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TO: The Fresno County Board of Supervisors  
CC: Jean Rousseau, County Administrative Officer  
Jeannie Figueroa, Assistant County Administrative Officer  
FROM: Paul Yoder and Michael Corbett  
DATE: October 24, 2017  
RE: Final Legislative Report - 2017

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### **General Outlook**

The Legislature has adjourned for the year. Major legislative action this year included passing a transportation funding measure (SB 1), extending Cap-and-Trade with a 2/3 vote and approving a spending plan for the funds generated, a housing package and a parks / resources bond for the 2018 ballot.

### **Adopted State Budget**

The state budget was once again approved on time. For much of the year, there was great uncertainty regarding the Governor's proposal to shift costs for the In-Home Supportive Services (IHSS) Program away from the State and back to the counties. This proposal would have had an immediate and immense impact on county budgets, potentially costing nearly \$700 million statewide. The initial estimate of additional cost to Fresno County was at least \$25 million annually.

Ultimately, the Governor, the Legislature and counties worked out a phased-in approach to this shift that will occur over the next four years. In the 2017-2018 budget, the agreement increases costs to counties by – on average – 5% for IHSS. While not ideal - in that the State returned much greater maintenance of effort responsibilities (MOE) to counties - this was the best situation that could be crafted given the Governor's firm stance on this issue. CSAC has approved the final formula for the IHSS MOE shift implementation.

### **General Local Government**

The two measures that generated the most concern for local governments, including Fresno County, were AB 1250 (Jones-Sawyer) and SB 649 (Hueso). The County opposed both measures.

AB 1250 would have created a massive new amount of work for counties that contracted out for any services. It would have required counties conduct analysis on the costs of using in-house staff versus contractors, but prohibited key cost-drivers from being included in the calculation, thus prejudicing the outcome towards using only county staff. A large and diverse coalition of opposition developed, which

included small business, non-profits, various county affiliates and county boards of supervisors. The Senate elected to hold the bill in the Senate Rules Committee for the remainder of the year. AB 1250 is a "two-year bill" and the County should expect to revisit this issue in 2018, as the proponents of the measure are unlikely to give up.

SB 649 was vetoed by the Governor. This measure would have made two major changes to how wireless facilities will be permitted for new technology – 1) it makes wireless permits ministerial instead of discretionary, and it caps the fees that any local agency can charge for use of the jurisdiction's vertical infrastructure (utility, telephone, lighting and traffic poles, as well as rooftops, etc.) to \$250 plus costs. Local agencies would have been prohibited from charging market rates.

### **Housing Package**

After several stops and starts over the last two years, the Legislature approved a package to create new affordable housing, streamline permitting for housing projects in jurisdictions that have not met their target per their regional housing assessment needs, establish a permanent source of affordable housing funding and a bond for the November 2018 ballot. The full complement of bills, signed into law as a group, that were considered part of the package are as follows:

- SB 2 (Atkins) creates a permanent source of funding for affordable housing.
- SB 3 (Beall) proposes \$4 billion bond measure to kick start the affordable housing construction our state needs.
- SB 35 (Wiener) holds local communities accountable by streamlining housing approvals in cities that aren't meeting their state-mandated housing goals.
- SB 540 (Roth) will incentivize and streamline housing construction to help solve our state's dire housing shortage.
- SB 167 (Skinner) and SB 166 (Skinner) aim to remove barriers to housing construction and increase housing development across all affordability levels.
- AB 1505 (Bloom) restores local governments' ability to increase the supply of affordable housing units in cities across California.
- AB 72 (Santiago) gives the state the authority to enforce California housing element laws.
- AB 73 (Chiu) will streamline and incentivize housing production at the local level.
- AB 678 (Bocanegra) strengthens housing accountability.
- AB 571 (Garcia) will provide more low-income housing for farmworkers across the state.
- AB 879 (Grayson) requires local governments to collect information on the nongovernmental hurdles to housing development.
- AB 1397 (Low) strengthens local housing planning laws.
- AB 1515 (Daly) strengthens California's housing accountability laws.
- AB 1521 (Bloom) will preserve existing affordable housing stock.

### **Water / Parks**

The Legislature and Governor approved SB 5 (de Leon) a parks / resources bond. This proposed bond includes a variety of potential funding sources to which Fresno County may avail itself potentially in the future. We have provided staff with a breakdown of the funding categories contained within the proposed bond. Please note that this bond will be on the June 2018 statewide ballot while the housing bond (SB 3, mentioned directly above) will be on the November 2018 ballot.



## Transportation

Prior to adjourning for Spring Break, the Governor signed SB 1 (Beall), which was the product of nearly four years' worth of work and negotiation on a transportation package that included funding for local streets and roads. Shortly thereafter, an effort was launched to repeal SB 1. Already, two separate referendums on SB 1 have been cleared for circulation. Any referendum would be on the November 2018 ballot.

## Cap and Trade

Budget trailer bills AB 109, AB 134, SB 93, and SB 119 which contain proposed Cap and Trade expenditures were approved by the Governor. See diagram below.

**2017-18 Cap and Trade Spending Plan**  
**40% Discretionary Portion**  
(millions of dollars)

Investment Category	Program	Amount
Air Quality (diesel reduction, low carbon transportation)	Carl Moyer Program, AQIP	\$250
	Agricultural Diesel Engine Replacement & Upgrades	85
	Clean Vehicle Rebate Project	140
	Freight Hubs/Ports: Zero Emission Freight Equipment Pilot	140
	Commercial Deployment Projects	180
	Clean Buses and Trucks	180
	Enhanced Fleet Modernization Program, School Buses & Transportation Equity Projects	100
	<b>Subtotal, Air Quality</b>	<b>(\$895)</b>
Air Quality Related, Local Action	AB 617 State and Local Implementation Costs	\$12
	Technical Assistance to Community Groups	5
	Transformative Climate Communities	10
	<b>Subtotal, Air Quality-Related and Local</b>	<b>(\$27)</b>
Sustainable Agriculture	Methane Reduction	\$99
	Energy Efficiency	60
	Renewable Energy	6
	<b>Subtotal, Sustainable Agriculture</b>	<b>(\$165)</b>
Sustainable Forests	Fire Prevention and Healthy Forests	\$200
	Local Fire Response/Emergency Fire Protection	25
	<b>Subtotal, Sustainable Forests</b>	<b>(\$225)</b>
Short-Lived Climate Pollutants, Carbon Sequestration, Greening	Recycling Infrastructure	\$40
	Urban Forestry	20
	Urban Greening	26
	Wetlands Restoration	15
	<b>Subtotal, Short-Lived Pollutants, Sequestration, Greening</b>	<b>(\$101)</b>
Climate Adaptation & Resiliency, Research	Low Income Weatherization	\$18
	Natural Land Adaptation	20
	Coastal Adaptation	6
	Research	11
	<b>Subtotal, Adaptation, Resiliency, Research</b>	<b>(\$55)</b>
Off-the-top Accounting	SRA backfill (40% share of costs)	\$32
<b>Total</b>		<b>\$1,500</b>

## **Cannabis Regulation**

The Legislature considered dozens of cannabis-related bills in 2017; however, the Administration expressed concern about continued statutory changes during the final stages of recreational cannabis rulemakings, leading up to January 1, 2018. In that vein, the Governor's office asked the Legislature to hold these measures for the year. However, the Administration did propose, as part of a budget trailer bill, some additional clean-up in anticipation of recreational cannabis being sold in 2018 – those matters were included in AB 133 / SB 118 and intended to be technical and clarifying. There were significant concerns relayed to the Legislature by local governments about the coordination between the State and local agencies regarding the status of locally-issue permits to obtain state licensing. The Administration is committed to resolving these issues through the emergency regulations process this fall.

## **In Conclusion / Looking Ahead**

The Legislature approved major legislation in 2017 to address a growing housing crisis, climate change, funding for transportation infrastructure and funding for parks and resources-related projects. By any measure, it was a busy year, despite the huge uncertainty that policy makers felt in the early part of the year due to changes at the federal level.

It is hard to speculate on everything that the Legislature may address in 2018. However, the County can expect that the Legislature will continue to respond as changes occur in policy and law at the federal level. Of acute concern will be any changes to the Affordable Care Act and Medicare, as the State and California's counties have enormous financial exposure relative to the funding stream that is attached to these federal acts and funding streams.

Jerry Brown's sixteenth and final year as Governor of California will conclude in 2018, teeing up a crowded field of gubernatorial candidates. Whoever succeeds Governor Brown will ultimately oversee what happens starting in 2019 on such high-profile issues as California WaterFix, high speed rail, health care, IHSS and many other issues of interest to Fresno County and its residents.

**Tracked Legislation for Fresno County (please note: this report only contains bills that went to Governor Brown in 2017)**

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**Sponsor / Support**

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**SB 205 (Committee on Governance and Finance) Local Government Omnibus Act of 2017.**

**Introduced:** 2/1/2017

**Last Amended:** 8/28/2017

**Status:** 9/30/2017-Approved by the Governor. Chaptered by Secretary of State. Chapter 387, Statutes of 2017.

**Is Urgency:** N

**Is Fiscal:** Y

**Location:** 9/30/2017-S. CHAPTERED

**Summary:**

The California Constitution requires, among others, all public officers to take a specified oath of office. Current statutory law requires any officer to take that oath before he or she enters the duties of his or her office. This bill would require an officer to take that oath following any election or appointment and before entering the duties of his or her office. This bill contains other related provisions and other current laws.

**Position:** Support

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**Oppose**

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**SB 252 (Dodd D) Water wells.**

**Introduced:** 2/7/2017

**Last Amended:** 9/1/2017

**Status:** 10/6/2017-Approved by the Governor. Chaptered by Secretary of State. Chapter 538, Statutes of 2017.

**Is Urgency:** N

**Is Fiscal:** Y

**Location:** 10/6/2017-S. CHAPTERED

**Summary:**

Would, until January 30, 2020, require a city or county overlying a critically overdrafted basin, as defined, to request estimates of certain information from an applicant for a new well located within a critically overdrafted basin as part of an application for a well permit. The bill would require a city or county that receives an application for a well permit in a critically overdrafted basin to make the information about the new well included in the application for a well permit available to both the public and to groundwater sustainability agencies and easily accessible. The bill would authorize a



city or county to issue a new well permit within a critically overdrafted basin when these requirements have been met.

**Position:** Oppose

**SB 649 (Hueso D) Wireless telecommunications facilities.**

**Introduced:** 2/17/2017

**Last Amended:** 9/6/2017

**Status:** 10/15/2017-Vetoed by the Governor. In Senate. Consideration of Governor's veto pending.

**Is Urgency:** N

**Is Fiscal:** Y

**Location:** 10/15/2017-S. VETOED

**Calendar:**

10/17/2017 #34 SENATE SEN GOVERNOR'S VETOES

**Summary:**

Current federal law recognizes the authority of a state or local government to manage public rights-of-way or to require fair and reasonable compensation from telecommunications providers, on a competitively neutral and nondiscriminatory basis, for the use of public rights-of-way on a nondiscriminatory basis, if the compensation required is publicly disclosed by that government. Current federal law provides that no state or local government has the authority to regulate the entry of, or the rates charged by, a commercial mobile service, but permits a state to regulate the other terms and conditions of commercial mobile services. This bill would provide that a small cell, as defined, is a permitted use, subject only to a specified permitting process adopted by a city or county, if the small cell meets specified requirements.

**Position:** Oppose

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**Other Monitored Legislation**

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**AB 97 (Ting D) Budget Act of 2017.**

**Introduced:** 1/10/2017

**Last Amended:** 6/10/2017

**Status:** 6/27/2017-Approved by the Governor. Chaptered by Secretary of State - Chapter 14, Statutes of 2017.

**Is Urgency:** Y

**Is Fiscal:** Y

**Location:** 6/27/2017-A. CHAPTERED

**Summary:**

This bill would make appropriations for the support of state government for the 2017–18 fiscal year. This bill would declare that it is to take effect immediately as a Budget Bill.

**AB 103** (Committee on Budget) Public safety: omnibus.

**Introduced:** 1/10/2017

**Last Amended:** 6/8/2017

**Status:** 6/27/2017-Approved by the Governor. Chaptered by Secretary of State - Chapter 17, Statutes of 2017.

**Is Urgency:** Y

**Is Fiscal:** Y

**Location:** 6/27/2017-A. CHAPTERED

**Summary:**

Would require that whenever a judgment, including any consent judgment, decree, or settlement agreement that has been approved by the court, in a class action provides for the payment of money to members of the class, any unpaid cash residue or unclaimed or abandoned class member funds be distributed in accordance with its provisions, unless the court makes a specific finding. The bill would require the court to set a date when the parties must submit a report to the court regarding a plan for the distribution of these funds.

**AB 245** (Quirk D) Hazardous waste: enforcement.

**Introduced:** 1/30/2017

**Last Amended:** 9/1/2017

**Status:** 10/5/2017-Approved by the Governor. Chaptered by Secretary of State - Chapter 499, Statutes of 2017.

**Is Urgency:** N

**Is Fiscal:** Y

**Location:** 10/5/2017-A. CHAPTERED

**Summary:**

Current law permits the Department of Toxic Substances Control or an agency authorized to implement and enforce certain laws relating to hazardous materials, known as a unified program agency, to enforce the Hazardous Waste Control Law. Current law authorizes the department or a unified program agency to issue an order that requires a violation to be corrected and imposes an administrative penalty when there is a violation of the hazardous waste control laws, laws regulating hazardous substances, or any permit, rule, regulation, standard, or requirement issued or adopted pursuant to those laws. Under existing law, a person who does not comply with the order is subject to a civil penalty. This bill would increase these administrative and civil penalties to \$70,000 and would make nonsubstantive changes in these provisions.

**AB 248** (Reyes D) Hazardous waste: facilities: permits.

**Introduced:** 1/30/2017

**Last Amended:** 5/26/2017

**Status:** 10/10/2017-Vetoed by Governor.

**Is Urgency:** N

**Is Fiscal:** Y

**Location:** 10/10/2017-A. VETOED

**Summary:**

Would require, for a hazardous waste facilities permit that will expire on or before July 1, 2020, the owner or operator of a facility intending to extend the term of that permit to submit a Part A and Part B application for a permit renewal at least 6 months before the fixed term of the permit expires. The bill would require, for a hazardous waste facilities permit that will expire after July 1, 2020, the owner or operator to submit a Part A and Part B application for a permit renewal at least 2 years before the fixed term of the permit expires.

**AB 258 (Arambula D) Child care and development services: individualized county child care subsidy plan: County of Fresno.**

**Introduced:** 1/31/2017

**Last Amended:** 9/8/2017

**Status:** 10/12/2017-Approved by the Governor. Chaptered by Secretary of State - Chapter 697, Statutes of 2017.

**Is Urgency:** N

**Is Fiscal:** Y

**Location:** 10/12/2017-A. CHAPTERED

**Summary:**

Would authorize, until January 1, 2023, the County of Fresno to develop an individualized county child care subsidy plan, as specified. The bill would require the plan to be submitted to the local planning council and the Fresno County Board of Supervisors for approval, as specified. The bill would require the Early Education and Support Division of the State Department of Education to review and approve or disapprove the plan and any subsequent modifications to the plan and, in specified situations, would require the State Department of Social Services to only review the plan.

**AB 277 (Mathis R) Water and Wastewater Loan and Grant Program.**

**Introduced:** 2/1/2017

**Last Amended:** 3/27/2017

**Status:** 10/3/2017-Approved by the Governor. Chaptered by Secretary of State - Chapter 438, Statutes of 2017.

**Is Urgency:** N

**Is Fiscal:** Y

**Location:** 10/3/2017-A. CHAPTERED

**Summary:**

Would, to the extent funding is made available, authorize the State Water Resources Control Board to establish the Water and Wastewater Loan and Grant Program to



provide funding to eligible applicants for specified purposes relating to drinking water and wastewater treatment. This bill would authorize a county or qualified nonprofit organization to apply to the board for a grant to award loans or grants, or both, to an eligible applicant. The bill would authorize the board to use a funding source that is authorized for and consistent with the purposes of the program.

**AB 313** **(Gray D) Water.**

**Introduced:** 2/6/2017

**Last Amended:** 7/18/2017

**Status:** 10/15/2017-Vetoed by Governor.

**Is Urgency:** N

**Is Fiscal:** Y

**Location:** 10/15/2017-A. VETOED

**Summary:**

Current law authorizes the State Water Resources Control Board to adopt an order setting administrative civil liability based on the allegations set forth in the complaint without a hearing, unless a written request for a hearing signed by, or on behalf of, the party served with the complaint is delivered to or received by mail by the board within 20 days after receipt of the complaint. This bill, commencing July 1, 2018, would establish a Water Rights Division within the Office of Administrative Hearings, as prescribed.

**AB 321** **(Mathis R) Groundwater sustainability agencies.**

**Introduced:** 2/7/2017

**Last Amended:** 4/27/2017

**Status:** 7/18/2017-Approved by the Governor. Chaptered by Secretary of State - Chapter 67, Statutes of 2017.

**Is Urgency:** N

**Is Fiscal:** N

**Location:** 7/17/2017-A. CHAPTERED

**Summary:**

Sustainable Groundwater Management Act requires a groundwater sustainability agency to consider the interests of all beneficial uses and users of groundwater, as well as those responsible for implementing groundwater sustainability plans, including, among other interests, holders of overlying groundwater rights, including agricultural users and domestic well owners. This bill would specifically include farmers, ranchers, and dairy professionals in the agricultural users whose interests a groundwater sustainability agency is required to consider.

**AB 339** **(Mathis R) State Water Pollution Cleanup and Abatement Account.**

**Introduced:** 2/7/2017

**Last Amended:** 4/4/2017

**Status:** 10/3/2017-Approved by the Governor. Chaptered by Secretary of State - Chapter 439, Statutes of 2017.

**Is Urgency:** N

**Is Fiscal:** Y

**Location:** 10/3/2017-A. CHAPTERED

**Summary:**

The Porter-Cologne Water Quality Control Act creates the State Water Pollution Cleanup and Abatement Account in the State Water Quality Control Fund and continuously appropriates moneys in the account to the state board for the purposes of cleaning up waste or abating its effects on state waters. Current law, until July 1, 2018, authorizes the state board to pay these moneys from the account to, among others, a community water system that services a disadvantaged community to be used to assist in addressing urgent drinking water need, among other purposes. This bill would limit the above-described payments to grants, and would delete the July 1, 2018, sunset date. By extending the term of an existing appropriation, this bill would make an appropriation.

**AB 355 (Chu D) Water pollution: enforcement.**

**Introduced:** 2/8/2017

**Last Amended:** 6/7/2017

**Status:** 10/6/2017-Approved by the Governor. Chaptered by Secretary of State - Chapter 524, Statutes of 2017.

**Is Urgency:** N

**Is Fiscal:** Y

**Location:** 10/6/2017-A. CHAPTERED

**Summary:**

Current law permits the State Water Resources Control Board or regional board, in lieu of assessing all or a portion of the mandatory minimum penalties against a publicly owned treatment works serving a small community, as defined, to elect to require the publicly owned treatment works to spend an equivalent amount towards completion of a compliance project proposed by the publicly owned treatment works if the state board or regional board makes certain findings. Current law, for these purposes, defines "a publicly owned treatment works serving a small community." This bill, for purposes of the exception, would instead define publicly owned treatment works serving a small community as a publicly owned treatment works serving a population of 20,000 persons or fewer or a rural county, with a financial hardship.

**AB 492 (Grayson D) Advertising and solicitations: government documents.**

**Introduced:** 2/13/2017

**Last Amended:** 8/24/2017

**Status:** 9/26/2017-Approved by the Governor. Chaptered by Secretary of State - Chapter 293, Statutes of 2017.



**Is Urgency:** N

**Is Fiscal:** Y

**Location:** 9/26/2017-A. CHAPTERED

**Summary:**

Would permit a person, firm, corporation, or association that is a nongovernmental entity to solicit a fee for providing a copy of a public record if that solicitation meets specified requirements. Those requirements would include a certain disclosure requirement stating that the document is an advertisement, the fee or cost charged by the relevant state or local government agency to obtain a copy of the record that the solicitation is offering to obtain, and information necessary to contact the state or local agency with custody of the record. The bill would define "solicit" for purposes of these provisions.

**AB 524 (Bigelow R) Public utilities: fines and settlements: 2015 Butte Fire.**

**Introduced:** 2/13/2017

**Last Amended:** 8/28/2017

**Status:** 10/2/2017-Vetoed by Governor.

**Is Urgency:** Y

**Is Fiscal:** Y

**Location:** 10/2/2017-A. VETOED

**Summary:**

This bill would appropriate moneys resulting from 2 specified citations, issued by the Public Utilities Commission to the Pacific Gas and Electric Company for violations relating to the 2015 Butte Fire, to the Department of Forestry and Fire Protection to be expended for the department's program known as the State Responsibility Area Fire Prevention Fund and Tree Mortality Grant Program.

**AB 560 (Salas D) Safe Drinking Water State Revolving Fund: project financing: severely disadvantaged communities.**

**Introduced:** 2/14/2017

**Last Amended:** 7/12/2017

**Status:** 10/7/2017-Approved by the Governor. Chaptered by Secretary of State - Chapter 552, Statutes of 2017.

**Is Urgency:** N

**Is Fiscal:** Y

**Location:** 10/7/2017-A. CHAPTERED

**Summary:**

Would, to the extent permitted by federal law, authorize the State Water Resources Control Board to provide grant funding, and principal forgiveness and 0% financing on loans, from the Safe Drinking Water State Revolving Fund to a project for a water system with a service area that qualifies as a severely disadvantaged community if the water system demonstrates that repaying a Safe Drinking Water State Revolving Fund loan with interest would result in unaffordable water rates, as defined.

**AB 1069 (Low D) Local government: taxicab transportation services.**

**Introduced:** 2/16/2017

**Last Amended:** 9/8/2017

**Status:** 10/13/2017-Approved by the Governor. Chaptered by Secretary of State - Chapter 753, Statutes of 2017.

**Is Urgency:** N

**Is Fiscal:** Y

**Location:** 10/13/2017-A. CHAPTERED

**Summary:**

Current law, referred to as the pull-notice system, requires the prospective employer of a driver who drives a specified vehicle to obtain a report showing the driver's current public record as recorded by the Department of Motor Vehicles, as specified. A violation of this provision of the Vehicle Code is a crime. This bill, commencing January 1, 2019, would limit the applicability of that ordinance or resolution adoption requirement and related provisions to a city or county, including a charter city or charter county, in which a taxicab company is substantially located, and the City and County of San Francisco, regardless of whether a taxicab company is substantially located in the city and county.

**AB 1179 (Kalra D) Hazardous waste facilities: inspections.**

**Introduced:** 2/17/2017

**Last Amended:** 4/17/2017

**Status:** 10/10/2017-Vetoed by Governor.

**Is Urgency:** N

**Is Fiscal:** Y

**Location:** 10/10/2017-A. VETOED

**Summary:**

Would require the Department of Toxic Substances Control to adopt regulations establishing inspection frequencies for permitted hazardous waste treatment, storage, and disposal facilities, hazardous waste generators, and hazardous waste transporters, as specified. The bill would require the inspection frequency for a hazardous waste land disposal facility to be no less than 2 times per calendar year and, for any other permitted hazardous waste treatment, storage, or disposal facility, no less than once per calendar year.

**AB 1279 (Salas D) Valley fever.**

**Introduced:** 2/17/2017

**Last Amended:** 9/1/2017

**Status:** 10/3/2017-Vetoed by Governor.

**Is Urgency:** N



**Is Fiscal:** Y

**Location:** 10/3/2017-A. VETOED

**Summary:**

Current law requires the State Department of Public Health to establish a list of reportable communicable and noncommunicable diseases and conditions and specify the timeliness requirements related to the reporting of each disease and condition. Current law also supports research into the development of a vaccine to protect against valley fever (coccidioidomycosis). This bill would require the department to develop outreach programs to educate the public about valley fever.

**AB 1397 (Low D) Local planning: housing element: inventory of land for residential development.**

**Introduced:** 2/17/2017

**Last Amended:** 8/21/2017

**Status:** 9/29/2017-Approved by the Governor. Chaptered by Secretary of State - Chapter 375, Statutes of 2017.

**Is Urgency:** N

**Is Fiscal:** Y

**Location:** 9/29/2017-A. CHAPTERED

**Summary:**

The Planning and Zoning Law requires each city, county, and city and county to prepare and adopt a general plan that contains certain mandatory elements, including a housing element. Current law requires the housing element to contain, among other things, an inventory of land suitable for residential development, including vacant sites and sites having the potential for redevelopment. This bill would require the inventory of land to be available for residential development in addition to being suitable for residential development and to include vacant sites and sites that have realistic and demonstrated potential for redevelopment during the planning period to meet the locality's housing need for a designated income level.

**AB 1505 (Bloom D) Land use: zoning regulations.**

**Introduced:** 2/17/2017

**Last Amended:** 9/8/2017

**Status:** 9/29/2017-Approved by the Governor. Chaptered by Secretary of State - Chapter 376, Statutes of 2017.

**Is Urgency:** N

**Is Fiscal:** Y

**Location:** 9/29/2017-A. CHAPTERED

**Summary:**

Would authorize the legislative body of any county or city to adopt ordinances to require, as a condition of development of residential rental units, that the development include a certain percentage of residential rental units affordable to, and occupied by, moderate-income, lower income, very low income, or extremely low income

households or by persons and families of low or moderate income, as specified, and would declare the intent of the Legislature in adding this provision.

**AB 1530** (Gonzalez Fletcher D) Urban forestry.

**Introduced:** 2/17/2017

**Last Amended:** 9/1/2017

**Status:** 10/12/2017-Approved by the Governor. Chaptered by Secretary of State - Chapter 720, Statutes of 2017.

**Is Urgency:** N

**Is Fiscal:** Y

**Location:** 10/12/2017-A. CHAPTERED

**Summary:**

The California Urban Forestry Act of 1978 has as a stated purpose the promotion of the use of urban forest resources for purposes of increasing integrated projects with multiple benefits in urban communities. This bill would provide that the purpose of the act is also to promote policies and incentives that advance improved maintenance of urban forest canopy to optimize multiple benefits, among other purposes.

**AB 1712** (Committee on Natural Resources) Private burning of lands.

**Introduced:** 3/8/2017

**Status:** 7/21/2017-Approved by the Governor. Chaptered by Secretary of State - Chapter 93, Statutes of 2017.

**Is Urgency:** N

**Is Fiscal:** Y

**Location:** 7/21/2017-A. CHAPTERED

**Summary:**

Current law provides that cooperation by the Department of Forestry and Fire Protection with a person desiring to use prescribed burning as a means of converting brush-covered lands into forage lands, which has as its objective, among other things, the prevention of high intensity wildland fires, is a public purpose. This bill would instead provide that cooperation by the department with a person desiring to use prescribed burning as a means of converting brush-covered lands into forage lands or to help meet wildland management goals, which has as its objective, among other things, restoring ecological integrity and resilience, community wildfire protection, carbon resilience, and enhancement of culturally important resources, is a public purpose.

**AB 1714** (Committee on Housing and Community Development) Income taxes: credits: low-income housing: farmworker housing: building standards: housing and home finance.

**Introduced:** 3/9/2017

**Last Amended:** 8/21/2017



**Status:** 10/2/2017-Approved by the Governor. Chaptered by Secretary of State - Chapter 418, Statutes of 2017.

**Is Urgency:** N

**Is Fiscal:** Y

**Location:** 10/2/2017-A. CHAPTERED

**Summary:**

Would, under the law governing the taxation of insurers, the Personal Income Tax Law, and the Corporation Tax Law, modify specified criteria necessary for an existing property to qualify as being "at risk of conversion" by expanding the eligible government assistance programs to include an additional federal program and also receiving state loans or grants through programs administered by the Department of Housing and Community Development.

**SB 1 (Beall D) Transportation funding.**

**Introduced:** 12/5/2016

**Last Amended:** 4/3/2017

**Status:** 4/28/2017-Approved by the Governor. Chaptered by Secretary of State. Chapter 5, Statutes of 2017.

**Is Urgency:** Y

**Is Fiscal:** Y

**Location:** 4/28/2017-S. CHAPTERED

**Summary:**

Would create the Road Maintenance and Rehabilitation Program to address deferred maintenance on the state highway system and the local street and road system. The bill would require the California Transportation Commission to adopt performance criteria, consistent with a specified asset management plan, to ensure efficient use of certain funds available for the program.

**SB 2 (Atkins D) Building Homes and Jobs Act.**

**Introduced:** 12/5/2016

**Last Amended:** 8/29/2017

**Status:** 9/29/2017-Approved by the Governor. Chaptered by Secretary of State. Chapter 364, Statutes of 2017.

**Is Urgency:** Y

**Is Fiscal:** Y

**Location:** 9/29/2017-S. CHAPTERED

**Summary:**

Would enact the Building Homes and Jobs Act. The bill would make legislative findings and declarations relating to the need for establishing permanent, ongoing sources of funding dedicated to affordable housing development. The bill would impose a fee, except as provided, of \$75 to be paid at the time of the recording of every real estate instrument, paper, or notice required or permitted by law to be recorded, per each single transaction per single parcel of real property, not to exceed \$225.

**SB 3 (Beall D) Veterans and Affordable Housing Bond Act of 2018.**

**Introduced:** 12/5/2016

**Last Amended:** 8/29/2017

**Status:** 9/29/2017-Approved by the Governor. Chaptered by Secretary of State.  
Chapter 365, Statutes of 2017.

**Is Urgency:** Y

**Is Fiscal:** Y

**Location:** 9/29/2017-S. CHAPTERED

**Summary:**

Would enact the Veterans and Affordable Housing Bond Act of 2018, which, if adopted, would authorize the issuance of bonds in the amount of \$4,000,000,000 pursuant to the State General Obligation Bond Law. Of the proceeds from the sale of these bonds, \$3,000,000,000 would be used to finance various existing housing programs, as well as infill infrastructure financing and affordable housing matching grant programs, as provided, and \$1,000,000,000 would be used to provide additional funding for the above-described program for farm, home, and mobilehome purchase assistance for veterans, as provided.

**SB 5 (De León D) California Drought, Water, Parks, Climate, Coastal Protection, and Outdoor Access For All Act of 2018.**

**Introduced:** 12/5/2016

**Last Amended:** 9/10/2017

**Status:** 10/15/2017-Approved by the Governor. Chaptered by Secretary of State.  
Chapter 852, Statutes of 2017.

**Is Urgency:** Y

**Is Fiscal:** Y

**Location:** 10/15/2017-S. CHAPTERED

**Summary:**

Would enact the California Drought, Water, Parks, Climate, Coastal Protection, and Outdoor Access For All Act of 2018, which, if approved by the voters, would authorize the issuance of bonds in an amount of \$4,000,000,000 pursuant to the State General Obligation Bond Law to finance a drought, water, parks, climate, coastal protection, and outdoor access for all program. The bill, upon voter approval, would reallocate \$100,000,000 of the unissued bonds authorized for the purposes of Propositions 1, 40, and 84 to finance the purposes of a drought, water, parks, climate, coastal protection, and outdoor access for all program.

**SB 35 (Wiener D) Planning and zoning: affordable housing: streamlined approval process.**

**Introduced:** 12/5/2016

**Last Amended:** 9/1/2017



**Status:** 9/29/2017-Approved by the Governor. Chaptered by Secretary of State.  
Chapter 366, Statutes of 2017.

**Is Urgency:** N

**Is Fiscal:** Y

**Location:** 9/29/2017-S. CHAPTERED

**Summary:**

The Planning and Zoning Law requires a planning agency, after a legislative body has adopted all or part of a general plan, to provide an annual report to the legislative body, the Office of Planning and Research, and the Department of Housing and Community Development on the status of the general plan and progress in meeting the community's share of regional housing needs. Current law requires the housing element portion of the annual report to be prepared through the use of forms and definitions adopted by the department pursuant to the Administrative Procedure Act. This bill would require the housing element portion of the annual report to be prepared through the use of standards, forms, and definitions adopted by the department.

**SB 50 (Allen D) Federal public lands: conveyances.**

**Introduced:** 12/5/2016

**Last Amended:** 9/5/2017

**Status:** 10/6/2017-Approved by the Governor. Chaptered by Secretary of State.  
Chapter 535, Statutes of 2017.

**Is Urgency:** N

**Is Fiscal:** Y

**Location:** 10/6/2017-S. CHAPTERED

**Summary:**

Would establish, except as provided, a policy of the state to discourage conveyances of federal public lands in California from the federal government. The bill would, except as provided, specify that these conveyances are void ab initio unless the State Lands Commission was provided with the right of first refusal or the right to arrange for the transfer of the federal public land to another entity.

**SB 243 (Galgiani D) Citrus disease prevention.**

**Introduced:** 2/6/2017

**Status:** 5/26/2017-Approved by the Governor. Chaptered by Secretary of State.  
Chapter 10, Statutes of 2017.

**Is Urgency:** Y

**Is Fiscal:** Y

**Location:** 5/26/2017-S. CHAPTERED

**Summary:**

Current law creates the Citrus Disease Management Account in the Department of Food and Agriculture Fund, consisting of money from federal, industry, and other non-General Fund sources, to be available upon appropriation by the Legislature for the purpose of combating citrus specific pests, diseases, and their vectors. This bill would

appropriate \$9,616,000 from the Citrus Disease Management Account to the Department of Food and Agriculture for operating expenses necessary for the prevention and management of citrus diseases.

**SB 323 (Mitchell D) Medi-Cal: federally qualified health centers and rural health centers: Drug Medi-Cal and specialty mental health services.**

**Introduced:** 2/13/2017

**Last Amended:** 9/8/2017

**Status:** 10/6/2017-Approved by the Governor. Chaptered by Secretary of State. Chapter 540, Statutes of 2017.

**Is Urgency:** N

**Is Fiscal:** Y

**Location:** 10/6/2017-S. CHAPTERED

**Summary:**

Would, only to the extent that federal financial participation is available, would authorize FQHCs and RHCs to provide Drug Medi-Cal services pursuant to the terms of a mutually agreed upon contract entered into between the FQHC or RHC and the county or county designee, or department, as specified, and would set forth the reimbursement requirements for these services. The bill, only to the extent that federal financial participation is available, would authorize an FQHC or RHC to provide specialty mental health services to Medi-Cal beneficiaries as part of a mental health plan's provider network pursuant to the terms of a mutually agreed upon contract entered into between the FQHC or RHC and one or more mental health plans.

**SB 372 (Cannella R) San Joaquin River Exchange Contractors Groundwater Sustainability Agency.**

**Introduced:** 2/14/2017

**Last Amended:** 8/23/2017

**Status:** 9/28/2017-Approved by the Governor. Chaptered by Secretary of State. Chapter 357, Statutes of 2017.

**Is Urgency:** Y

**Is Fiscal:** Y

**Location:** 9/28/2017-S. CHAPTERED

**Summary:**

Would create the San Joaquin River Exchange Contractors Groundwater Sustainability Agency as the exclusive groundwater sustainability agency and successor in interest to the agency that submitted a notice of intent to become a groundwater sustainability agency to the Department of Water Resources on December 22, 2015. The bill would establish the boundaries of the agency and would authorize the agency's boundaries to be changed. The bill would require the agency to develop and implement a groundwater sustainability plan to achieve sustainable groundwater management within the territory of the agency.



**SB 396 (Lara D) Employment: gender identity, gender expression, and sexual orientation.**

**Introduced:** 2/15/2017

**Last Amended:** 9/7/2017

**Status:** 10/15/2017-Approved by the Governor. Chaptered by Secretary of State. Chapter 858, Statutes of 2017.

**Is Urgency:** N

**Is Fiscal:** Y

**Location:** 10/15/2017-S. CHAPTERED

**Summary:**

Would require employers with 50 or more employees to include, as a component of specified prescribed training and education for supervisors, training inclusive of harassment based on gender identity, gender expression, and sexual orientation.

**SB 403 (Cannella R) Sale of county courthouses.**

**Introduced:** 2/15/2017

**Status:** 9/28/2017-Approved by the Governor. Chaptered by Secretary of State. Chapter 358, Statutes of 2017.

**Is Urgency:** Y

**Is Fiscal:** Y

**Location:** 9/28/2017-S. CHAPTERED

**Summary:**

Would, notwithstanding any other law, specifically authorize the Judicial Council to sell the Chico, Corning, Clovis, Firebaugh, Reedley, Avenal, and Corcoran superior courthouses, as specified, if the sale complies with certain requirements applicable to the disposal of court facilities and the Judicial Council consults with, and first offers the right to purchase the property to, the county in which the property is located. The bill would require the net proceeds from the sale of the courthouses to be deposited into the Immediate and Critical Needs Account of the State Court Facilities Construction Fund.

**SB 427 (Leyva D) Public water systems: community water systems: lead user service lines.**

**Introduced:** 2/15/2017

**Last Amended:** 5/15/2017

**Status:** 9/11/2017-Approved by the Governor. Chaptered by Secretary of State. Chapter 238, Statutes of 2017.

**Is Urgency:** N

**Is Fiscal:** Y

**Location:** 9/11/2017-S. CHAPTERED

**Summary:**

Current law requires, by July 1, 2018, a public water system to compile an inventory of known lead user service lines in use in its distribution system and identify areas that may have lead user service lines in use in its distribution system. This bill would apply

the above-described provisions relating to lead user service lines to a community water system, instead of a public water system, and would require, by July 1, 2020, the community water system to provide a timeline for replacement of known lead user service lines in use in its distribution system to the State Water Resources Control Board.

**SB 684 (Bates R) Incompetence to stand trial: conservatorship: treatment.**

**Introduced:** 2/17/2017

**Last Amended:** 7/13/2017

**Status:** 9/11/2017-Approved by the Governor. Chaptered by Secretary of State. Chapter 246, Statutes of 2017.

**Is Urgency:** N

**Is Fiscal:** N

**Location:** 9/11/2017-S. CHAPTERED

**Summary:**

Current law allows a mentally incompetent defendant to be committed to the State Department of State Hospitals or other public or private treatment facility. If the defendant is gravely disabled upon his or her return to the committing court, current law requires the court to order the conservatorship investigator of the county to initiate conservatorship proceedings on the basis that the indictment or information pending against the person charges a felony involving death, great bodily harm, or a serious threat to the physical well-being of another person. This bill would also allow the initiation of conservatorship proceedings on the basis that person is gravely disabled due to a condition in which the person, as a result of a mental health disorder, is unable to provide for his or her basic personal needs for food, clothing, or shelter.