



TO: SOUTH BAY CITIES COG BOARD OF DIRECTORS
FR: JEFF KIERNAN, LEAGUE OF CALIFORNIA CITIES
RE: CAL CITIES UPDATE FOR 4/28/2022 MEETING (AS PREPARED APRIL 19)

Below is the most recent version of the Cal Cities priority bill list with updated links to our letters and sample letters where available. There are several important legislative committee hearings between the posting of this agenda and the COG meeting, including Assembly Local Government on both April 20 and 27 when the Brown Act bills are likely to be taken up. April 29 is also the last day for bills to cross over from their original house without a rule waiver. There is also a list of the upcoming legislative deadlines and Cal Cities events at the end of this report. The City Leaders Summit has replaced our legislative action day and would be a good opportunity to join hundreds of city leaders at the State Capitol to lobby for issues important to your communities; please consider attending.

BILLS TO WATCH IN 2022 BY ISSUE AREA

Environmental Quality

Energy and utilities

SB 884 (McGuire) Electricity. Expedited Utility Distribution and Transmission Infrastructure Undergrounding Program.

This measure would require the California Public Utilities Commission to establish an expedited utility distribution and transmission infrastructure undergrounding program and would authorize a large electrical corporation to participate in the program. This measure would also require a city approve such an undergrounding development project in 150 days and require permit streamlining.

Cal Cities Position: Watch

HOT SB 1393 (Archuleta) Energy. Appliances. Local Requirements.

This measure would require a city, including a charter city, or county to apply to, and receive approval from, the California Energy Commission before the city or county could require that a fossil fuel-fired appliance be replaced with an electric appliance upon the alteration or retrofit of a residential or nonresidential building, except when the requirement includes specified exemptions.

Cal Cities Position: Oppose & SAMPLE letters

Reducing greenhouse gas emissions

SB 852 (Dodd) Climate Resilience Districts. Formation. Funding Mechanisms.

This measure would authorize a city, county, city and county, special district, or a combination of those entities to form a climate resilience district for the purposes of raising and allocating funding for eligible projects and the operating expenses of eligible projects. Eligible projects would include projects that address sea level rise, extreme heat, extreme cold, the risk of wildfire, drought, and the risk of flooding.

Cal Cities Position: Watch

SB 1217 (Allen and Cortese) State-Regional Collaborative for Climate, Equity, and Resilience.

This measure would establish, until January 1, 2028, the State-Regional Collaborative for Climate, Equity, and Resilience to provide guidance, on or before January 1, 2024, to the State Air Resources Board for approving new guidelines for sustainable communities strategies. The bill would require, on or before December 31, 2025, the state board to update the guidelines for sustainable communities strategies to incorporate suggestions from the collaborative.

Cal Cities Position: Watch

Solid waste and recycling

HOT AB 1985 (R. Rivas) Organic Waste. List. Available Products.

This measure would seek to help cities with their SB 1383 (Lara, 2016) procurement requirements. Specifically, the measure would require CalRecycle to compile and maintain a list on its website, organized by ZIP code, of information regarding persons or entities that produce and have organic waste products available and update the list every 6 months.

Cal Cities Position: Co-Sponsor/Support & SAMPLE letters

Los Angeles Division Position: Support

Budget Ask: SB 1383 Local Assistance Grant Program – \$180 million

- \$180 million to help cities and counties implement SB 1383 (Lara, 2016).
- Supplements the \$60 million allocated for this purpose in last year's budget.
- Local government coalition led by Cal Cities.

Cal Cities Position: Co-Author/Support

SB 54 (Allen) Plastic Pollution Producer Responsibility Act.

This measure is a vehicle for negotiations to reduce the amount of single-use plastics and make such products fully recyclable or compostable.

Cal Cities Position: [Support in Concept](#)

Water, stormwater, and drought

AB 2247 (Bloom) Perfluoroalkyl and Polyfluoroalkyl Substances (PFAS) and PFAS Products and Product Components. Publicly Accessible Reporting Platform.

This measure would require the Department of Toxic Substances Control to establish by January 1, 2024, a publicly accessible reporting platform to collect information about PFAS and products or product components containing regulated PFAS being sold, offered for sale, distributed, or offered for promotional purposes in, or imported into the state.

Cal Cities Position: [Support](#)

SB 891 (Hertzberg) Business Licenses. Stormwater Discharge Compliance.

This measure would make changes to the existing SB 205 (Hertzberg, 2019) business license process to check regulated business' stormwater compliance. The measure would attempt to capture local government processes similar to business licenses but are called by other names.

Cal Cities Position: Watch

Coastal issues

AB 2160 (Bennett) Coastal Resources. Coastal Development Permits. Fees.

This measure would authorize a coastal development permit applicant to submit the coastal development permit application directly to the California Coastal Commission if a city or county rejects a fee waiver or fee reduction request.

Cal Cities Position: Watch

Transportation, Communications, and Public Works

Bridge investments

HOT AB 2120 (Ward) Federal Funding in Local Bridges.

This measure would ensure a fair and needs-based allocation of bridge formula funding from the federal Infrastructure Investment and Jobs Act (IIJA).

Cal Cities Position: [Support](#) & [SAMPLE](#) letters

Active transportation

HOT SB 932 (Portantino) Circulation Element.

The measure would require cities to adopt significant bicycle, pedestrian, and traffic calming elements when they develop and revise their general plans.

Cal Cities Position: [Oppose Unless Amended](#) & [SAMPLE](#) letters

Local streets and roads

AB 2953 (Salas) Recycled Material.

This bill would require a local agency to use, to the extent feasible and cost effective, recycled materials in streets and highways.

Cal Cities Position: [Oppose](#)

Community Services

Outdoor access

AB 1789 (Bennett) Trails and Greenways Program.

This measure would include a one-time \$75 million appropriation (General Fund) and an annual \$15 million appropriation for investments that would create, expand, and improve the natural surface trails networks throughout the state.

Cal Cities Position: [Support](#) & [SAMPLE](#) letters

[AB 2346 \(Gabriel\)](#) Outdoor Recreation. Equitable Access Grant Program.

This measure would establish the Equitable Access Grants Program to implement community access projects.

Cal Cities Position: [Support](#)

Children's camps

HOT [AB 1737 \(Holden\)](#) Children's Camps. Local Registration and Inspections.

This measure would implement a series of children's camp safety requirements related to local registration and inspection. Most notably, this measure would require local agencies to make announced and unannounced visits to each children's camp in their jurisdiction and make public any cited violations.

Cal Cities Position: [Concerns](#) (Seeking Amendments) & [SAMPLE](#) letters

Libraries and literacy

[AB 2465 \(Bonta\)](#) Pupil Instruction. Literacy Grant Programs.

This measure would require the Department of Education to develop and implement a competitive grant program to award funds to local educational agencies, library districts, and public libraries to provide a library card to every public-school pupil enrolled in the local educational agency.

Cal Cities Position: [Pending Support](#)

Early learning and care

[SB 1047 \(Limón\)](#) Early Learning and Care.

This measure would expand the range of childcare and early learning services that a state preschool contracting agency may provide.

Specifically, this measure would authorize the expansion of services through the California State Preschool Program to children from 18 months to five years of age, amend eligibility requirements for certain childcare programs, and make changes to childcare contracting terms and conditions.

Cal Cities Position: [Support](#) & [SAMPLE](#) letters

Emergency preparedness

[AB 2538 \(R. Rivas\)](#) State Warning Center. Wildfire Smoke Notification.

This measure would require the California Office of Emergency Services to expand its California State Warning Center to include targeted alerts for public health dangers.

Cal Cities Position: [Watch](#)

[AB 2645 \(Rodriguez\)](#) Local Emergency Plans. Integration of Access and Functional Needs. Community Resilience Centers.

This measure would require a county to integrate access and functional needs into its emergency plan upon the next update to its emergency plan.

Cal Cities Position: [Watch](#)

Homelessness — seniors and aging

[AB 2547 \(Nazarian\)](#) Housing Stabilization to Prevent and End Homelessness Among Older Adults and People with Disabilities Act.

This measure would require the California Department of Aging to offer competitive grants to nonprofit community-based organizations, continuums of care, and public housing authorities to administer a housing subsidy program for older adults and persons with a disability experiencing homelessness or at risk of homelessness.

Cal Cities Position: [Support](#)

Homelessness

[AB 2630 \(O'Donnell\)](#) Housing. California Interagency Council on Homelessness. Report.

This measure would require each city and county that has used funds from any source to assist in addressing homelessness to submit a report to the California Interagency Council on Homelessness.

Cal Cities Position: [Concerns](#)

HOT [AB 2631 \(O'Donnell\)](#) Government Claims Act.

This measure would allow cities and counties to sue one another if a neighboring jurisdiction's failure to effectively address this crisis results in another community being negatively impacted.

Cal Cities Position: [Oppose](#)

Homelessness — pets

[SB 513 \(Hertzberg\)](#) Homeless Shelters Grants: Pets and Veterinary Services.

This measure would require the Department of Housing and Community Development to create and administer a program to award grants to homeless shelters that allow pets. These grants would enable shelters to provide food, housing, and veterinary services for pets that are owned by homeless individuals.

Cal Cities Position: [Support](#)

CARE Court

[SB 1338 \(Umberg\)](#) Community Assistance, Recovery, and Empowerment (CARE) Court Program.

This bill would establish the Community Assistance, Recovery, and Empowerment (CARE) Court Program to connect a person struggling with untreated mental illness and substance use disorders with a court-ordered CARE plan.

Cal Cities Position: [Monitor](#)

Behavioral health

[SB 929 \(Eggman\)](#) Community Mental Health Services. Data Collection.

This measure would expand the type of data collected by the Department of Health Care Services related to conservatorships, clinical outcomes, and services provided.

Cal Cities Position: [Pending Cal Cities Policy Committee & Board Action in May](#)

[SB 1154 \(Eggman\)](#) Facilities for Mental Health or Substance Use Disorder Crisis. Database.

This measure would require the State Department of Public Health to develop a real-time, behavioral health bed registry.

Cal Cities Position: [Pending](#)

Governance, Transparency, and Labor Relations

The Ralph M. Brown Act

[AB 1944 \(Lee\)](#) Local Government. Open and Public Meetings.

This measure would allow members of a local legislative body, upon majority vote, to allow members to waive Brown Act requirements to publish their private address, and make their private address open to members of the public.

If the city does this, they would be required to live stream the meeting and allow for video/audio or audio remote public participation for members of the public to address the body.

Cal Cities Position: [Support in Concept](#)

[AB 2449 \(B. Rubio\)](#) Open Meetings: Local Agencies. Teleconferences.

This measure would authorize a local agency to use teleconferencing without complying with teleconferencing requirements if a quorum of the legislative body members participate in person from a singular location clearly identified on the agenda that is open to the public and situated within the local agency's jurisdiction.

This measure would impose requirements for this exception relating to notices, agendas, the means and manner of access, and procedures for disruptions.

Cal Cities Position: [Support in Concept](#)

[AB 2647 \(Levine\)](#) Local Government. Open Meetings.

This measure would clarify that material distributed to a majority of a local legislative body less than 72 hours before a meeting can be posted online to satisfy the requirements of the Brown Act.

Cal Cities Position: [Sponsor/Support](#)

[SB 1100 \(Cortese\)](#) Open Meetings. Orderly Conduct.

This measure would define “willful interruption” to ensure an individual(s) is removed from a public meeting if they substantially impair or render infeasible the orderly conduct of the meeting in accordance with law. This measure would also establish a warning system to require that removal of an individual(s) causing a willful interruption be preceded by a request that the individual curtail their disruptive behavior or be subject to removal.

Cal Cities Position: Watch

[SB 1328 \(McGuire\)](#) Prohibited Investments and Contracts. Russia and Belarus.

This measure would require the California Public Employees' Retirement System and the California State Teachers' Retirement System pension funds to stop investing in companies with ties to the Russian and Belarusian governments, responding to Russia's invasion of Ukraine, aided by Belarus. This measure would also require the board by January 1, 2023, and annually thereafter, to submit a report to the Legislature. This measure would repeal provisions on specified triggering events. Bill would take effect immediately.

Cal Cities Position: Watch

California Public Employees' Retirement System

[SB 1173 \(L. Gonzalez\)](#) Public Retirement Systems. Fossil Fuels. Divestment.

This measure would prohibit the boards of the California Public Employees' Retirement System and the California State Teachers' Retirement System from making new investments or renewing existing investments of public employee retirement funds in a fossil fuel company. This measure would require the boards to liquidate investments in these companies by July 1, 2027. This measure would provide that it does not require a board to take any action unless the board determines in good faith that the action is consistent with the board's fiduciary responsibilities established in the California Constitution.

Cal Cities Position: Watch

Labor and employment

[HOT SB 1044 \(Durazo\)](#) Employers. Natural Disasters. Retaliation.

This measure would prohibit an employer, in the event of a state of emergency, from taking or threatening adverse action against any employee for refusing to report to, or leaving, a workplace within the affected area because the employee feels unsafe due to the emergency.

Cal Cities Position: [Oppose](#)

Workers' compensation

[AB 1751 \(Daly\)](#) Workers' Compensation. COVID-19. Critical Workers.

This measure would extend the COVID-19 Workers' Compensation presumption from January 1, 2023, to January 1, 2025.

Cal Cities Position: [Oppose Unless Amended](#)

[HOT SB 1127 \(Atkins\)](#) Workers' Compensation. Liability Presumptions.

This measure would fundamentally alter longstanding rules and timeframes for determining eligibility for workers' compensation claims. This measure would reduce the timeline for employers to make a decision about covering a claimed injury and would change the rules for all claims.

Cal Cities Position: [Oppose](#)

Elections

[AB 2808 \(O'Donnell\)](#) Elections. Ranked Choice Voting.

This measure would disallow cities from using ranked choice voting.

Cal Cities Position: [Oppose](#)

Housing, Community, and Economic Development

Accessory Dwelling Units (ADUs)

[SB 897 \(Wieckowski\)](#) Accessory Dwelling Units.

This measure would make numerous changes to existing ADU law. Most notably, SB 897 would require local governments to allow ADUs to be constructed with a height of up to 25 feet.

Cal Cities Position: [Oppose](#)

Parking standards

HOT [AB 2097 \(Friedman\)](#) and [HOT SB 1067 \(Portantino\)](#) Parking Requirements.

These two measures would significantly restrict parking requirements within one half-mile of public transit. Public transit is defined as 1) a high-quality transit corridor with 15-minute headways; 2) major transit stop — ferry terminal, rapid transit stop, or the intersection of multiple major bus routes with 15-minute headways.

Cal Cities Position: Oppose, [AB 2097 letter](#)

Land use and zoning

[SB 1369 \(Wieckowski\)](#) Adaptive Reuse. By-Right.

This measure would require local jurisdictions to approve “adaptive reuse projects” by right in all areas regardless of the zoning of the site. “Adaptive reuse project” means any commercial, public, industrial, or office building or structure that has 25 percent occupancy or less, which is converted into a housing development project. “Adaptive reuse project” does not include a project to convert an industrial building adjacent to active industrial uses on three or more sides of the building.

Cal Cities Position: Pending

Community Development Investment Program

[SB 1466 \(Stern\)](#) Affordable Housing and Community Development Investment Program.

This measure would create a local-state partnership to provide up to \$2 billion annually to fund state-approved affordable housing, infrastructure, and economic development projects that also support state policies to reduce greenhouse gas emissions, expand transit-oriented development (TOD), address poverty, and revitalize neighborhoods.

Cal Cities Position: Sponsor/Support – shifted efforts to budget request instead

Land use and zoning

HOT [AB 1976 \(Santiago\)](#) Housing Element Compliance. Rezoning.

This measure would subject all cities and counties in the Southern California Association of Governments (SCAG) that have not rezoned to accommodate 100 percent of the need for housing for very low and lower income households, to the following:

- Up to \$10,000 per day fine; or
- The Department of Housing and Community Development shall complete the rezoning on behalf of the local jurisdiction.

Cal Cities Position: Oppose

Surplus Lands Act

[AB 1748 \(Seyarto\)](#) Surplus Lands Act.

This measure would exempt specified city or county owned parcels from the Surplus Lands Act if:

- Housing production exceeds RHNA goals from the proceeding housing element cycle, regardless of income category.
- The city or county is making proportionate progress towards meeting RHNA goals for each income category on an annual basis for the current housing element cycle.
- The city or county has been designated as prohousing by the Department of Housing and Community Development.

Cal Cities Position: Watch

Disaster recovery

[AB 1945 \(Aguiar-Curry\)](#) Affordable Disaster Housing Revolving Development and Acquisition Program.

This measure would, upon appropriation by the Legislature, establish the Affordable Disaster Housing Revolving Development and Acquisition Program. This program would expedite relief funding for the development or preservation of affordable housing in the state's declared disaster areas.

Community Development Financial Institutions (CDFIs) would provide short-term loans—including loans to local agencies—with favorable terms and conditions until federal assistance arrives. Federal funds would then be used to repay the short-term assistance.

Cal Cities Position: [Support](#)

Social Housing Act

[AB 2053 \(Lee\)](#) Social Housing.

This measure would enact the Social Housing Act and would create the California Housing Authority, as an independent state body, the mission of which would be to produce and acquire social housing developments for the purpose of eliminating the gap between housing production and regional housing needs assessment targets.

Cal Cities Position: Pending

Online permitting

[AB 2234 \(R. Rivas\)](#) Planning. Housing. Post-entitlement Phase Permit.

This measure would, no later than January 1, 2024, require a public agency to allow post-entitlement phase permits to be applied for, completed, and stored through a publicly available process on its website. Until the public agency has established this process on its website, it shall accept applications for permits and any related documentation by electronic mail.

Cal Cities Position: [Oppose](#)

Land use and zoning

[AB 2295 \(Bloom\)](#) School Property. Housing.

This measure would, notwithstanding any inconsistent provision of a city's or county's general plan, specific plan, zoning ordinance, or regulation, require that a qualified housing development on land owned by a local educational agency be an authorized use if the housing development complies with certain conditions.

Cal Cities Position: Watch

Development fees

[AB 2428 \(Ramos\)](#) Impact Fees.

This measure would require a local agency to expend fees collected to defray the cost of public facilities related to the development project within 5 years of the charge. Any fees for improvements that are collected and that are not expended within this period shall be returned to the applicant.

Cal Cities Position: Watch

Land use and zoning

[AB 2705 \(Quirk-Silva\)](#) Very High Fire Hazard Severity Zones.

This measure would prohibit a city or county from approving a discretionary entitlement that would result in a new residential development project being located within a very high fire hazard severity zone, unless the city or county finds that the residential development project will meet new standards intended to address wildfire risks.

Cal Cities Position: Watch

Public Safety

Alternatives to incarceration

[AB 1670 \(Bryan\)](#) Criminal Justice. Commission on Alternatives to Incarceration.

This measure would create the Commission on Alternatives to Incarceration within the California Health and Human Services Agency to study alternatives to incarceration, alternative crisis response models, and the effects of family separation in the jail and state prison systems.

Cal Cities Position: Watch

Law enforcement recruitment and retention

[AB 2062 \(Salas\)](#) Local Law Enforcement Hiring Grants.

This measure would, upon appropriation of funds for this purpose in the annual Budget Act and until January 1, 2029, require the Board of State and Community Corrections to establish a grant program to provide \$50 million in grants to local law enforcement agencies to incentivize peace officers to work in local law enforcement agencies that are in underserved communities and to live in the communities that they are serving.

Cal Cities Position: [Support](#)

Catalytic converters

[AB 1970 \(Muratsuchi\)](#) Catalytic Converters.

Current law requires a core recycler, as defined, who accepts a catalytic converter for recycling to maintain a written record of specified information regarding the transaction, including the item type and quantity, amount paid for the catalytic converter, and identification number, if any, and the vehicle identification number, for

not less than 2 years. This bill would additionally require a core recycler to maintain a written record of the year, make, and model of the vehicle from which the catalytic converter was removed.

Cal Cities Position: Support

Law enforcement technology

HOT [SB 1038 \(Bradford\)](#) Law enforcement: Facial Recognition and Other Biometric Surveillance.

This measure would extend indefinitely the current prohibition barring a law enforcement agency or law enforcement officer from installing, activating, or using any biometric surveillance system in connection with an officer camera or data collected by an officer camera.

Cal Cities Position: [Oppose](#)

Cannabis

HOT [SB 1186 \(Wiener\)](#) Medicinal Cannabis Patients' Right of Access Act.

This measure would prohibit regulations that unreasonably restrict, among other things, the operating hours or the number or frequency of sales of medicinal cannabis businesses.

Cal Cities Position: [Oppose](#)

[SB 1326 \(Caballero\)](#) Cannabis. Interstate Agreements.

This measure would allow the cross jurisdictional import and export to other states, of cannabis and cannabis products by authorizing the Governor to enter into an agreement to provide lawful interstate commerce.

Cal Cities Position: Pending Cal Cities Policy Committee & Board Action in May

Revenue and Taxation

Tax exemptions

[AB 1702 \(Levine\)](#) COVID-19 Prevention and Response Goods.

This measure would provide a sales and use tax exemption for face masks, respirators, and at home COVID-19 test kits.

Cal Cities Position: [Oppose Unless Amended](#)

HOT [AB 1951 \(Grayson\)](#) Manufacturing Exemptions.

The measure would extend and expand until 2033 the sales and use tax exemption for manufacturing processing, refining, fabricating, and recycling.

Cal Cities Position: Concerns

[AB 2622 \(Mullin\)](#) Zero Emission Bus Exemption.

The measure would extend until 2033 the sales and use tax exemption provided to cities, counties, and transit agencies for zero emission transit buses

Cal Cities Position: Support

Home sharing experiences

HOT [AB 2328 \(Flora\)](#) Local Ordinances. Home Experience Sharing.

This measure preempts explicit or implicit local prohibitions on "home experience sharing units." A home sharing unit is noncommercial property that is rented for no more than 18 continuous hours.

Cal Cities Position: Concerns

Annexation funding

[SB 1449 \(Caballero\)](#) Annexation Incentive Grant Program.

This measure would create an Unincorporated Area Annexation Incentive Grant Program within the State Office of Planning and Research. The matching grant program (1:1) aims to support cities with the infrastructure needs within new or future annexed areas.

Cal Cities Position: Support

Regional / Los Angeles County Division Bill List

State Budget

Support a General Fund Budget Request for \$180 million for Local Assistance Organic Waste Recycling Program Development and Implementation

AB 1599 (Kiley) Proposition 47: repeal (as amended 3/9/22). Repeals the changes and additions made by Proposition 47 related to theft and the possession of controlled substances. The bill would become effective upon approval of the voters at the next statewide general election.

Cal Cities & LA County Division Position: [Support](#)

AB 1845 (Calderon) Metropolitan Water District of Southern California: alternative project delivery methods (as amended 3/24/22). AB 1845 authorizes the Metropolitan Water District (MWD) to use alternative project delivery methods for the design and construction of a Regional Recycling Water Program and a limited set of drought-related projects.

Division Position: Support

SB 15 (Portantino) Housing development: incentives: rezoning of idle retail sites (as amended 5/20/21). SB 1299 enables cities that rezone, build, and certify new occupancy of idle big box retail sites or commercial shopping centers into workforce multi-family housing to receive the average of the annual amount of sales tax revenue generated by that site for the last seven (7) years. The program would be administered by the Department of Housing and Community Development and requires annual appropriation by the legislature.

Cal Cities & Division Position: [Support](#) / Division is a Co-Sponsor

Ballot Measures

The Taxpayer Protection and Government Accountability Act Initiative No. 21-0042A1

Limits voters' input, adopts new and stricter rules for raising taxes and fees, and makes it more difficult to hold state and local law violators accountable.

Division Position: Oppose

Los Angeles County Homelessness

Support Los Angeles County [Blue Ribbon Commission on Homelessness Governance Report Recommendations Division Letter](#)

UPCOMING EVENTS & LEGISLATIVE DEADLINES

April 29: Last day for legislative policy committees to hear and report fiscal bills introduced in their house

May 6: Last day for legislative policy committees to hear and report nonfiscal bills introduced in their house

May 11 – 13: [City Leaders Summit](#) (Sacramento)

May 13: Last day for **policy committees** to meet prior to May 31

May 20: Last day for **fiscal committees** to hear and report to the **floor** bills introduced in their house

May 27: Last day for each house to pass bills introduced in that house

June 2 at 6 PM: Los Angeles County Division General Membership Meeting (USC Hotel, Los Angeles)