

South Bay Cities Council of Governments

September 22, 2022

TO: SBCCOG Board of Directors

FROM: Jacki Bacharach, Executive Director
David Leger, Senior Project Manager

SUBJECT: November 8, 2022 Statewide Ballot Measures

Adherence to Strategic Plan:

Goal B: Regional Advocacy. Advocate for the interests of the South Bay.

The California Secretary of State has qualified seven (7) ballot measures for the upcoming November 8, 2022 election. Staff has reviewed and summarized the measures below.

- **Proposition 1: Right to Reproductive Freedom Amendment.** This would amend the state constitution to prohibit the state from interfering with or denying an individual's reproductive freedom, which is defined to include a right to an abortion and a right to contraceptives.
 - **Supporters:** Gov. Newsom; League of Women Voters; Planned Parenthood Affiliates of California; others
 - **Opponents:** Republican Party of California; California Conference of Catholic Bishops; others
 - **Recommended position:** *NEUTRAL - not an impact to cities*

- **Proposition 26: Legalize Sports Betting on American Indian Lands Initiative.** This would expand gambling to include roulette and dice games at tribal casinos; allow sports wagering at horse racetracks and tribal casinos; and includes a Private Attorney General Act provision allowing individuals to bring suit against local card clubs to enforce other gambling laws.
 - **Supporters:** 20+ American Indian Tribes; Deputy Sheriff's Assoc. of San Diego County; CA Thoroughbred Breeders Assoc.; Los Angeles Urban League; others
 - **Opponents:** Card clubs; California Contract Cities Assoc.; AFSCME Council 36; others
 - **Recommended position:** *The SBCCOG previously took an OPPOSE position on Proposition 26 due to its impact on cities such as Gardena that have local card clubs.*

- **Proposition 27: Legalize Sports Betting and Revenue for Homelessness Prevention Fund Initiative.** This would legalize online and mobile sports betting for people 21+ years old and would establish regulations for the mobile sports betting industry. New tax revenue would address homelessness with a specified amount of payments to the State

after expenses. 85% of money that the state receives would go for homelessness and gambling addiction programs

- Supporters: Major League Baseball; Online sports wagering companies; Fresno, Long Beach, Sacramento, Oakland mayors; Big Valley Rancheria Band of Pomo Indians; others
 - Opponents: CA Teachers Assoc.; Sen. Atkins; Asm. Rendon; various chambers of commerce; 60+ California Indian Tribes; others
 - Recommended position: ***NEUTRAL – Benefit to cities is unclear and adequate safeguards are unclear.***
- **Proposition 28: Art and Music K-12 Education Funding Initiative.** This would require an annual source of funding for K-12 public schools for arts and music education equal to at least 1% of Proposition 98 funding provided to schools. No funding sources are identified/imposed, so this would likely be General Fund revenues. An additional portion of the funding would be provided to schools based on economically disadvantaged students. Schools with 500+ students would be required to use 80% of funding for employing teachers, with 20% for training/materials.
 - Supporters: LAUSD; CA Dance Education Assoc.; CA Teachers Assoc.; Universal Music Group; others
 - Opponents: none identified
 - Recommended position: ***NEUTRAL – not a direct impact to cities***
- **Proposition 29: Dialysis Clinic Requirements Initiative.** This would require dialysis clinics to have at least one physician, nurse practitioner, or physician assistant on site while patients are being treated; report data on dialysis-related infections; and not discriminate against patients based on the source of payment for care.
 - Supporters: SEIU-UHW West
 - Opponents: CA Medical Assoc.; CA Chamber of Commerce; American Academy of Nephrology PAs; others
 - Recommended position: ***NEUTRAL – not a direct impact to cities***
- **Proposition 30: Tax on Income Above \$2 Million for Zero-Emissions Vehicles and Wildfire Prevention Initiative.** This would increase the tax on personal income above \$2 million by 1.75% and would dedicate the revenue to zero-emission vehicle subsidies; zero-emission vehicle infrastructure; and wildfire suppression and prevention programs.
 - Supporters: Lyft; CAL FIRE Local 2881; California State Assoc. of Electrical Workers; California Environmental Voters; others
 - Opponents: Gov. Newsom; CA Teachers Assoc.; Howard Jarvis Taxpayers Assoc.; others
 - Recommended position: ***NEUTRAL – Although funding would go towards initiatives supported by the SBCCOG, some view this as a special interest carve-out because Lyft is a major sponsor. They see this as Lyft using taxpayer funding to facilitate their drivers' conversion to zero-emission vehicles. The state previously committed \$10 billion for electric vehicles/infrastructure.***

- **Proposition 31: Flavored Tobacco Products Ban Referendum.** A “yes” vote would uphold the Legislature’s SB 793 which would ban the sale of flavored tobacco products.
 - Supporters: Gov. Newsom; CA Teachers Assoc.; others
 - Opponents: Cigarette/tobacco companies; National Assoc. of Tobacco Outlets; others
 - Recommended position: *NEUTRAL – not a direct impact to cities*

NOTE: This item was on the agenda for the Legislative Committee meeting on September 14 but there was no quorum so the recommendations are from the staff.

RECOMMENDATION

Recommend the Board of Directors reaffirm its oppose position to Proposition 26 and remain neutral on the remainder of the ballot measures for the November election.