

South Bay Cities Council of Governments

June 26, 2014

TO: SBCCOG Board of Directors

FROM: Steering Committee

RE: Bills to Monitor and for Action – Status as of June 18, 2014

Adherence to Strategic Plan:

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

JUNE 3, 2014 BALLOT PROPOSITION

Proposition 42	Constitutional amendment to require local agencies to exempt the state from having to reimburse local agencies for related costs associated with complying with the California Public Records Act. Requires Local government agencies, including cities, counties & school districts, to comply with specified state laws providing for public access to meetings of local government bodies & records of government officials & Eliminates requirement that the State reimburse local government agencies for compliance with these specified laws.	<p>OPPOSE (5/22/14) Press release sent 5/23/14)</p> <p>Status: June 3 election unofficial result: measure approved</p>	The League adopted a “concerns” position. This position reflects the reality that costs associated with the lack of reimbursement for state mandates for existing or future state laws affecting public records may pose a burden on some local agencies which are struggling financially, and concerns with the Legislature’s exemption of its activities from the transparency principle established by Prop. 59.
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ECONOMIC DEVELOPMENT

AB 1147 (Bonilla) (formerly Muratsuchi)	Massage Therapy. Revises the qualifications for certification as a massage practitioner and massage therapist, and <i>would require an applicant for a certificate as a massage practitioner to pass a massage and bodywork competency assessment examination that meets generally recognized psychometric principles and standards, and that is approved by the council.</i>	<p>SUPPORT (6/27/13) (Letter sent 2/10/14 to author & SB Senators & 5/14/14 letter to Sen BPED Comm)</p>	Senate Business, Professions & Economic Development Committee Hearing Date: 6/23/14
AB 2216 (Muratsuchi)	Regional occupational centers and programs: funding. AMENDED: <i>Would extend that expenditure requirement to the 2016-17 fiscal year. Would require the Superintendent to convene a task force to study funding models for</i>	<p>SUPPORT (4/24/14) (Letter 4/2/14 to author based on</p>	6/11/14 Senate Committee on Education Hearing date: 6/25/14

	<i>regional occupational centers and programs and report recommended options pursuant to the findings of its study to the Legislature and Director of Finance on or before September 1, 2016.</i>	Board vote to support SoCal ROC funding) 5/23 amended	
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ELECTION PROCESS

AB 1383 (Hernandez) Formerly AB 2715	District-based Municipal Elections. Would permit the legislative body of a city to provide by ordinance, without submitting the ordinance to the voters of the city for approval, for the election of members of the legislative body by district if the voters of the city previously rejected such an ordinance, as specified. This provision would be repealed on December 31, 2016. Would, commencing January 1, 2017, require the legislative body of a city with a population of 100,000 or more, as determined by the most recent federal decennial census, to provide by ordinance, without submitting the ordinance to the voters of the city for approval, for the election of members of the legislative body by district. Would, commencing January 1, 2017, permit the legislative body of any other city to provide by ordinance, without submitting the ordinance to the voters of the city for approval, for the election of members of the legislative body by district. Would require that the boundary lines of each district be adjusted in accordance with specified provisions of law.	OPPOSE (5/22/14)	5/14/14 Assembly Appropriations Committee Suspense File 5/29/14 withdrawn from committee and re-referred to Senate Rules
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ENVIRONMENT

AB 2188 (Muratsuchi)	Solar Energy: permits. This bill would require a city or county to process and approve any permit application for a residential rooftop solar energy system of up to 10kW on the same day it has been submitted.	OPPOSE (5/22/14)	Senate Governance & Finance Committee Hearing Date: 6/25/14
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PUBLIC SAFETY

AB 1893 (Stone/Eggman)	Sharps waste. Requires that customers be given a free sharps disposal container with the sale of 50 or more medical sharps for self-injection. Specifically, <u>this bill</u> : 1) Specifies that the sharps container shall be provided by the sharps manufacturer at no cost and that the container	RECOMMEND SUPPORT Per our support of California Product	6/2/14 Assembly Inactive File
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	<p>have adequate capacity to hold the number of sharps purchased.</p> <p>2) Requires the container to include a label or insert that provides directions for safe disposal of sharps waste, as described, and a reference to the Department of Resources Recycling and Recovery's (CalRecycle) Internet Web site on home-generated sharps waste disposals.</p> <p>3) Encourages the Dept of Industrial Relations (DIR), Division of Workers' Compensation (DWC) to review the department's practices for identifying puncture wounds caused by sharps waste in non-health care occupations to determine ways of encouraging more accurate reporting and collection of needlestick injury data.</p>	<p>Stewardship Council – safety issue</p>	
<p>SB 1262 (Correa)</p>	<p>Medical marijuana: regulation of physicians, dispensaries, and cultivation sites. Would require the State Department of Public Health to license dispensing facilities and cultivation sites that provide, process, and grow marijuana for medical use, as specified, including requiring a background check for license applicants, and would make these licenses subject to the restrictions of the local jurisdiction in which the facility operates or proposes to operate. Would require licensed dispensing facilities and licensed cultivation sites to implement sufficient security measures to both deter and prevent unauthorized entrance into areas containing marijuana and theft of marijuana at those facilities, including establishing limited access areas accessible only to authorized facility personnel, and would require these facilities to notify appropriate law enforcement authorities within 24 hours after discovering specified breaches in security. Would prohibit the distribution of any form of advertising for physician recommendations for medical marijuana unless the advertisement bears a specified notice and requires that the advertisement meet specified requirements and not be fraudulent, deceitful, or misleading, as specified. Violation of these provisions would be punishable by a civil fine of up to \$35,000 for each individual violation.</p>	<p>SUPPORT (4/24/14) (Letter sent 4/28/14 to Senate Health Comm) (6/15/14 Amended)</p>	<p>6/15/14 Re-referred to Asm.Comm on Public Safety</p>

TRANSPORTATION

<p>SB 1037 (Hernandez)</p>	<p>Los Angeles County Metropolitan Transportation Authority: transactions and use tax. Would require the MTA, prior to submitting an amended ordinance to the voters, to amend the expenditure plan previously prepared for the voter-approved Measure R transactions and use tax with respect to certain matters relating to projects and programs to be funded under Measure R and to develop a transparent process to determine the most recent cost estimates for those projects and programs. Would also require the MTA to include the updated expenditure plan in the Long Range Transportation Plan. Would require the updated Long Range Transportation Plan to include capital projects and capital programs that are adopted by each subregion, as specified, and that are submitted to the MTA for inclusion in the Long Range Transportation Plan.</p>	<p>MONITOR (Amended 6/9/14)</p>	<p>Assembly Local Govt Committee Hearing date: 6/18/14</p>
<p>SB 1298 (Hernandez)</p>	<p>High Occupancy Toll Lanes. Removes the limitations on the number of HOT lanes that the California Transportation Commission may approve and would delete the January 1, 2012 deadline for HOT lane applications. Would also delete the requirement for public hearings on each application.</p>	<p>MONITOR (Amended 6/17/14)</p>	<p>Assembly Transportation Committee Hearing Date: 6/23/14</p>
<p>HR 2468 (Matsui)</p>	<p>Safe Streets Act of 2013 - Requires each state to have in effect within two years a law, or each state department of transportation and metropolitan planning organization (MPO) an explicit policy statement that requires all federally-funded transportation projects, with certain exceptions, to accommodate the safety & convenience of all users in accordance with certain complete streets principles. Defines "complete streets principles" as federal, state, local, or regional level transportation laws, policies, or principles which ensure that the safety and convenience of all users of a transportation system, including pedestrians, bicyclists, public transit users, children, older individuals, motorists, freight vehicles, and individuals with disabilities, are</p>	<p>SUPPORT (4/24/14) Letter sent to author 5/29</p>	<p>6/20/2013 Referred to the Subcommittee on Highways and Transit</p>

	<p>accommodated in all phases of project planning and development.</p> <p>Allows such law or policy to make project-specific exemptions from such principles only if: (1) affected roadways prohibit specified users by law from using them, the cost of a compliance project would be excessively disproportionate to the need, or the population, employment densities, traffic volumes, or level of transit service around a roadway is so low that the expected roadway users will not include pedestrians, public transportation, freight vehicles, or bicyclists; and (2) all such exemptions are properly approved.</p> <p>Requires the Secretary of Transportation (DOT) to establish a method for evaluating compliance by state departments of transportation and MPOs with complete streets principles.</p> <p>Requires the Access Board to issue final standards for accessibility of new construction and alterations of pedestrian facilities for public rights-of-way.</p> <p>Requires the Secretary to conduct research regarding complete streets to: (1) assist states, MPOs, and local jurisdictions in developing and implementing complete streets-compliant plans, projects, procedures, policies, and training programs; and (2) establish benchmarks for, and provide technical guidance on, implementing complete streets policies and principles.</p>		
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BILLS THAT HAVE DIED:

- ELECTION PROCESS – AB 2550 and AB 2715 (see above, now AB 1383) re: election dates and districts which the Board opposed.
- ENVIRONMENT – AB 1970 California Global Warming Solutions Act of 2006: Community Investment and Innovation Program.
- PUBLIC SAFETY – AB 1894 re: medical marijuana