



LEGISLATION
2014 State Legislative Session
Legislation & Governmental Organization Committee
May 6, 2014

| Bill Author | Subject | Status | Staff Recommendation | L&GO Position | Legislation Summary |
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| *NEW BILLS | | | | | Bold Face/Shading in Legislation Summary indicates change/ amendments. |
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Bills to be reviewed are listed in numeric order with Assembly bills listed first, followed by Senate bills

| | New Bills | | | | |
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| | *AB 1179 Bocanegra | Strategic Growth Council | ASM Appropriations | Support LCC Watch CSAC Watch | Would add the Superintendent of Public Instruction or designee to the membership of the Strategic Growth Council. Current membership includes secretaries from the Business, Consumer Services, and Housing Agency, the Transportation Agency, the Health and Human Services Agency, the Environmental Protections Agency, the Natural Resources Agency, the Director of the Governor's Office of Planning and Research, and a public member appointed by the Governor. |
| | *AB 1793 Chau | Community Development: Affordable Housing | ASM Appropriations | Watch LCC Watch/ Notice of Concern CSAC Watch | Authorizes housing successors to transfer the responsibility of enforcing the affordability deed restrictions of below market-rate (BMR) homeownership units of former redevelopment agencies (RDAs) to qualified nonprofit organizations. |
| | *AB 1918 Williams | Energy: Design and Construction Standards | ASM Appropriations Hearing 5/7 | Support LCC Watch | This bill would require the California Public Utilities Commission (PUC) to establish an incentive program to improve energy efficiency compliance in regards to central heating and air cooling equipment installation. This bill would also create a system that tracks state sales and installations of central heating and air cooling equipment. |

Item 10, Legislative Summary

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| *AB 2145 Bradford | Electricity: Community Choice Aggregation | ASM Appropriations | Oppose CSAC oppose LCC oppose | | Makes specific reforms to the community choice aggregation (CCA) program. 1) Requires customers to opt-in to CCA's effective January 1, 2015. 2) Requires CCA implementation plans to include information to customers about the following: a) rates as compared to the incumbent utility; b) greenhouse gas emission rate using protocols established by the California Air Resources Board 3) Authorizes the California Public Utilities Commission (PUC) to process complaints against the CCA, as the incumbent utility, prescribed by law. |
| *AB 2280 Alejo | Community Revitalization and Investment Authorities | ASM Third Reading | Support LCC Support CSAC Watch | | Allows local governments to establish a Community Revitalization and Investment Authority (Authority) in a disadvantaged community to fund specified activities and allows the Authority to collect tax increment. |
| *SB 1077 DeSaulnier | Vehicles: Mileage-based Fee Pilot Program | SEN Appropriations Hearing 5/12 | Watch MTC Support LCC Support in Concept CSAC Watch | | This bill requires the Transportation Agency to develop a pilot program by January 1, 2016, to explore various methods for using a mileage-based fee (MBF) to replace the state's existing fuel excise tax. |
| *SB 1184 Hancock | San Francisco Bay Conservation and Development Commission: Sea Level Rise—Regional Resilience Strategy | SEN Appropriations Hearing 5/5 | Watch/Amendment needed LCC Watch CSAC Pending | | SB 1184 would require the San Francisco Bay Conservation and Development Commission (BCDC) to prepare a regional resilience strategy for adapting to seal level rise in the San Francisco Bay. |
| *SB 1260 DeSaulnier | Local Government: Affordable Housing | SEN Appropriations Hearing 5/5 | Watch LCC Watch CSAC Watch | | SB 1260 would conform the housing requirements in the Infrastructure Financing District (IFD) Law with those of the Community Redevelopment Law, as proposed to be amended by SB 1 (Steinberg). The bill also amends the provisions of SB 1 to require SCIA's to: --Replace dwelling units housing low- and moderate-income households that are destroyed or removed from the area by public or private action within two years with units |

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| | | | | | <p>that have an equal or greater number of bedrooms. --Ensure that at least 20% of all new and substantially rehabilitated units developed publicly or privately within the district are affordable to low- or moderate-income households. Forty percent of these affordable units must be affordable to very low-income households.</p> |
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| | Bills Previously Considered | | | Positions Taken | |
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| <p>AB 418 Mullin</p> | <p>Local Government: Special tax, Assessment, or Property-related Fee</p> | <p>ASM Concurred with SEN amendments</p> | <p>Support LCC Watch CSAC Watch</p> | <p>SUPPORT</p> | <p>SEN amendment to ASM bill: 1) Authorize C/CAG to impose a special tax, in compliance with Article XIII C of the California Constitution, or to impose a property related fee, in compliance with Article XIII D of the California Constitution, to implement stormwater management programs consistent with the joint powers agreement of C/CAG's member agencies. 2) Allow the special tax or property related fee, at the option of C/CAG, to be collected on the tax rolls of the county in the same manner, by the same persons, subject to the same penalties, and at the same time as county ad valorem property taxes. Allow the county auditor to deduct the amount required to reimburse the county for its actual cost of collection. <i>(originally: Would authorize the City/County Association of Governments of San Mateo County, in accordance with CA constitutional provisions, to impose a parcel tax or a property-related fee for the purpose of implementing stormwater management programs consistent with the agencies' joint powers agreement.)</i></p> |
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| <p>AB 1537 Levine</p> | <p>General Plan Housing Element: Regional Housing Need</p> | <p>ASM Appropriations</p> | <p>Support LCC Watch CSAC Support</p> | <p>SUPPORT</p> | <p>Amended 4/21/14: Would require, <i>until December 31, 2023</i>, a county that is in <i>the San Francisco-Oakland-Fremont Metropolitan Statistical Area of 2,000,000 or more</i> and that has a population of less than 400,000 to be considered suburban for purposes of determining the densities appropriate to accommodate housing for lower income households. The bill would, for that same purpose, also require a city that has a population of less than 100,000 and in incorporated within that county to be considered suburban. <i>The bill</i></p> |
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| | | | | | <p><u>would require a county or city so classified to make 2 reports to the Legislature and the Department of Housing and Community Development.</u></p> |
| <p>AB 1690 Gordon</p> | <p>Local Planning Housing Elements</p> | <p>ASM Local Government Hearing 5/7</p> | <p>Support LCC Support CSAC Support</p> | <p>SUPPORT</p> | <p><i>Existing law requires that the housing element of a community's general plan contain a program that sets forth a schedule of actions during the planning period that the local government is undertaking, or intends to undertake, to implement the policies and achieve the goals and objectives of the housing element through the utilization of appropriate federal and state financing and subsidy programs, and the utilization of moneys in a low- and moderate-income housing fund, as specified. Existing law also requires the program to accommodate at least 50% of the very low and low-income housing need on sites designated for residential use and for which nonresidential uses or mixed-uses are not permitted, as specified.</i></p> <p>This bill would instead require the program to accommodate at least 50% of the very low and low-income housing need on sites designated for <u>residential use or mixed-uses.</u></p> <p><i>Deletes the requirement that a local government, when it fails to identify adequate sites in its housing element and must adopt a rezoning program, rezone at least 50% of its affordable housing sites on land designated for residential use and for which nonresidential uses or mixed-uses are not permitted. This bill would instead require the program to accommodate at least 50% of the affordable housing need on sites designated for residential use or mixed-uses.</i></p> |
| <p>AB 1961 Eggman</p> | <p>Land Use: Planning – Sustainable Farmland Strategy</p> | <p>ASM Appropriations</p> | <p>Watch LCC Watch CSAC Oppose unless amended</p> | <p>WATCH</p> | <p>This bill would require each county with significant agricultural land resources, as defined, to also develop, on or before January 2, 2018, a sustainable farmland strategy. The bill would require the Sustainable Farmland Strategy to include, among other things, a map and inventory of all agriculturally zoned land within the county, a description of the goals, strategies, and related policies and ordinances, to retain agriculturally zoned land where practical and mitigate the loss of agriculturally zoned land to nonagricultural uses or zones, and a page on the county's Internet Web site with the relevant documentation for the goals, strategies, and</p> |

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| | | | | | related policies and ordinances, as specified. The bill would exempt any county with less than 4% of its land use base in agriculture, as specified. By increasing the duties of local officials, this bill would impose a state-mandated local program. |
| AB 1970 Gordon | California Global Warming Solutions act of 2006: Community Investment and Innovation Program | ASM Appropriations | Support LCC Support CSAC Support | SUPPORT | <p>Amended 4/10/14</p> <p>This bill would create the Community Investment and Innovation Program and would require moneys to be available from the Greenhouse Gas Reduction Fund, upon appropriation by the Legislature, for purposes of awarding local assistance grants and other financial assistance to eligible grant applicants, as defined, who submit plans to develop and implement integrated community-level greenhouse gas emissions reduction projects in their region.</p> <p>The bill would require the Strategic Growth Council, in coordination consultation with the state board, to administer the program, as specified.</p> <p>The bill would require 25% of the moneys appropriated for purposes of the program be awarded to eligible grant applicants whose projects include and specifically benefit environmental justice communities, as defined.</p> |
| AB 2008 Quirk | California Environmental Quality Act: Infill Projects—Goods Movement <i>(was Regional Transportation Plan: Sustainable Communities Strategy-Urban Freight)</i> | ASM Natural Resources Committee | Watch LCC Watch CSAC Watch | WATCH | <p>Amended 3/28/14</p> <p>Requires the California Environmental Quality Act (CEQA) guidelines for infill project performance standards to include projects that promote the minimization of air quality, traffic, and public safety impacts of goods movement through dedicated loading and unloading facilities for commercial space.</p> <p><i>(original: This bill would state the intent of the legislature to enact legislation that would require a sustainable communities strategy to include consideration of greenhouse gas emissions resulting the delivery of urban freight.)</i></p> |
| AB 2170 Mullin | Joint Powers Authorities: Common Powers | SEN Read First Time; to Rules Com. | Watch LCC Support CSAC Support | WATCH | This bill would provide that the parties to the agreement may exercise any power common to the contracting parties, including, but not limited to, the authority to levy a fee or tax, as specified. |

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| SB 391 DeSaulnier | California Homes and Jobs Act 2013 | ASM Appropriations— Suspense File | Support LCC Support CSAC Watch | SUPPORT If amended | <p><u><i>Last Action 8/30/13</i></u></p> <p><i>Currently this bill reads: “would enact the California Homes and Jobs Act of 2013. The bill would make legislative findings and declarations relating to the need for establishing permanent, ongoing sources of funding dedicated to affordable housing development. The bill would impose a fee, except as provided, of \$75 to be paid at the time of the recording of every real estate instrument, paper, or notice required or permitted by law to be recorded. By imposing new duties on counties with respect to the imposition of the recording fee, the bill would create a state-mandated local program.”</i></p> <p><i>“The bill would require that revenues from this fee be sent quarterly to the Department of Housing and Community Development for deposit in the California Homes and Jobs Trust Fund, which the bill would create within the State Treasury. The bill would provide that moneys in the fund may be expended for supporting affordable housing, administering housing programs, and the cost of periodic audits, as specified. The bill would impose certain auditing and reporting requirements.”</i></p> |
| SB 792 DeSaulnier | Regional Entities San Francisco Bay Area | ASM Read first time; Held at Desk | Watch LCC Watch CSAC No Interest | WATCH UPON DELEGATION REPORT | <p>Last action: 1/28/14</p> <p>This bill requires the San Francisco Bay Areas joint policy committee (JPC) to prepare a plan for consolidating the functions common to its member agencies and requires the Metropolitan Transportation Commission (MTC) to convene a public engagement advisory group to assist in the development of a draft public participation plan, as specified. Requires the inclusion of additional elements in the region's Sustainable Communities Strategy (SCS), and assigns responsibility for those elements to member entities of the JPC.</p> |
| SB 848 Wolk | Safe Drinking Water, Water Quality, and Water Supply Act of 2014 | SEN Appropriations | Support LCC Watch CSAC | SUPPORT | This bill would enact the Safe Drinking Water, Water Quality, and Water Supply Act of 2014, which if adopted by the voters, would authorize the issuance of bonds in the amount of \$6,825,000,000 pursuant to the State General |

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| | | | Pending | | Obligation Bond Law to finance a safe drinking water, water quality, and water supply program. |
| <p style="writing-mode: vertical-rl; transform: rotate(180deg);">Item 10, Legislative Summary</p> | <p>SB 1014 Jackson</p> <p>Pharmaceutical Waste: Home Generated</p> | <p>SEN Appropriations</p> | <p>Support</p> <p>As Introduced</p> <p>LCC</p> <p>Support</p> <p>CSAC</p> <p>Support</p> | <p>SUPPORT</p> | <p>Amended 4/21:</p> <p><u>This bill would require the department to adopt regulations to authorize a participant to establish a program to collect and properly dispose of home-generated pharmaceutical waste, based upon the model guidelines developed by the department pursuant to those repealed provisions and to include specified requirements and provisions in those regulations. The bill would require an entity that elects to implement a home-generated pharmaceutical waste collection program to comply with the requirements specified in those regulations and would deem a participant operating a program in accordance with those regulations to be in compliance with all state laws and regulations concerning the handling, management, and disposal of home-generated pharmaceutical waste</u></p> <p>(Original: Would require producers of pharmaceuticals, as defined, to create, finance and manage a collections system for California consumers to safely and conveniently take-back unwanted pharmaceuticals: a system structured after an existing program in Canada which the industry has efficiently operated for 15 years.</p> <p><i>“This bill would enact the Home-Generated Pharmaceutical Waste Collection Disposal Act and would define terms for purposes of the act. The bill would require a producer of covered pharmaceuticals to submit to the Department of Resources Recycling and Recovery, by July 1, 2015, except as specified, a product stewardship plan and would authorize one or more producers to submit a plan or designate a stewardship organization to act as an agent on behalf of the producers to submit a plan. The bill would require the stewardship plan to contain specified elements with regard to the collection and disposal of home-generated pharmaceutical waste, including provisions for the payment of all administrative and operational fees associated with the</i></p> |

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| | | | | | <i>product stewardship program.”)</i> | |
| SB 1077 DeSaulnier | Vehicles: Vehicle-Miles-Traveled Charges | SEN Transportation and Housing Hearing 4/22 | Watch | WATCH | <p>Amended 4/21 (see above page 2 under new bills)</p> <p>This bill would require the Department of Motor Vehicles to develop and implement, by July 1, 2015, a pilot program designed to assess specified issues related to implementing a vehicle-miles-traveled fee in California.</p> <p>The bill would also require the department to prepare and submit a specified report of its findings to the policy and fiscal committees of the Legislature no later than June 30, 2016. The bill would provide that these provisions would be repealed on January 1, 2018.</p> | |
| SB 1122 Pavley | Sustainable Communities: Strategic Growth Council | SEN Appropriations | Support LCC Watch CSAC Pending | SUPPORT | <p><u>Amended 3/24, 4/8, 5/5</u></p> <p>This bill would additionally require the Strategic Growth Council to provide financial assistance for its purposes, to be funded from moneys from the Greenhouse Gas Reduction Fund, upon appropriation by the Legislature, and would additionally require the regional plan or other planning instrument to meet the requirements of an applicable sustainable communities strategy.</p> <p>The bill would require the council to develop and implement regional grant programs manage and award financial assistance for the purpose of supporting the implementation of sustainable communities strategies, alternative transportation plans, or other regional greenhouse gas emission reduction plans within a developed area.</p> <p>The bill also would authorize the council to award financial assistance for the development and implementation of agricultural, natural resource, and open space land protection plans that are consistent with the implementation of sustainable communities strategies, alternative transportation plans, or other regional greenhouse gas emission reduction plans.</p> | |
| SB 1156 Steinberg | California Carbon Tax Law Of 2014 | SEN Govt and Finance | Watch LCC | WATCH | <p>This bill, effective January 1, 2015, would impose a carbon tax of an unspecified amount per ton of carbon-dioxide-equivalent emissions on suppliers of fossil fuels. The bill</p> | |

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| | | | <p>Watch</p> <p>CSAC Pending</p> | | <p>would require the State Board of Equalization to administer and implement the carbon tax, and would require revenues from the tax to be deposited in the Carbon Tax Revenue Special Fund in the State Treasury.</p> <p>The bill would exempt suppliers of fossil fuels subject to the tax from regulations imposed by the State Air Resources Board under the California Global Warming Solutions Act of 2006 relative to the compliance obligation in the second compliance period under which suppliers of specified fuels are required to obtain allowances for carbon-dioxide-equivalent emissions under the cap-and-trade program adopted by the State Air Resources Board.</p> <p>The bill would state the intent of the Legislature that revenues from the carbon tax be rebated to taxpayers, particularly low- and medium-income taxpayers, of other taxes, and for implementation of the carbon tax to be revenue neutral.</p> <p>This bill would include a change in state statute that would result in a taxpayer paying a higher tax within the meaning of Section 3 of Article XIII A of the California Constitution, and thus would require for passage, the approval of 2/3 of the membership of each house of the Legislature.</p> <p>The bill would take effect immediately as a tax levy.</p> |
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