 2019 Legislative Guiding Principles and Program.

**ANALYSIS**

Between December 2018 and March 2019, the City led advocacy efforts for the following priority policy issues.

**Housing**

Housing is again a major focus in the State legislature this year. On funding, Governor Newsom included \$1.7 billion for housing in his January budget proposal. This includes \$100 million in Homeless Emergency Aid Program (HEAP) funding for the thirteen

largest cities in California. In the 2017-2018 budget, the City received \$11 million out of a \$150 million HEAP fund. The City will continue to work closely with the California Big City Mayors Coalition to talk about how cities have used this funding, and to make the case for a continued investment. Additionally, the City Council will consider in March a position on SB 5 (Beall). SB 5 would allow local governments to access property taxes in the Education Revenue Augmentation Fund (ERAF) for state-approved housing and infrastructure projects.

The Metropolitan Transportation Commission (MTC) convened a regional body called CASA to develop a comprehensive set of regional solutions to the housing crisis. Mayor Liccardo and Jacky Morales-Ferrand, the City's Housing Director, both actively participated in the process. MTC, Silicon Valley@Home, and other partners are working with Bay Area representatives in Sacramento to introduce a package of legislation around ten elements identified in the committee's final report, the CASA Compact. These elements contemplate new policies around increasing tenant protections, removing regulatory barriers, speeding up housing approvals, increasing regional coordination and more. The Administration will bring forward CASA Compact legislation for Council's consideration per Council's direction in the 2019 Legislative Program.

AB 143 (Quirk-Silva) would allow specific cities and counties to have greater regulatory flexibility and streamlining of the California Environmental Quality Act for homeless shelters. The Assemblymember has agreed to add the City of San José to the bill, and the City is working closely with the author and AB 143's co-author, San José Assemblymember Kalra, on the bill.

### **San José Clean Energy**

Following PG&E's bankruptcy filing on January 29, 2019, legislators introduced multiple electric restructuring bills that could change the role of Investor Owned Utilities, Community Choice Aggregation (CCAs), and Direct Access providers in the State. In February, Governor Newsom established an internal Strike Team to provide guidance and recommendations on the bankruptcy to the California Public Utilities Commission (CPUC) and Legislature. SJCE is working with CalCCA, the CCA trade association, to identify and engage on key legislation and regulatory opportunities related to the PG&E bankruptcy and electric restructuring. The City's Sacramento Advocates and SJCE team also successfully worked with CPUC Commissioner Guzman Aceves, the lead commissioner in a technical proceeding around PG&E rates that will result in the payback of millions of dollars to CCAs in PG&E's territory.

### **Emergency Preparedness**

Following a year of significant disasters, the Administration seeks to fund emergency preparedness and resiliency efforts at the local level before disaster strikes by establishing a local disaster preparedness and hazard mitigation fund. The Fund would enable cities to hire sufficient emergency management staff to perform basic preparedness, mitigation, and recovery activities. In addition, the fund would establish a predictable statewide

funding system for preparedness to help local governments purchase and sustain vital communications systems, build and equip Emergency Operations Centers, and fund mitigation projects like flood barriers, soft-story earthquake retrofits and vegetation management.

The City is concurrently moving a bill, AB 291 authored by Assemblymember Chu, and pursuing a budget request of \$500 million. In December 2018 and January 2019, the City met with legislative staff in Sacramento to discuss the proposal and to get a better sense of the legislative landscape around the issue. Following the meetings, Office of Emergency Management Director Ray Riordan was invited to participate as a panelist for the Assembly Sub-5 Budget Committee informational hearing on the California Office of Emergency Services on February 25. The hearing focused on the role of the CA Office of Emergency Services in coordinating and facilitating disaster response/relief efforts with local entities. The City continues to hold on-going coordination meetings with key stakeholders on this issue.

#### **Mobile Home Fire Safety**

On August 15, 2017, three San José residents died when a fire broke out in a mobile home. The tragedy inspired Assemblymember Kansen Chu to author AB 2588 in 2018, which sought to improve fire safety and language access to emergency preparedness plans in manufactured and mobile home communities. The bill was vetoed by the Governor last year and has been re-introduced in the current session as AB 338. The City supported the legislation last year and will co-sponsor AB 338 in the current session.

#### **City Legislative Priorities**

The Council directed the Administration to pursue legislation that advances “Family Friendly” legislation and address the issues of Domestic/Sexual Violence and Human Trafficking. The Administration is currently reviewing proposals at the state and federal level, including paid family leave, state funding for sexual violence prevention and federal funding for the Violence Against Women Act, among others. Paid Family Leave remains a priority issue at both the state and federal level, as legislators on both sides of the aisle are developing proposals to expand benefits for all workers. The recent momentum building around the issue is a window of opportunity for the City to engage with state and national organizations to help advance new policies.

#### **2020 Census Language Access**

Last fall, Council directed the Administration to track and report back on the issue of expanding available languages for the Census 2020 paper forms. Currently the paper version of the form will only be available in English and Spanish. Respondents will have to go online to complete the questionnaire in other languages (there are 12 Languages supported online). This can be problematic for members of hard-to-count communities that may not have web access. The Administration is drafting a comment letter on the

issue and is exploring coalition advocacy efforts with the National League of Cities and the US Conference of Mayors.

### **Broadband**

Congresswoman Eshoo, a representative of San José, introduced H.R. 530, the Accelerating Broadband Development by Empowering Local Communities Act of 2019. The bill would repeal the Federal Communications Commission's (FCC) 2018 ruling in its entirety. The City supports the bill. Mayor Liccardo and Mayor Durkin of the City of Seattle co-lead a Mayor sign-on letter with 92 signatories to express support for the bill, and the City is actively working with partner organizations including the United States Conference of Mayors, the National League of Cities, the California League of Cities, and members of the California Big Cities Mayors to gather support for H.R. 530 and to secure additional co-authors for the bill.

## **EVALUATION AND FOLLOW-UP**

The Administration will continue to advance the City's legislative program and will bring legislation forward for Council's consideration based on the appropriate legislative position adoption process (including the Standard, Expedited, Annual Legislative Guiding Principles and Program, and Legislative Delegation Request processes). State and Federal legislative bodies are starting to hold policy committee meetings and hearings on legislation, and legislative changes are moving quickly. The Administration will continue to report on all City legislative positions on a quarterly basis.

## **PUBLIC OUTREACH**

The Administration will post this memorandum on the City's Council Agenda website for the March 26, 2019 Council Meeting.

## **COORDINATION**

The City Manager's Office coordinated this memo with San José Clean Energy, the City Attorney's Office, the City's State and Federal Legislative Advocates, Housing, Transportation, Parks, Recreation and Neighborhood Services, Office of Economic Development, Office of Emergency Management, Planning, Building, and Code Enforcement, Finance, Fire, Police, Airport, and Environmental Services Departments.

HONORABLE MAYOR AND CITY COUNCIL

March 14, 2019

**Subject: Quarterly IGR Report**

Page 7

**COMMISSION RECOMMENDATION/INPUT**

The recommended actions do not have a Commission recommendation or input.

**CEQA**

Not a Project, File No. PP17-010, City Organizational & Administrative Activities resulting in no changes to the physical environment.

/s/

LEE WILCOX

Chief of Staff, City Manager's Office

For questions, please contact Bena Chang, Director of Intergovernmental Relations, 408-975-3240.

Attachments



**Attachment A - City of San Jose Legislative Tracking and Positions Log (3/14/2019)**

BILL #	LEAD AUTHOR	TOPIC	ACTION (Watch/Position in Process)	CITY POSITION	SUMMARY	STATUS (House & Committee Location)	CITY OF SJ DEPARTMENT LEAD	PROCESS PATH: - Standard - Expedited - Legislative Program - Delegation Request
<b>FEDERAL LEGISLATION</b>								
(# TBA)	Eshoo	Private Activity Bonds	Sponsor	Sponsor	Explore federal legislation to add community-serving facilities to the list of exempt facilities for Private Activity Bonds.		CMO, PRNS	Legislative Program
<a href="#">H.R. 530</a>	Eshoo	Accelerating Broadband Development by Empowering Local Communities Act of 2019	Support	Support	The bill would accelerate wireless and wireline broadband deployment by removing barriers to infrastructure investment and by ensuring that the Federal Communications Commission's Declaratory Ruling (Third Report and Order and Declaratory Ruling FCC 18-111) would have no force or effect.	Introduced 1/14/2019. Referred to the House Committee on Energy and Commerce on 1/14/2019.	CMO, CI	Legislative Program
<a href="#">H.R. 641</a>	Feinstein & Lofgren	Agricultural Worker Program Act	Watch		Would allow farmworkers who have worked in the field for at least 100 days in the past two years to apply for a card that will allow them to work legally in the U.S.	Introduced 1/17/2019. Referred to the Committee on the Judiciary, and in addition to the Committee on Ways and Means, for a period to be subsequently determined by the Speaker on 1/17/2019.	CMO, OIA	Watch
<a href="#">H.R. 763</a>	Deutch	Energy Innovation and Carbon Dividend Act of 2018	Watch		Amends the Internal Revenue Code to impose a fee on the carbon content of fuels, including crude oil, natural gas, coal, or any other product derived from those fuels that would emit greenhouse gases into the atmosphere. The bill aims to reduce U.S. greenhouse gas emissions by 40 percent in 12 years and 91 percent by 2050, compared to 2015 levels. This would be achieved by imposing a tax of \$15 per metric ton of carbon dioxide-equivalent (CO2e) emissions in 2022 and increasing the tax by \$10 every year.	Introduced 1/24/2019 and referred to House Ways & Means, Energy & Commerce, and Foreign Affairs committees.	ESD	Watch
<b>STATE LEGISLATION</b>								
<a href="#">AB 10</a>	Chiu	Income taxes: credits low-income housing: farmworker housing	Position in Process		Seeks to expand the state's low-income housing tax credit (LIHTC). The bill will increase California's LIHTC by \$500 million, which would result in a \$2 billion annual, ongoing investment in affordable housing production for low- and very low-income Californians.	Introduced 12/3/2018. Referred to Housing & Community Development and Revenue & Taxation committees on 1/17/2019.	Housing	Legislative Program
<a href="#">AB 11</a>	Chiu	Community Redevelopment Law of 2019	Watch		Authorizes a city, county or two or more cities acting jointly to propose the formation of an affordable housing and infrastructure agency. The bill would authorize these agencies to issue bonds to finance redevelopment housing or infrastructure projects.	Introduced 12/3/2018; Housing & Community Development and Local Government committees hearing date scheduled for 3/27/2019.	Housing, Budget, Finance, OED	Watch



BILL #	LEAD AUTHOR	TOPIC	ACTION (Watch/Position in Process)	CITY POSITION	SUMMARY	STATUS (House & Committee Location)	CITY OF SJ DEPARTMENT LEAD	PROCESS PATH: - Standard - Expedited - Legislative Program - Delegation Request
<a href="#">AB 1210</a>	Low	Crimes: package theft	Position in Process		Would make entering the curtilage of a residence with the intent to commit theft of a package delivered through the mail or through a public/private carrier a violation of the law and subject to punishment for burglary in the second degree.	Introduced 2/21/2019. Referred to Public Safety Committee on 3/11/2019.	PD	Standard
<a href="#">AB 143</a>	Quirk-Silva	Shelter crisis: homeless shelters: County of Orange	Sponsor	Sponsor	Would expand emergency housing to include homeless shelters and permanent supportive housing. The bill authorizes, upon the declaration of a shelter crisis, the City of San Jose, Orange County or cities within Orange County to expand shelter housing for the homeless until January 1, 2022. Under this bill, the Cities would be exempt from certain state laws, local laws, and regulations, provided that they adopt reasonable local standards and procedures. AB 143 authority for the City of San Jose would allow the City to streamline the approval process for sanctioned encampments, and provide additional options for the City if Council chooses to pursue sanctioned encampments as a strategy to address homelessness.	Introduced 12/13/2018. Re-referred to Housing & Community Development on 3/12/2019.	Housing	Legislative Program
<a href="#">AB 147</a>	Burke	Use taxes: collection: retailer engaged in business in this state: marketplace facilitators	Watch		Wayfair Implementation: Defines "doing business in California" for the purposes of collecting sales and use taxes as having \$500,000 in cumulative sales or deliveries into California in the preceding 12 months. The U.S. Supreme Court's ruling in Wayfair v. South akota allows states more authority to require out-of-state sellers to collect use tax. Previously, California individuals were responsible for reporting and paying use tax on out-of-state purchases. The CDTFA announced it will require out-of-state retailers to collect and remit use tax beginning on April 1, 2019 if in the preceding or current calendar year their sales into California exceed \$100,000, or 200 or more separate transactions. The Wayfair decision is expected to lead to increased use tax compliance resulting in an additional \$219 million in tax revenue in 2018-19 and \$554 million in 2019-20.	Introduced 12/14/2018; Appropriations committee. Read second time & ordered to third reading on 3/12/2019.	Finance	Watch
<a href="#">AB 291</a>	Chu	Emergency Preparedness	Sponsor	Sponsor	Would establish a Local Emergency Preparedness and Hazard Mitigation Fund to support staffing, planning, and other emergency mitigation priorities that helps local governments meet emergency preparedness goals and to boost emergency management programs throughout the state that remain underfunded or neglected.	Introduced 1/28/2019..	OEM	Legislative Program
<a href="#">AB 338</a>	Chu	Manufactured housing	Sponsor	Sponsor	Requires that mobile homes be equipped with longer lasting smoke detectors and provide emergency preparedness documents in different languages to ensure that mobile home residents understand life-saving information provided by park owners.	Introduced 1/31/2019; Housing & Community Development committee hearing scheduled for 3/27/2019.	FIRE	Delegation Request

BILL #	LEAD AUTHOR	TOPIC	ACTION (Watch/Position in Process)	CITY POSITION	SUMMARY	STATUS (House & Committee Location)	CITY OF SJ DEPARTMENT LEAD	PROCESS PATH: - Standard - Expedited - Legislative Program - Delegation Request
<a href="#">AB 392</a>	Weber	<a href="#">Peace officers: deadly force</a>	Watch		Would redefine the circumstances under which a homicide by a peace officer is deemed justifiable to include when the killing is in self-defense or the defense of another, consistent with the existing legal standard for self-defense, or when the killing is necessary to prevent the escape of a fleeing felon whose immediate apprehension is necessary to prevent death or serious injury. The bill would additionally bar the use of this defense if the peace officer acted in a criminally negligent manner that caused the death, including if the officer's criminally negligent actions created the necessity for the use of deadly force.	Introduced 2/6/2019. Referred to Public Safety Committee on 2/15/2019.	PD	Watch
<a href="#">AB 40</a>	Ting	<a href="#">Zero-emission vehicles: comprehensive strategy</a>	Support	Support	Would require the state board to develop a comprehensive strategy to ensure that the sales of new motor vehicles and new light-duty trucks in the state have transitioned fully to zero-emission vehicles by 2040.	Introduced 12/3/2018. Referred to Transportation and Natural Resource Committees on 1/24/2019.	ESD, DOT	Legislative Program
<a href="#">AB 56</a>	Garcia	<a href="#">Statewide central electricity procurement entity</a>	Watch		Would require the PUC and the State Energy Resources Conservation and Development Commission to provide to the Legislature, by March 31, 2020, a joint assessment of options for establishing a central statewide entity to procure electricity for all end-use retail customers in the state.	Introduced 12/3/2018. Referred to Utilities & Energy and Natural Resource committees on 1/17/2019.	SJCE	Watch
<a href="#">AB 68</a>	Ting	<a href="#">Land use: accessory dwelling units</a>	Position in Process		Would prohibit an ordinance from imposing requirements on minimum lot size, lot coverage, or floor area ratio, and would prohibit an ordinance from establishing size requirements for accessory dwelling units that do not permit at least an 800 square foot unit of at least 16 feet in height to be constructed.	Introduced 12/3/2018. Referred to Housing & Community Development and Local Government committees on 1/17/2019.	Planning, Housing, ESD, PRNS	Standard
<a href="#">AB 69</a>	Ting	<a href="#">Land use: accessory dwelling units</a>	Position in Process		Would authorize the Department of Housing and Community Development to submit written findings to a local agency as to whether the local ordinance complies with state law, and to notify the Attorney General if the ordinance violates state law.	Introduced 12/3/2018. Referred to Housing & Community Development and Local Government committees on 1/17/2019.	Planning, Housing, ESD, PRNS	Standard
<a href="#">AB 707</a>	Kalra	<a href="#">Santa Clara Valley Water District: contracts</a>	Position in Process		Would raise that competitive bidding threshold to work estimated to cost over \$50,000 and would authorize the district board of directors to further raise the threshold amount. The bill would define terms for purposes of existing law.	Introduced on 2/19/2019. Referred to Local Government committee on 2/28/2019.	ESD	Delegation Request

BILL #	LEAD AUTHOR	TOPIC	ACTION (Watch/Position in Process)	CITY POSITION	SUMMARY	STATUS (House & Committee Location)	CITY OF SJ DEPARTMENT LEAD	PROCESS PATH: - Standard - Expedited - Legislative Program - Delegation Request
<a href="#">AB 816</a>	Quirk-Silva	California Flexible Housing Subsidy Pool Program	Watch		Would establish the California Flexible Housing Subsidy Pool Program within the Department of Housing and Community Development to make grants available to applicants, defined to include a city, county, city and county, or continuum of care, for rental assistance, operating subsidies in new and existing affordable or supportive housing units, and specified outreach services. The bill would continuously appropriate \$450,000,000 from the General Fund every fiscal year to the department for purposes of the program.	Introduced on 2/20/2019. Referred to Housing & Community Development committee on 3/4/2019.	Housing	Watch
<a href="#">ACA 1</a>	Aguiar-Curry	Local government financing: affordable housing and public infrastructure: voter approval	Watch		Would lower the vote threshold from 2/3rds to 55% for taxes that fund "infrastructure" and affordable housing.	Introduced 12/3/2018.	Housing	Watch
<a href="#">SB 10</a>	Beall	Mental health services: peer, parent, transition-age, and family support specialist certification	Position in Process		Would establish a state certification process for "peer providers" of mental health and addiction supportive services. The bill would include 4 certification categories: adult peer support specialist, transition-age youth peer support specialist, family peer support specialist, and parent peer support specialist.	Introduced 12/3/2018. Set for Health Committee hearing on March 27, 2019.	CMO	Delegation Request
<a href="#">SB 11</a>	Beall	Health care coverage: mental health parity	Position in Process		Would require health care service plans and health insurers to submit annual public reports to ensure compliance with mental health parity laws.	Introduced 12/3/2018. Referred to Health committee on 1/16/2019.	CMO	Delegation Request
<a href="#">SB 12</a>	Beall	Mental health services: youth	Position in Process		Would establish the legislative intent to build a series of at least 100 new mental health drop-in centers around the state to deliver mental health services to youth whether they are insured or uninsured and regardless of immigration status.	Introduced 12/3/2018. Set for Health Committee hearing on March 27, 2019.	CMO	Delegation Request
<a href="#">SB 127</a>	Wiener	Transportation funding: active transportation: complete streets	Position in Process		Would establish a Division of Active Transportation within the department and require that an undersecretary of the Transportation Agency be assigned to give attention to active transportation program matters to guide progress toward meeting the department's active transportation program goals and objectives. The bill would require the California Transportation Commission to give high priority to increasing safety for pedestrians and bicyclists and to the implementation of bicycle and pedestrian facilities.	Introduced 1/10/2019. Referred to Transportation committee on 1/24/2019.	DOT	Legislative Program
<a href="#">SB 128</a>	Beall	Enhanced infrastructure financing districts: bonds: issuance	Watch		Would authorize the public financing authority of a city or county to issue bonds to finance public capital facilities or other specified projects of communitywide significance without submitting a proposal to the voters.	Introduced 1/10/2019; Governance & Finance committee. Set for hearing on March 20, 2019.	Budget, Finance	Watch
<a href="#">SB 13</a>	Wieckowski	Accessory dwelling units	Position in Process		Seeks to reduce development impact fees and other existing barriers for homeowners who want to construct accessory dwelling units on their property.	Introduced 12/3/2018. Re-referred to Rules committee on 3/11/2019.	Planning, Housing, ESD, PRNS	Standard
<a href="#">SB 230</a>	Caballero	Comprehensive Use of Force Legislation	Watch		Focuses on training requirements and funding, including comprehensive and clear guidance related to de-escalation tactics, reasonable alternatives to deadly force, rendering medical aid, an officer's duty to intercede and prevent excessive use of force, interactions with vulnerable populations, and reporting requirements.	Introduced on 2/7/2019 and referred to the Senate Pulic Safety committee on 2/21/2019.	PD	Watch

BILL #	LEAD AUTHOR	TOPIC	ACTION (Watch/Position in Process)	CITY POSITION	SUMMARY	STATUS (House & Committee Location)	CITY OF SJ DEPARTMENT LEAD	PROCESS PATH: - Standard - Expedited - Legislative Program - Delegation Request
<a href="#">SB 278</a>	Beall	<a href="#">Metropolitan Transportation Commission</a>	Watch		Legislative vehicle for potential measure on transformative regional transportation and housing infrastructure.	Introduced on 2/13/2019 and introduced to the Rules committee on 2/21/2019.	DOT/Housing	Watch
<a href="#">SB 295</a>	McGuire	<a href="#">Public utility districts: ordinances</a>	Watch		Would prohibit an ordinance passed by Public Utility Boards from taking effect less than 45 days, instead of 30 days, after its passage.	Introduced 2/14/2019 and referred to Governance and Finance committees on 2/28/2019	SJCE	Watch
<a href="#">SB 33</a>	Skinner	<a href="#">Solid waste: reduction and recycling</a>	Position in Process		Would enact legislation that would address the collapse of foreign recycling markets by reducing solid waste generation, encouraging transition to compostable or recyclable materials, and fostering domestic recycling markets.	Introduced 12/3/2018. Referred to Rules committee on 1/16/2019.	ESD	Legislative Program
<a href="#">SB 332</a>	Hertzberg/Wiener	<a href="#">Wastewater treatment: recycled water</a>	Watch		Would declare that that the discharge of treated wastewater from ocean outfalls is a waste and unreasonable use of water. The bill would require each wastewater treatment facility that discharges through an ocean outfall and affiliated water suppliers to reduce the facility's annual flow as compared to the average annual wastewater discharge baseline volume by at least 50% on or before January 1, 2030, and by at least 95% on or before January 1, 2040.	Introduced 2/19/2019; Environmental Quality and Judiciary committees. Set for hearing on April 3, 2019.	ESD	Watch
<a href="#">SB 4</a>	McGuire	<a href="#">Housing production</a>	Watch		Would limit restrictive local land use policies and legislation that would encourage increased housing development near transit and job centers, in a manner that ensures that every jurisdiction contributes its fair share to a housing solution.	Introduced 12/3/2018. Re-referred to Housing, Governance & Finance, and Environmental Quality committees on 3/13/2019.	Housing	Watch
<a href="#">SB 40</a>	Wiener	<a href="#">Conservatorship: serious mental illness and substance use disorders</a>	Watch		Existing law establishes a procedure for the appointment of a conservator for a person who is incapable of caring for the person's own health and well-being due to a serious mental illness and substance use disorder for the purpose of providing the least restrictive and most clinically appropriate alternative needed for the protection of the person. SB 40 enacts technical, non-substantive changes to SB 1045 (Weiner), which passed in 2018 and established conservatorship provisions in cases of serious mental illness and substance use disorders.	Introduced 12/3/2018. Re-referred to Judiciary & Public Safety committees on 3/13/2019.	CMO, OED	Watch
<a href="#">SB 43</a>	Allen	<a href="#">Carbon taxes</a>	Position in Process		Would require study of a tax on retail goods based on their carbon intensity, possibly as a replacement for the existing sales and use tax.	Introduced 12/3/2018; Environmental Quality and Governance & Finance Committees. Set for hearing on March 20, 2019.	ESD	Legislative Program

BILL #	LEAD AUTHOR	TOPIC	ACTION (Watch/Position in Process)	CITY POSITION	SUMMARY	STATUS (House & Committee Location)	CITY OF SJ DEPARTMENT LEAD	PROCESS PATH: - Standard - Expedited - Legislative Program - Delegation Request
<a href="#">SB 45</a>	Allen	Wildfire, Drought, and Flood Protection Bond Act of 2020	Watch		Would enact the Wildfire, Drought, and Flood Protection Bond Act of 2020, which, if approved by the voters, would authorize the issuance of \$4 billion in bonds to fund restoration, mitigation and planning. Funds would finance projects to restore fire damaged areas, reduce wildfire risk, create healthy forest and watersheds, reduce climate impacts on urban areas and vulnerable populations, protect water supply and water quality, protect rivers, lakes, streams and coastal areas, and reduce flood risk.	Introduced 12/3/2018; Natural Resources & Water committee. Set for hearing on March 26, 2019.	OEM	Watch
<a href="#">SB 46</a>	Jackson	State government: emergency services	Watch		Seeks to address flaws identified in the state's emergency alert systems by allowing cities and universities to automatically enroll residents in emergency alerts while preserving their ability to opt-out, permits local governments to collect residents' contact information from wireless providers, and allows local governments to identify residents with access and functional needs for the purpose of sending them specialized emergency alerts.	Introduced 12/3/2018. Re-referred Rules committee on 3/12/2019.	OEM	Watch
<a href="#">SB 5</a>	Beall	Local-State Sustainable Investment Incentive Program	Position in Process		A replacement RDA bill that seeks to fill in the affordable housing gap created by the dissolution of redevelopment in 2012. Would establish in state government the Local-State Sustainable Investment Incentive Program, which would be administered by the Sustainable Investment Incentive Committee. The bill will allow local governments to opt-in and collaborate on state-approved redevelopment plans, which would be funded by reducing their contributions to local Education Revenue Augmentation Funds (ERAFs). Funds can be used for the following five purposes: (1) affordable housing, (2) transit-oriented development, (3) infill development, (4) revitalizing and restoring neighborhoods, and (5) planning for sea level rise. There would be no impact to Prop 98.	Introduced 12/3/2018; Governance & Finance and Housing committees. Set for hearing on March 20, 2019.	Housing, Budget, Finance, OED	Standard
<a href="#">SB 50</a>	Wiener	Planning and zoning: housing development: equitable communities incentive	Position in Process		Would prevent localities from restricting higher-density housing within a half-mile of rail transit and within a quarter-mile of high-frequency bus lines, or within a job-rich, high-opportunity neighborhood. Under SB 50, a local government will be allowed to approve higher-density housing with no parking requirements, provided the site is adjacent to transit, or reduced parking requirements in areas close to jobs and high-quality schools. Height limits for new housing with close, walkable access to rail transit will be loosened to encourage mid-rise, apartment-style housing construction. For example, in areas close to rail or transit-connected ferry service, a local government may allow buildings of up to 4-5 stories, depending on the distance from transit.	Introduced 12/3/2018. Re-referred to Housing committee on 3/11/2019.	Planning, Housing, DOT	Standard
<a href="#">SB 54</a>	Allen	Single-use plastic waste: reduction	Position in Process		Would enact legislation that would significantly reduce the amount of single-use plastic waste entering California's waste stream, polluting our oceans, littering our local communities and beaches, and costing local governments millions of dollars in cleanup costs.	Introduced 12/11/2018; Environmental Quality committee. Set for hearing on March 20, 2019.	ESD	Legislative Program

BILL #	LEAD AUTHOR	TOPIC	ACTION (Watch/Position in Process)	CITY POSITION	SUMMARY	STATUS (House & Committee Location)	CITY OF SJ DEPARTMENT LEAD	PROCESS PATH: - Standard - Expedited - Legislative Program - Delegation Request
<a href="#">SB 58</a>	Wiener	<a href="#">Alcoholic beverages: hours of sale</a>	Watch		Would require the Department of Alcoholic Beverage Control to conduct a pilot program that would authorize the department to issue an additional hours license that would authorize the selling, giving, or purchasing of alcoholic beverages at the licensed premises between the hours of 2 a.m. and 4 a.m.	Introduced 12/17/2018. Re-referred to Governmental Organization committee on 3/6/2019.	PD	Watch
<a href="#">SB 6</a>	Beall	<a href="#">Housing production</a>	Watch		Would enact legislation that would help encourage housing production throughout the state, including streamlining approval processes, identifying sufficient and adequate sites for housing construction, and penalizing local planning that restricts housing production.	Introduced 12/3/2018. Re-referred to Housing and Governmental Organization committees on 3/7/2019.	Planning, Housing	Watch
<a href="#">SB 9</a>	Beall	<a href="#">Income taxes: low-income housing credits: allocation: sale</a>	Position in Process		Allows for the sale of Low-Income Housing Tax Credit (LIHTC) past 2020, which also increases the value of LIHTCs.	Introduced 12/3/2018. Referred to Governance & Finance committee on 1/16/2019.	Housing	Legislative Program
<a href="#">SCA 1</a>	Allen	<a href="#">Public housing projects</a>	Position in Process		Would repeal current provisions in the California Constitution the prohibit the development, construction, or acquisition of a lowrent housing project unless voters in the city, town, or county in which the development is proposed approve the project.	Introduced 12/3/2018; Rules committee.	Housing	Legislative Program

**City of San José**  
**2019 LEGISLATIVE GUIDING PRINCIPLES**

- 1) Protect and increase funding to deliver city services, build infrastructure, and serve the San Jose community;
- 2) Protect local control;
- 3) Support efforts that improve the quality of life, affordability, health, environmental protection, economic development, equity, and safety in San Jose;
- 4) Support key infrastructure projects; and
- 5) Advance policies that shape new technology deployment to the benefit of the community.

**City of San José**  
**2019 LEGISLATIVE PROGRAM**

**Interdepartmental Policy Positions**

DEPARTMENT	POLICY POSITION	TOP DEPARTMENT PRIORITY	TOP CITYWIDE PRIORITY
Civic Innovation/ DOT/IT	<b>Data Privacy:</b> Support legislation that creates comprehensive data reporting requirements for all commercial uses (including freight and passenger services) in the right-of-way. Data should include safety reporting and aggregated anonymized movement data. Ensure that public agencies have the ability to collect and access data they need while protecting the privacy of individuals or the sharing of personally identifiable information that contradicts City policy or the City’s Privacy Principles.	Y	
Climate Smart	<b>Cap-and-Trade:</b> Support Cap-and-Trade programs that benefit key City priorities and Climate Smart San José strategy including the Transit and Intercity Rail Capital Program, High Speed Rail, and the Affordable Housing and Sustainable Communities Program. Permit local jurisdictions and airports to allocate Cap-and-Trade allowances towards community funds or programs that they deem appropriate, and mitigate impacts in low income communities beyond traditional environmental investments.		
Climate Smart	<b>Zero Emission Vehicles:</b> Support growth in the use of zero-emission vehicles and low carbon fuels and designate revenues generated from greenhouse gas-related fees or taxes to local or municipal government entities; ensuring sufficient and dedicated EV rebate funding especially for low-income Californians.	Y	



DEPARTMENT	POLICY POSITION	TOP DEPARTMENT PRIORITY	TOP CITYWIDE PRIORITY
Climate Smart	<b>Environmental Justice:</b> Support policies that provide financial and technical assistance to low-income residents and communities of color to prevent and reduce disproportionate impacts of climate change. Support investment and new technology in environmental justice communities to address the disproportionate burden of pollution.		
Climate Smart	<b>Promote Water Conservation:</b> Support the expanded use of alternative water sources (recycled water, rainwater, stormwater, graywater, etc.) for nonpotable purposes as well as supplementing our existing potable water supplies with additional potable sources (such as groundwater). Support legislation and funding that offer programs to improve water efficiency and water conservation.		
Climate Smart	<b>Public Goods Charge:</b> Support policies that allow regulatory agencies to assign administration of all or part of the Public Goods Charge Funds to the California Energy Commission, local governments (including community choice aggregators), or to cover costs for local Distributed Energy Resources (DER) ordinances.		
Climate Smart	<b>Water and Energy Rebates:</b> Oppose legislation that decreases rebates and other incentives provided to DER projects, and pre-empts local government.		
Climate Smart	<b>Air Quality and Climate:</b> Support policies that provide financial incentives for DER projects in private sector development, including those that reduce criteria air contaminants and high global warming potential pollutants; support incentive programs that address decarbonization (e.g. electric heat pump hot water heaters).	Y	
Climate Smart	<b>Local Government Funding:</b> Promote policies that provide funding for local governments to enact programs and policies that measurably reduce local and global carbon emissions including switching from fossil fuel technologies.		
Climate Smart	<b>Carbon Accounting:</b> Support policies that establish a carbon accounting standard, designate a tracking mechanism, and create an entity to manage carbon accounting on a statewide or regional level.		
Climate Smart	<b>Transportation Demand Management:</b> Support growth in the use of sustainable modes of transportation including transit, biking, and other alternatives to single occupancy autos; designate revenues generated from greenhouse gas-related fees or taxes to local or municipal government entities.		
Climate Smart	<b>Green Building:</b> Support policies that encourage adaptive reuse of existing structures, provide financial incentives for green building (especially for affordable housing), all electric buildings and DER projects (e.g. solar photovoltaic) in public and private sector development, and promote green building practices that reduce toxics and indoor air contaminants.		



DEPARTMENT	POLICY POSITION	TOP DEPARTMENT PRIORITY	TOP CITYWIDE PRIORITY
CMO/ESD/OEM	<b>Resiliency:</b> Support efforts that make the city more resilient to climate change and natural disasters including, but not limited to: soft story seismic, sea level rise, heat waves (i.e. cooling centers), and wildfires (i.e. maintenance of vegetation)		
DOT/Housing/ESD/Public Works	<b>Disadvantaged Communities Evaluation:</b> Support legislation to broaden the state's definition of disadvantaged communities, so that it includes all socio-economically disadvantaged areas more equitably and is better aligned with the needs of San José's communities of concern. Monitor and engage in efforts related to the update of the CalEnviroScreen metric, and to help communities in San José qualify for additional funding programs by broadening the scope of disadvantaged communities.	Y	Y
Finance/PRNS	<b>Private Activity Bonds:</b> Explore legislation to add community-serving facilities to the list of exempt facilities for Private Activity Bonds.	Y	Y
Housing/PBCE	<b>CEQA Reform:</b> Support state legislation that streamlines or amends the CEQA process for land use regulation by Cities or through the citizen initiative process. Expand exemption or categorical exemption for urban infill projects that are already regulated by other State or Federal regulations. Support CEQA modifications to protect against abuse leading to frivolous lawsuits while maintaining local control.		
Housing/PBCE	<b>Zoning and Planning:</b> Support housing and land-use legislation that fits the needs of charter cities and larger cities. Support efforts to reform the Regional Housing Needs Methodology (RHNA) that moderates San José's housing goals relative to its neighbors, takes into account absolute numbers as well as percentages, and considers overall affordable housing stock when evaluating RHNA performance. Support legislation that validates use of land use tools to promote creation of affordable housing, including ADUs and "affordable by design" densification. Support legislation that allows greater zoning and building code flexibility for cities addressing homelessness.	Y	
Housing/Finance/OED	<b>Committee to House the Bay Area (CASA) Initiative:</b> With the approval of City Council, support funding mechanisms for affordable housing development that emerge from the Metropolitan Transportation Commission's CASA process.		
Housing/OED	<b>Opportunity Zones:</b> Implement Opportunity Zones in ways that encourage investment and development in San José. Support the development of commercial properties, mixed-use developments, and affordable housing in Opportunity Zones that help minimize and mitigate tenant displacement.	Y	

DEPARTMENT	POLICY POSITION	TOP DEPARTMENT PRIORITY	TOP CITYWIDE PRIORITY
Housing/OED/ PBCE	<b>Transit-Oriented Development:</b> Work with the legislature on establishing minimum zoning requirements around transit that encourages development while preserving the quality of existing neighborhoods, providing flexibility for community planning efforts like San José's Urban Village Plans, encouraging commercial uses that increase transit use, and supporting equitable development through affordable housing development and anti-displacement measures.	Y	
Immigrant Affairs/OED	<b>Census 2020:</b> Advocate for funding to support Census activities in San José and Santa Clara County, with an emphasis on directing funding to hard-to-count populations.	Y	

**Department Policy Positions**

DEPARTMENT	POLICY POSITION	TOP DEPARTMENT PRIORITY	TOP CITYWIDE PRIORITY
Airport	<b>Local Control:</b> Support measures to maintain local control for the Airport, including permitting, fees, and funding (important for supporting PFCs, CFCs, local control of assets, permitting for ground transportation, etc.)	Y	
Airport	<b>Operations and Funding:</b> Support and/or modify regulations, policies, and legislation to facilitate Airport operations, promote investment in the Airport, support additional air services, and enhance economic development (important for supporting funding for airport development, upgrades, and operations, e.g. AIP grants, CBP Officers, TSA Officers, LEO grants, environmental grants, etc.). Oppose mandatory environmental measures that will disqualify or reduce the eligibility of California Airports for Federal environmental mitigation grants.	Y	
Airport	<b>Terminal Area Improvement Program:</b> Support the implementation of the San José International Airport Terminal Area Improvement Program, Phase II, including all precursor efforts needed to facilitate Phase II.	Y	
Airport	<b>Aircraft Noise:</b> Oppose legislation, policies, regulations, guidelines, or procedures that would result in an increase in aircraft noise impacts on San José residents without an increased benefit to the community.	Y	
Airport	<b>Airport Demand Management:</b> Support legislation, regulations, and policies that authorize local aviation authorities to use demand management strategies to encourage the more efficient allocation of air service in the region.		

DEPARTMENT	POLICY POSITION	TOP DEPARTMENT PRIORITY	TOP CITYWIDE PRIORITY
Civic Innovation	<p><b>Broadband:</b> Oppose legislation which would weaken local government's ability to regulate wireless attachments on vertical infrastructure and regulate the deployment of fiber/coax. Support or co-sponsor legislation that would take a balanced approach to accelerating broadband including fiber, small cells, and macro cell towers in an equitable and inclusive manner. Explore public private partnerships around Federal Infrastructure funding including, but not limited to, broadband deployment partnerships with telecom providers.</p>	Y	Y
DOT	<p><b>Safety and Local Discretion:</b> Work with DOT Big Cities Coalition to advance transportation policies that provide local cities with additional flexibility to ensure safety, accessibility, and safety for all users.</p> <p>Support proposals that provide funding, support, or flexibility to local governments to implement traffic safety programs and initiatives consistent with Vision Zero, including the ability to utilize Automated Speed Enforcement (ASE) tools.</p>	Y	
DOT	<p><b>Transportation Funding:</b> Preserve and pursue transportation funding from federal, state, regional, and local sources that help maintain, improve and expand transportation systems and mobility in San José. Ensure that these funds remain unencumbered towards the programs and areas with the greatest need for investment. Maintain vital funding streams at the local, regional, state, and federal level from SB 1, Cap-and-Trade, RM 3, Measure B, Active Transportation, and other programs. Support additional funding requests for investments that benefit San José's transportation priorities. Oppose legislation that would threaten San José transportation investments. Support efforts to reduce the approval of taxes and bonds for transportation and infrastructure funding measures to less than a two-thirds majority vote.</p> <p>Support policies and legislation which funds programs to reduce greenhouse gas emissions and incentivize the adoption and deployment of beneficial emerging technologies including electric vehicle technologies and infrastructure.</p>	Y	

DEPARTMENT	POLICY POSITION	TOP DEPARTMENT PRIORITY	TOP CITYWIDE PRIORITY
DOT	<p><b>Rapid Transit and Rail Infrastructure:</b> Continue to develop and improve transformative rail projects and infrastructure in San José including BART Phase II, Diridon Station, Caltrain, and High-Speed Rail. Support legislation and funding that provides additional opportunities to develop or improve rail infrastructure in San José. Support VTA's efforts to advance BART Phase 2 in New Starts process as it works towards a FFGA. Identify and secure funding for Diridon Station planning and construction efforts. Support Caltrain electrification and modernization efforts. Work closely with High-Speed Rail stakeholders to support infrastructure and right-of-way improvements in San José. Support legislation that encourages High Speed Rail to work more collaboratively with the cities that it will be traveling through. Oppose legislative efforts that jeopardize the development or deployment of these programs.</p>		
DOT	<p><b>Emerging Technologies:</b> Adoption of state and federal legislation and regulations that encourage the development of drones, shared mobility options, transportation networking companies, and autonomous vehicle (AV) technologies that enable the city to balance the potential harms and benefits. Continue to work with state agencies as regulations are implemented.</p> <p>Support regulations and legislation that provides travel data from transportation companies for land-use planning, traffic management, and operational purposes. Encourage the development of inclusive mobility options that can provide equitable and accessible transit options for all of San José's residents. Oppose efforts that would prevent San José from developing regulations independent from federal and state statutes.</p>		
DOT	<p><b>CMP Alignment with VMT:</b> Support legislation developed in coordination with regional partners to align Congestion Management Program (CMP) statutes with Vehicle Miles Traveled (VMT) reduction requirements.</p>		
ESD	<p><b>Extended Producer Responsibility:</b> Support efforts that address source reduction including single-use plastics, packaging, reuse, recycled content requirements, household hazardous take-backs, pharmaceuticals and sharps, and Right to Repair. Support efforts that uphold the City's bans, including bags and Expanded Polystyrene Foam; ensure state or federal regulations do not preempt the City's existing ordinances.</p>	Y	
ESD	<p><b>Solid Waste:</b> Support/oppose solid waste-related legislation that would add/remove funding to local jurisdictions like the bottle bill. Support legislation to adopt a statewide landfill surcharge with an exemption for locally enacted landfill fees or other statewide solution for low cost regional landfill issue.</p>		

DEPARTMENT	POLICY POSITION	TOP DEPARTMENT PRIORITY	TOP CITYWIDE PRIORITY
ESD	<b>Local Government Energy Efficiency Programs:</b> Support efforts to alter cost-effectiveness calculations including Total Resource Cost used in energy efficiency programs to support our local government programs and better reflect local governments' role in capacity building.		
ESD	<b>Funding:</b> Support efforts to increase funding for stormwater infrastructure and creek cleanups.	Y	
Finance	<b>Online Sales Tax Reform:</b> Support regulations or legislation that would require sellers to collect and remit sales and use tax from remote sales.	Y	Y
Finance	<b>Cannabis Banking:</b> Support efforts to provide banking options for the cannabis industry.		
Finance	<b>AB 195 Fix:</b> Support efforts to reduce voter confusion on bond measure ballot statements by amending Elections Code Section 13119 [AB 195 (Obernolte, 2018)]. Oppose efforts that inhibits the City's ability to issue tax-exempt bonds or increases regulatory requirements of the City with respect to issuing, monitoring, and reporting on municipal bonds.	Y	Y
Fire	<b>Cost Recovery for Fire and Emergency Medical Services (EMS):</b> Ensure adequate compensation for mutual aid activities. Oppose any efforts to shift costs from private EMS providers to the City.		
Fire	<b>DRiSC:</b> Work with the Disaster Readiness for Safer Communities (DRiSC) Coalition on legislation around fire response and emergency preparation.		
Housing	<b>Housing Stabilization:</b> Provide tools to facilitate the planning, development, and preservation of affordable and mixed-income residences in transit corridors and in higher-income areas of opportunity.	Y	
Housing	<b>Homeless Emergency Aid Funding 2.0:</b> Work with the Big 11 Mayor's Coalition to explore additional short-term homelessness funding opportunities.	Y	

DEPARTMENT	POLICY POSITION	TOP DEPARTMENT PRIORITY	TOP CITYWIDE PRIORITY
Housing	<b>Funding and Tools:</b> Protect, increase, and expedite funding and tools to encourage affordable housing production, community development, infrastructure, and ending homelessness. Engage with ideas for affordable housing that address regional jobs/housing imbalance. Explore legislation to incentivize upgrades or redevelopment of seismically vulnerable housing. Advocate for affordable housing to be included in any Federal Infrastructure Package. Preserve the effectiveness of the Affirmative Fair Housing Rule. Protect and expand Federal tax programs including Private Activity Bonds, Mortgage Interest Deduction, and New Market Tax Credits. Support efforts to restore the value of housing tax credits for affordable housing as a result of the 2017 tax reform. Support efforts to address the increasing cost of housing construction, such as training programs for the construction trades, encouraging modular housing, and cost-efficient materials markets. Explore conservatorship authority for San José to address mental health in homeless individuals.	Y	
Housing	<b>Streamlined Homeless Encampment Zoning:</b> Support legislation to streamline building and zoning approval processes and other applicable standards and laws to allow the City to establish and operate sanctioned encampments, consistent with the authority granted to other California jurisdictions through AB 932 (Ting), 2017.	Y	Y
Immigrant Affairs	<b>Immigration:</b> Oppose policies that take away the rights of immigrants, regardless of immigration status. Oppose efforts to remove due process rights, expand public charge rules, and weakening of data privacy or confidentiality rights. Strongly oppose policies on separating families or long-term detainment of families.	Y	Y
Immigrant Affairs	<b>DACA:</b> Support policies that provide a path to citizenship or legal permanent residency for Deferred Acton for Childhood Arrival (DACA) recipients.		
IT	<b>Internet-of-Things Market and Vendor Ecosystem:</b> Encourage an open ecosystem, additional coverage and access for community uses, equity and inclusion in internet access, and uses that support public safety, transportation, and engagement.		
OED	<b>Job Creation:</b> Support Federal and State economic development programs that will help create jobs in San José, including changes to CalCompetes and State support of Opportunity Zones.		
OEM	<b>Statewide Emergency Preparedness Funding:</b> Explore state legislation to fund local emergency preparedness and resilience planning and training.	Y	Y
OEM	<b>Statewide Emergency Management:</b> Modernize and reform the State's Emergency Management System.		

DEPARTMENT	POLICY POSITION	TOP DEPARTMENT PRIORITY	TOP CITYWIDE PRIORITY
OER	<b>Sexual Harassment &amp; Sexual Assault in the Workplace:</b> Support efforts to fight sexual harassment and thereby provide all Californians with equal opportunity to succeed in the workplace. This should include supporting legislation to protect women from sexual assault in their places of work, including the proposed Hotel Panic Button legislation.		
OER	<b>Family friendly legislation:</b> Support efforts that would improve the workplace for parents and families - such as supporting efforts to improve access to quality child care, private lactation accommodations, and parental leave.		
OER	<b>Human Trafficking and Workers Rights:</b> Support legislation like AB 2732, which would have held accountable employers that destroy or withhold passports or other immigration documents from their workers and would require employers provide their workers with a “Workers Bill of Rights”. As well, support efforts to increase the protections for service workers from wage theft and sexual harassment, including bills like 2496 and 2709.		
OEM	<b>Funding:</b> Advocate for Federal emergency preparedness funds, including Urban Areas Security Initiative (UASI).		
PD	<b>Funding:</b> Oppose Federal action to withhold funds based on local immigration policies.		
PD	<b>Cannabis Enforcement:</b> Support efforts on enforcement of unlicensed cannabis providers. Protect local control around cannabis regulations, including delivery.		
PD	<b>Human Trafficking:</b> Advocate in support to expand California Department of Justice efforts to combat human trafficking and support efforts that would give new tools to law enforcement to protect Californians from becoming victims of Human Trafficking. Additionally, support measures that provide funding for combatting human trafficking.		
PD	<b>Sexual Assault:</b> Support efforts to protect woman from sexual assault, including efforts to increase funding levels, provide new tools for law enforcement, and support collaboration across agencies.		
PD	<b>Gun-violence:</b> Support efforts to reduce gun violence and support school safety, such as AB 2888 which would make it easier for employers, co-workers and teachers to request a gun violence restraining order.		
PD	<b>Domestic Violence:</b> Support laws that would improve services and response to domestic violence survivors, protect human rights issues that impact survivors, and advocate for increased funding from the state and the federal government to support domestic violence services. At the federal level, support the full funding for the Violence Against Women Act (VA WA), Victims of Crime Act (VOCA), and the Family Violence Prevention and Services Act (FVPSA).		

DEPARTMENT	POLICY POSITION	TOP DEPARTMENT PRIORITY	TOP CITYWIDE PRIORITY
PRNS	<b>Funding:</b> Protect and increase state and federal funds for youth violence, gang intervention and prevention, recreation-based social safety net programs, open space acquisition and preservation, and park acquisition and rehabilitation.		
PRNS	<b>Rodent Control:</b> Explore regulatory and legislative authority to allow the City to pilot innovative rodent control methods.		
PRNS	<b>Early Childhood Recreation:</b> Provide legislative clarification on the definitions of and requirements for municipal preschool, afterschool, and camp programs to ensure they meet programmatic goals and community needs.		
San José Clean Energy	<b>"Exit Fee":</b> Oppose legislation or regulations that would suspend or slow the growth of Community Choice Aggregators (CCAs), including efforts to increase the Power Charge Indifference Adjustment (PCIA) fees that customers pay to "exit" from Investor-Owned Utilities and join San José Clean Energy. Support legislation and regulations that increase the transparency and predictability of the PCIA over time through legislation or Phase 2 of the PCIA proceeding. Oppose legislation that would expand Direct Access.	Y	Y
San José Clean Energy	<b>Energy Procurement:</b> Oppose legislation that would change energy procurement towards reducing local flexibility and increasing authority with the Investor-Owned Utilities or the CA Public Utilities Commission.		
San José Clean Energy	<b>Renewable Energy and Smart Grid:</b> Support legislation requiring or encouraging more renewable electricity procurement and a smarter grid.		