

# South Bay Cities Council of Governments

October 12, 2017

## Bills to Monitor and for Action of Interest to the SBCCOG

Status as of **October 11, 2017**

### Adherence to Strategic Plan:

Goal B: Regional Advocacy. Advocate for the interests of the South Bay

#### ADMINISTRATIVE PROCEDURES

<p>AB 1479 (Bonta)</p>	<p>Public records: custodian of records: civil penalties. AMENDED: <i>Until January 1, 2023</i>, would require public agencies to designate a person or persons, or office or offices to act as the agency's custodian of records who is responsible for responding to any request made pursuant to the California Public Records Act and any inquiry from the public about a decision by the agency to deny a request for records.</p>	<p><u>MONITOR</u> <u>(7/27/17)</u> <u>OPPOSE</u> <u>(5/8/17)</u></p> <p>Ltr faxed to Asm Approps 5/9/17) (Ltr to Senate Judiciary Comm 6/13/17)</p>	<p>9/11/17 Enrolled</p> <p>LCC removed opposition</p>
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#### ENVIRONMENT

<p>SB 649 (Hueso)</p>	<p>Wireless telecommunications facilities: Establishes a statewide framework for streamlining the permitting siting process of small cell wireless facilities that meet specified requirements. Would provide that a small cell is a permitted use, subject only to a specified permitting process adopted by a city or county, if the small cell meets specified requirements. Would authorize a city or county to require an encroachment permit or a building permit, and any additional ministerial permits, for a small cell, as specified. Would authorize a city or county to charge 3 types of fees: an annual charge for each small cell attached to city or county vertical infrastructure, an annual attachment rate, or a one-time reimbursement fee. Would require the city or county to comply with notice and hearing requirements before imposing the annual attachment rate. Would require an action or proceeding to challenge a fee imposed under the provisions of this bill to be commenced within 120 days of the effective date of the ordinance or resolution. Would define the term "small cell" for these purposes.</p>	<p>OPPOSE (5/25/17)</p> <p>(Ltr faxed to Asm Comm and Conveyance 7/3/17)</p> <p>(Veto letter sent to Governor 9/15/17)</p>	<p>9/14/17 Enrolled</p> <p>LCC opposes</p>
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	Would prohibit a city or county from adopting or enforcing any regulation on the placement or operation of a communications facility in the rights-of-way by a provider that is authorized by state law to operate in the rights-of-way or from regulating that service or imposing any tax, fee, or charge, except as provided in specified provisions of law or as specifically required by law. AMENDMENT: This bill would require each wireless service provider, on or before July 1, 2019, and again on or before December 31, 2020, to submit a report to the Legislature specifying the number of, and geographical location by ZIP Code of, the small cells that the wireless service provider has commenced operating within the state during the 18 months preceding the date of each report. Does not authorize or impose an obligation to charge a different use fee on a local publicly owned electric utility, and does not change or remove any obligation by the owner or operator of a small cell to comply with a local publicly owned electric utility's reasonable and feasible safety, reliability, and engineering policies.		
HR 1958 (Sherman) & S. 838 (Cotton)	PACE Act of 2017 – Protecting Americans from Credit Entanglements Act of 2017. – Summary pending	MONITOR	House Comm. on Financial Services  @ request of S.B. Board of Realtors
AQMD Rule 1410	Hydrogen Fluoride Storage and Use at Petroleum Refineries. This rule is intended to minimize the possibility of harm to the public due to an accidental release of hydrogen fluoride.  Presentation to Working Group: <a href="http://www.agmd.gov/docs/default-source/rule-book/Proposed-Rules/1410/mtg1-final.pdf?sfvrsn=6">http://www.agmd.gov/docs/default-source/rule-book/Proposed-Rules/1410/mtg1-final.pdf?sfvrsn=6</a>	MONITOR	PR1410 Working Group began meetings 4/19/17. Governing Board consideration of PR 1410 expected 12/17.

TELECOMMUNICATIONS & TRANSPORTATION

AB 1665 (Garcia)	Telecommunications: California Advanced Services Fund. Would revise the goal of the program to approve funding for infrastructure projects that will provide broadband access to no less than 98% of California households in each consortia region, as identified by the commission, by December 31, 2022. Would eliminate the Broadband Infrastructure and Revolving Loan Account and would require the transfer of the remaining unencumbered moneys in that account as of January 1, 2018, and the deposit of moneys collected that would be owed to that account into the Broadband Infrastructure Grant Account. Would establish within the CASF the Broadband Adoption Account	MONITOR	<b>9/15/17 Enrolled</b>
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	<p>and would require specified amounts of moneys to be deposited into this new account, the Broadband Infrastructure Grant Account, and the Rural and Urban Regional Broadband Consortia Grant Account. Repeals the current authorization to collect up to \$315,000,000 for deposit in the CASF at a rate of up to \$25,000,000 per year through the 2020 calendar year, and instead would authorize the commission to collect \$330,000,000 for deposit into the CASF beginning January 1, 2018, and continuing through the 2022 calendar year. Would revise the eligibility requirements for projects and project applicants for grants funded from the Broadband Infrastructure Grant Account. Would make moneys from the Rural and Urban Regional Broadband Consortia Grant Account available to facilitate the deployment of broadband infrastructure by assisting infrastructure grant applicants in the project development or grant application process. Would require recipients of those moneys to conduct an annual audit and to submit to the commission an annual report regarding activities funded by those moneys. Would make available moneys in the Broadband Adoption Account to specified entities for digital literacy training, public education, &amp; outreach programs to increase broadband adoption by consumers.</p>		
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**NEW LAWS**

- AB 1180** – Los Angeles County Flood Control District: taxes, fees and charges. SBCCOG monitored.
- AB 1274** – Smog check: exemption. SBCCOG supported
- AB 1572** – Integrated waste management plans – extends sunset date from Jan. 1, 2018 to Jan. 1, 2022 for local jurisdictions’ recycling compliance plans to be every 4 years instead of 2 years. SBCCOG supported.
- AB 1646** – Hazardous materials: risk management plans: petroleum refineries. SBCCOG monitored.
- AB 1647** - Petroleum refineries: air monitoring systems. SBCCOG monitored.
- AB 1649** - Oil refineries: public safety. SBCCOG monitored
- SB 1** – Transportation Funding – raises revenues and includes series of reforms. – SBCCOG supported.
- SB 2** – Building Homes and Jobs Act. – SBCCOG monitored.
- SB 3** – Veterans and Affordable Housing Act of 2018 – SBCCOG monitored.
- SB 35** – Planning and zoning: affordable housing: streamlined approval process – SBCCOG opposed
- SB 231** – Local government: fees and charges re: Prop 218 and sewers. SBCCOG monitored
- SB 242** – Property Assessed Clean Energy Program: Program Administrator. – SBCCOG supported
- SB 618** – Load-serving entities: integrated resource plans. SBCCOG monitored

**VETOED**

**AB 79** - Electrical generation: hourly greenhouse gas emissions: electricity from unspecified sources.

**TWO YEAR BILLS**

AB 71 – Income taxes: credits: low-income housing: farmworker housing. SBCCOG monitored.

AB 1250 – Counties: contracts for personal services. SBCCOG opposed

SB 10 – Bail: pretrial release. SBCCOG monitored

SCA 12 – Counties: governing body. Expansion of LA County Board of Supervisors. SBCCOG monitored.