



Memorandum

TO: HONORABLE MAYOR
AND CITY COUNCIL

FROM: Lee Wilcox

SUBJECT: ANNUAL INTERGOVERNMENTAL
RELATIONS REPORT

DATE: September 16, 2019

Approved

D. D. S. L.

Date

9/26/19

RECOMMENDATION

- (a) Accept the Annual Intergovernmental Relations Report;
- (b) Reaffirm all City positions summarized in the Intergovernmental Relations Priority Legislation Log; and
- (c) Adopt updated Intergovernmental Relations Council reporting schedule.

OUTCOME

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

BACKGROUND

Following City Council direction in November 2018, the Administration is providing regular updates on legislative and regulatory advocacy efforts on behalf of the City to ensure the Council stays informed of state and federal legislative actions the City has taken when Congress or the California State Legislature is in session. The Annual Intergovernmental Relations Report highlights key accomplishments throughout the year and provides a snapshot of the year ahead.

The Annual Report also provides a status update on the City's Top Legislative and Regulatory Priorities, and outlines positions taken on legislation for Council reaffirmation.

ANALYSIS

2019 Legislative and Regulatory Highlights

Intergovernmental Relations Modernization

In 2019, the City continued to modernize the Intergovernmental Relations Program by implementing the new streamlined approval process that Council adopted in November of 2018. As reported in the second quarterly report, these savings in process time have allowed the City to engage on legislation more nimbly and to focus on advancing City priorities through the state budget and other impactful legislation. Additionally, the City conducted two Requests for Proposals for legislative advocacy services. Through this process, the Council selected Cruz Strategies for state advocacy services and a new firm, Holland & Knight, for federal advocacy services. Holland & Knight brings a wealth of experience on local government issues and represents several other big cities including Seattle, San Francisco, and Atlanta.

As part of this modernization effort, Intergovernmental Relations continues to evaluate program effectiveness. One area is the timing of regular Council updates based on the state legislative calendar. Originally, the Administration proposed quarterly reports, which the Council approved. However, the State of California has several key milestones throughout its legislative season. Using this session as an example, key milestone dates for year one include:

- February 22, 2019: Last day for legislators to introduce bills. After this date, the City has a better sense legislative proposals.
- April 26, 2019: Last day for policy committees to meet and report to fiscal committees fiscal bills introduced in their house. The policy committee deadline is a key milestone. Many bills will die due to a lack of votes at the policy committee.
- May 31, 2019: Last day for each house to pass bills introduced in that house. Legislation that makes it through its house of origin usually has momentum and a much better chance of passing the other house.
- June 15, 2019: Legislature must pass budget bill.
- September 13, 2019: Last day for any bill to be passed.
- October 13, 2019: Last day for the Governor to sign or veto bills.

Given the legislative timetable, the Administration's first two reports this year were similar, as legislation had yet to begin moving through the Committee process. To ensure we engage the Council when appropriate, the Administration recommends a regular report to Council that better coincides with key legislative milestones.

Beyond the regular approval process for pieces of legislation not covered under the Legislative Program, the proposed Intergovernmental Relations Council Report would occur three times annually:

- **Spring:** Late March allows Intergovernmental Relations to report on the bills legislators have introduced and is before the first policy committee deadline, so Council can provide early input on legislation.
- **Summer:** Early June allows Intergovernmental Relations to report out on what bills have made it out of their house of origin. Early June is also before the budget deadline.
- **Fall Annual Report:** Late October allows Intergovernmental Relations to report on the bills that made it out of the legislature and are signed by the Governor.

State Budget Allocation for San José

With the changes to the Intergovernmental Relations Program, the Intergovernmental Relations team had the opportunity to much more actively engage with the State Budget process this year. On June 27, 2019, the Governor signed the fiscal year 2019-2020 State Budget. The budget invests additional one-time and on-going funds in several City priority areas, including emergency preparedness/fire response, public safety, housing and homelessness, and family friendly policies. Several key successes in the budget for the City of San José include:

- **Homelessness:** Working with the Big Cities Mayors Coalition, the City of San José increased the state investment in local, flexible homeless emergency aid funding from \$150 million to \$275 million. This funding will go to 13 of the state's most populous cities, and the Administration estimates San José will receive an approximately \$20 million allocation. Council will be taking action this fall to allocate the funds.
- **Emergency Preparedness:** Thanks to the leadership of Assemblymember Kansen Chu, with support from Assemblymembers Ash Kalra, Evan Low, and Senator Jim Beall, the City of San José received \$5.5 million for emergency preparedness in the State Budget. \$2.5 million of the funding will go to equipment for the new San José Emergency Operations Center. This funding complements the November 2018 Measure T bond, which will fund the construction of Emergency Operations Center but is not able to fund furniture, fixtures, and equipment for the Center. \$3 million of the funding will go towards supporting the construction of the new San José fire department training center.
- **Car Break-ins:** Thanks to the leadership of Assemblymember Kansen Chu, the City of San José's Police Department received \$750,000 for car break-in prevention.

Critical Policy Advocacy

The City actively engaged on federal and state policy that impacts the City. A few key policy wins include:

State

- **Mobile Home Fire Safety:** The City of San José renewed efforts in 2019 to pass critical legislation that would improve fire safety in manufactured and mobile home communities. The City is co-sponsoring AB 338 (Chu), which updates smoke detector requirements and requires park emergency preparedness plans to be multilingual to ensure all park residents can understand life-saving emergency preparedness instructions. Chief Sapien of the San José Fire Department testified on behalf of the bill at an Assembly hearing, conducted calls with committee staff and the Governor's office, and provided technical guidance for language amendments. AB 338 is currently on the Governor's desk.

- **Public Safety Power Shutoffs:** On August 14, 2019, Mayor Liccardo testified at the State Senate Subcommittee on Gas, Electric and Transportation Safety on de-energization events. The Mayor shared the potential impact of these safety shutdowns on communities, including urban communities like San José, and talked about key areas for more state oversight. On the request of Senator Wiener, the City is sponsoring SB 378. The bill would direct the California Public Utilities Commission to establish a procedure for customers and local governments to recoup costs from Public Safety Power Shutoff events, require new reporting from Investor Owned Utilities about the condition of its equipment, and limit Investor Owned Utilities use of ratepayer funds to market against efforts to establish a publicly owned utility or microgrid programs.
- **AB 516 (Chiu) on Towing:** AB 516 would limit the City's ability to remove or immobilize vehicles that violate street storage rules, have expired registration, or delinquent parking citations. The City opposed the bill unless amended and worked closely with the author's office to incorporate amendments that protect low-income people from hefty fines while preserving the ability to limit non-low-income scofflaws. Due to this advocacy, the author restored the length of time to park a vehicle on the street to 72-hours from the bill's original ten business days. The Senate Appropriations Committee held AB 516 (Chiu), and the bill is now a two-year bill.
- **Zoning and Housing Legislation:** The City provided technical feedback on several zoning and housing-related bills to inform legislation and make it easier for the City to implement legislation. Examples include:
 - SB 211 (Beall): The City provided technical feedback on our experience working with Caltrans on Bridge Housing Communities to help Senator Beall craft a statewide bill that would allow jurisdictions to lease Caltrans land for emergency shelter purposes.
 - AB 68 (Ting): The City provided technical feedback on the permitting timeline Accessory Dwelling Units for the Assemblymember's statewide ADU bill. The feedback resulted in an amendment to the bill that would allow applicants an opportunity to request a delay.
 - SB 330 (Skinner): The City provided background to Senator Skinner on the City's plans to rezone existing mobile home parks to deintensify the land use and remove incentives to develop the parks. The Senator took an amendment to exempt mobile home parks from SB 330, which requires jurisdictions to upzone land for housing any time they deintensify land zoned for housing. The City continues to work with the Governor and legislature on implementation challenges to the bill.

Federal

- **2020 Census Language Access:** To ensure a fair and complete count, the Administration focused on engaging legislators and coalitions to influence the national conversation around 2020 Census language access challenges. The Administration raised the visibility of these

issues by coordinating with and exploring coalition advocacy efforts with Federal lawmakers, the National League of Cities, the US Conference of Mayors, and Asian Americans Advancing Justice. At the request of the office of Senator Kamala Harris, the City submitted questions about language access and related community outreach issues for a Homeland Security and Governmental Affairs Committee hearing in July. Senator Harris was not able to attend the hearing, but other members raised some of the City's key concerns.

- **Broadband:** The City supported Senator Feinstein's S. 2012, the Restoring Local Control over Public Infrastructure Act of 2019. This companion bill to H.R. 530 (Eshoo) would overturn the Federal Communications Commission decision on small cells and restore local control over broadband deployment. Mayor Liccardo and Seattle Mayor Durkan co-lead a support letter signed by 151 elected officials from 17 states to demonstrate the strong national support from jurisdictions. Vice Mayor Jones, the City's representative on the National League of Cities Information and Technology Committee, is joining National League of Cities fly-in in September to talk with key Senate Commerce members about broadband, the digital divide, and the need for the Federal Communication Commission to perform a comprehensive health study on emerging wireless technologies.

A Look Ahead at 2020

In 2019, California welcomed a new Governor with a record state budget surplus and an ambitious plan to commit substantial funding to tackle an array of challenges ranging from addressing the housing crisis to wildfire prevention and recovery. At the federal level, issues like immigration and the environment put the state at odds with the Presidential administration.

The state will face many of the same challenges in 2020 compounded by election year uncertainty. As the Administration evaluates potential opportunities to advance City of San José priorities in 2020, issues related to housing, transportation, immigration, climate change, and public safety will remain at the forefront for both state and federal lawmakers. On October 8, 2019, Council will also consider 2020 Legislative Program policies and Citywide Top Policy Priorities. The memo on that item includes additional detail on policies for the Council's consideration.

Update on the City's Top Legislative and Regulatory Priorities

In November of 2018, Council adopted the 2019 Legislative Program and Top Citywide Priorities for 2019. The following is a status of top legislative and regulatory priorities.

- **CCA "Exit Fee":** The landscape around energy issues and political opportunities has been shifting dramatically. The City was successful at defeating AB 56 (E. Garcia) in 2019, which would have eroded San José Clean Energy's (SJCE) ability to procure energy for San José customers by instituting central energy and Resource Adequacy procurement. The City also led a delegation letter signed by twelve members of the Assembly and Senate on California's outdated Resource Adequacy sales framework. This work helped elevate

Resource Adequacy market power concerns and disproportionate CCA cost impacts at the California Public Utilities Commission, California Independent System Operators, Legislature and Governor's Office. The City continues to work on these issues by supporting a multi-party settlement process focused on Resource Adequacy regulatory reform and central procurement principles.

The Governor signed AB 1054 (Holden) to create a wildfire liability insurance fund. Included in the bill was a provision that directs the California Public Utilities Commission to oversee the transfer of utility infrastructure assets to public entities and requires "equal" compensation by public entities that purchase utility infrastructure. This strictly worded compensation provision is challenging for local jurisdictions like San José, which have civil service rules that prevent giving public employees bonuses or stock options. Senator Hill authored SB 550, which says the California Public Utilities Commission must ensure the transfer of utility assets to a public entity is "fair and reasonable to affected public utility employees." The bill is on the Governor's desk.

- **Statewide Emergency Preparedness Funding:** See "2019 Legislative and Regulatory Highlights" above for update.
- **Homelessness Funding:** See "2019 Legislative and Regulatory Highlights" above for update.
- **Sanctioned Encampments:** The City is a sponsor of AB 143 (Quirk-Silva). The bill allows the City of San José and the Counties of Alameda and Orange to have 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 and California Environmental Quality Act streamlining for homeless shelters. AB 143 is on the Governor's desk.
- **Disadvantaged Communities Designation:** To increase the City's competitiveness for statewide grants, the Administration continues to evaluate ways to broaden the definition of disadvantaged communities to include all socio-economically disadvantaged areas more equitably. The Administration will continue coalition building efforts in 2020.
- **AB 195 Clarification:** Senate Wiener introduced SB 268 which would require bonds to include "See voter guide for tax rate information" in the 75-word ballot statement. The bill also requires disclosures in the voter guide including a concise description of the tax, a list of all the tax rates, and a plain language description of any tax rate changes over time. SB 268 is on the Governor's desk.
- **Online Sales Tax Reform:** In April, the Governor signed AB 147 (Burke) into law. The bill changes state law to strengthen CDTFA's current implementation of the United States Supreme Court ruling in *South Dakota v. Wayfair, Inc.* The Supreme Court ruling allows South Dakota to impose sales and use tax collection duties on out-of-state online retailers.

The Administration is also closely watching SB 531 (Glazer), which would prohibit a local agency from entering into agreements with retailers on a rebate for Bradley-Burns local tax in exchange for a retailer locating in that jurisdiction. SB 531 is on the Governor's desk.

- **Immigration:** The Administration continues efforts to inform national immigration policy and weighed-in on issues that provide a path to citizenship for millions of "DREAMers," expedite the permanent residency process and protect fee waiver eligibility for low-income U.S. citizenship applicants. The Administration also submitted public comment on the Department of Housing and Urban Development's proposed rule to prevent families that have any members who are undocumented from receiving federal housing assistance. In the coming months, the Administration will continue to actively oppose the "Public Charge" rule as well as a new plan from the Trump administration to override the Flores Settlement Agreement to detain migrant families and children for longer periods of time.
- **Private Activity Bonds:** Congresswoman Eshoo agreed to author a bill to add community-serving facilities, which include golf courses, to the list of exempt facilities eligible to be financed with Private Activity Bonds. Facilities financed with Private Activity Bonds are not subject to the Internal Revenue Code private activity restrictions on facilities financed with governmental tax exempt bonds. Per Council direction, the City provided legislative language to Congresswoman Eshoo for her consideration.
- **Age and Family Friendly Policy:** The City is engaged in advocacy around several state and federal bills around paid family leave and early childhood education. A key City-supported bill, SB 234 (Skinner), was recently signed into law by the Governor and will strengthen tenant protections and equalize the permitting requirements for small and large family childcare homes. Three other City-supported bills that are currently on the Governor's desk, include: SB 142 (Weiner), which sets new building standards for lactation rooms, SB 436 (Hurtado), which would formalize Family Resource Centers (FRC) as a key delivery network of child abuse prevention services, and AB 776 (Kalra), which enacts an education data infrastructure fix. Additionally, the fiscal year 2019-2020 State Budget includes \$263 million for an Early Learning and Care Infrastructure Grant Program. The Administration will work to access this funding San José early learning and childcare programs.

City Positions and Actions Taken on Legislation: Jun 2019–Sept 2019

Attachment A summarizes City positions and actions taken on legislation as of September 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.

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). The Administration will continue to report on all City legislative positions on a regular basis.

PUBLIC OUTREACH

The Administration will post this memorandum on the City's Council Agenda website for the October 8, 2019 Council Meeting.

COORDINATION

The Administration coordinated this memo with the City's State and Federal Legislative Advocates, the City Attorney's Office, Housing, Transportation, Office of Emergency Management, Office of Civic Innovation, Office of Immigrant Affairs, Planning, Building, and Code Enforcement, Fire, and San José Clean Energy.

COMMISSION RECOMMENDATION/INPUT

The recommended actions do not have a Commission Recommendation.

CEQA

Not a Project, File No. PP17 009, Staff Reports, Assessments, Annual Reports, and Informational Memos that involve no approvals of any City action.

/s/
LEE WILCOX
Chief of Staff, City Manager's Office

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



Legend
Signed into law
Two-year Bill

PRIORITY LEVEL: 1. Sponsor/Lead Opponent 2. Actively Support/Oppose 3. Position Letter 4. Watch	BILL #	LEAD AUTHOR	TOPIC	ACTION OR POSITION (Watch/Position in Process)	SUMMARY	STATUS (House & Committee Location)	PROCESS PATH: - Standard - Expedited - Legislative Program - Delegation Request
FEDERAL LEGISLATION							
Sponsor/Support/Oppose/Position in Process							
1	(# TBA)	Eshoo	Private Activity Bonds	Sponsor	Explore federal legislation to add community-serving facilities to the list of exempt facilities for Private Activity Bonds.		Legislative Program
3	H.R. 1044	Lofgren	Fairness for High-Skilled Immigrants Act of 2019	Support	Would, after a transition period, eliminate the per-country limit for employment-based immigrants and raise the per-country limit from 7% to 15% for family-based immigrants. A companion Senate bill (S. 386) introduced by Sen. Mike Lee (R-UT) and Sen. Kamala Harris (D-CA) has 14 co-sponsors.	Senate Judiciary Committee	Legislative Program
3	H.R. 1764	Garamendi	To amend the Federal Water Pollution Control Act with respect to permitting terms, and for other purposes	Support	Would authorize the U.S. Environmental Protection Agency or a delegated state, like California, to issue a municipal clean water agency a National Pollutant Discharge Elimination System (NPDES) permits for a fixed period not to exceed ten years.	Subcommittee on Water Resources and Environment	Legislative Program
2	H.R. 530	Eshoo	Accelerating Broadband Development by Empowering Local Communities Act of 2019	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.	Subcommittee on Communications and Technology	Legislative Program
3	H.R. 6	Roybal-Allard	American Dream and Promise Act of 2019	Support	Would provide a path to citizenship for millions of “DREAMers,” including the 800,000 who have legal protections under DACA. It would also provide a path to green card status for immigrants with Temporary Protected Status (TPS), as well as a permanent legal status for Liberian citizens who are protected by Deferred Enforced Departure (DED).	Passed House	Legislative Program

PRIORITY LEVEL: 1. Sponsor/Lead Opponent 2. Actively Support/Oppose 3. Position Letter 4. Watch	BILL #	LEAD AUTHOR	TOPIC	ACTION OR POSITION (Watch/Position in Process)	SUMMARY	STATUS (House & Committee Location)	PROCESS PATH: - Standard - Expedited - Legislative Program - Delegation Request
2	S.2012	Feinstein	Senate Companion to HR 530	Support	Senate companion bill to HR 530 (Eshoo).	Senate Commerce, Science, & Transportation Committee	Legislative Program
3	S.923	Feinstein	Fighting Homelessness Through Services and Housing Act	Position in Process	Authorizes a new funding stream for supportive housing models that provide comprehensive services and intensive case management.	Senate Health, Education, Labor, and Pensions Committee	Legislative Program
Watch							
4	H.R. 1185/S. 463	DeLauro & Gillibrand	The Family And Medical Insurance Leave (FAMILY) Act	Watch	Would create a comprehensive national program that helps meet the needs of new mothers and fathers and people with serious personal or family health issues through a shared fund that makes paid leave affordable for employers of all sizes and for workers and their families. Provides workers with up to 12 weeks of partial income when they take time for their own serious health conditions, including pregnancy and childbirth recovery. Enables workers to earn 66 percent of their monthly wages, up to a capped amount – ensuring that low- and middle-wage workers have a higher share of their wages replaced.	Subcommittee on Worker and Family Support	Legislative Program
4	S. 920	Rubio	Economic Security for New Parents Act	Watch	Would allow parents to use their future Social Security benefits to use for at least two months leave, which would then delay receiving their retirement benefits by three to six months when they retire.	Senate Finance Committee	
4	H.R. 763	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.	Subcommittee on Energy	

PRIORITY LEVEL: 1. Sponsor/Lead Opponent 2. Actively Support/Oppose 3. Position Letter 4. Watch	BILL #	LEAD AUTHOR	TOPIC	ACTION OR POSITION (Watch/Position in Process)	SUMMARY	STATUS (House & Committee Location)	PROCESS PATH: - Standard - Expedited - Legislative Program - Delegation Request
4	S. 840	Murray	Healthy Families Act	Watch	Would allow Americans to earn paid sick time so that they can address their own health needs and the health needs of their families.	Senate Health, Education, Labor, and Pensions Committee	Legislative Program
STATE LEGISLATION							
Sponsor/Support/Oppose/Position in Process							
1	AB 338	Chu	Manufactured housing	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.	Signed by Governor	Delegation Request
3	AB 707	Kalra	Santa Clara Valley Water District: contracts	Support	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.	Signed by Governor	Delegation Request
3	SB 234	Skinner	Family daycare homes	Support	Prohibits a city, county, or city and county from prohibiting large family day care homes on lots zoned for single-family dwellings, requires them to either classify these homes as a permitted use of residential property for zoning purposes or establish a process for applying for a permit to use the property as a large family day care home. Existing law prohibits a local jurisdiction from imposing a business license, fee, or tax for the privilege of operating a small family daycare home.	Signed by Governor	Legislative Program

ATTACHMENT A -- IGR PRIORITY LEGISLATION

9/25/2019

PRIORITY LEVEL: 1. Sponsor/Lead Opponent 2. Actively Support/Oppose 3. Position Letter 4. Watch	BILL #	LEAD AUTHOR	TOPIC	ACTION OR POSITION (Watch/Position in Process)	SUMMARY	STATUS (House & Committee Location)	PROCESS PATH: - Standard - Expedited - Legislative Program - Delegation Request
1	AB 143	Quirk-Silva	Shelter crisis: homeless shelters: County of Orange	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.	Governor's Desk	Legislative Program
2	AB 1745	Kalra	Shelter crisis: homeless shelters: County of Alameda: City of San Jose	Sponsor	Bridge Housing Communities sunset extension from 2022 to 2025.	Governor's Desk	Legislative Program
3	AB 1477	Gloria	Unfair Practices Act	Support	Changes the Unfair Practices Act so that the full amount of any penalty collected in a unfair competition case is paid to a city if that city brings the action. Current law stipulates that the penalty is split between the city and the county.	Governor's Desk	Standard
3	AB 1487	Chiu	San Francisco Bay area: housing development: financing	Support	Would establish a regional housing entity for the San Francisco Bay Area that has the ability to raise and distribute revenue for housing in the Bay Area.	Governor's Desk	Delegation Request
3	AB 59	Kalra	Elections: polling places: college and university campuses	Support	Would require that the local elections official designate at least one location on each California State University campus within the official's jurisdiction as a vote center or satellite office.	Governor's Desk	Standard
3	AB 776	Kalra	Education data: pupil identifiers: childcare and development services:	Support	A data infrastructure fix that will allow districts to track performance of all kids in publicly funded early education programs. Requires county offices of education (COEs) to issue and submit a unique statewide pupil identifier to the California Department of Education (CDE) on behalf of an applicant or contracting agency that is not a local education agency (LEA), and is operating a state funded childcare and development program within that county.	Governor's Desk	Legislative Program

ATTACHMENT A -- IGR PRIORITY LEGISLATION

9/25/2019

PRIORITY LEVEL: 1. Sponsor/Lead Opponent 2. Actively Support/Oppose 3. Position Letter 4. Watch	BILL #	LEAD AUTHOR	TOPIC	ACTION OR POSITION (Watch/Position in Process)	SUMMARY	STATUS (House & Committee Location)	PROCESS PATH: - Standard - Expedited - Legislative Program - Delegation Request
3	SB 10	Beall	Mental health services: peer, parent, transition-age, and family support specialist certification	Support	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.	Governor's Desk	Delegation Request
2	SB 127	Wiener	Active Transportation: Complete Streets	Support	Would require Caltrans to consider critical pedestrian and bicycle safety elements and performance measures when implementing new projects where Caltrans roads function as local streets.	Governor's Desk	Legislative Program
3	SB 142	Wiener	Employees: lactation accommodation	Support	Would require an employer to provide a lactation room or location that includes prescribed features and would require an employer, among other things, to provide access to a sink and refrigerator in close proximity to the employee’s workspace.	Governor's Desk	Legislative Program
3	SB 211	Beall	State highways: leases.	Support	Caltrans property leases - Would authorize the department to lease on a right of first refusal basis any airspace under a freeway, or real property acquired for highway purposes, that is not excess property, to the city or county in which the airspace or real property is located, or to a political subdivision of the city or county, for purposes of an emergency shelter or feeding program for a lease amount, for up to 10 parcels in the city or county, or political subdivision of the city or county, of \$1 per month, and a payment of an administrative fee not to exceed \$500 per year.	Governor's Desk	Delegation Request
3	SB 329	Mitchell	Discrimination: housing: source of income	Support	Current law defines the term “source of income” for purposes of the provisions relating to discrimination in housing accommodations as lawful, verifiable income paid directly to a tenant or paid to a representative of a tenant. This bill would instead define the term as verifiable income paid directly to a tenant, or paid to a housing owner or landlord on behalf of a tenant, including federal, state, or local public assistance and housing subsidies.	Governor's Desk	Legislative Program
3	SB 344	McGuire	Utility User Tax	Support	Would extend the sunset on AB 1717 (2014) by one year to January 1, 2021. The bill would continue to allow the collection of Utilities Users Tax on prepaid cell phone sales at retail sites.	Governor's Desk	Legislative Program

ATTACHMENT A -- IGR PRIORITY LEGISLATION

9/25/2019

PRIORITY LEVEL: 1. Sponsor/Lead Opponent 2. Actively Support/Oppose 3. Position Letter 4. Watch	BILL #	LEAD AUTHOR	TOPIC	ACTION OR POSITION (Watch/Position in Process)	SUMMARY	STATUS (House & Committee Location)	PROCESS PATH: - Standard - Expedited - Legislative Program - Delegation Request
3	SB 436	Hurtado	Office of Child Abuse Prevention	Support	SB 436 would formalize Family Resource Centers (FRC) as a key delivery network of services and as conduits to strengthening families via family-centered, community-based and culturally sensitive services that include cross-system collaboration as a means to prevent child abuse and neglect.	Governor's Desk	Legislative Program
3	SB 450	Umberg	California Environmental Quality Act exemption: supportive and transitional housing: motel conversion	Support	Creates a CEQA exemption for the conversion of hotels/motels for supportive and transitional housing.	Governor's desk	Legislative Program
2	SB 5	Beall	Local-State Sustainable Investment Incentive Program	Support	The bill will allow local governments to opt-in and collaborate on state-approved affordable housing and infrastructure plans, which would be funded by reducing their contributions to local Education Revenue Augmentation Funds (ERAF).	Governor's Desk	Standard
2	AB 857	Chiu and Santiago	Public banks	Support if Amended	Would allow cities to create their own public banks. Bank licenses are granted by the California Department of Business Oversight. They can't currently offer licenses for public banks. A new state law would enable them to grant licenses to charter cities and counties who want to apply to start a public bank.	Governor's Desk	Standard
3	SB 676	Bradford	CPUC EV Authority	Neutral	Would allow the CPUC to regulate CCA EV grid integration Programs.	Governor's Desk	Legislative Program
2	SB 155	Bradford	CPUC CCA Authority	Oppose	Grants CPUC the authority to mandate 10-year CCA procurement based on a CPUC-prescribed portfolio.	Governor's Desk	Legislative Program
2	SB 520	Hertzberg	Electrical Service Provider of Last Resort	Oppose	Would designate the electrical corporation as the provider of last resort unless the CPUC designates another load-serving entity to serve the role.	Governor's Desk	Legislative Program
1	AB 291	Chu	Emergency Preparedness	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.	Two-year bill	Legislative Program

ATTACHMENT A -- IGR PRIORITY LEGISLATION

9/25/2019

PRIORITY LEVEL: 1. Sponsor/Lead Opponent 2. Actively Support/Oppose 3. Position Letter 4. Watch	BILL #	LEAD AUTHOR	TOPIC	ACTION OR POSITION (Watch/Position in Process)	SUMMARY	STATUS (House & Committee Location)	PROCESS PATH: - Standard - Expedited - Legislative Program - Delegation Request
3	AB 213	Reyes	Local government finance: property tax revenue allocations: vehicle license fee adjustments	Support	Would restore funding to cities that had annexed inhabited territory in reliance on previous financial incentives provided by AB 1602 (Laird) of 2006, then suffered fiscal harm when the state swept those away after the passage of SB 89 (2011).	Two-year bill	Legislative Program
1	AB 1210	Low	Crimes: package theft	Support	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.	Two-year bill	Standard
3	AB 40	Ting	Zero-emission vehicles: comprehensive strategy	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.	Two-year bill	Legislative Program
3	AB 928	Grayson	Child sexual exploitation: administrative subpoenas	Support	Would allow a peace officer investigating the sexual exploitation of children to issue an administrative subpoena to require the production of specified information relating to an internet service account, including any internet protocol address or username associated with the account, from a service provider.	Two-year bill	Legislative Program
3	SB 11	Beall	Health care coverage: mental health parity	Support	Would require health care service plans and health insurers to submit annual public reports to ensure compliance with mental health parity laws.	Two-year bill	Delegation Request
3	SB 12	Beall	Mental health services: youth	Support	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.	Two-year bill	Delegation Request
3	SB 168	Wieckowski	Climate change: Chief Officer of Climate Adaptation and Resilience	Support	SB 168 would establish the Chief Officer of Climate Adaptation and Resilience in the Office of Planning and Research to serve as the statewide lead for planning and coordination of climate adaptation policy and implementation in California, and would specify the duties of the chief officer.	Two-year bill	Legislative Program

PRIORITY LEVEL: 1. Sponsor/Lead Opponent 2. Actively Support/Oppose 3. Position Letter 4. Watch	BILL #	LEAD AUTHOR	TOPIC	ACTION OR POSITION (Watch/Position in Process)	SUMMARY	STATUS (House & Committee Location)	PROCESS PATH: - Standard - Expedited - Legislative Program - Delegation Request
3	AB 705	Stone	Mobilehome parks: change of use	Support, if Amended	Would require the mobilehome park management to give homeowners at least 60 days' written notice that the management will be appearing before a local governmental board, commission, or body to obtain local approval for the intended change of use of the mobilehome park and comply with other specified provisions.	Two-year bill	Standard
3	AB 1366	Gonzalez	Voice over Internet Protocol and Internet Protocol enabled communications services	Oppose	CPUC control over VoIP. Reintroduction of SB 1161 (Padilla) from 2012. Existing law, until January 1, 2020, prohibits the PUC from regulating Voice over Internet Protocol and Internet Protocol enabled service, except as required or delegated by federal law or as expressly directed to do so by statute. This bill would extend indefinitely the qualified prohibition.	Two-year bill	Standard
3	AB 516	Chiu	Authority to remove vehicles	Oppose	Would make technical, nonsubstantive changes to existing law that authorizes a peace officer or a regularly employed and salaried employee who is engaged in directing traffic or enforcing parking laws and regulations, of a city, county, or jurisdiction of a state agency where a vehicle is located, to remove a vehicle located within the territorial limits.	Two-year bill	
3	AB 56	Garcia	Statewide central electricity procurement entity	Oppose	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.	Two-year bill	Legislative Program
2	ACA 1	Aguiar-Curry	Local government financing: affordable housing and public infrastructure: voter approval	Position in Process	Would lower the vote threshold from 2/3rds to 55% for taxes that fund "infrastructure" and affordable housing. This proposal would lower of the voting threshold to match the requirement for similar proposals for local school construction. Measure V for affordable housing in Nov. 2018 failed to garner 2/3rd vote of the public, but significantly succeeded the 55% with 62%. This proposition would allow voters the opportunity to weigh in on whether the threshold should be lowered to make it easier for local communities to fund affordable housing.	Two-year bill	Standard
Watch							

PRIORITY LEVEL: 1. Sponsor/Lead Opponent 2. Actively Support/Oppose 3. Position Letter 4. Watch	BILL #	LEAD AUTHOR	TOPIC	ACTION OR POSITION (Watch/Position in Process)	SUMMARY	STATUS (House & Committee Location)	PROCESS PATH: - Standard - Expedited - Legislative Program - Delegation Request
4	AB 392	Weber	Peace officers: deadly force		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.	Signed by Governor	
4	SB 230	Caballero	Comprehensive Use of Force Legislation		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.	Signed by Governor	
4	AB 147	Burke	Use taxes: collection: retailer engaged in business in this state: marketplace facilitators		Implementation: of the U.S. Supreme Court's ruling in Wayfair v. South Dakota which required out-of-state retailers to collect and remit use tax.	Signed by Governor	
4	SB 18	Skinner	Keep Californians Housed Act		Keep Californians housed, expands state funding for rental assistance and legal aid to prevent evictions.	Signed by Governor	Legislative Program
4	AB 1184	Gloria	Public records: writing transmitted by electronic mail: retention	Watch	Would require a public agency to retain and preserve for at least two years every "writing" containing information relating to the conduct of the public's business that is prepared, owned or used by the public agency and transmitted by electronic mail, unless a statute or regulation requires a longer retention period.	Governor's Desk	Legislative Program
4	AB 1482	Chiu	Tenancy: rent caps	Watch	Anti-rent gouging - Would prohibit an owner of residential real property from increasing the rental rate for that property more than is greater than an unspecified percent more than the rental rate in effect for the immediately preceding year, subject to specified conditions.	Governor's Desk	

ATTACHMENT A -- IGR PRIORITY LEGISLATION

9/25/2019

PRIORITY LEVEL: 1. Sponsor/Lead Opponent 2. Actively Support/Oppose 3. Position Letter 4. Watch	BILL #	LEAD AUTHOR	TOPIC	ACTION OR POSITION (Watch/Position in Process)	SUMMARY	STATUS (House & Committee Location)	PROCESS PATH: - Standard - Expedited - Legislative Program - Delegation Request
4	AB 378	Limon	Childcare: family childcare providers: bargaining representative	Watch	Unionization of family childcare providers. Would authorize family childcare providers to form, join, and participate in the activities of provider organizations and to seek the certification of a provider organization to act as the representative for family childcare providers on matters related to childcare subsidy programs pursuant to a petition and election process overseen by the Public Employment Relations Board or a neutral 3rd party designated by the board.	Governor's Desk	
4	AB 68	Ting	Land use: accessory dwelling units	Watch	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 feet unit of at least 16 feet in height to be constructed.	Governor's Desk	Standard
4	AB 948	Kalra	Coyote Valley	Watch	Would allow the Santa Clara Valley Open-Space Authority to to administer the Coyote Valley Conservation Program.	Governor's Desk	
4	SB 13	Wieckowski	Accessory dwelling units	Watch	Seeks to reduce development impact fees and other existing barriers for homeowners who want to construct accessory dwelling units on their property.	Governor's Desk	
4	SB 167	Dodd	PSPS events - Low Income Households	Watch	Would require IOUs to submit protocols to the CPUC in wildfire mitigation plans on how to mitigate impacts to first responders, health/communication infrastructure, and medical baseline customers.	Governor's Desk	
4	SB 289	Wiener	Elections Code	Watch	Would clarify elections code related to ballot measure statements.	Governor's Desk	Legislative Program
4	SB 330	Skinner	Housing Crisis Act of 2019	Watch	Would allow a city or county to prohibit the commercial use of land zoned for residential use consistent with the authority of the city or county conferred by other law.	Governor's Desk	Standard

ATTACHMENT A -- IGR PRIORITY LEGISLATION

9/25/2019

PRIORITY LEVEL: 1. Sponsor/Lead Opponent 2. Actively Support/Oppose 3. Position Letter 4. Watch	BILL #	LEAD AUTHOR	TOPIC	ACTION OR POSITION (Watch/Position in Process)	SUMMARY	STATUS (House & Committee Location)	PROCESS PATH: - Standard - Expedited - Legislative Program - Delegation Request
4	SB 40	Wiener	Conservatorship: serious mental illness and substance use disorders	Watch	Provides changes to existing authority for the Counties of Los Angeles, San Diego, and the City/County of San Francisco on conservatorship.	Governor's Desk	
4	SB 531	Glazer	Sales Tax Agreements	Watch	Prohibits a local agency from entering agreements with retailers for a rebate in the Bradley-Burns local tax revenues in exchange for the retailer locating in that local jurisdiction.	Governor's Desk	
4	SB 550	Hill	Public Utility Districts	Watch	AB 1054 clean-up bill. Clarifies provisions around CPUC review of municipalization and labor.	Governor's desk	
4	SB 595	Bradford	Cannabis: local equity programs	Watch	Would require a state licensing authority, on or before July 1, 2020, to develop and implement a program to provide a deferral or waiver for an application fee or a licensing fee for a local equity applicant or local equity licensee. The bill would authorize a licensing authority to adopt emergency regulations to implement this provision.	Governor's Desk	
4	SB 670	McGuire	Telecommunications: outages affecting public safety	Watch	Would require providers of telecommunication services to provide notification to CalOES whenever there is a 9-11 service outage or any outage affecting emergency warning capabilities.	Governor's Desk	Legislative Program
4	AB 891	Burke	Safe Parking	Watch	Requires jurisdictions with populations more than 330,000 to have a safe parking program subject to certain requirements. Jurisdictions with existing programs are exempt if they meet or exceed the bill's requirements.	Governor's Desk	
4	AB 1483	Grayson	Housing development project applications: reporting	Watch	Would require a city or county to compile a list that provides zoning and planning standards, fees imposed under the Mitigation Fee Act, special taxes, and assessments applicable to housing development projects in the jurisdiction.	Governor's Desk	Legislative Program

PRIORITY LEVEL: 1. Sponsor/Lead Opponent 2. Actively Support/Oppose 3. Position Letter 4. Watch	BILL #	LEAD AUTHOR	TOPIC	ACTION OR POSITION (Watch/Position in Process)	SUMMARY	STATUS (House & Committee Location)	PROCESS PATH: - Standard - Expedited - Legislative Program - Delegation Request
4	AB 1486	Ting	Surplus Land Act	Watch	Regarding the requirements for the disposal of surplus land by a local agency, this bill would expand the definition of “local agency” to include sewer, water, utility, and local and regional park districts, joint powers authorities, successor agencies to former redevelopment agencies, housing authorities, and other political subdivisions of this state and would require these entities to comply with these requirements for the disposal of surplus land.	Governor's Desk	Standard
4	AB 1356	Ting	Cannabis: local jurisdictions: retail commercial cannabis activity	Watch	If more than 50% of the electorate of a local jurisdiction voted in favor of AUMA, would require a local jurisdiction to issue a minimum number of local licenses authorizing adult-use or medicinal retail cannabis commercial activity within that jurisdiction that would be permitted by a retailer license issued under MAUCRSA.	Two-year bill	Legislative Program
4	AB 1481	Bonta	Tenancy termination: just cause	Watch	This bill would, with certain exceptions, prohibit a lessor of residential property for a term not specified by the parties, from terminating the lease without just cause stated in the written notice to terminate.	Two-year bill	
4	AB 196	Gonzalez	Paid family leave	Watch	Would revise the formula for determining benefits available throught the family temporary disability insurance programby redefining the weekly benefit amount to be equal to 100% of the wages paid to an individual for employment.	Two-year bill	Legislative Program
4	ACA 13	Obernolte	e-commerce	Watch	Would shift online sales to point of delivery instead of point of sale. Son-of SCA 20 (Glazer) from 2018.	Two-year bill	
4	SB 135	Jackson	Disability compensation: paid family leave	Watch	Would enact legislation that would strengthen California’s family leave laws and to create more equitable access to California’s family leave programs.	Two-year bill	
4	SB 278	Beall	Metropolitan Transportation Commission	Watch	Legislative vehicle for potential measure on transformative regional transportation infrastructure.	Two-year bill	
4	SB 295	McGuire	Public utility districts: ordinances	Watch	Would prohibit an ordinance passed by Public Utility Boards from taking effect less than 45 days, instead of 30 days, after its passage.	Two-year bill	

ATTACHMENT A -- IGR PRIORITY LEGISLATION

9/25/2019

PRIORITY LEVEL: 1. Sponsor/Lead Opponent 2. Actively Support/Oppose 3. Position Letter 4. Watch	BILL #	LEAD AUTHOR	TOPIC	ACTION OR POSITION (Watch/Position in Process)	SUMMARY	STATUS (House & Committee Location)	PROCESS PATH: - Standard - Expedited - Legislative Program - Delegation Request
4	SB 350	Hertzberg	Electricity: resource adequacy: multiyear centralized resource adequacy mechanism	Watch	Would authorize the commission to consider a multiyear centralized resource adequacy mechanism, among other options, to most efficiently and equitably meet specified resource adequacy objectives.	Two-year bill	
4	SB 45	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.	Two-year bill	
4	SB 46	Jackson	State government: emergency services	Watch	Seeks to addresses 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.	Two-year bill	
4	SB 50	Wiener	"More Homes Act" - Planning and zoning: housing development: equitable communities incentive	Watch	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.	Two-year bill	Standard
4	SB 51	Hertzberg	Financial institutions: cannabis	Watch	This bill establishes a state-chartered banking system to allow financial institutions to offer basic banking services to businesses in the cannabis industry. This bill is a reintroduction of SB 931 (Hertzberg) from 2018 that did not make it through the legislative process.	Two-year bill	
4	SB 54	Allen	Single-use plastic waste: reduction	Watch	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.	Two-year bill	Legislative Program

PRIORITY LEVEL: 1. Sponsor/Lead Opponent 2. Actively Support/Oppose 3. Position Letter 4. Watch	BILL #	LEAD AUTHOR	TOPIC	ACTION OR POSITION (Watch/Position in Process)	SUMMARY	STATUS (House & Committee Location)	PROCESS PATH: - Standard - Expedited - Legislative Program - Delegation Request
4	SB 582	Beall	Youth mental health and substance use disorder services	Watch	Would require the Mental Health Services Oversight and Accountability Commission, when making grant funds available on and after July 1, 2021, to allocate at least 1/2 of those funds to local educational agency and mental health partnerships. The bill would require this funding to be made available to support prevention, early intervention, and direct services, as determined by the commission.	Two-year bill	
4	SB 658	Bradford	The California Cannabis Equity Act	Watch	This bill is a placeholder bill to provide support and funding to local jurisdictions with established cannabis equity programs.	Two-year bill	
4	AB 1236	Lackey and Flora	Recycling Grants	Watch	Would establish a Recycled Materials Innovation Grant to create innovative uses for recyclable materials. Also includes direction to the Office of Planning and Research to issue a report on the regulatory barriers and opportunities to streamline local and state approval aporcesses for recylcing and renewable energy.	Two-year bill	
4	AB 1525	Jones-Sawyer	Cannabis: financial institutions	Watch	This bill would allow basic financial services transactions such as deposits, credits, fund transfers, etc., to be legal under California law. This bill appears to be another attempt, short of creating a statewide banking system to allow cannabis businesses to access banking and financial services.	Two-year bill	
4	AB 1568	McCarty	General plans: housing element: production report: withholding of transportation funds	Watch	Would require the department, on or before June 30, 2022, and on or before June 30 every year thereafter and until June 30, 2051, to review each production report submitted by a city or county in accordance with the provisions described above to determine if that city or county has met the applicable minimum housing production goal for that reporting period.	Two-year bill	
4	AB 11	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.	Two-year bill	Standard

PRIORITY LEVEL: 1. Sponsor/Lead Opponent 2. Actively Support/Oppose 3. Position Letter 4. Watch	BILL #	LEAD AUTHOR	TOPIC	ACTION OR POSITION (Watch/Position in Process)	SUMMARY	STATUS (House & Committee Location)	PROCESS PATH: - Standard - Expedited - Legislative Program - Delegation Request
4	AB 1112	Friedman	Regulations for Motorized Scooters	Watch	This bill would authorize a local authority to regulate motorized scooters by, among other things, assessing limited penalties for moving or parking violations involving the use of motorized scooters. The bill would prohibit a local authority from subjecting the riders of shared scooters to requirements more restrictive than those applicable to riders of privately owned motorized scooters or bicycles.	Two-year bill	Legislative Program
4	AB 1163	Eggman	Consumer warranty protection: express warranties	Watch	This bill would require the manufacturer to make available sufficient service literature, at no charge, and functional parts, on fair and reasonable terms to owners of the equipment or products, service and repair facilities, and service dealers.	Two-year bill	Legislative Program
4	AB 1484	Grayson	Mitigation Fee Act: housing developments	Watch	This bill specifies no additional fees once the application has been deemed complete. It would prohibit a local agency from imposing a fee, on a housing development project unless the type and amount of the exaction is specifically identified on the local agency's internet website at the time the application for the development project is submitted to the local agency.	Two-year bill	Legislative Program
4	AB 688	Chu	Firearms: vehicle storage	Watch	Would require any firearm stored in a vehicle to be secured to the vehicle's frame using a steel cable lock or chain and padlock, or in a locked container that is secured using a steel cable lock or chain and padlock, or that is permanently affixed to the vehicle.	Two-year bill	Delegation Request
4	AB 69	Ting	Land use: accessory dwelling units	Watch	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.	Two-year bill	Standard
4	SB 43	Allen	Carbon taxes	Watch	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.	Two-year bill	Legislative Program

ATTACHMENT B

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	Data Privacy: 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	Cap-and-Trade: 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	Zero Emission Vehicles: 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	Environmental Justice: 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	Promote Water Conservation: 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	Public Goods Charge: 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	Water and Energy Rebates: Oppose legislation that decreases rebates and other incentives provided to DER projects, and pre-empts local government.		
Climate Smart	Air Quality and Climate: 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	Local Government Funding: 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	Carbon Accounting: 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	Transportation Demand Management: 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	Green Building: 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	Resiliency: 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	Disadvantaged Communities Evaluation: 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	Private Activity Bonds: Explore legislation to add community-serving facilities to the list of exempt facilities for Private Activity Bonds.	Y	Y
Housing/PBCE	CEQA Reform: 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	Zoning and Planning: 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	Committee to House the Bay Area (CASA) Initiative: 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	Opportunity Zones: 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	Transit-Oriented Development: 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	Census 2020: 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	Local Control: 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	Operations and Funding: 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	Terminal Area Improvement Program: 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	Aircraft Noise: 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	Airport Demand Management: 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>Broadband: 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>Safety and Local Discretion: 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>Transportation Funding: 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	Rapid Transit and Rail Infrastructure: 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.		
DOT	Emerging Technologies: 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. 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.		
DOT	CMP Alignment with VMT: Support legislation developed in coordination with regional partners to align Congestion Management Program (CMP) statutes with Vehicle Miles Traveled (VMT) reduction requirements.		
ESD	Extended Producer Responsibility: 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.	Y	
ESD	Solid Waste: 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.		

DEPARTMENT	POLICY POSITION	TOP DEPARTMENT PRIORITY	TOP CITYWIDE PRIORITY
ESD	Local Government Energy Efficiency Programs: 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	Funding: Support efforts to increase funding for stormwater infrastructure and creek cleanups.	Y	
Finance	Online Sales Tax Reform: Support regulations or legislation that would require sellers to collect and remit sales and use tax from remote sales.	Y	Y
Finance	Cannabis Banking: Support efforts to provide banking options for the cannabis industry.		
Finance	AB 195 Clarification: Support efforts to reduce voter confusion on bond measure ballot statements by amending Elections Code Section 13119 [AB 195 (Obernolte, 2018)].	Y	Y
Fire	Cost Recovery for Fire and Emergency Medical Services (EMS): Ensure adequate compensation for mutual aid activities. Oppose any efforts to shift costs from private EMS providers to the City.		
Fire	DRiSC: Work with the Disaster Readiness for Safer Communities (DRiSC) Coalition on legislation around fire response and emergency preparation.		
Housing	Housing Stabilization: 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	Homeless Emergency Aid Funding 2.0: Work with the Big 11 Mayor's Coalition to explore additional short-term homelessness funding opportunities.	Y	Y
Housing	Funding and Tools: 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	

DEPARTMENT	POLICY POSITION	TOP DEPARTMENT PRIORITY	TOP CITYWIDE PRIORITY
Housing	Streamlined Homeless Encampment Zoning: 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	Immigration: 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	DACA: Support policies that provide a path to citizenship or legal permanent residency for Deferred Action for Childhood Arrival (DACA) recipients.		
IT	Internet-of-Things Market and Vendor Ecosystem: 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	Job Creation: 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	Statewide Emergency Preparedness Funding: Explore state legislation to fund local emergency preparedness and resilience planning and training.	Y	Y
OEM	Statewide Emergency Management: Modernize and reform the State's Emergency Management System.		
OER	Sexual Harassment & Sexual Assault in the Workplace: 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	Family friendly legislation: 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	Human Trafficking and Workers Rights: 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.		

DEPARTMENT	POLICY POSITION	TOP DEPARTMENT PRIORITY	TOP CITYWIDE PRIORITY
OEM	Funding: Advocate for Federal emergency preparedness funds, including Urban Areas Security Initiative (UASI).		
PD	Funding: Oppose Federal action to withhold funds based on local immigration policies.		
PD	Cannabis Enforcement: Support efforts on enforcement of unlicensed cannabis providers. Protect local control around cannabis regulations, including delivery.		
PD	Human Trafficking: 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	Sexual Assault: 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	Gun-violence: 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	Domestic Violence: 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).		
PD	Cannabis Equity Assistance Program: Continue to advocate for additional funding cycles for the grant program under the California Cannabis Equity Act of 2018 (Equity Act) established by Senate Bill 1294.		
PRNS	Funding: 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	Rodent Control: Explore regulatory and legislative authority to allow the City to pilot innovative rodent control methods.		
PRNS	Early Childhood Recreation: 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.		

DEPARTMENT	POLICY POSITION	TOP DEPARTMENT PRIORITY	TOP CITYWIDE PRIORITY
San José Clean Energy	"Exit Fee" : 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	Energy Procurement : 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	Renewable Energy and Smart Grid : Support legislation requiring or encouraging more renewable electricity procurement and a smarter grid.		