

South Bay Cities Council of Governments

July 6, 2010

TO: SBCCOG Legislative Committee

FROM: Jacki Bacharach, SBCCOG Executive Director

RE: Bills with Position

ELECTIONS/ LOCAL GOVERNANCE

<p>AB 1668 (Knight)</p>	<p>Local government: city councils. Existing law requires a city council to, within 30 days of a vacancy in an elective office, fill that vacancy by appointment or call a special election to fill the vacancy, as specified. This bill would require the city council to, within 60 days of a vacancy in an elective office, fill that vacancy by appointment or call a special election to fill the vacancy, as specified.</p>	<p>SUPPORT (5/27/10) (Ltr to author 6/4/10) (Ltr to Governor 6/26/10)</p> <p>LCC supports</p>	<p>6/21/10 To enrollment/ Governor</p>
<p>AB 1717 (De Leon)</p>	<p>Ballot materials: electronic access. This bill would authorize county and city elections officials, if specified conditions are met, to establish procedures to allow a voter to opt out of receiving his or her sample ballot and other ballot materials by mail and instead obtain them via electronic means such as e-mail or accessing them from a county's or city's Internet Web site.</p>	<p>SUPPORT (5/27/10) (Ltr to Sen E & R Comm 6/4/10)</p>	<p>6/28/10 To enrollment/Governor</p> <p>LCC supports</p>

ENVIRONMENTAL

<p>AB 2256 (Huffman)</p>	<p>Product labeling: flushable products. This bill prohibits a consumer product from being labeled as "flushable" if it fails to meet certain standards. Specifically, this bill: 1)Effective January 1, 2012, prohibits a person from packaging or labeling a product as "flushable," "sewer and septic safe" or a similar such phrase, unless the product has been tested & certified by a third party to meet the</p>	<p>SUPPORT (5/27/10) (Ltr to author 6/4/10; Letter to Sen BFED 6/16/10)</p>	<p>6/28/10 Re-referred to Sen. Committee on Environmental Quality</p>
------------------------------	--	---	---

	acceptance criteria for toilet, drainline, sewage pump, septic tank, aerobic system, and municipal wastewater collection and treatment systems clearance as published in the Guidance Document for Assessing the Flushability of Nonwoven Consumer Products, published by the Association of the Nonwoven Fabrics Industry. 2) Makes violation punishable by a fine of up to \$2,500.	LCC supports	
AB 2317 (Saldana)	Local government: nuisance abatement. Existing law authorizes the legislative body of a city or county to establish a procedure to use a nuisance abatement lien or a special assessment to collect abatement costs & related administrative costs. This bill would authorize the legislative body to also collect fines related to the nuisance abatement using a nuisance abatement lien or a special assessment.	SUPPORT (6/24/10) Letter to author 7/07/10 LCC supports	7/1/10 Senate 3rd Reading

PUBLIC SAFETY

SB 1362 (Simitian)	Vehicles: automated traffic enforcement systems. Requires a city or county utilizing automated traffic enforcement (ATE) systems, such as red light cameras, to post signage of such systems at the site of the ATE system as well as every major entrance point to that city or county. Requires cities and counties to post information regarding the safety rationale for using the ATE system and to make that information available to the public.	OPPOSE (5/27/10) (Ltr to author 6/4/10; Ltr to Asm Trans 6/16/10) LCC opposes	6/30/10 Assembly Appropriations Comm.
AB 2290 (Bradford)	CDCR: inmates: summary parole. This bill would require the Department of Corrections and Rehabilitation, not less than 45 days prior to the release of such an inmate, <i>or as soon as practicable</i> , to notify, <i>via the Law Enforcement Automated Data System (LEADS)</i> , the local law enforcement agency of the jurisdiction to which the inmate is to be released regarding the scheduled release.	SUPPORT (3/25/10) (Ltr to Asm Pub Safety 4/9/10; Ltr to Sen Pub Safety 6/16/10)	6/30/10 Senate Appropriations Comm.

REVENUE

AB 155 (Mendoza)	Local government: bankruptcy proceedings. Under existing law, any taxing agency or instrumentality of the state may file a petition and prosecute to completion bankruptcy proceedings permitted under the laws of the United States.	OPPOSE (3/26/09) (Ltr faxed to Asm	6/15/10 Senate Inactive File
---------------------	---	--	---------------------------------

	This bill would provide that a local public entity may only file under federal bankruptcy law with the approval of the Calif. Debt & Investment Advisory Commission, as specified.	Local Gov Comm. 3/30/09 & to Asm Approp. Comm 4/29/09 & Sen Local Gov Comm 6/22/09 & Sen Approp Comm 4/22/10)	LCC - oppose
ACA 9 (Huffman)	Local government bonds: special taxes: voter approval. This measure would change the 2/3 voter-approval requirement for special taxes to, instead, authorize a city, county, or special district to impose a special tax with the approval of 55% of its voters voting on the tax. It would also lower to 55% the voter approval threshold for a city, county, or city and county to incur bonded indebtedness, exceeding in one year the income and revenue provided in that year, that is in the form of general obligation bonds to fund specified public improvements.	SUPPORT (5/28/09) (Ltr to Asm Approps 6/30/09)	6/15/10 Assembly Inactive File
SB 625 (Wright)	<i>CURRENTLY</i> - Crimes: bail: release on own recognizance. <i>TO BE AMENDED</i> : to address Online travel companies tax payments to state that a city, county or city and county shall not levy or collect a tax on the privilege of occupying a room or rooms or other living space in a hotel, inn, or tourist home or house, motel or other lodging either directly or indirectly on either booking or travel services provided by a travel agent or intermediary or on any facilitation charges to those services. Intent is not to change fees to cities but to not have TOT on auxiliary services (such as mini-bar).	MONITOR UNTIL AMENDED THEN OPPOSE (3/25/10)	6/15/09 Assembly Public Safety Committee <u>As of 7/07/10, not amended</u>
SB X6 2 (Calderon)	Transient occupancy taxes: assessment and collection. Would create a special exemption to the “pay first” rule for various online travel companies seeking to challenge a disputed amount of transient occupancy tax (TOT) that is owed to the local jurisdictions.	OPPOSE (3/25/10)	4/19/10 Senate Revenue & Taxation Committee
SCA 18 (Liu)	Local Government: property related fees. Includes fees for stormwater management programs to those exemptions already included in Proposition 218. It would make it easier for cities to fund and comply with new and increasingly stringent storm water quality permit requirements adopted by	SUPPORT (6/25/09) (Ltr to author 8/3/09)	6/15/10 Senate 3rd Reading

	the regional water quality control board.	LCC supports	
--	---	--------------	--

TRANSPORTATION

SB 1192 (Oropeza)	Airport Rental Facility Charge. Would expand the definition of customer facility charge to include a fee that is required by an airport to be collected for the purpose of financing, designing, and constructing terminal modifications to accommodate and provide customer access to common-use transportation systems, as specified. Reports & audits to legislature required	SUPPORT (6/24/10) (Letter to Assembly Approp.7/07/10)	6/29/10 Assembly Appropriations Emphasize in our support that funding should be included not only for the rental car facility but also for the peplemover
----------------------	--	--	---

OTHER

AB 1955 (de la Torre)	Public Officers. Incompatible Offices. This bill adds two examples of situations in which public offices are incompatible: 1) When an office has eminent domain power over property that is under the other office's jurisdiction. 2) When an office has the power to set a fee or a rate or impose a tax or a levy that may directly or indirectly affect the other office. AB 1955 deletes the current declaration that a member of a multimember body holds an office that may audit, overrule, remove members of, dismiss employees of, or supervise another office when the multimember body has any of these powers over the other office or over a multimember body that includes that other office. Instead, the bill says that a member of a multimember body holds an office that may exercise powers over another office when the multimember body has powers over the other office or over a multimember body that includes the other office.	OPPOSE (6/24/10) (Let to Sen Local Gov Comm 6/26/10)	6/30/10 Senate Local Government Committee
SB 972 (Wolk)	Indemnity Design professionals. Restricts a city's ability to contract with a design professional by prohibiting the city from asking the design professional to defend that city if they are sued because of something the design professional did or failed to do.	OPPOSE (5/27/10) LCC opposes (Ltr to author 6/4/10; Ltr to Asm Jud 6/16/10)	6/29/10 Passed Assembly Judiciary Committee

FEDERAL

HR 1191	To amend the Controlled Substances Act to provide for	SUPPORT	HR 1191
---------	---	---------	---------

(Inslee) S.1336 (Murray)	disposal of controlled substances by ultimate users and care takers through State take-back disposal programs, to amend the Federal Food, Drug, and Cosmetic Act to prohibit recommendations on drug labels for disposal by flushing, and for other purposes.	(3/25/10) (Ltr sent to authors 4/9/10)	3/16/2009 Referred to House Subcommittee on Crime, Terrorism, and Homeland Security. S. 1336 6/24/2009 Referred to Senate Judiciary Committee.
HR 1521 (Lofgren) S 1192 (Wyden)	Cell Tax Fairness Act of 2009 - Prohibits states or local governments from imposing any new discriminatory tax on mobile services, mobile service providers, or mobile service property for five years after the enactment of this Act. Defines "new discriminatory tax" as a tax imposed on mobile services, providers, or property that is not generally imposed on other types of services or property, or that is generally imposed at a lower rate.	OPPOSE (7/23/09) (Ltrs sent to authors 7/30/09) LEAGUE OPPOSES	HR 1521 6/9/09 House Subcommittee Hearings Held S. 1192 6/4/09 Referred to Senate Committee on Finance
HR 1618 (McGovern) S. 779 (Lautenberg)	Safe Highways and Infrastructure Preservation Act - Safe Highways and Infrastructure Preservation Act – concerning limits on length and weight limitations for vehicles operating on Federal-aid highways, and for other purposes.	SUPPORT (previous position on issue of truck weights) (Letters sent to several congressmen & 2 Senators 5/20/09)	HR 1618 3/20/09 House Subcommittee on Highways and Transit S. 779 4/28/2010 Senate Committee on Commerce, Science, and Transportation Subcommittee on Surface Transportation and Merchant Marine. Hearings held.
HR 3734 (Sires)	Urban Revitalization and Livable Communities Act. Requires the Secretary of Housing and Urban Development (HUD) to establish an urban revitalization and livable communities program to provide federal grants to eligible general purpose local governments for various park and recreation purposes, including grants for rehabilitation and construction, innovation, at-risk youth recreation, and recovery action programs.	-SUPPORT (5/27/10) (Ltr to House subcomm 6/8/10) LCC supports	11/16/2009 Referred to House subcommittee on Healthy Families and Communities
HR 4812 (Miller)	Local Jobs for America Act – From the amount appropriated under section 111, the Secretary, acting through the Employment and Training Administration of the	SUPPORT (5/27/10) (Ltr to House	3/22/10 Referred to House Subcommittee on Workforce Protections

	Department of Labor and in consultation with the Secretary of Housing and Urban Development, shall provide funds to States, units of general local government, and community-based organizations to save and create local jobs through the retention, restoration, or expansion of services needed by local communities.	subcomm 6/16/10)	161 House co-sponsors (including Richardson & Waters)

July 2 - Last day for **policy committees** to hear and report bills (J.R. 61(b)(13)). **Summer Recess** begins on adjournment, provided Budget Bill has been passed (J.R. 51(b)(2)).

[Back to Top](#)

Aug. 2 - Legislature reconvenes from Summer Recess (J.R. 51(b)(2)).

Aug. 13 - Last day for **fiscal committees** to hear and report bills to the Floor (J.R. 61(b)(14)).

Aug. 16 - 31 - Floor session only. No committee may meet for any purpose (J.R. 61(b)(15)).

Aug. 20 - Last day to **amend** on the Floor (J.R. 61(b)(16)).

Aug. 31 - Last day for **any bill** to be passed (Art. IV, Sec 10(c), J.R. 61(b)(17)). **Final Recess** begins on adjournment (J.R. 51(b)(3)).

Sept. 30 — Last day for Governor to sign or veto bills passed by the Legislature before Sept. 1 and in the Governor’s possession on or after Sept. 1 (Art. IV, Sec.10(b)(2)).

Dec. 6 — 2011-12 Regular Session convenes for Organizational Session at 12 noon (Art. IV, Sec. 3(a)).