



Memorandum

**TO: COMMUNITY AND ECONOMIC
DEVELOPMENT COMMITTEE**

**FROM: Betsy Shotwell
Roxanne Miller**

**SUBJECT: REPORT ON KEY LEGISLATIVE
ITEMS**

DATE: May 4, 2012

Approved

Date

May 10, 2012

RECOMMENDATION

Accept the staff memorandum dated May 4, 2012, concerning pending State legislation in the Community and Economic Development City Service Area.

BACKGROUND

Included in the Community and Economic Development Committee work plan for 2012 is the request for a legislative update to be brought forward to the Committee by the City Manager's Office of Intergovernmental Relations.

ANALYSIS – PENDING STATE LEGISLATION

The 2012 State Legislative Session convened in Sacramento for the second half of the 2011-12 Legislative Session on January 5, 2012. The deadline for bills to be introduced in the 2012 Legislative Session was February 24, 2012. So far during the 2011-12 Legislative Session a total of 4,266 bills and constitutional amendments have been introduced and 1,050 bills have passed with 753 signed and 125 vetoed by the Governor.

The adopted Calendar for the 2012 Regular Legislative Session sets all deadlines for action throughout the year. Once bills are introduced and assigned to committees, the deadline for policy committees to report fiscal bills to the Appropriations Committees in their house by April 27. The last day for policy committees to report to the floor nonfiscal bills in their house was May 11. The next major bill deadline will be May 25 which is the last day for Appropriations Committees to hear and report out to the floor bills introduced in their house. June 1 is the last day to pass bills out of the house of origin and over to the other house where the process will be repeated. The last day for a bill passed by the Legislature and to the Governor is August 31. The last date for the Governor to sign or veto bills passed by the Legislature is September 30. Bills enacted on or before October 1

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will take effect on January 1, 2013. Bills with an urgency clause will take effect immediately upon signature by the Governor or on a date otherwise specified in the bill. The 2011-12 Legislative Session will adjourn *sine die* at midnight on November 30, 2012. The 2013-14 Regular Legislative Session will convene for the Organizational Session on December 3, 2012.

The following summary identifies state legislation introduced during the 2012 Legislative Session relating to the City's Community and Economic Development City Service Area. The summary includes bills relating to Housing, Community, Post-Redevelopment, Economic Development, Land Use and Planning legislation. The summary also includes bills introduced in 2011 and carried over for the 2012 Session. The Priority bills of particular interest to San Jose are identified and City positions are indicated. All legislation is continually reviewed by IGR, the City's Sacramento Office, City departments and City Attorney's Office to identify bills of interest to the City. Significant bills are brought forward to the Rules Committee and the City Council for consideration and adoption of City Positions

Community and Economic Development

I. Housing, Community and Economic Development -

AB 484 (Alejo) - Enterprise Zones: Expiration of Designation.

Authorizes an expiring enterprise zone to contact the Department of Housing and Community Development expressing the intent to reapply for a new enterprise zone designation before the current designation expires. Provides that the businesses in the zone may continue to be eligible for all zone benefits until the department completes any regulatory or administrative review, issues a request for proposal and conditional designation letters to the maximum number of zones, and notifies the Franchise Tax Board. (Fiscal)

Status: In Senate, Referred to Transportation and Housing Committee.

Amended: 5/1/2012

AB 910 (Torres) – Infrastructure Financing Districts: Facilities/Projects.

Amends existing law that authorizes counties and cities to form infrastructure financing districts and requires a district to finance only community significant public capital facilities. Requires a district, in addition to public capital facilities, to finance affordable housing facilities and economic development projects. Provides with respect to a district proposing to implement a specified plan, an election would not be required to form a district, adopt an infrastructure financing plan, or issue bonds. (Non fiscal)

Status: In Senate Governance and Finance Committee.

Amended: 4/25/2011

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AB 1411 (Perez V) - Economic Development: Enterprise Zones.

Amends the Enterprise Zone Act. Revises various definitions for purposes of the act. Modifies specified requirements for designing and administering enterprise zones, local agency military base recovery areas, and geographically targeted economic development areas collectively. Imposes new requirements on the Department of Housing and Community Development with respect to the enterprise zone program and modifies the department's and the Franchise Tax Board's reporting requirements. (Fiscal)

Status: In Senate Appropriations Committee.

Amended: 8/15/2011

AB 1530 (Huffman) - Clean Manufacturing and Job Creation Incentive Act 2012.

Enacts the Clean Manufacturing and Job Creation Incentive Act of 2012. Authorizes a city, county, or city and county legislative body to establish a clean manufacturing zone within the city's or county's boundaries for providing incentives to such businesses to locate within that city, county, or city and county. Provides property tax exemptions for new manufacturing equipment purchased for use in a clean manufacturing zone. Authorizes a local property tax rebate for property located in a zone. (Fiscal)

Status: In Assembly, Re-referred to Appropriations Committee.

Amended: 5/2/2012

AB 1547 (Eng) - Residential Mortgage Loans: Foreclosure Procedures.

Deletes the repeal date of provisions of existing law that require a specified notice to be given to a home mortgage borrower prior to foreclosure and allows the borrower to explore options to avoid foreclosure, that requires the legal owner to maintain the property acquired through foreclosure, and that requires a tenant of a foreclosed property to be given a specified time period notice to quit the property before being removed. (Fiscal)

Status: Referred to Assembly Committees on Banking and Finance and Judiciary.

Amended: N/A

AB 1557 (Skinner) - Real Property: Maintenance of Foreclosed Property.

Extends the operation of existing law that requires a legal owner to maintain vacant residential property purchased at a foreclosure sale, or acquired by that owner through foreclosure under a mortgage or deed of trust. Authorizes a governmental entity to impose civil fines and penalties, at specified amounts, for failure to maintain that property. (Non-fiscal)

Status: In Assembly Banking and Finance Committee.

Amended: N/A

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AB 1585 (Perez J) – Redevelopment: AB 1x 26.

Clarifies and modifies provisions of AB 1x 26 relating to the dissolution of redevelopment. Modifies the scope of the term “enforceable obligation.” Provides that loan agreements entered into between an agency and the city, county or city and county are deemed to be enforceable obligations. Modifies provisions relating to the transfer of housing funds and responsibilities associated with the dissolved redevelopment agencies. Provides that any amounts on deposit in the Low and Moderate Income Housing Fund of a dissolved redevelopment agency be transferred to specified entities. Urgency clause. (Fiscal)

Status: In Senate. Referred to Governance and Finance Committee and Transportation and Housing Committees, pending hearing.

Amended: 3/21/2012

City Position: SUPPORT

AB 1602 (Eng) – Mortgages and Deeds of Trust: Foreclosure.

Requires the borrower to be provided with a deadline to submit an initial application for a loan modification prior to filing a notice of default. Requires the notice of default declaration to contain specified information. Prohibits a notice of default from being recorded under specified conditions. Authorizes a borrower to seek an injunction of a pending sale. Establishes the Office of Homeowner Protection. (Fiscal)

Status: In Assembly Banking and Finance Committee.

Amended: 4/9/2012

AB 1646 (Campos) – Demonstration of Emerging Market Opportunity Act.

Amends existing law regarding the Governor’s Office of Business and Economic Development. Requires the office to implement and administer the State Demonstration of Emerging Market Opportunities Act which would allow state agencies to enter into demonstration agreements to evaluate innovative solutions pursuant to demonstration and pilot projects. Authorizes an agency to assess a fine against a business or nonprofit organization that falsifies or fails to disclose information in connection with a project. (Fiscal)

Status: In Assembly Appropriation Committee.

Amended: 5/2/2012.

AB 1672 (Torres) - Housing-Related Parks Program.

Provides that the Housing-Related Parks Program provide grants for the creation, development, or rehabilitation of park and recreation facilities to local entities based on the issuance of building permits for new housing units that are affordable to very low or low-income households. Provides for substantial and additional bonus funds to specified jurisdictions and qualifying units. (Fiscal)

Status: In Assembly Appropriations Committee.

Amended: 4/17/2012

AB 1865 (Alejo) - Residential Tenancies: Eviction: Notices.

Requires that an eviction notice contain, as an alternative to the county bar association, the name and telephone number of one or more nonprofit bar associations that provide legal services within the county that is duly authorized by the State Bar as a lawyer referral provider. (Fiscal)

Status: On the Assembly floor, To Third Reading.

Amended: 4/18/2012

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AB 2057 (Carter) – Mortgages and Deeds of Trust.

Makes nonsubstantive changes to existing law specifying the time during which a mortgagor, trustor or other authorized person may cure a default on an obligation secured by deed of trust or mortgage on real property that has been declared due by reason of default. (Non-fiscal)

Status: In Assembly, Pending assignment to committee.

Amended: N/A

AB 2144 (Perez J) - Infrastructure and Revitalization Financing Districts.

Expands the projects that a infrastructure and revitalization financing district may fund to include watershed land used for the collection and treatment of water for urban uses, flood management, levees, bypasses, open space, habitat restoration, brownfields restoration, environmental mitigation, purchase of land and property for development purposes, including commercial property, hazardous cleanup, former military bases, and specified transportation purposes. Imposes specified reporting requirements. (Fiscal)

Status: In Assembly Appropriations Committee.

Amended: 4/16/2012

AB 2314 (Carter) - Real Property: Blight.

Repeals the deletion clause for provisions charging a civil fine for failure to maintain a vacant foreclosed residential real property. Provides a time frame for a housing or building department to issue a building code violation to a new owner. Authorizes a court to require the owner of a substandard property to pay all unrecovered costs associated with a receivership in addition to any other remedy authorized by law. (Non-fiscal)

Status: In Senate Rules Committee, pending assignment to committee.

Amended: 4/26/2012

AB 2425 (Mitchell) – Mortgages and Deeds of Trust: Foreclosure.

Requires a mortgage servicer to establish a single point of contact when a borrower on a residential mortgage or deed of trust is a specified number of days delinquent, has had a notice of default recorded, or is seeking a loan modification. Prohibits an entity from recording a notice of default unless the entity is the holder of the beneficial interest. Provides a civil penalty for any entity that records a robo-signed document. Provides damages for property sold at a foreclosure sale by willful misconduct. (Fiscal)

Status: In Assembly Banking and Finance Committee. Not heard.

Amended: 4/9/2012

AB 2447 (Skinner) - California Neighborhood Revitalization Partnership Act.

Establishes the State Neighborhood Stabilization Partnership Act, to be administered by the State Housing Finance Agency, to finance affordable housing for low- to moderate-income households and to further advance the will of the voters. Relates to the purchase of abandoned and foreclosed homes. Authorizes applications for competitive financing to purchase such homes, establish land banks, blighted structure demolition, and redevelopment from specified funds. (Fiscal)

Status: In Assembly to Appropriations Committee.

Amended: 4/30/2012

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AB 2673 (Assembly Jobs, Economic Development & Economy Committee) - Economic Development: Enterprise Zones.

Defines, for purposes of the Enterprise Zone Act, the term census tract to include the term census block group and modifies specified reporting requirements to the Department of Housing and Community Development. (Fiscal)

Status: In Senate Rules Committee, pending referral to committee. **Amended:** 4/26/2012

SB 119 (Lowenthal A) – Emergency Youth Shelter Facilities.

Includes in the definition of a community care facility an emergency youth shelter facility for youth under at least 12 years of age and under 18 years of age who are homeless or at risk of being homeless. Allows a shelter that is operating under a group home license to apply for an immediate transfer to an emergency youth shelter license, upon the adoption of the required regulations.

Authorizes a waiver for existing licensing standards. (Fiscal)

Status: In Assembly Appropriations Committee. **Amended:** 6/30/2011

SB 214 (Wolk) - Infrastructure Financing Districts: Voter Approval.

Revises provisions governing the public facilities that may be financed. Eliminates the requirement of voter approval to issue bonds to finance infrastructure facilities. Authorizes the legislative body to create an infrastructure financing district, adopt a financing plan, and issue the bonds by resolutions. Authorizes a district to finance specified actions and projects. Prohibits the district from providing financial assistance to a vehicle dealer or big box retailer. (Non-fiscal)

Status: On Assembly Floor. To Inactive File. **Amended:** 6/21/2011

SB 654 (Steinberg) – Redevelopment: Housing.

Amends existing law relating to redevelopment agencies and housing funds. Revises the definition of the term “enforceable obligation.” Modifies provisions relating to the transfer of housing funds and responsibilities associated with dissolved redevelopment agencies. Provides that any amounts on deposit in the Low and Moderate Income Housing Fund of a dissolved redevelopment agency be transferred to specified entities. Provides that agreements funding for project loans are still valid. (Fiscal)

Status: In Assembly Housing and Community Development and Local Government Committees.

Amended: 1/31/2012

SB 708 (Corbett) - Residential Mortgage Loans: Foreclosure Procedures.

Extends the provisions of existing law relating to the requirements on mortgagees, trustees, beneficiaries, and authorized agents for residential mortgage loans made within a specified time period including prohibiting the filing of a notice of default on a mortgage or deed of trust secured by owner-occupied real property and tenant or subtenant notices regarding the foreclosure sale. Revises the notice relating to the rights of the resident. (Fiscal)

Status: In Assembly, Held at desk.

Amended: 1/11/2012

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SB 900 (Leno) – Mortgages and Deeds of Trust: Foreclosure.

Expresses the intent of the Legislature to enact legislation to amend the state's foreclosure laws to implement and make permanent the servicing standards and other provisions of the National Mortgage Settlement. (Non-fiscal)

Status: In Senate/Assembly Joint Conference Committee.

Amended: 4/26/2012

SB 907 (Evans) – Master Plan for Infrastructure Financing and Development.

Creates the Master Plan for Infrastructure Financing and Development Commission. Requires the commission to prepare and submit a strategy and master plan for infrastructure development in the state that meets certain criteria to the Legislature and Governor by a specified date.

Status: In Assembly Jobs, Economic Development and the Economy Committee.

Amended: 5/3/2011

SB 986 (Dutton) - Redevelopment: Bond Proceeds.

Requires that unencumbered balances of funds that are derived from tax exempt bond proceeds be used in accordance with the requirements of this legislation. Requires that the proceeds of bonds issued by a former redevelopment agency must be used by the successor agency for the purposes for which the bonds were sold pursuant to an enforceable obligation that was entered into either by the former agency or its successor agency. Provides for the disposition of bonds proceeds not subject enforceable obligation. (Fiscal)

Status: In Senate Appropriations Committee, To Suspense File.

Amended: 4/24/2012

SB 1151 (Steinberg) - Long Range Asset Management Plan.

Relates to dissolved redevelopment agencies, community development agencies and the designation of successor agencies. Establishes a Sustainable Economic Development and Housing Trust Fund to serve as a repository of the unencumbered balances and assets of the former redevelopment agency. Requires an authority to prepare a long range asset management plan that governs the disposition and ongoing use of the fund. Requires an authority to submit the plan to the Department of Finance. (Fiscal)

Status: In Senate Appropriations Committee.

Amended: 3/29/2012

SB 1156 (Steinberg) - Community Development & Housing Joint Powers Authority.

Authorizes the formation of a Community Development and Housing Joint Powers Authority after a specified date to carry out the provisions of the Community Redevelopment Law. Authorizes the authority to adopt a redevelopment plan for a project area including plans for tax increment financing provided specified mitigation and land use plans have been adopted. Retains the Low and Moderate Income Housing Fund. Authorizes the authority to enter into agreements to facilitate career and technical education.

(Fiscal)

Status: In Senate Appropriations Committee.

Amended: 4/30/2012

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SB 1191 (Simitian) - Landlord Disclosure of Notice of Default

Requires every landlord who is in default under mortgage or deed of trust secured by a single-family or specified multifamily dwelling, and who has received a notice of default from the mortgagee, trustee, or other person authorized to take the foreclosure sale to disclose the notice of default in writing to any prospective tenant prior to executing a lease agreement for the property. Provides a violation of these provisions would allow voiding the lease and entitle recovery of rent and specified damages. (Non-fiscal)

Status: Passed Senate Judiciary Committee, to Senate Floor.

Amended: 5/8/2012

SB 1220 (DeSaulnier) – Housing Opportunity and Market Stabilization.

Enacts the Housing Opportunity and Market Stabilization (HOMeS) Trust Fund Act of 2012.

Imposes a \$75 fee to be paid at the time of the recording of every real estate instrument paper or notice except instruments recorded at the time of a transfer of property. Requires the revenues to be deposited in the fund. The fund will provide the moneys for a permanent source of affordable housing funds to partially offset the loss of funding due to elimination of redevelopment agencies. (Fiscal)

Status: Heard in Senate Appropriations Committee, to Suspense File. **Amended:** 4/16/2012

SB 1335 (Pavley) - Redevelopment and Brownfield Sites.

Relates to dissolved redevelopment agencies and community development agencies and the designation of successor agencies. Authorizes a successor agency to retain property obtained by the former redevelopment agency for specified remediation or removal purposes of the release of hazardous substances at a brownfield site using available financing, funds, and grants, subject to approval of the oversight board. Requires use of existing asset disposition provisions. (Fiscal)

Status: In Senate, referred to Appropriations Committee.

Amended: 4/30/2012

SB 1470 (Leno) – Mortgages and Deeds of Trust: Foreclosure.

Requires a lender, prior to filing a notice of default, to provide a borrower with a deadline for submission of an initial application for a loan modification. Prohibits a notice of default from being recorded while a loan modification application is pending. Imposes requirements pertaining to applications for loan modification that must be satisfied prior to recording a notice of sale.

Establishes procedures for the loan modification application process. Establishes an Office of Homeowner Protection. (Fiscal)

Status: In Senate Banking and Financial Institutions Committee.

Amended: 4/10/2012

SB 1471 (DeSaulner) – Mortgages and Deeds of Trust: Foreclosure.

Requires a mortgage servicer to establish a single point of contact when a borrower on a residential mortgage is delinquent, has had a notice of default recorded, or is seeking a loan modification or other loss mitigation. Prohibits an entity from recording a notice of default or initiating foreclosure procedures under certain conditions. Provides the conditions for an injunction against the sale by the borrower. Defines robo-signed documents. Provides civil penalties for recording such documents. (Fiscal)

Status: In Senate Banking and Financial Institutions Committee.

Amended: 4/9/2012

II. Land Use and Planning.

AB 441 (Monning) - State Planning.

Requires that the State Transportation Commission include voluntary health and health equity factors, strategies, goals, and objectives in the guidelines promulgated by the commission for the preparation of regional transportation plans. (Fiscal)

Status: In Senate, referred to Senate Transportation and Housing Committee.

Amended: 1/23/2011

AB 485 (Ma) – Local Planning: Transit Village Development Districts.

Requires a city or county that uses infrastructure financing district bonds to finance its transit village development district to use at least 20% of the revenue from those bonds for the purposes of increasing, improving, and preserving the supply of low- and moderate-income housing and rental units. Relates to the procedures for the formation of an infrastructure financing district by the governing body of a fire protection district. Relates to required plan reporting. (Fiscal)

Status: On the Senate Floor, Ordered to Inactive File.

Amended: 6/29/2012

AB 542 (Allen) – Land Use: Housing Element: Regional Housing Need.

Requires a city or county to determine whether each site in their inventory of land suitable for residential development can accommodate some portion of the city's or county's share of the regional housing need by income levels. Requires specified densities to be deemed appropriate to accommodate housing for lower income households under certain conditions. (Non fiscal)

Status: In Senate Transportation and Housing Committee.

Amended: 5/2/2011

AB 1549 (Gatto) - Development: Expedited Permit Review.

Amends the Permit Streamlining Act. Requires the Office of Permit Assistance to provide information to developers explaining the permit approval process at the state and local levels, to develop guidelines providing for technical assistance to local agencies to develop an expedited development permit process, to develop a project information form for commercial and industrial projects, and to charge fees to an applicant for such services. Requires a city or county to develop an applicant contact entity. (Fiscal)

Status: In Assembly Appropriations Committee, To Suspense File.

Amended: 3/26/2012

AB 1642 (Gordon) - County Recorder: Recordation of Documents.

Requires the county recorder to record any document that is authorized or required by local ordinance adopted within that county to be recorded. (Non-fiscal)

Status: In Senate, referred to Senate Judiciary Committee.

Amended: 3/29/2012

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AB 1801 (Campos) – Land Use Fees.

Amends existing law relating to fees for land use and building permits. Prohibits the total fees charged by a city, county, or city and county in association with an application for the installation of a solar energy system from exceeding the actual cost to the city, county, or city and county in providing the service for which the fees are charged. (Non-fiscal)

Status: Passed Assembly Local Government Committee, to Assembly Floor.

Amended: 4/23/2012

AB 1897 (Campos) - Land Use: General Plan: Access to Healthy Food.

Authorizes the Office of Planning and Research to prepare and amend the guidelines to contain advice, developed in consultation with the Department of Food and Agriculture, for improving the health of state residents by increasing access to healthy affordable food. (Fiscal)

Status: In Assembly Local Government Committee.

Amended: 5/2/2012

AB 2308 (Torres) - Land Use: Housing Element: Regional Housing Need.

Authorizes a city or county to reduce its share of the regional housing need by the number of units built between the start of the projection period and the deadline for adoption of the housing element of a general plan. Requires a jurisdiction that does so to identify in the housing element the methodology for assigning these units to an income category based on actual or projected sales price, rent levels, or other mechanisms establishing affordability. (Non-fiscal)

Status: In Assembly Housing and Community Development Committee.

Amended: 03/29/2012

AB 2351 (Gordon) - Williamson Act: Cancellation: Fees.

Amends the Williamson Act, requires a landowner who has petitioned the board or council of a city or county to cancel a contract to pay a percentage of the total cancellation fee within a specified number of days of the board's or council's decision to grant tentative approval of the cancellation. Provides that a cancellation fee is a percentage of the cancellation value of the property. Requires the payment to be applied toward the total cancellation fee. Requires the return of the fee upon cancellation. (Fiscal)

Status: Passed Assembly Appropriations Committee, to the Floor.

Amended: 4/16/2012

AB 2388 (Beall) - Santa Clara Open-Space Authority: Contracting.

Requires that a contract let by the Santa Clara Open-Space Authority for any supplies, equipment, or materials that exceeds a specified amount in value, be contracted for and let to the lowest responsible bidder. Provides procedures for a tie bid. Permits contracts of a specified value or less to be let by informal bidding procedures, and contracts above that specified value to be let by formal bidding procedures. Provides these procedures do not apply to contracts for specified services. (Fiscal)

Status: To the Assembly Floor, on the Consent Calendar.

Amended: 3/29/2012

SB 184 (Leno) - Land Use: Zoning Regulations.

Amends the Planning and Zoning Law that authorizes the legislative body of any city or county or city and county to adopt ordinances regulating zoning within its jurisdiction. Authorizes the legislative body of any city, county or city and county to adopt ordinances to establish, as a condition of development, inclusionary housing requirements. (Non-fiscal) **Status:** Died on Senate Floor.

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SB 972 (Simitian) - Environmental Quality Act: Scoping Meeting: Notice.

Amends existing law that requires a lead agency to provide an organization or individual who has filed a written request for a notice of at least one scoping meeting for projects of statewide, regional, or areawide significance. Requires the lead agency to provide the notice to any a public agency that has filed a written request for the notice. Requires a notice of completion of an environmental impact report (EIR) to be mailed upon request. Relates to notification to provide a notice that an EIR is required. (Fiscal)

Status: Passed Senate. In the Assembly, pending assignment to committee.

Amended: 4/9/2012

SB 1149 (DeSaulnier) - Bay Area Regional Commission.

Creates the Bay Area Regional Commission to adopt public and community outreach policies and to review and comment on policies and plans relative to the transportation planning sustainable communities strategy of regional entities. Provides for the commission to seek modifications to the functional regional plan adopted by each regional entity in that regard. Beginning in 2014, the new 15 member commission would be directly elected from districts rather than appointed by the other existing regional entities. The Commission to be responsible for commenting on the sustainable communities strategy and required to adopt the 20-year regional economic development strategy.

Status: Passed Senate Committees on Transportation and Housing and Governance and Finance Committees. Pending referral to Senate Appropriations Committee.

Amended 5/1/2012

SB 1222 (Leno) - Solar Energy: Permits.

Places a cap of \$400 on local building permit fees for solar residential systems. Requires that permit fees for rooftop solar energy systems by a city, county, city and county, or charter city to not exceed the estimated reasonable cost of providing the service for which the fee is charged, which cannot exceed a specified amount per kilowatt for each kilowatt above a specified minimum, unless certain conditions are met. (Fiscal)

Status: In Senate, referred to Senate Appropriations Committee.

Amended: 5/1/2012

SB 1283 (Alquist) - San Francisco Bay Area Sea Level Rise Planning Act.

Establishes the San Francisco Bay Area Sea Level Rise Planning Act. Authorizes a regional sea level rise management group or local government agency to prepare and adopt an integrated sea level rise management plan for the San Francisco Bay Area. Requires a state agency that elects to develop an integrated sea level management plan to include specified criteria in that plan, and to prioritize funding for the plan. (Fiscal)

Status: In Senate Governance and Finance Committee, Hearing canceled by author.

Amended: N/A

SB 1498 (Emmerson) – Local Agency Formation Commission: Powers.

Authorizes the Local Agency Formation Commission (LAFCO) to authorize a city or district to provide new or existing services outside its jurisdictional boundaries and outside its sphere of influence to support existing or planned uses involving public or private properties, subject to

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approval at a noticed public hearing. Makes amendments to SB 244 (2011 Statutes), relating to disadvantaged unincorporated communities. (Fiscal)

Status: In Senate Governance and Finance Committee, Hearing canceled. by author.

Amended: N/A

PUBLIC OUTREACH

- Criteria 1:** Requires Council action on the use of public funds equal to \$1 million or greater. **(Required: Website Posting.)**
- Criteria 2:** Adoption of a new or revised policy that may have implications for public health, safety, quality of life, or financial/economic vitality of the City. **(Required: E-mail and Website Posting.)**
- Criteria 3:** Consideration of proposed changes to service delivery, programs, staffing that may have impacts to community services and have been identified by staff, Council or a Community group that requires special outreach. **(Required: E-mail, Website Posting, Community Meetings, Notice in appropriate newspapers.)**

This document will be posted on the City's website for the May 21, 2012 Community and Economic Development Committee, where the Council and the public have the opportunity to comment.

EVALUATION AND FOLLOW-UP

The City Council will be informed as to the status of these measures as part of the regular Intergovernmental Relations legislative updates.

COORDINATION

This memo was coordinated with the City's Legislative Representative in Sacramento and the City Attorney's Office.

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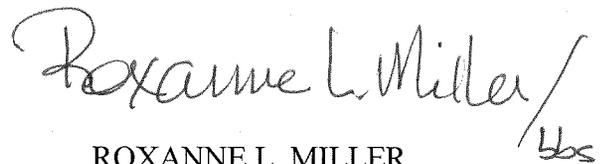
POLICY ALIGNMENT

The measures and critical funding issues identified in the memorandum are based on the City of San José's 2012 Legislative Guiding Principles, Priorities and Advocacy Issues adopted by the City Council on December 13, 2011. Please contact our offices if you have any questions.



BETSY SHOTWELL

Director, Intergovernmental Relations
(408) 535-8270



ROXANNE L. MILLER
Legislative Representative
(916) 443-3946