




DATE: August 28, 2019

MEMO TO: MROSD Board of Directors

THROUGH: Ana M. Ruíz, General Manager 

FROM: Joshua Hugg, Governmental Affairs Specialist

SUBJECT: State Legislative Update

SUMMARY

Periodically, the Midpeninsula Regional Open Space District's (District) Board of Directors (Board) will receive a State of California Legislative Session briefing regarding recent legislative developments. District staff and the legislative consultants, Public Policy Advocates (PPA) and Environment and Energy Consultants (EEC), last provided a legislative update to the Board on October 24, 2018, after the conclusion of the 2018 legislative session. Since then, the State has reconvened for the 2019 session and signed into law the \$215 billion fiscal year 2019-20 budget (www.ebudget.ca.gov) and agreed on the allocation of approximately \$1.4 billion in Cap and Trade funds. The legislative consultants also last presented to the Legislative, Funding, and Public Affairs Committee (LFPAC) on June 11, 2019.

District staff and the legislative consultants also continue to utilize the Board-approved 2019 Legislative Program to communicate District positions on bills, budget recommendations, and other legislative items to the respective authors and/or legislative committees as appropriate. In addition, staff fields time-sensitive requests from partners, and monitors evolving pieces of legislation in accordance with Board Policy 1.11. Please refer to Attachment 1 for a summary status of priority bills as of August 22, 2019 and the *Discussion* section below for more details.

State of California Upcoming Legislative Calendar

The State Legislature is currently in the middle of its summer recess, which ended on August 12. Key deadlines are as follows (see Attachment 2 for full calendar):

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|---------------------|---|
| July 12 – August 12 | Summer Recess (following passage of Budget Bill) |
| August 30 | Last day for fiscal committees to meet and report bills |
| September 6 | Last day to amend bills on the floor |
| September 13 | Last day for each house to pass bills, except bills that take effect immediately or bills in Extraordinary Session. Final Recess begins upon adjournment. |
| October 13 | Last day for Governor to sign or veto bills passed by the Legislature before September 1. |
| January 6, 2020 | Reconvening of the 2019-20 Regular Session |

DISCUSSION

The remainder of this memo provides updates from both Environmental and Energy Consulting and Public Policy Advocates on key legislative items of District interest.

Updates from Environment and Energy Consulting (EEC):

California Budget:

The Governor signed the Fiscal Year 2019-20 Budget in June, totaling \$215 billion. Key priorities funded include: homelessness, Medi-Cal expansion for undocumented young adults, a second year of tuition-free community college, increase in the earned-income tax credit, and changes to the Department of Motor Vehicles. The budget allocated \$2 million to help the District acquire the Gordon Ridge and/or Cloverdale properties. Additionally, \$10 million was re-allocated to allow for the continued negotiations in purchasing (fee or easement) important watershed land from the San Jose Water Company.

Cap and Trade/Greenhouse Gas Reduction Fund:

The Legislature passed the Fiscal Year [2019-20 Cap-and-Trade Expenditure Plan](#) in June, totaling \$1.4 billion. The package includes investments in low carbon transportation, climate smart agriculture, short-lived climate pollutants, criteria air pollutants, and clean energy research. Specifically, the legislature allocated the following of importance to the District:

- \$165 million for healthy and resilient forests;
- \$35 million for prescribed fire and fuel reduction;
- \$28 million for healthy soils; and
- \$35 million for workforce development

Bonds:

- **Natural Resources/Infrastructure Bond (Mullin)**
Assemblymember Mullin is working on a legislative bond that, if introduced, would provide an undetermined total amount in bonds to finance infrastructure and complementary projects related to wildfires, flood control, river protection, wildlife corridors, workforce development, waste reduction, and community access, among others. We have worked with the author's office to add language that reflects District priorities.
- **[Wildfire Prevention, Safe Drinking Water, Drought Preparation, and Flood Protection Bond Act of 2020](#)**
Joe Caves submitted a private citizen's initiative/bond to the Secretary of State that, if qualified, would be placed on the November 2020 ballot. The language filed includes many similar, or identical, provisions that were crafted and advanced on behalf of the District through SB 45. Additional amendments have been submitted to the Clean Water Natural Resources & Parks Coalition (CWNRP) that reflect District priorities under the umbrella of CWNRP.
- **[SB 45 \(Allen\) Wildfire, Drought, and Flood Protection Bond Act of 2020.](#)**
SB 45 is a legislatively introduced bond that would allocate over \$4 billion for projects that address fire risk and damage, create healthy forest and watersheds, reduce climate impacts on urban areas and vulnerable populations, and improve the resilience of our

natural resources and working lands. EEC has worked with the author's office to include language that reflects District priorities.

District Position: Support in Concept

Status: The bill is currently stalled in the Senate Committee on Appropriations.

Priority Legislation:

- **[AB 1190 \(Irwin\) Unmanned aircraft: state and local regulation: limitations.](#)**
Summary: Would, among other things, prohibit a state or local agency from adopting any law or regulation that bans the operation of an unmanned aircraft system. The bill would also authorize a local agency to adopt regulations to enforce FAA regulations regarding the operation of unmanned aircraft systems and would authorize local agencies to regulate the operation of unmanned aircraft and unmanned aircraft systems within their jurisdictions, as specified. The bill would also authorize a local agency to require an unmanned aircraft operator to provide proof of federal, state, or local registration to licensing or enforcement officials.

District Position: Support if Amended

Status: This is a two-year bill and can be acted upon in 2020. Continued conversations will occur in the fall.

- **[AB 1486 \(Ting\) Surplus land.](#)**
Summary: Current law prescribes requirements for the disposal of surplus land by a local agency. This bill would expand the definition of "local agency" to expressly include sewer, water, utility, and local and regional park districts, joint powers authorities, successor agencies to former redevelopment agencies, housing authorities, and other political subdivisions of this state. The bill would require local agencies to offer lands for sale for affordable housing development prior to negotiating with any other potential purchaser. CSDA is currently negotiating final amendments to the bill to allow a greater flexibility with the range of exempt uses to move them to a "neutral" position.

District Position: Watch

Status: Pending on the Senate Appropriations Suspense File.

- **[AB 1788 \(Bloom\) Pesticides: use of anticoagulants.](#)**
Summary: Current law prohibits the use of any pesticide that contains one or more of specified anticoagulants in wildlife habitat areas, as defined. Current law exempts from this prohibition the use of these pesticides for agricultural activities, as defined. Existing law requires the director, and each county agricultural commissioner under the direction and supervision of the director, to enforce the provisions regulating the use of pesticides. This bill would create the California Ecosystems Protection Act of 2019 and expand this prohibition against the use of a pesticide containing specified anticoagulants in wildlife habitat areas to the entire state.

District Position: Support

Status: This is a two-year bill and can be acted upon in 2020. Discussions with the Governor's office shall continue through the fall.

- [AB 916 \(Muratsuchi\) Pesticide use: glyphosate.](#)

Summary: Would, until January 1, 2025, prohibit a city, county, charter city, city and county, or a special district, as defined, from using any pesticide that contains the active ingredient glyphosate. The bill would not preclude a county, city, charter city, city and county, or a special district from adopting or enforcing stricter pesticide use policies. The bill author is currently considering amendments that are consistent with the University of California's limitation of glyphosate use adopted in May 2019 to include the following specific allowances:

- Agricultural operations;
- Fuel-load management programs to reduce wildfire risk;
- Native habitat preservation or restoration activities; and
- Research that requires glyphosate-based herbicides.

East Bay Regional Park District continues to use glyphosate consistent with the above uses, banning its use in other locations (developed park areas like picnic and play areas) and phasing out its use in other developed areas by the end of 2020, including parking lots, campgrounds, lawns, and *paved* trails. This is consistent with District practices where staff refrains from its use in close proximity to high visitation recreational areas.

District Position: Watch

Status: This is a two-year bill and can be acted upon in 2020.

Updates from Public Policy Advocates (PPA):

Legislature Approves Bill to Help Utilities Avoid Ratings Downgrade

[Assembly Bill 1054](#) (Holden; D-Pasadena) passed the Legislature before Summer Recess and Governor Newsom signed the measure on July 12, 2019. This measure makes significant changes in the way utilities pay for the cost of devastating wildfires caused by their own equipment and maintenance programs. The bill runs largely in parallel to the plans outlined by the Newsom administration. It would create a \$21 billion insurance fund that utilities could tap into, provided they meet the requirements of a newly instituted safety certification process. To earn the certification, the utilities would have to undergo a review process each year, tie executive compensation to safety performance, and establish a wildfire safety committee on their boards of directors. The power companies could access the money if a fire caused by their equipment results in more than \$1 billion in property damage - but only if the California Public Utilities Commission, or CPUC, determines they acted prudently. If the Commission rules they acted recklessly, the utilities have to shoulder the costs.

Under the bill, customers would keep paying \$2.50 a month for a bond established in the wake of the California energy crisis through the Department of Water Resources. Instead of terminating the charge, the fee would be extended with the money going to the wildfire fund. The utilities would be required to spend a combined \$5 billion every three years to reduce the risks of wildfires in their respective service territories, on top of what they are already spending. The power companies would be allowed to pass those costs onto customers, but they could not earn a profit on that spending.

The bill does not specifically address the state's legal doctrine of "inverse condemnation" that power companies have long sought to eliminate, but it does make a subtle yet likely significant change. Once a utility gets certification, proof of liability would shift. Parties looking to recover costs from power companies would have to prove a utility failed to manage its systems prudently or acted negligently. For years, the burden of proof has been placed on utilities to show they acted responsibly.

The ratings agencies had warned of further downgrades unless California institutes legislative or regulatory changes to shore up the long-term financial prospects of the state's power companies. Downgrades increase the utilities' cost of borrowing, which is passed on to customers. After the bill passed, SCE is now considered "stable" up from "negative."

Vegetation Management

[Assembly Bill 1516](#) (Friedman; D-Glendale) makes various changes to improve defensible space requirements, vegetation clearance requirements of electrical transmission and distribution lines, and the technical assistance requirements of CAL FIRE to help local governments improve the fire safety of communities. The major provisions:

1. Establishes a 0-5 feet noncombustible zone to be phased in with guidance from CAL FIRE for homes in high fire hazard areas, recommended by fire professionals based on investigations of recent fires.
2. Prohibits the planting of incompatible trees under power lines. Helps property owners find the right native vegetation to plant under power lines that provides habitat benefits but will not grow into lines.
3. Requires the Office of Planning and Research to survey what locals are doing to enforce defensible space requirements in very high fire hazard severity zones (VHFHSZ).
4. Requires CAL FIRE to make its local fire prevention grants available to create defensible space assessment or inspection programs in VHFHSZ.
5. Establishes Wildland-Urban Interface Wildfire Risk Model to assist communities in determining their wildfire risk.
6. Requires CAL FIRE to develop a plan to meet its goals to inspect every structure in the SRA at least once every three years.
7. Improves training of local defensible space inspectors.
8. Authorizes CAL FIRE to provide technical assistance to local government, including water and power utilities to prevent fire and institute appropriate vegetation management.

District Position: Support

Status: AB 1516 will be on the Assembly Appropriations Suspense File until August 30th.

[Senate Bill 247](#) (Dodd; D-Napa) requires, on January 1, 2021, CAL FIRE to audit an Investor Owned Utility's work to complete the vegetation management requirements in its wildfire mitigation plan. CAL FIRE and the CPUC currently have an existing MOU for wildfire mitigation-related activities. Generally, the CPUC has an auditing function of utilities, but does not necessarily inspect electric lines directly and does not currently have the staff or resources to conduct these inspections. CAL FIRE also provides a significant portion of the utilities' power lines and related equipment inspections in a state responsibility area, which is where CAL FIRE's statutory responsibilities are focused. The Governor's 2019-20 May Budget Revisions

proposed significant funding for the CPUC to increase its oversight of the electric IOU's wildfire mitigation plans (\$41 million), including a proposal to have a "swat team" of inspectors. The debate as to whether CPUC or CAL FIRE should handle these responsibilities is one that may not be fully resolved.

District Position: Watch

Status: SB 247 will be on the Assembly Appropriations Suspense File until August 30th.

[Senate Bill 182](#) (Jackson; D-Santa Barbara), among other things, revises and recasts requirements for conservation easement with forestland purchased with state funds on or after January 1, 2020. Requires the conservation easement address maintaining and improving forest health and resiliency to disturbances in order to conserve and enhance the land's ability to provide long-term carbon sequestration, climate benefits, and watershed functions. Also requires the conservation easement, and any required management plan, to guide forest and other land management undertaken by the landowner to promote, among other things, native forest ecological structure and species composition, as specified.

This bill also imposes various requirements upon city and county governments as it relates to wildland-urban interface area and general plans, land use and zoning ordinances, including prohibiting a city or county government from approving new development in a wildland-urban interface zone unless certain public safety findings are made.

District Position: Watch

Status: SB 182 will be on the Assembly Appropriations Suspense File until August 30th.

[Senate Bill 632](#) (Galgiani, D-Stockton) requires the State Board of Forestry and Fire Protection (Board), by June 30, 2020, to complete its environmental review under the California Environmental Quality Act (CEQA) and certify a specific draft program environmental impact report (EIR) for a vegetation treatment program.

The Board has been working on a statewide Vegetation Treatment Program (VTP) Program EIR for over a decade. However, in January 2019, to address public concerns expressed over the potential impacts, changes in environmental conditions that the Program EIR was intended to analyze (e.g., increases in wildfire size and intensity), and CEQA processes, the Board pulled back the draft Program EIR that was issued in November 2017 and announced it would be preparing a new draft Program EIR, dubbed CalVTP, which is slated to be completed by the end of the year.

Under CalVTP, CAL FIRE would implement vegetation treatments to reduce wildfire risks and avoid or diminish the harmful effects of wildfire on the people, property, and natural resources in the State of California. To counteract decades of fire suppression, vegetation treatment activities would be designed to reduce fire fuels, improve protection from wildfire through strategically located fuel breaks, and mimic a natural fire regime using prescribed burning. In addition, ecosystem restoration activities would be designed to approximate natural habitat conditions, processes, and values to those occurring prior to the period of fire suppression. The new Program EIR will be prepared for the proposed CalVTP.

District Position: Watch

Status: SB 632 is on the Assembly Floor.

Local Government Financing

[Assembly Constitutional Amendment No. 1](#) (Aguiar-Curry; D-Winters) would lower the voter threshold to 55% (from 66.7%) to approve local government obligation bonds and special taxes for affordable housing and public infrastructure projects. Supported by the District in coalition with cities, counties and special district associations, if approved by the Legislature, ACA 1 would be placed on the ballot to change the constitution to provide for the 55% threshold. CalTAX and some business groups oppose ACA 1 on the basis of improving the success rate for local tax initiatives.

District Position: Support

Status: ACA 1 has moved to the Assembly Floor and a vote is expected soon.

[Senate Bill 5](#) (Beall; D-San Jose) would allow local governments to collaborate in state-approved community development plans, which would be funded by reducing their contributions to local Education Revenue Augmentation Funds (ERAF). The funds would be dedicated to housing for very low-, low- and moderate-income families as well as transit-oriented projects. Additionally, funds from the program will be available to finance infrastructure repairs, replacement and maintenance to mitigate the impacts of climate change, sea level rise, wildfire, seismic safety and flood protection.

District Position: Support

Status: An important measure to Senator Beall, SB 5 has moved to the Senate Appropriations Committee.

Ballot Measures: Local Taxes

[Senate Bill 268](#) (Wiener; D-San Francisco) would simplify ballot label requirements for a local measure that imposes or increases a tax with more than one rate (variable rate) or authorizes the issuance of a bond to permit the description of the tax rate change to be incorporated in the voter guide rather than on the ballot. The bill is designed to reduce confusion for voters in analyzing ballot measures that contain tax changes.

District Position: Support

Status: SB 268 has moved to the Assembly Appropriations Committee.

Santa Clara Valley Water District Contracting

The District is supporting [Assembly Bill 707](#) (Kalra; D-San Jose), which is a Santa Clara Valley Water District bill to increase the cost threshold above which a formal bidding process is required from \$25,000 to \$50,000. The bill will enable Valley Water to more efficiently contract for public works and will provide for more opportunities for small businesses and for women- and minority-owned businesses to compete for these public works projects. The District received this ability last year with the passage of AB 2137 (Mayes). AB 707 would reinforce the District's own contracting threshold by demonstrating greater acceptance of the practice with another special district entity.

District Position: Support

Status: AB 707 has moved to the Senate Floor.

San Mateo County Flood and Sea Level Rise Resiliency District

[Assembly Bill 825](#) (Mullin; D-South San Francisco) is supported by the District and would expand the scope of the San Mateo County Flood Control District to better address flood risks, sea level rise, and coastal erosion countywide.

District Position: Support

Status: AB 825 has moved to the Senate Floor.

Attachments:

1. District Bill Tracking Matrix as of August 22, 2019
2. 2019 State Legislative Calendar



Measure	Author	Topic	Category	Status	Brief Summary	Position	Priority
AB 782	Berman D	California Environmental Quality Act: exemption: public agencies: land transfers.	Acquisition	8/15/2019-Senate amendments concurred in. To Engrossing and Enrolling.	CEQA requires a lead agency to prepare a mitigated negative declaration for a project that may have a significant effect on the environment if revisions in the project would avoid or mitigate that effect and there is no substantial evidence that the project, as revised, would have a significant effect on the environment. This bill would exempt from CEQA the acquisition, sale, or other transfer of interest in land by a public agency for certain purposes, or the granting or acceptance of funding by a public agency for those purposes.	Support	2
AB 65	Petrie-Norris D	Coastal protection: climate adaption: project prioritization: natural infrastructure: local general plans.	Climate	8/20/2019-Read second time. Ordered to Consent Calendar.	Would require specified things of the State Coastal Conservancy when it allocates any funding appropriated pursuant to the The California Drought, Water, Parks, Climate, Coastal Protection, and Outdoor Access for All Act of 2018, including that it prioritize projects that use natural infrastructure, as defined, to help adapt to climate change. The bill would require the conservancy to provide information to the Office of Planning and Research on any projects funded pursuant to the above provision to be considered for inclusion into the clearinghouse for climate adaption information. The bill would authorize the conservancy to provide technical assistance to coastal communities to better assist them with their projects that use natural infrastructure.	Support	2
AB 293	Garcia, Eduardo D	Greenhouse gases: offset protocols.	Climate	7/12/2019-Approved by the Governor. Chaptered by Secretary of State - Chapter 85, Statutes of 2019.	Current law, until January 1, 2031, establishes the Compliance Offsets Protocol Task Force to provide guidance to the state board in approving new offset protocols for a market-based compliance mechanism for the purposes of increasing offset projects with direct environmental benefits in the state while prioritizing disadvantaged communities, Native American or tribal lands, and rural and agricultural regions. This bill would require the task force to consider the development of additional offset protocols, including, but not limited to, protocols for the enhanced management or conservation of agricultural and natural lands, and for the enhancement and restoration of wetlands.	Support	2
AB 825	Mullin D	San Mateo County Flood and Sea Level Rise Resiliency District.	Climate	8/21/2019-Read second time. Ordered to third reading.	Would rename the San Mateo County Flood Control District the San Mateo County Flood and Sea Level Rise Resiliency District, and would add addressing and protecting against the impacts of sea level rise to the powers of the district. The bill would require, commencing January 1, 2020, the district to be governed by a board of directors, as provided, which would replace the Board of Supervisors of the County of San Mateo as the governing board of the district.	Support	2



AB 839	Mullin D	Climate adaptation strategy: strategic resiliency framework: Resiliency through Adaptation, Economic Vitality, and Equity Account.	Climate	8/12/2019-In committee: Referred to APPR. suspense file.	Current law requires the Natural Resources Agency to update every 3 years the state's climate adaptation strategy, known as the Safeguarding California Plan, to identify vulnerabilities to climate change by sectors and priority actions needed to reduce the risks in those sectors. This bill would require the Secretary of the Natural Resources Agency, on or before July 1, 2021, to review the plan and develop a strategic resiliency framework, as specified. The bill would require updates to the plan to include, among other things, a review of the progress made implementing past plans and an evaluation of each lead agency's lead adaptation efforts, as well as a detailed description of the framework developed by the secretary.	Support	2
SB 168	Wieckowski D	Climate change: Chief Climate Resilience Officer.	Climate	8/21/2019-August 21 set for first hearing. Placed on APPR. suspense file.	Would establish the Chief Climate Resilience Officer, appointed by the Governor and subject to confirmation by the Senate, in the Office of Planning and Research to serve as the statewide lead for planning and coordination of climate adaptation policy and implementation in California, and would specify the duties of the chief officer. The bill would make the chief officer, or the chief officer's designee, a member of the advisory council and would designate the chief officer, or the chief officer's designee, as the chair of the advisory council.	Support	2
SB 576	Umberg D	Coastal resources: Climate Ready Program and coastal climate change adaptation, infrastructure, and readiness program.	Climate	8/21/2019-August 21 set for first hearing. Placed on APPR. suspense file.	Current law establishes the State Coastal Conservancy with prescribed powers and authorizes the conservancy to address the impacts and potential impacts of climate change on resources within its jurisdiction. Current law authorizes the conservancy to undertake, among other things, projects that reduce greenhouse gas emissions, address extreme weather events, sea level rise, storm surge, and other coastal hazards that threaten coastal communities, infrastructure, and natural resources. Current law authorizes the conservancy to award grants to public agencies and nonprofit organizations for these authorized activities. This bill would recast these provisions as the Climate Ready Program to be administered by the conservancy as described above.	Support	2
SB 367	Hueso D	State Coastal Conservancy: grants: educational projects and programs.	Eduction	7/3/2019-July 3 set for first hearing. Placed on APPR. suspense file.	Current law establishes the State Coastal Conservancy and prescribes the membership, functions, and duties of the conservancy with regard to the protection, preservation, and enhancement of specified coastal lands in the state. Current law authorizes the conservancy to fund and undertake plans and feasibility studies and to award grants to public agencies and nonprofit organizations for these purposes. This bill would additionally authorize the conservancy to provide technical assistance, and award grants for that purpose.	Support	2

MROSD Legislative Tracking Matrix
8/22/2019



AB 7	Chu D	Daylight saving time.	Government	6/4/2019-In committee: Set, first hearing. Hearing canceled at the request of author.	Current state law sets the standard time for California and sets daylight saving time to begin each March and end each November. Current law allows the state to set the standard time to year-round daylight saving time if federal law authorizes the state to do so. This bill would set California's standard time to year-round daylight saving time after the federal government authorizes the state to do so, as specified.	Support	2
AB 707	Kalra D	Santa Clara Valley Water District: contracts.	Government	8/19/2019-Read third time. Passed. Ordered to the Assembly. In Assembly. Concurrence in Senate amendments pending. May be considered on or after August 21 pursuant to Assembly Rule 77.	Current law requires a contract and prescribes competitive bidding procedures for any improvement or unit of work not performed by the personnel of the Santa Clara Valley Water District if the district estimates the work to cost over \$25,000. This bill would raise that competitive bidding threshold for work not performed by district personnel to work estimated to cost over \$50,000. The bill would subject a contract for work not performed by district personnel and estimated to exceed the threshold to the approval of the board, in accordance with board policy that has been adopted in an open meeting. The bill, with certain exceptions, would prohibit the estimated cost of any improvement or unit of work done by district personnel from exceeding \$50,000.	Support	2
AB 1486	Ting D	Surplus land.	Government	8/12/2019-In committee: Referred to APPR. suspense file.	Current law prescribes requirements for the disposal of surplus land by a local agency. Current law defines "local agency" for these purposes as every city, county, city and county, and district, including school districts of any kind or class, empowered to acquire and hold real property. This bill would expand the definition of "local agency" to include sewer, water, utility, and local and regional park districts, joint powers authorities, successor agencies to former redevelopment agencies, housing authorities, and other political subdivisions of this state and any instrumentality thereof that is empowered to acquire and hold real property, thereby requiring these entities to comply with these requirements for the disposal of surplus land. The bill would specify that the term "district" includes all districts within the state, and that this change is declaratory of existing law.	Watch	1



ACA 1	Aguiar-Curry D	Local government financing: affordable housing and public infrastructure: voter approval.	Government	8/19/2019-Read third time. Refused adoption. Motion to reconsider made by Assembly Member Aguiar-Curry.	The California Constitution prohibits the ad valorem tax rate on real property from exceeding 1% of the full cash value of the property, subject to certain exceptions. This measure would create an additional exception to the 1% limit that would authorize a city, county, city and county, or special district to levy an ad valorem tax to service bonded indebtedness incurred to fund the construction, reconstruction, rehabilitation, or replacement of public infrastructure, affordable housing, or permanent supportive housing, or the acquisition or lease of real property for those purposes, if the proposition proposing that tax is approved by 55% of the voters of the city, county, or city and county, as applicable, and the proposition includes specified accountability requirements.	Support	1
SB 5	Beall D	Affordable Housing and Community Development Investment Program.	Government	8/21/2019-August 21 set for first hearing. Placed on APPR. suspense file.	Would establish in state government the Affordable Housing and Community Development Investment Program, which would be administered by the Affordable Housing and Community Development Investment Committee. The bill would authorize a city, county, city and county, joint powers agency, enhanced infrastructure financing district, affordable housing authority, community revitalization and investment authority, transit village development district, or a combination of those entities, to apply to the Affordable Housing and Community Development Investment Committee to participate in the program and would authorize the committee to approve or deny plans for projects meeting specific criteria.	Support	2
SB 268	Wiener D	Ballot measures: local taxes.	Government	8/21/2019-August 21 set for first hearing. Placed on APPR. suspense file.	Current law requires that the ballots used when voting upon a measure proposed by a local governing body or submitted to the voters as an initiative or referendum measure, including a measure authorizing the issuance of bonds or the incurrence of debt, have printed on them a true and impartial statement describing the purpose of the measure. If the proposed measure imposes a tax or raises the rate of a tax, existing law requires the ballot to include in the statement of the measure the amount of money to be raised annually and the rate and duration of the tax to be levied. This bill would exempt from this requirement a measure that imposes or increases a tax with more than one rate or authorizes the issuance of bonds. The bill would instead permit for these types of measures the statement of the measure to include the words "See voter guide for tax rate information."	Support	1



SB 45	Allen D	Wildfire, Drought, and Flood Protection Bond Act of 2020.	Planning	5/1/2019-May 6 set for first hearing canceled at the request of author.	Would enact the Wildfire, Drought, and Flood Protection Bond Act of 2020, which, if approved by the voters, would authorize the issuance of bonds in the amount of \$4,300,000,000 pursuant to the State General Obligation Bond Law to finance projects to restore fire damaged areas, reduce wildfire risk, create healthy forest and watersheds, reduce climate impacts on urban areas and vulnerable populations, protect water supply and water quality, protect rivers, lakes, and streams, reduce flood risk, protect fish and wildlife from climate impacts, improve climate resilience of agricultural lands, and protect coastal lands and resources.	Support/Coalition	1
AB 556	Carrillo D	Outdoor experiences: community access program: grant program.	Public Access	6/24/2019-In committee: Referred to APPR. suspense file.	Would require the Natural Resources Agency to develop and implement a community access program focused on engagement programs, technical assistance, or facilities that maximize safe and equitable physical admittance, especially for low-income and disadvantaged communities, to natural or cultural resources, community education programs, or recreational amenities. The bill would authorize the agency to develop a grant program for innovative transportation projects that provide disadvantaged and low-income youth with access to outdoor experiences, as specified.	Support/Coalition	2
AB 1111	Friedman D	Outdoor recreation: Office of Outdoor Recreation: California Outdoor Recreation Account.	Public Access	8/19/2019-In committee: Referred to APPR. suspense file.	Would establish, until January 1, 2025, the Office of Outdoor Recreation in the Office of the Governor. The bill would require the office to undertake certain activities, including supporting the outdoor recreation economy and working toward equitable access to outdoor areas of the state by engaging in specified activities. The bill would also require the office to create an advisory committee to provide advice, expertise, support, and service to the office.	Support/Coalition	2



SB 127	Wiener D	Transportation funding: active transportation: complete streets.	Public Access	8/21/2019-August 21 set for first hearing. Placed on APPR. suspense file.	Current law establishes the Active Transportation Program in the Department of Transportation for the purpose of encouraging increased use of active modes of transportation, such as biking and walking, and declares the intent of the Legislature that the program achieve specific goals, including, among other things, increasing the proportion of trips accomplished by biking and walking and the safety and mobility for nonmotorized users. This bill would establish an Active Transportation Asset Branch within the Transportation Asset Management Office of the department and require the Transportation Asset Management Plan program manager to develop and meaningfully integrate performance measures into the asset management plan, as specified and to establish interim goals, objectives, and actions to meet the department's transportation mode shift goals, as specified.	Support	2
AB 450	Arambula D	Bees: Apiary Protection Act.	Stewardship	7/2/2019-Read second time. Ordered to third reading.	Current law requires any apiary operator, or the apiary operator's designated representative, to notify a county agricultural commissioner when relocating a bee colony within the county, but does not impose a 72-hour deadline for providing notice or include other provisions relating to this requirement that are consistent with the specified provisions regarding notice of a relocation to another county. This bill would recast provisions regarding notice of relocation within a county to be consistent with those regarding notice of relocation to another county, including, among other things, by imposing a 72-hour deadline for providing notice of relocation within a county or subsequent movement within the destination county, and by exempting information provided pursuant to that notification requirement from disclosure pursuant to the California Public Records Act.	Support	2
AB 454	Kalra D	Migratory birds: California Migratory Bird Protection Act.	Stewardship	8/13/2019-Read second time. Ordered to third reading.	Current federal law, the Migratory Bird Treaty Act, provides for the protection of migratory birds, as specified. This bill, the California Migratory Bird Protection Act, would, until January 20, 2025, make unlawful the taking or possession of any migratory nongame bird designated in the federal act before January 1, 2017, any additional migratory nongame bird that may be designated in the federal act after that date, or any part of those migratory nongame birds, except as provided by rules and regulations adopted by the United States Secretary of the Interior under the federal act before January 1, 2017, or subsequent rules or regulations adopted pursuant to the federal act, unless those rules or regulations are inconsistent with the Fish and Game Code.	Support	2

MROSD Legislative Tracking Matrix
8/22/2019



AB 916	Muratsuchi D	Pesticide use: glyphosate.	Stewardship	7/12/2019-Failed Deadline pursuant to Rule 61(a)(11). (Last location was AGRI. on 6/26/2019)(May be acted upon Jan 2020)	Would, until January 1, 2025, prohibit a city, county, charter city, city and county, or a special district, as defined, from using any pesticide that contains the active ingredient glyphosate. The bill would not preclude a county, city, charter city, city and county, or a special district from adopting or enforcing stricter pesticide use policies.	Watch	1
AB 933	Petrie-Norris D	Ecosystem resilience: watershed protection: watershed coordinators.	Stewardship	8/12/2019-In committee: Referred to APPR. suspense file.	Would authorize the Department of Conservation, to the extent funds are available, to establish and administer the Ecosystem Resilience Program to fund watershed coordinator positions, as provided, and other necessary costs, throughout the state for the purpose of achieving specified goals, including the goal to develop and implement watershed improvement plans, and other plans to enhance the natural functions of a watershed, aligned with multiple statewide and regional objectives across distinct bioregions. The bill would require the department to develop performance measures and accountability controls to track progress and outcomes of all watershed coordinator grants.	Support	2
AB 948	Kalra D	Coyote Valley Conservation Program.	Stewardship	8/20/2019-Read second time. Ordered to third reading.	Would authorize the Santa Clara Valley Open-Space Authority to establish and administer the Coyote Valley Conservation Program to address resource and recreational goals of the Coyote Valley, as defined. The bill would authorize the authority to collaborate with state, regional, and local partners to help achieve specified goals of the program. The bill would authorize the authority to, among other things, acquire and dispose of interests and options in real property.	Support	2
AB 1011	Petrie-Norris D	Coastal resources: coastal development permits: waiver of filing fees.	Stewardship	8/13/2019-In Assembly. Ordered to Engrossing and Enrolling.	Would authorize the Would authorize the California Coastal Commission to waive the filing fee for an application for a coastal development permit required under the California Coastal Act of 1976, as specified.	Support	2
AB 1718	Levine D	State parks: state coastal beaches: smoking ban.	Stewardship	8/12/2019-In committee: Referred to APPR. suspense file.	Would make it an infraction for a person to smoke, as defined, on a state coastal beach or in a unit of the state park system or to dispose of used cigar or cigarette waste on a state coastal beach or in a unit of the state park system, with certain exceptions, as specifically provided. The bill would establish a state-mandated local program by creating a new crime.	Support	2



AB 1788	Bloom D	Pesticides: use of anticoagulants.	Stewardship	8/21/2019-In committee: Hearing postponed by committee.	Current law prohibits the use of any pesticide that contains one or more of specified anticoagulants in wildlife habitat areas, as defined. Current law exempts from this prohibition the use of these pesticides for agricultural activities, as defined. Existing law requires the director, and each county agricultural commissioner under the direction and supervision of the director, to enforce the provisions regulating the use of pesticides. This bill would create the California Ecosystems Protection Act of 2019 and expand this prohibition against the use of a pesticide containing specified anticoagulants in wildlife habitat areas to the entire state.	Support	1
SB 1	Atkins D	California Environmental, Public Health, and Workers Defense Act of 2019.	Stewardship	8/21/2019-August 21 set for first hearing. Placed on APPR. suspense file.	Current state law regulates the discharge of air pollutants into the atmosphere. The Porter-Cologne Water Quality Control Act regulates the discharge of pollutants into the waters of the state. The California Safe Drinking Water Act establishes standards for drinking water and regulates drinking water systems. The California Endangered Species Act requires the Fish and Game Commission to establish a list of endangered species and a list of threatened species, and generally prohibits the taking of those species. This bill would require specified agencies to take prescribed actions regarding certain federal requirements and standards pertaining to air, water, and protected species, as specified.	Support	2
SB 474	Stern D	The California Wildlife Protection Act of 1990: Habitat Conservation Fund.	Stewardship	7/10/2019-Failed Deadline pursuant to Rule 61(a)(10). (Last location was W.,P. & W. on 6/6/2019)(May be acted upon Jan 2020)	Would establish the Wildlife Protection Subaccount in the Habitat Conservation Fund and would require the Controller, if an appropriation is made for this purpose in any fiscal year, to transfer \$30,000,000 from the General Fund to the subaccount, less any amount transferred from specified accounts and funds, to be expended by the board for the acquisition, enhancement, or restoration of wildlife habitat.	Support/Coalition	2



AB 1516	Friedman D	Fire prevention: wildfire risk: defensible space and fuels reduction management.	Wildfire	8/19/2019-In committee: Referred to APPR. suspense file.	Current law requires that a person who owns, leases, controls, operates, or maintains an occupied dwelling or structure in, upon, or adjoining a mountainous area, forest-covered land, brush-covered land, grass-covered land, or land that is covered with flammable material that is within a very high fire hazard severity zone, as designated by a local agency, or a building or structure in, upon, or adjoining those areas or lands within a state responsibility area, to maintain a defensible space of 100 feet from each side and from the front and rear of the structure, as specified. A repeated violation within a specified timeframe of those requirements is a crime. This bill would require a person described above to utilize more intense fuel reductions between 5 and 30 feet around the structure, and to create a noncombustible zone within 5 feet of the structure.	Support	2
SB 226	Nielsen R	Watershed restoration: wildfires: grant program.	Wildfire	8/14/2019-August 14 set for first hearing. Placed on APPR. suspense file.	Would, upon appropriation by the Legislature, require the National Resources Agency to develop and implement a watershed restoration grant program, as provided, for purposes of awarding grants to eligible counties, as defined, to assist them with watershed restoration on watersheds that have been affected by wildfire, as specified. The bill would require the agency to develop guidelines for the grant program, as provided. The bill would require an eligible county receiving funds pursuant to the grant program to submit annually to the agency a report regarding projects funded by the grant program, as provided.	Support	2
SB 247	Dodd D	Wildland fire prevention: vegetation management.	Wildfire	8/21/2019-August 21 set for first hearing. Placed on APPR. suspense file.	Current law requires each electrical corporation to annually prepare a wildfire mitigation plan and to submit its plan to the commission for review and approval, as specified. Current law requires that an electrical corporation's wildfire mitigation plan include plans for vegetation management. Current law requires the commission, at the time it approves each plan, to authorize the utility to establish a memorandum account to track costs incurred to implement the plan. Current law requires the Public Utilities Commission to oversee compliance with the approved plans. This bill would, on or after January 1, 2021, require an electrical corporation to notify the Department of Forestry and Fire Protection after it completes all or a substantial portion of the vegetation management requirements in its wildfire mitigation plan.	Watch	2

2019 TENTATIVE LEGISLATIVE CALENDAR

COMPILED BY THE OFFICE OF THE SECRETARY OF THE SENATE AND THE OFFICE OF THE CHIEF CLERK
October 31, 2018 (revised)

DEADLINES

JANUARY						
S	M	T	W	TH	F	S
		<u>1</u>	2	3	4	5
6	<u>7</u>	8	9	<u>10</u>	11	12
13	14	15	16	17	18	19
20	<u>21</u>	22	23	24	<u>25</u>	26
27	28	29	30	31		

[Jan. 1](#) Statutes take effect (Art. IV, Sec. 8(c)).

[Jan. 7](#) Legislature **reconvenes** (J.R. 51(a)(1)).

[Jan. 10](#) Budget must be submitted by Governor (Art. IV, Sec. 12(a)).

[Jan. 21](#) Martin Luther King, Jr. Day.

[Jan. 25](#) Last day to submit **bill requests** to the Office of Legislative Counsel

FEBRUARY						
S	M	T	W	TH	F	S
					1	2
3	4	5	6	7	8	9
10	11	12	13	14	15	16
17	<u>18</u>	19	20	21	<u>22</u>	23
24	25	26	27	28		

[Feb. 18](#) Presidents' Day.

[Feb. 22](#) Last day for **bills to be introduced** (J.R. 61(a)(1)), (J.R. 54(a)).

MARCH						
S	M	T	W	TH	F	S
					1	2
3	4	5	6	7	8	9
10	11	12	13	14	15	16
17	18	19	20	21	22	23
24	25	26	27	28	<u>29</u>	30
31						

[Mar. 29](#) Cesar Chavez Day observed.

APRIL						
S	M	T	W	TH	F	S
	1	2	3	4	5	6
7	8	9	10	<u>11</u>	12	13
14	15	16	17	18	19	20
21	<u>22</u>	23	24	25	<u>26</u>	27
28	29	30				

[Apr. 11](#) **Spring recess** begins upon adjournment of this day's session (J.R. 51(a)(2)).

[Apr. 22](#) Legislature **reconvenes** from Spring recess (J.R. 51(a)(2)).

[Apr. 26](#) Last day for **policy committees** to hear and report to **fiscal committees** **fiscal bills** introduced in their house (J.R. 61(a)(2)).

MAY						
S	M	T	W	TH	F	S
			1	2	<u>3</u>	4
5	6	7	8	9	<u>10</u>	11
12	13	14	15	16	<u>17</u>	18
19	20	21	22	23	24	25
26	<u>27</u>	<u>28</u>	<u>29</u>	<u>30</u>	<u>31</u>	

[May 3](#) Last day for **policy committees** to hear and report to the Floor **nonfiscal bills** introduced in their house (J.R. 61(a)(3)).

[May 10](#) Last day for **policy committees** to meet prior to June 3 (J.R. 61(a)(4)).

[May 17](#) Last day for **fiscal committees** to hear and report to the Floor bills introduced in their house (J.R. 61(a)(5)). Last day for **fiscal committees** to meet prior to June 3 (J.R. 61(a)(6)).

[May 27](#) Memorial Day.

[May 28-31](#) **Floor Session Only.**

No committees, other than conference or Rules committees, may meet for any purpose (J.R. 61(a)(7)).

[May 31](#) Last day for bills to be **passed out of the house of origin** (J.R. 61(a)(8)).

*Holiday schedule subject to Rules committee approval.

2019 TENTATIVE LEGISLATIVE CALENDAR

COMPILED BY THE OFFICE OF THE SECRETARY OF THE SENATE AND THE OFFICE OF THE CHIEF CLERK
October 31, 2018 (revised)

JUNE						
S	M	T	W	TH	F	S
						1
2	3	4	5	6	7	8
9	10	11	12	13	14	15
16	17	18	19	20	21	22
23	24	25	26	27	28	29
30						

Jun. 3 Committee meetings may resume (J.R. 61(a)(9)).

Jun. 15 **Budget Bill** must be passed by **midnight** (Art. IV, Sec. 12(c)(3)).

JULY						
S	M	T	W	TH	F	S
	1	2	3	4	5	6
7	8	9	10	11	12	13
14	15	16	17	18	19	20
21	22	23	24	25	26	27
28	29	30	31			

Jul. 4 Independence Day.

Jul. 10 Last day for **policy committees** to hear and report **fiscal bills** to **fiscal committees** (J.R. 61(a)(10)).

Jul. 12 Last day for **policy committees** to meet and report bills (J.R. 61(a)(11)). **Summer recess** begins upon adjournment of this day's session, provided Budget Bill has been passed (J.R. 51(a)(3)).

AUGUST						
S	M	T	W	TH	F	S
				1	2	3
4	5	6	7	8	9	10
11	12	13	14	15	16	17
18	19	20	21	22	23	24
25	26	27	28	29	30	31

Aug. 12 **Legislature reconvenes** from Summer recess (J.R. 51(a)(3)).

Aug. 30 Last day for **fiscal committees** to meet and report bills to Floor (J.R. 61(a)(12)).

SEPTEMBER						
S	M	T	W	TH	F	S
1	2	3	4	5	6	7
8	9	10	11	12	13	14
15	16	17	18	19	20	21
22	23	24	25	26	27	28
29	30					

Sep. 2 Labor Day.

Sep. 3-13 **Floor Session Only.** No committees, other than conference and Rules committees, may meet for any purpose (J.R. 61(a)(13)).

Sep. 6 Last day to **amend bills on the floor** (J.R. 61(a)(14)).

Sep. 13 Last day for **each house to pass bills** (J.R. 61(a)(15)). **Interim Study Recess** begins upon adjournment of this day's session (J.R. 51(a)(4)).

*Holiday schedule subject to Senate Rules committee approval.

IMPORTANT DATES OCCURRING DURING INTERIM STUDY RECESS

2019

Oct. 13

Last day for Governor to sign or veto bills passed by the Legislature on or before Sep. 13 and in the Governor's possession after Sep. 13 (Art. IV, Sec.10(b)(1)).

2020

Jan. 1

Statutes take effect (Art. IV, Sec. 8(c)).

Jan. 6

Legislature reconvenes (J.R. 51 (a)(4)).