

To: City Council

From: Mark Wolinski, Government Relations Analyst

Date: June 18, 2012

Subject: City supported and opposed legislation – current list

The following is the list of legislation, as of June 11, 2011, which the City and City departments are supporting or opposing.

City Tracked Legislation - Support - June 11, 2012

Bill	Summary	Latest Action
CA AB 1508 Carter (D)	Junk Dealers and Recyclers: Nonferrous Materials Amends existing law regulating junk dealers and recyclers' recordkeeping of purchases and sales made and the payment for nonferrous materials, and exempts from the payment by cash or check requirement the redemption of nonferrous materials in connection with the redemption of beverage containers. Modifies that exemption to apply when the majority of the transaction is for the redemption of beverage containers. Excludes the redemption of materials made of copper or copper alloys from the exemption. Private file: Master Notes: Recyclers- nonferrous materials Department: City Attorney, PD Position: Watch, Support	To SENATE Committee on BUSINESS, PROFESSIONS AND ECONOMIC DEVELOPMENT .
CA AB 1535 Halderman (R)	Vehicles: High-Occupancy Vehicle Lanes Requires the Department of Transportation or a local authority, when replacing signs designating HOV lane use in an area that permits motorcycles to use those lanes, to include language on the new sign stating that motorcycles are permitted in the HOV lanes. Private file: Master Notes: Signage HOV lanes Department: PD, PW, Planning Position: Watch, Support	In ASSEMBLY Committee on APPROPRIATIO NS: Held in committee.
CA AB 1642 Gordon (D)	County Recorder: Recordation of Documents Requires the county recorder to record any document that is authorized or required by local ordinance adopted within that county to be recorded. Private file: Master Notes: Recordation of Documents Department: Clerk Position: Support, Watch Priority: High	04/26/2012: • To SENATE Committee on JUDICIARY.
CA AB 1672 Torres (D)	Housing-Related Parks Program Provides that the Housing-Related Parks Program provide grants for the creation, development, or rehabilitation of park and recreation facilities to local entities based on the issuance of building permits for new housing units that are affordable to very low or low-income households. Provides for substantial and additional bonus funds to specified jurisdictions and qualifying units. Private file: Master Notes: Housing and parks Department: RDA Departments: Parks Position: Watch, Support	To SENATE Committee on TRANSPORTAT ION AND HOUSING.
CA AB 1900	Renewable Energy Resources: Biomethane Requires the Public Utilities Commission to identify all constituents that may be found in landfill gas to be injected into a common carrier pipeline that would adversely impact the health and safety of the public, and to specify the	06/14/2012: • To SENATE Committees on

Gatto (D)	maximum amount of these constituents that may be found in such gas. Requires testing for such gas that is to be injected to determine the constituents at levels that exceed those standards. Prohibits the use of hazardous landfill gas. Relates to biomethane pipeline injection. Private file: Master Notes: Biomethene Department: Electric, GR Position: Watch, Support	ENERGY, UTILITIES AND COMMUNICATI ONS and ENVIRONMENT AL QUALITY. From SENATE Committee on
		ENERGY, UTILITIES AND COMMUNICATI ONS with author's amendments.
		In SENATE. Read second time and amended. Re- referred to Committee on ENERGY, UTILITIES AND COMMUNICATI ONS.
CA AB 1915 Alejo (D)	Safe Routes to School Provides that a specified percentage of the funds under the Safe Routes to School Program may be used to assist eligible recipients in making infrastructure improvements, other than school bus shelters that create safe routes to bus stops located outside of the vicinity of schools. Private file: Master Notes: Safe routes to School Department: PW Position: Watch, Support	To SENATE Committee on TRANSPORTAT ION AND HOUSING.
CA AB 2227 Bradford (D)	Local Publically Owned Electric Utilities: Reporting Recasts certain reporting requirements of local publicly owned electric utilities report various matters to its consumers and the State Energy Resources Conservation and Development Commission relative to energy efficiency, renewable energy resources, the State Solar Initiative, and energy source content and requirements of the commission relative to information about such utilities that the commission is required to include in the integrated energy policy report. Private file: Master Notes: POU - electric - reporting Department: Electric Position: Watch, Support	From SENATE Committee on ENERGY, UTILITIES AND COMMUNICATI ONS with author's amendments.
		In SENATE. Read second time and amended. Re- referred to Committee on ENERGY, UTILITIES AND COMMUNICATI ONS.
CA AB 2245 Smyth (R)	Environmental Quality: Exemption: Bikeways Exempts, under the California Environmental Quality Act, a Class II bikeway project undertaken by a city, county, or a city and county within an existing road right-of-way. Requires, for such bikeway project, a city, county or city and county to prepare an assessment of traffic and safety impacts and to hold a public meeting to review those impacts, and received and respond to public comments. Private file: Master Notes: Environmental quality - exemption - bikeways Department: CDD, PW, Planning Position: Watch, Support	To SENATE Committee on ENVIRONMENT AL QUALITY.

Bill	Summary	Latest Action
CA AB 2559 Buchanan (D)	Natural Gas Pipelines: Pipeline Integrity Management Requires the Public Utilities Commission to ensure a local entity is provided notice by a gas corporation whenever a pipeline integrity management plan may result in the undertaking of pipeline inspection, remediation, or replacement work that is likely to require action by local entity to approve or facilitate work. Requires the local entity to expedite any permitting or other necessary actions. Prohibits imposing permit requirements that exceed the scope of the proposed project, unless it is for safety. Private file: Master Notes: Natural pipeline inspections Department: Building, PW Position: Watch, Support	To SENATE Committees or ENERGY, UTILITIES AND COMMUNICATIONS and ENVIRONMENT AL QUALITY.
CA AB 2353 Knight (R)	Public Contracts: Subcontracting: Substituting Amends the Subletting and Subcontracting Fair practices Act which requires the awarding authority prior approval of the prime contractor's request for the substitution of a sub-contractor to give notice in writing to the listed subcontractor. Requires the awarding authority, or its duly authorized officer, to give that written notice within a specified number of working days of receiving notice from the prime contractor. Private file: Master Notes: Public contracts - substituting Department: Central Services, City Attorney, PW Position: Watch, Support	• To ASSEMBLY Committee on BUSINESS, PROFESSIONS & CONSUMER PROTECTION.

Bill	Summary	Latest Action
CA SB 965 Wright (D)	Water Resources Control Boards: Ex Parte Communications Provides that ex parte communications provisions of the Administrative Procedure Act do not apply to specified proceedings of the State Water Resources Control Board or a regional board. Defines ex parte communications. Permits oral and written communications if specified procedures are followed. Requires an individual meeting for all parties under specified circumstances. Authorizes the board to prohibit ex parte communications for a specified period. Requires reporting of all ex parte communications. Private file: Master Priority: High, Support	To ASSEMBLY Committees on ENVIRONMEN TAL SAFETY AND TOXIC MATERIALS and GOVERNMEN TAL ORGANIZATI ON.
CA SB 973 Vargas (D)	Environmental Quality Act: Exemption: Limited Duration Relates to the California Environmental Quality Act regarding categorical exemptions from the requirements. Authorizes a lead agency to grant, on an annual basis, one categorical exemption per specified site for a fireworks display held annually on a public site or large venue. Authorizes the Office of Planning and Research to identify potential environmental issues related to fireworks displays and to develop guidelines to assist local agencies regarding fireworks displays. Private file: Master Notes: CEQA for Special Events Department: CDD, GR, Planning Departments: Parks Position: OpposeUnlessAmended, Watch Priority: High	To ASSEMBLY Committee on NATURAL RESOURCES.
CA SB 986 Dutton (R)	Redevelopment: Bond Proceeds Requires that unencumbered balances of funds that are derived from tax exempt bond proceeds be used in accordance with the requirements of this legislation. Requires that the proceeds of bonds issued by a former redevelopment agency must be used by the successor agency for the purposes for which the bonds were sold pursuant to an enforceable obligation that was entered into by the former agency. Provides for the disposition of bonds proceeds not subject enforceable obligation. Private file: Master Notes: Redevelopment - URGENCY measure cleanup language city loans etc. Department: GR Position: Support, Support, Watch Priority: High	In SENATE. Urgency clause failed adoption.
CA SB 1045 Emmerson	Metal Theft: Damages Prohibits any junk dealer or recycler from possessing a public fire hydrant, fire department connection, public manhole cover or lid or any part thereof, or public backflow device or connection thereto, without a written certification	05/25/2012: • To ASSEMBLY Committee

(R)	from the public agency or utility that owns or previously owned the material. Makes the dealer or recycler civilly liable for actual damages and for exemplary damages, unless the court determines that extenuating circumstances do not justify awarding exemplary damages. Private file: Master Notes: Metal theft Department: City Attorney, PD Position: Watch, Support	on JUDICIARY.
CA SB 1118 Hancock (D)	Solid Waste: Used Mattresses Requires manufacturers of mattresses to establish and implement a program to collect and recycle used mattresses from consumers. Requires the pickup of a used mattress from a consumer purchasing a new mattress. Authorizes the manufacturer, in lieu of establishing such program, to remit a payment per mattress sold in the state, at amount to be set. Requires the moneys remitted be deposited in the Mattress Recovery and Recycling Account to be expended to implement the program. Position: Support	To ASSEMBLY Committee on NATURAL RESOURCES.
CA SB 1306 Blakeslee (R)	Adds the adoption of general permit applications requirements for stormwater discharges by the State Water Resources Control Board. Adds a conditional waiver of waste discharge requirements from irrigated lands adopted by a regional water quality control board to the definition. Requires these provisions to apply only when fees are available to cover the board's compliance costs. Deems compliance if a scientific peer review has been done on the scientific basis or portion of an adopted rule. Private file: Master Notes: Stormwater Issue-Scientific review for new requirements Department: EU Position: Watch, Support	To ASSEMBLY Committee on ENVIRONMEN TAL SAFETY AND TOXIC MATERIALS.
CA SB 1387 Emmerson (R)	Metal Theft Prohibits any junk dealer or recycler from possessing a fire hydrant, fire department connection, including, but not limited to, bronze or brass fittings or parts, a manhole cover or lid, or any part of that cover or lid, or a backflow device and connections to that device without a written certification on the letterhead of the agency or utility that owns or previously owned the material and that the entity has sold. Provides the application of an existing criminal fine to a violation of this prohibition. Position: Support	To ASSEMBLY Committees on BUSINESS, PROFESSION S & CONSUMER PROTECTION and PUBLIC SAFETY.

City – Tracked Legislation – Oppose – June 11, 2012

Bill	Summary	Latest Action
CA AB 801 Swanson (D)	Code Enforcement Officers Deletes certain references to illegal dumping enforcement officers in existing law. Authorizes a code enforcement officer to exercise the powers of arrest of a peace officer in the manner specified in existing law. Private file: Master Notes: Uniforms Commentary: Establishes minimum training standards and a continuing education requirement for code enforcement officers. Requires public entities that employ a code enforcement officer to adopt requirements for, and require all code enforcement officers to wear, apparel or a uniform that allows members of the public to recognize the person as a public officer. Notes: BUILDING - CODE ENFORCEMENT Department: Building, HR Position: Oppose, OpposeUnlessAmended, Watch	02/02/2012: • To SENATE Committee on PUBLIC SAFETY.
CA AB 1606 Perea (D)	Local Public Employee Organization: Impasse Proceedings Amends the Meyers-Milias-Brown Act governing collective bargaining for local represented employees. Authorizes an employee organization to request the parties differences be submitted to a facfinding panel within a specified time period after the selection of a mediator. Authorizes the organization, if the	05/17/2012: • From SENATE Committee

	dispute was not submitted to mediation, to request the differences be submitted to such panel under certain conditions. Provides this procedural right cannot be expressly or voluntarily waived. Private file: Master Notes: Public employee - Impasse proceedings Department: City Attorney, HR Position: Oppose, Watch	on APPROPRIATI ONS with author's amendments. In SENATE. Read second time and amended. Re-referred to Committee on APPROPRIATI ONS.
CA AB 1801 Campos (D)	Land Use: Fees Amends existing law relating to fees for land use and building permits. Prohibits the total fees charged by a city, county, or city and county in association with an application for the installation of a solar energy system from exceeding the actual cost to the city, county, or city and county in providing the service for which the fees are charged. Private file: Master Notes: Land use fees Department: Building, CDD, Planning Position: Oppose, Watch	• From SENATE Committee on GOVERNANC E AND FINANCE: Do pass as amended.
CA AB 1897 Campos (D)	Land Use: General Plan: Access to Healthy Food Authorizes the Office of Planning and Research to prepare and amend the guidelines to contain advice, developed in consultation with the Department of Food and Agriculture, for improving the health of state residents by increasing access to healthy affordable food. Private file: Master Notes: Land use - healthy plans Department: CDD, Planning Position: Watch	• To SENATE Committee on RULES.
CA AB 1999 Brownley (D)	Employment: Family Caregiver Status Protection Relates to the Fair Employment and Housing Act. Includes family caregiver status as an additional basis upon which the right to seek, obtain, and hold employment cannot be denied. Private file: Master Notes: Employment - family status protection Department: HR Position: Oppose, Watch	• To SENATE Committee on JUDICIARY.
CA AB 2039 Swanson (D)	Family and Medical Leave Increases the circumstances under which an employee is entitled to protected leave pursuant to the Family Rights Act. Eliminates the age and dependency elements from the definition of child. Permits an employee to take protected leave to care for an independent adult child suffering from a serious health condition. Expands the definition of parent to include an employee's parent-in-law. Permits leave to care for a seriously ill grandparent, sibling, grandchild, or domestic partner. Private file: Master Notes: Family and medical leave Department: HR Position: Oppose, Watch	To SENATE Committee on LABOR AND INDUSTRIAL RELATIONS.
CA AB 2135 Blumenfield (D)	Building Standards: Solar Distributed Technology Requires the State Building Standards Commission, the State Department of Housing and Community Development, and the State Fire Marshal to cooperate in developing a guidebook to assist local agencies in implementing building standards and permitting processes for solar distributed generation technology on residential and commercial buildings and to post the model and guidebook on their respective Internet Web sites. Authorizes local government preference for grant funds for adopting guidebook policies. Private file: Master Notes: Building standard - solar distributed generation Department: Building, Electric Position: Oppose, Watch	From SENATE Committee on TRANSPORTA TION AND HOUSING with author's amendments.

		Read second time and amended. Re-referred to Committee on TRANSPORTA TION AND HOUSING.
CA AB 2231 Fuentes (D)	Sidewalks: Repairs Provides that if a city, county, or city and county has an ordinance in place that requires the local entity to repair sidewalks, a repeal of the ordinance shall become effective only if the repealing ordinance is approved by voters on the measure in a consolidated or general election. Makes these provisions applicable to charter entities. Private file: Master Notes: Sidewalk repairs Department: Building, PW Position: Oppose, Watch Priority: High	In ASSEMBLY. Reconsiderati on granted. In ASSEMBLY. Reconsiderati on granted. In ASSEMBLY. Read third time and amended. To third reading. Re-referred to ASSEMBLY Committee on LOCAL GOVERNMEN T.
CA AB 2351 Gordon (D)	Williamson Act: Cancellation: Fees Amends the Williamson Act; requires a landowner who has petitioned the board or council of a city or county to cancel a contract to pay a percentage of the total cancellation fee within a specified number of days of the board's or council's decision to grant tentative approval of the cancellation. Provides that a cancellation fee is a percentage of the cancellation value of the property. Requires the payment to be applied toward the total cancellation fee. Requires the return of the fee upon cancellation. Private file: Master Notes: Open space - plan Department: CDD, Planning Position: Oppose, Watch	• From SENATE Committee on GOVERNANC E AND FINANCE: Do pass to Committee on APPROPRIATI ONS.
CA AB 2446 Perea (D)	Environmental Quality: Notices Amends the California Environmental Quality Act. Requires a lead agency to provide a notice of completion of an environmental impact report to every person who has filed a written request for notices. Requires the State Clearinghouse to provide a certain notice to a legislator. Private file: Master Notes: Environmental Quality - Notices Department: CDD, PW, Planning Position: Oppose, Watch	To ASSEMBLY Committee on NATURAL RESOURCES. From ASSEMBLY Committee on NATURAL RESOURCES with author's amendments. In ASSEMBLY. Read second time and amended. Re-referred

		to Committee on NATURAL RESOURCES.
CA AB 2451 Perez J (D)	Workers' Compensation: Firefighters Requires that a proceeding to collect death benefits for the death of a firefighter or peace officer from specified medical conditions or diseases, including cancer and tuberculosis, be commenced within one year from the date of death. Private file: Master Notes: Worker's comp - firefighters Department: City Attorney, HR Position: Oppose, Watch	To SENATE Committee on LABOR AND INDUSTRIAL RELATIONS.

		RELATIONS.
Bill	Summary	Latest Action
CA SB 594 Wolk (D)	Energy: Net Energy Metering Authorizes an eligible customer-generator with multiple meters to elect to aggregate the electrical load of the meters located on property where the generation facility is located and on all property adjacent or contiguous to that property, if those properties are solely owned, leased, or rented by the eligible customer-generator. Prohibits a customer-generator that chooses to aggregate from receiving net surplus electricity compensation. Requires the utility to retain kilowatthours. Relates to fuel cells. Private file: Master Notes: Net Metering Department: Electric, GR Position: Watch, Oppose	From ASSEMBL Committee on UTILITIES AND COMMERCE wit author's amendments. In ASSEMBLY. Read second time and amended. Rereferred to Committee on UTILITIES AND COMMERCE.
CA SB 829 Rubio (D)	Public Contracts: Project Labor Agreements Provides that if a charter provision, initiative, or ordinance of a charter city prohibits, limits, or constrains in any way the governing board's authority or discretion to adopt, require, or utilize a of a project labor agreement that includes specified taxpayer protection provisions for some or all of the construction projects to be awarded by the city, state funding or financial assistance may not be used to support any construction projects awarded by the city. Private file: Master Notes: Public contracts Department: CityAttorney, PW Position: Watch, Oppose	*****To GOVERNOR. Signed by GOVERNOR. Chaptered by Secretary of State. Chapter No. 11
CA SB 973 Vargas (D)	Environmental Quality Act: Exemption: Limited Duration Relates to the California Environmental Quality Act regarding categorical exemptions from the requirements. Authorizes a lead agency to grant, on an annual basis, one categorical exemption per specified site for a fireworks display held annually on a public site or large venue. Authorizes the Office of Planning and Research to identify potential environmental issues related to fireworks displays and to develop guidelines to assist local agencies regarding fireworks displays. Private file: Master Notes: CEQA for Special Events Department: CDD, GR, Planning Departments: Parks Position: OpposeUnlessAmended, Watch Priority: High, Oppose	O6/07/2012:
CA SB 1002 Yee (D)	Public Records: Electronic Format Amends the Public Records Act. Authorizes an agency, upon request, to provide a copy of an electronic record in a format in which the text in the electronic record is searchable by commonly used software. Requires the requestor to bear the cost of converting them into a searchable format. Requires that in certain circumstances the data or document be made available to the public in open format. Provides that requirement would not apply if the agency does not	To ASSEMBLY Committees on GOVERNMENTAL ORGANIZATIO

	maintain the document in that format. Private file: Master Notes: IT/City Clerk/Cty Atty - Public Records Act changes Department: City Attorney, Clerk, IT Position: Oppose, Watch	GOVERNMENT.
CA SB 1161 Padilla (D)	Communications: VoIP Communications Services Prohibits the Public Utilities from regulating Voice over Internet Protocol and Internet Protocol enabled services except as required or delegated by federal law or provided for in statute. Prohibits enforcing any law, rule, regulation, ordinance, standard, order, or other provisions having the force or effect of law that regulates such services, unless expressly required or delegated by statute. Provides this prohibition does limit the commission's authority of non-VoIP or other non-IP enabled service. Private file: Master Notes: Communications - Voice over Department: IT Position: Watch, Oppose	From ASSEMBL' Committee on UTILITIES AND COMMERCE with author's amendments. In ASSEMBLY. Read second time and amended. Re- referred to Committee on UTILITIES AND COMMERCE.