CITY OF SAN JOSE
CAPITAL OF SILICON VALLEY

Memorandum

TO: PUBLIC SAFETY, FINANCE & STRATEGIC SUPPORT COMMITTEE

FROM: Betsy Shotwell
Roxanne Miller

SUBJECT: REPORT ON KEY LEGISLATIVE ITEMS

DATE: April 2, 2010

Approved

Date 4-7-10

RECOMMENDATION

Accept the staff memorandum and attached 2010 State Legislative Bill Matrix dated April 2, 2010, concerning pending State legislation in the Public Safety, Finance and Strategic Support City Service Areas.

BACKGROUND

Included in the Public Safety, Finance and Strategic Support Committee work plan for 2010 is the request for a legislative update to be brought forward to the committee by the City Manager's Office of Intergovernmental Relations.

ANALYSIS

The 2009-10 State Legislative Session reconvened in Sacramento on January 4, 2010, and the deadline for bills to be introduced in the State Legislature was February 19, 2010. A total of 4,802 bills and constitutional amendments have been introduced thus far. Proposed legislation included in the attached matrix reflects two-year bills carried over from 2009 and legislation introduced in 2010 in the Public Safety, Finance and Strategic Support City Service Areas. The next major bill deadline in the Legislature is April 23, which is the last day for policy committees to meet and report bills to the Appropriations Committee, followed by a May 28 deadlines for fiscal committee to report bills to the full Assembly or Senate. Since this is the second year of the 2009-10 session, all bills need to be passed by the Legislature by August 31, and the Governor will have until September 30 to sign or veto bills. Bills signed into law will become effective January 1, 2011, unless otherwise specified.

The attached matrix includes 2010 pending State legislation in the areas of law enforcement and the courts; public health and safety; elections, political reform, conflict-of-interest, and public records; employer-employee relations; fiscal issues and taxation; public liability and insurance; and public works, telecommunications and infrastructure that are still active or were recently

introduced this year. In cases where the City has taken a position, those positions are reflected. All legislation is continually reviewed by IGR and other City departments for new amendments, and significant bills will be brought forward to the Rules Committee and the City Council for consideration and adoption of City positions. The following 2010 legislation is identified as a partial list of priority bills that will be of particular interest to San José this session:

Public Safety – Law Enforcement and the Courts, and Public Health and Safety.

AB 12 (Beall) – CA Fostering Connections to Success Act.
Requires the Department of Social Services to exercise its option to become eligible for federal kinship–guardianship assistance payments, beginning July 1, 2012, and transitional foster care services for eligible youth between the ages of 18 and 21 years old, beginning January 1, 2013. Replaces California's CalWORKs Kinship Guardianship Assistance Program (KinGAP) with a new federal KinGAP program, and expands foster care, KinGAP, and the Adoptions Assistance Program to age 21 for certain youth. (Fiscal)
Status: Senate Committees on Human Services, and Judiciary. **Amended:** 1/25/10.

AB 576 (Torres) – Vandalism: Graffiti: Recovery of Costs.
Expands the definition of victim, for purposes of claiming restitution, to include any governmental entity that is responsible for repairing, replacing, or restoring public or privately owned property that has been defaced with graffiti or other inscribed material and that has sustained an economic loss as the result of specified violations. (Fiscal)
Status: Chapter 454, Statutes of 2009. **Amended:** 7/2/09.

AB 1048 (Torrico) – Child Protection: Safe Surrender.
Expands the age of newborns, from 72 hours to 30 days, who may be safely surrendered, with no questions asked, at a local fire station, hospital or other location designated by the county board of supervisors. Specifies certain circumstances under which a safe-surrender site and its personnel are relieved from liability for a surrendered child. Requires the Department of Social Services to administer the program and convene a workgroup consisting of stakeholders by July 1, 2010, to determine the appropriate agencies to disseminate updated instructions to counties. (Fiscal)
Status: Senate Floor Inactive File. **Amended:** 7/16/09.
City Position: Support.

AB 1839 (Torrico) – Schools: Safety.
Establishes the Safe Schools Initiative, under which the Superintendent of Public Instruction would award grants to school districts with high schools located in areas with the highest crime rates. Requires grant recipients to use funds awarded to employ at least one police officer to provide services at the high school(s) that qualified the school district for the award. The grant program would be funded by a 0.025% augmentation of the vehicle license fee, imposed on vehicles with a market value of $50,000 or more. (Fiscal)
Status: Assembly Committee on Education. **Amended:** 3/25/10.

SB 213 (Florez) – Gambling Establishments: Proposition Players.
Would have prohibited a governing body of electors representing a city, county, or city and county from authorizing or expanding any legal gaming beyond those licenses that were permitted on January 1, 1996, and would have extended the sunset date from January 1, 2015, to January 1, 2020. Would have limited the CA Gambling Control Commission from issuing a gambling license for a cardroom that was not licensed to operate on December 31, 1999, unless an application to operate that establishment was on file with the Department of Justice before September 1, 2000, and would have extended the sunset date from January 1, 2015, to January 1, 2020. (Fiscal)
Status: Vetoed by Governor 2009. **Amended:** 6/18/09.
City Position: Oppose (amendments accepted, opposition removed).

SB 492 (Maldonado) – Loitering: Criminal Street Gangs.
Imposes enhanced penalties for first and subsequent convictions of registered gang members who return within 72 hours after being asked to leave a school property or other public place at or near where children normally congregate. (Fiscal)
Status: Chapter 592, Statutes of 2009. **Amended:** 7/14/09.

SB 610 (Corbett) – Gambling Establishments: Santa Clara County.
Would have authorized a gambling establishment licensed by the CA Gambling Control Commission and operating in the City of San Jose on January 1, 2010, to change its location within the County of Santa Clara by providing the commission with at least three-month notice prior to that change. Would have specified that those provisions would not supersede any local measure prohibiting or regulating gambling establishments. (Fiscal)
Status: Held in Senate Committee on Governmental Organization. **Amended:** N/A.
City Position: Oppose.

SB 949 (Oropeza) – Vehicles: Local Authority: Assessing Penalties.
Prohibits a local authority from enacting or enforcing an ordinance that assesses a penalty for a violation of matters covered by the Vehicle Code that is different from the penalty expressly provided for within that code, unless otherwise expressly authorized. (Nonfiscal)
Status: Senate Committee on Transportation and Housing. **Amended:** N/A.

SB 1125 (Florez) – Gambling Control Act.
Requires the Department of Justice and the Gambling Control Commission to establish an enhanced fee schedule to provide for additional fees to be charged to applicants who wish to have their applications processed and background investigations conducted in an expedited manner. Provides that jackpot funds are trust funds held for the benefit of players. Permits minors to perform certain employment in a gambling establishment. (Fiscal)
Status: Senate Committee on Governmental Organization. **Amended:** 3/22/10.

SB 1258 (Kehoe) – Emergency Services: Property Insurance Surcharge.
Establishes the Local Government Mutual Aid Enhancement Program, funded by the Emergency Response Fund, for the purpose of enhancing or sustaining fire and rescue disaster mutual aid capacity to combat the effects of all hazard disasters. (Fiscal, Urgency)
Status: Senate Committee on Governmental Organization. **Amended:** N/A.

SB 1281 (Padilla) – Emergency Medical Services: Defibrillators.
Repeals provisions that authorize the Emergency Medical Services Authority to establish minimum training and other standards for the uses of automatic external defibrillators; require persons or entities that acquire the defibrillators to comply with maintenance, testing and training requirements; and provisions that set forth tenant notices and other requirements for building owners who have such equipment on hand. (Nonfiscal)
Status: Senate Committee on Judiciary. **Amended:** N/A.

Strategic Support – Elections, Political Reform, Officers, Conflict of Interest, and Public Records.

AB 1245 (Monning) – Recovery of Public Records.
Authorizes the Secretary of State, whenever the secretary, in consultation with the State Archivist, has reasonable grounds to believe that a public record belonging to a state or a local agency is in the possession of a person, organization or institution not authorized by law to possess the record, to issue a written notice within 20 calendar day to either return the record or respond in writing with a declaration as to why the record does not belong to the state or local agency. Failure to respond is cause for civil action. Requires the secretary or a local agency to issue a copy or digital image of the record, when a record is returned and the person, organization, or institution returning that record makes that request. (Fiscal)
Status: Chapter 519, Statutes of 2009. **Amended:** 6/30/09.

SB 6 (Maldonado) – Elections: Primaries.
Proposes an amendment to the State Constitution to establish primary elections in which voters may vote for any state or congressional candidate regardless of party registration, with the two candidates receiving the most votes, regardless of party affiliation, advancing to the general election. (See also SCA 4.) (Fiscal)
Status: Chapter 1, Statutes of 2009. **Amended:** 2/19/09.

SCA 4 (Maldonado) – Elections: Open Primaries.
Proposes an amendment to the State Constitution to establish primary elections in which voters may vote for any state or congressional candidate regardless of party registration, with the two candidates receiving the most votes, regardless of party affiliation, advancing to the general election. This measure will appear on the June 2010 ballot. (Fiscal)
Status: Resolution Chapter 2, Statutes of 2009. **Amended:** 2/19/09.

Strategic Support – Employer-Employee Relations.

AB 1000 (Ma) – Employment: Paid Sick Days.
Would have provided that an employee who worked in California for 7 or more days in a calendar year should be entitled to paid sick days, which would be accrued at a rate of not less than one hour for every 30 hours worked. An employee would have been entitled to use accrued sick days beginning on the 90th calendar day of employment. Specified that it would not apply to employees covered by a collective bargaining agreement that provides for paid sick days, nor would it lessen any other obligations of the employer to employees. (Fiscal)
Status: Held in Assembly Appropriations Committee Suspense File. **Amended:** N/A.

AB 1987 (Hernandez) – Public Retirement: Final Compensation: Computation: Retirees.
Relates to the Public Employees' Retirement System, the Teachers' Retirement Law, and the retirement laws for city and county employees. Provides that any change in salary, compensation or remuneration for enhancing a member's benefits would not be included in the calculation of a member's final compensation for purposes of determining that member's defined benefit. (Fiscal)
Status: Assembly Committee on Public Employees, Retirement and Social Security.
Amended: N/A.

AB 2253 (Coto) – Workers' Compensation: Cancer Presumption.
Relates to workers' compensation and a compensable injury that includes cancer that develops or manifests itself during the period when a firefighter or peace officer demonstrates that he or she was exposed to a known carcinogen. Extends such presumption to a member following termination of service. (Fiscal)
Status: Assembly Committee on Insurance. **Amended:** N/A.

SB 1211 (Romero) – Unemployment Insurance: Eligibility: Elected Officials.
Specifies that an elected official is prohibited from receiving unemployment compensation benefits based upon his or her income derived from employment as an elected official under provisions of existing law which exempts from the definition of employment certain services performed by an individual in the exercise of his or her duties as an elected official. Requires the Employment Development Department to adopt regulations governing unemployment compensation that excludes elected officials from coverage. (Fiscal)
Status: Senate Committee on Labor and Industrial Relations. **Amended:** 3/22/10.

SB 1425 (Simitian) – Public Retirement: Final Compensation: Computation: Retirees.
Provides that any change in salary, compensation or remuneration principally for the purpose of enhancing a member's benefits would not be included in the calculation of a member's final compensation for purposes of determining that member's defined benefit. (Fiscal)
Status: Senate Committee on Public Employment and Retirement. **Amended:** N/A.

Strategic Support – Fiscal Issues and Taxation.

AB 155 (Mendoza) – Local Government: Bankruptcy Proceedings.
Authorizes a local public entity, with the approval and subject to the terms and conditions of the CA Debt and Investment Advisory Commission, to file a petition and exercise powers pursuant to applicable federal bankruptcy law. (Nonfiscal)
Status: Senate Committee on Local Government. **Amended:** 7/1/09.
City Position: Oppose.

AB 183 (Caballero) – Income Tax Credit: Qualified Principal Residence.
Authorizes a $10,000 income tax credit (or 5% of the purchase price, whichever is less) for taxpayers purchasing qualified homes between May 1, 2010, and December 31, 2010, or any taxpayer who purchases a qualified home on and after December 31, 2010, and before August 1, 2011, pursuant to an enforceable contract executed on or before December 31, 2010. Qualified homes must be the principal residence of the taxpayer to be eligible for the tax credit. Allocates $100 million in credits for taxpayers purchasing previously unoccupied homes, and $100 million in credits for first-time homebuyers purchasing existing homes. (Fiscal)
Status: Chapter 12, Statutes of 2010. **Amended:** 3/18/10.

ACA 9 (Huffman) – Local Government Bonds: Special Taxes: Voter Approval.
Proposes an amendment to the State Constitution to exempt from the 1% property tax rate limitation debt service incurred by cities, counties, a city and county, and special districts to fund public improvements related to transportation, public safety, and low and moderate income housing that have been approved by 55% of the applicable voters. Lowers the vote requirement for a city, county, city and county, or special district to impose a special tax from a two-thirds to 55%. Lowers the vote requirement for a city, county, or city and county to incur bonded indebtedness in the form of general obligation bonds from two-thirds to 55% for certain types of public improvements. (Nonfiscal)
Status: Assembly Floor Inactive File. **Amended:** 6/26/09.

ABx8 5 (Assembly Committee on Budget) – State Cash Resources.
Establishes a cash management plan that defers various appropriations to fund state and local programs including local Highway Users Tax Account (HUTA) funding during FY 2010-11. No changes to the FY 2009-10 deferral of HUTA revenues being deferred and scheduled to be repaid to cities in April, 2010. Under ABx8 5 and AB X814, during the FY 10-11 Budget, HUTA revenues will be deferred not to exceed a $50 million monthly from cities and counties combined for ten months for the July 2010 through March 2011 with repayment no later than May 2, 2011. Cities and counties currently receive $85 million per month in HUTA revenues. With the deferral capped at $50 million cities and counties will receive a portion of their scheduled allocation. (Fiscal, Urgency)
Status: Chapter 1, Statutes of 2009-10 Eighth Extraordinary Session. **Amended:** 2/19/10.
City Position: Seek amendments.

ABx8 6 (Assembly Committee on Budget) – Sales and Use Tax: Motor Vehicle Fuel Tax: Diesel Fuel Tax; ABx8 9 (Assembly Committee on Budget) – Transportation Finance Swap Proposal; and SB 70 (Senate Committee on Budget and Fiscal Review) – Cleanup Bill.
The swap package eliminates the Proposition 42 sales tax on gasoline and increases the local streets and roads share from 40 percent to 44 percent by increasing the excise tax on gasoline (HUTA) for local streets and roads. The proposal weakens the constitutional protections that protected local Proposition 42 funds and increase cities and counties vulnerability if the state's debt service increases in the future.

The Swap package includes:

- Repeals the State's share of sales tax on gasoline (local share is not affected);
- Increases the excise tax on gasoline by 17.3 cents per gallon beginning in FY 2011-12. The swap adds an annual index to ensure the new excise tax will maintain the growth in revenues that would have been expected from the State's share of sales tax on gasoline that was repealed; and
- Increases the sales tax on diesel by 1.75 percent and allocates 75 percent to local transit agencies and 25 percent to state transit programs. The excise tax on diesel is reduced from 18 cents to 13.6 cents for maintain revenue neutrality.

In FY 2010-11 and future years, the 17.3 cent excise tax increase will generate $2.52 billion, to be allocated as follows: $603 million for General Fund transportation debt service; $650 million in additional Article XIX transportation for future appropriation by the legislature; and $629 million for State Transportation Improvement Program (STIP), and $629 million spit 50/50 between cities and counties using the current Highway User Tax Account (HUTA) formulas.
Beginning in FY 2011-12, the revenues will be allocated to fund: state transportation debt service and split 44 percent for the STIP; 12 percent for the State Highway Operation and Protection Program (SHOPP); and 44 percent evenly split between cities and counties using current HUTA formulas.

For transit – Beginning in 2011-12, the transportation tax swap will provide $350 million to local transit operators under the State Transit Assistance (STA) and a gradual increase in future years. Transit operators will also receive a $400 million one-time appropriation for the remainder of FY 2009-10 and FY 2010-11. (Fiscal)
ABx8 6 Status: Chapter 11, Statutes of 2009-10 8th Extraordinary Session. **Amended:** 3/3/10.
ABx8 9 Status: Chapter 12, Statutes of 2009-10 8th Extraordinary Session. **Amended:** 3/3/10.
SB 70 Status: Chapter 9, Statutes of 2010. **Amended:** 3/22/10.
City Position: Oppose/Seek amendments.

ABx8 7 (Assembly Committee on Budget) – Environmental Pollution: Program Funding.
Makes statutory changes to provide fiscal solvency for the CA Beverage Container Recycling (Bottle Bill) Program and makes the Clean Water State Revolving Fund program eligible for federal funding. (Fiscal, Urgency)
Status: Chapter 5, Statutes of 2009-10 Eighth Extraordinary Session. **Amended:** 2/17/10.
City Position: Support.

ABx8 14 (Assembly Committee on Budget) – State Cash Resources.
Includes a provision to require a local agency to pay interest if Proposition 1B Local Street and Roads funds are temporarily borrowed for HUTA purposes to offset the impacts of the HUTA deferral. Also includes a hardship consideration to authorize the Director of Finance, State Controller and State Treasurer to consider an exemption from the HUTA deferral for a city or county based on hardship. The bill also exempts rural counties with a population under 50,000 and cities within those counties from the HUTA deferral. (Fiscal, Urgency)
Status: Chapter 10, Statutes of 2009-10 Eighth Extraordinary Session. **Amended:** 3/3/10.

SB 625 (Wright) – Transient Occupancy Taxes: Assessment and Collection.
Will soon be amended to relate to the transient occupancy tax. Currently relates to bail and release on own recognizance. (Fiscal)
Status: Assembly Committee on Public Safety. **Amended:** 5/18/09.

SB 845 (Senate Committee on Budget and Fiscal Review) – Local Governments: Revenue.
Authorizes, in conjunction with an approved constitutional amendment, local government entities to develop and implement a Countywide Strategic Action Plan to use existing and additional resources to ensure progress toward common community goals. Authorizes a governing board to place before the voters an increase in the sales and use tax to be distributed pursuant to an adopted plan. Prohibits the amount of a school district's revenue limit funding from taking into account any revenue from certain taxes. (Fiscal)
Status: Senate Committee on Budget and Fiscal Review. **Amended:** 3/18/10.

SB 1084 (Liu) – California Economic Security Task Force.
Establishes, for a period of two years, the CA Economic Security Task Force, for the purpose of preparing and submitting public reports on the state's anti-poverty programs that would provide recommendations to the Governor and Legislature on how to increase economic security by reducing poverty in the state by 50% by 2020. (Fiscal)
Status: Senate Committee on Rules. **Amended:** 3/23/10.

SB 1216 (Cedillo) – Taxation: Low-Income Housing Credit.
Authorizes the Tax Credit Allocation Committee, in any year it has a surplus of state insurance tax credits to be allocated with the approval of the applicant, to allocate those credits in excess of a percentage of the eligible basis of a new building or rehabilitation expenditure and reduce the amount of federal credits accordingly to ensure that the combined amounts of credits do not exceed the total allowable credit. (Fiscal)
Status: Senate Committee on Transportation and Housing. **Amended:** N/A.

SB 1299 (Lowenthal) – Vehicles: Vehicle Miles Traveled Fee.
Requires the Department of Motor Vehicles to develop and implement a pilot program designed to assess various issues related to implementing a vehicle miles traveled fee in California. (Fiscal)
Status: Senate Committee on Transportation and Housing. **Amended:** N/A.

SCA 15 (Calderon) – State Budget.
Proposes an amendment to the State Constitution to exempt General Fund appropriations in the Budget Bill from the 2/3 vote requirement, if the total amount of General Fund revenues estimated by the Legislative Analyst, on or after May 15, for the current fiscal year is at least 5% below the estimate of General Fund revenues set forth in the Budget Bill enacted for the current fiscal year. (Fiscal)
Status: Senate Committee on Budget and Fiscal Review. **Amended:** 4/13/09.

SCA 18 (Liu) – Local Government: Property-Related Fees.
Proposes an amendment to the State Constitution to exclude fees and charges for stormwater and urban runoff management from voter approval requirements for the imposition or increase of a property-related fee or charge by a local government. (Nonfiscal)
Status: Senate Floor. **Amended:** N/A.

SCA 19 (DeSaulnier) – State and Local Finance Reform.
Proposes an amendment to the State Constitution for the reform of state and local finance to include voiding statutes or prohibiting constitutional amendment requests that would create a new agency or program that raises state costs or lowers state revenue by a specified amount; passing bills regarding a declared financial emergency; the submission and requirements of the Governor's budget; legislative budget requirements; Countywide Strategic Action Plans for additional sales taxation; and property tax allocations. (Fiscal)
Status: Senate Committee on Budget and Fiscal Review. **Amended:** 3/18/10.

SBx6 2 (Calderon) – Transient Occupancy Taxes: Assessment and Collection.
Allows prepayment judicial relief with respect to disputed transient occupancy taxes for a travel agent or intermediary. (Fiscal)
Status: Senate Committee on Rules. **Amended:** N/A.

<u>Strategic Support – Public Liability and Insurance.</u>

AB 83 (Feuer) – Torts: Personal Liability Immunity.
States the intent of the Legislature to encourage individuals to volunteer, without compensation, to assist others in need during an emergency, while ensuring that those volunteers who provide care or assistance act responsibly. Clarifies that medical, law enforcement and emergency personnel who, in good faith and not for compensation, render emergency medical care at the scene of an emergency shall continue to be immune from liability for any civil damages resulting from any act or omission. Provides the same liability immunity for any layperson, in addition to medical, law enforcement and emergency personnel, who in good faith and not for compensation, renders emergency medical or nonmedical care or assistance at the scene of an emergency, unless the act or omission is a result of gross negligence or willful or wanton misconduct. (Nonfiscal)
Status: Chapter 77, Statutes of 2009. **Amended:** 6/15/09.

Strategic Support – Public Works, Telecommunications and Infrastructure.

AB 1364 (Evans) – Public Contracts: State Bonds: Grant Agreements.
Permits a state agency that has entered into a grant agreement for the expenditure of state bond funds to renegotiate, modify or eliminate the terms of that agreement when the agency is unable to comply with the terms of that agreement because of the suspension of interim funding for projects by the Pooled Money Investment Board on or after December 18, 2008. (Fiscal, Urgency)
Status: Chapter 526, Statutes of 2009. **Amended:** 8/17/09.

SB 45 (Padilla) – Public Works: Payment of Prevailing Wage: Violations.
Would have established a permanent debarment for contractors in repeated violation of specified public works laws. Would have provided that whenever a contractor or subcontractor was found by the Labor Commissioner to be in violation of public works laws with intent to defraud for a second violation, the entity would have been disqualified from bidding on or being awarded a public works contract, or performing work as a subcontractor on a public works contract. (Fiscal)
Status: Vetoed by Governor 2009. **Amended:** 8/27/09.

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 April 15, 2010, Public Safety, Finance and Strategic Support 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.

POLICY ALIGNMENT

The measures and critical funding issues identified in the memorandum are based on the City of San José's 2010 Legislative Guidelines and Priorities adopted by the City Council on December 15, 2009.

BETSY SHOTWELL
Director, Intergovernmental Relations
(408) 535-8270

ROXANNE MILLER
Legislative Representative
(916) 443-3946

Attachment: April 2, 2010, State Legislative Bill Matrix re: Public Safety, Finance and Strategic Support CSAs.

Office of Intergovernmental Relations
Sacramento Legislative Office
2010 Legislative Matrix
2009-10 (Second Year) State Legislative Session
April 2, 2010

CITY OF SAN JOSE
CAPITAL OF SILICON VALLEY

PUBLIC SAFETY, FINANCE AND STRATEGIC SUPPORT

For additional information, contact Office of Intergovernmental Relations, Betsy Shotwell at (408) 535-8270 or **betsy.shotwell@sanjoseca.gov**; or Roxanne Miller at (916) 443-3946 or **sjlegsac@pacbell.net.**

Legislation with City Positions is in Bold.

IV. PUBLIC SAFETY.

1. Law Enforcement and the Courts.			
AB 14 (Fuentes) Vehicles: Nuisance Abatement: Impoundment.	Authorizes a local government entity to enact a nuisance abatement ordinance under which a vehicle used in illegal dumping or prostitution would be subject to seizure and impoundment for up to 30 days if the operator of the vehicle has a prior conviction for the same offense within the past three years, and the person was validly arrested in the current matter.	No	Chapter 210, Statutes of 2009. Last amended 8/24/09.
AB 83 (Feuer) Torts: Personal Liability Immunity. (Urgency)	States the intent of the Legislature to encourage individuals to volunteer, without compensation, to assist others in need during an emergency, while ensuring that those volunteers who provide care or assistance act responsibly. Clarifies that medical, law enforcement and emergency personnel who, in good faith and not for compensation, render emergency medical care at the scene of an emergency shall continue to be immune from liability for any civil damages resulting from any act or omission. Provides the same liability immunity for any layperson, in addition to medical, law enforcement and emergency personnel, who in good faith and not for compensation, renders emergency medical or nonmedical care or assistance at the scene of an emergency, unless the act or omission is a result of gross negligence or willful or wanton misconduct.	No	Chapter 77, Statutes of 2009. Last amended 6/15/09.
AB 85 (T. Berryhill) Junk Dealers and Recyclers.	Clarifies that an individual who sells nonferrous material to a junk dealer or recycler may collect payment for those materials either on or after the third business day after the date of sale. Clarifies that inspection of the seller's thumbprint, which junk dealers and recyclers are required to collect upon making a purchase, may only be performed by a peace officer in response to a criminal search warrant, where probable cause for the warrant is based on a theft involving the transaction for which the thumbprint was given. Repeals duplicative provisions of law and makes technical corrections.	No	Chapter 78, Statutes of 2009. Last amended 6/26/09.
AB 286 (Salas) Vehicles: Additional Registration Fees.	Extends for an additional eight years until January 1, 2018, the authority for counties to impose vehicle registration surcharges to fund vehicle theft prevention, investigation and prosecution programs.	Yes	Chapter 230, Statutes of 2009. Last amended 6/23/09.

Bill # (Author) Subject	Description	Fiscal	Status/ City Position
AB 307 (Cook) Sex Offenders: Working with Minors. (Urgency)	Prohibits registered sex offenders whose victim was a minor under 16 years of age from working in a position where he or she will be working directly and in an unaccompanied setting with minors, including the provision of goods or services to minors, such as ice cream vendors.	Yes	Chapter 430, Statutes of 2009. Last amended 8/20/09.
AB 390 (Ammiano) Marijuana Control, Regulation and Education Act.	Would have removed marijuana and its derivatives from existing statutes defining and regulating controlled substances. Would have required the Department of Alcoholic Beverages to regulate the possession, sale, cultivation, and other conduct relating to marijuana and its derivatives. Would have set up a wholesale and retail marijuana sales regulation program, and imposed fees on the legal sale of marijuana to fund drug abuse education and awareness. Would have banned local and state assistance in enforcing inconsistent laws relating to marijuana. Would have made existing prohibitions against the smoking of tobacco products in specified areas, including public offices and restaurants, applicable to the smoking of marijuana products.	Yes	Held in Assembly Committee on Public Safety. Last amended 1/4/10.
AB 559 (Swanson) Human Trafficking: Minors.	Would have expanded the crime of human trafficking to include any person who caused a minor child to engage in a commercial sex act, or who obtained or attempted to obtain forced labor or services from a minor.	Yes	Held in Assembly Committee on Public Safety.
AB 561 (Carter) Highway Workers: Assault and Battery.	Redefines highway worker for purposes of enhanced penalties for assault or battery upon a highway worker, to include a Caltrans contractor or an employee of a city, county or city and county, who performs maintenance, repair or construction of highways, local streets and road infrastructure.	Yes	Chapter 116, Statutes of 2009.
AB 576 (Torres) Vandalism: Graffiti: Recovery of Costs.	Expands the definition of victim, for purposes of claiming restitution, to include any governmental entity that is responsible for repairing, replacing, or restoring public or privately owned property that has been defaced with graffiti or other inscribed material and that has sustained an economic loss as the result of specified violations.	Yes	Chapter 454, Statutes of 2009. Last amended 7/2/09.
AB 766 (Krekorian) Vehicles: Speed Limits.	Would have allowed a local authority to retain a *prima facie* speed limit on any street other than a state highway if the local authority made a finding after a public hearing that a higher speed limit was not appropriate for the orderly movement of traffic upon the street and did not promote a safe environment for a neighborhood or pedestrians.	No	Held in Assembly Committee on Transportation.
AB 870 (Huber) Crime: School Grounds: Prohibited Weapons.	Makes it a misdemeanor, punishable by up to one year in the county jail, to bring or process a razor blade or a box cutter, upon the grounds of any public or private K-12 school, unless the person has written the authorization of the principal, has approval by a teacher for purposes of a school activity or class, or possesses the blade or cutter for a lawful purpose within the scope of an employee's employment.	Yes	Chapter 258, Statutes of 2009. Last amended 8/27/09.
AB 955 (DeLeon) Public Safety Officers Procedural Bill of Rights Act: Discipline.	Specifies that discipline need not be imposed upon peace officers within the one-year time limit placed upon the investigation and imposition of penalty by the Public Safety Officers Procedural Bill of Rights.	Yes	Chapter 494, Statutes of 2009. Last amended 6/22/09.
AB 984 (Nava) Crimes.	Eliminates the requirement that a victim be under the age of 14 when making it a crime for a person to fail to report to police an instance when he or she witnesses a murder, rape, or specified lewd and lascivious acts.	Yes	Senate Committee on Public Safety. Last amended 1/15/10.
AB 1002 (Fong) Human Trafficking.	Would have created the Human Trafficking Trust Fund, and provided that forfeiture proceeds from human trafficking be deposited in that fund to provide services for human trafficking victims (90%) and the balance for related training programs for law enforcement and prosecutorial personnel.	Yes	Held in Assembly Appropriations Committee Suspense File. Last amended 4/23/09.

Bill # (Author) Subject	Description	Fiscal	Status/ City Position
AB 1015 (Torlakson) Nitrous Oxide: Prohibit Sale to Minors.	Makes it a misdemeanor for a person to sell or furnish to a person under the age of 18 years, a canister or device containing nitrous oxide or a chemical compound mixed with nitrous oxide.	Yes	Chapter 266, Statutes of 2009. Last amended 9/3/09.
AB 1017 (Portantino) Sexual Assault Crimes.	Would have required local law enforcement agencies responsible for taking or processing rape kit evidence to annually report to the Department of Justice with statistical information pertaining to the processing of rape kits. The reports received would have been subject to inspection under the CA Public Records Act. The provisions would have become inoperative on July 1, 2015, and would have been repealed on January 1, 2016.	Yes	Vetoed by Governor 2009. Last amended 8/19/09.
AB 1048 (Torrico) Child Protection: Safe Surrender.	**Expands the age of newborns, from 72 hours to 30 days, who may be safely surrendered, with no questions asked, at a local fire station, hospital or other location designated by the county board of supervisors. Specifies certain circumstances under which a safe-surrender site and its personnel are relieved from liability for a surrendered child. Requires the Department of Social Services to administer the program and convene a workgroup consisting of stakeholders by July 1, 2010, to determine the appropriate agencies to disseminate updated instructions to counties.**	**Yes**	**Senate Floor Inactive File.** **Last amended 7/16/09.** **SUPPORT.**
AB 1049 (Torrico) Personal Income Taxes: Voluntary Contributions: Safely Surrendered Baby Fund.	Would have authorized the addition of the Safely Surrendered Baby Fund checkoff to the personal income tax form upon the removal of another voluntary contribution fund from the form.	Yes	Vetoed by Governor 2009. Last amended 9/1/09.
AB 1209 (Hagman) Identification.	Authorizes an officer to book an arrested person at the scene or at the arresting agency prior to being cited and released.	No	Chapter 278, Statutes of 2009. Last amended 8/17/09.
AB 1390 (Blumenfield) School Safety: School Security and Police Departments.	Requires the principal of a school or the principal's designee to report the following acts committed by a pupil or nonpupil on a schoolsite to the city police or county sheriff with jurisdiction over the school and the school security department or the school police department: 1) possessing, selling or otherwise furnishing a firearm, except where the pupil had obtained prior written permission to possess the firearm from school officials; or 2) possession of an explosive.	Yes	Chapter 292, Statutes of 2009. Last amended 7/23/09.
AB 1577 (Coto) Problem and Pathological Gambling.	Would have expanded the Problem Gambling Prevention Program, administered by the Office of Problem Gambling (OPG) within the Department of Alcohol and Drug Programs, to include the development of education and awareness programs that would specifically target geographically diverse multicultural populations. Would have authorized OPG to include in its treatment program a grant program for education, outreach and prevention, giving preference to grant applications that met prescribed conditions.	Yes	Vetoed by Governor 2009. Last amended 7/1/09.
AB 1641 (Hall) Rape: Duty to Report.	Makes it a misdemeanor for any person who reasonably believes he or she has observed the commission of a rape of a child, notwithstanding the child's age, to fail to notify a peace officer by telephone or other means within 96 hours of observing the crime.	Yes	Assembly Committee on Public Safety. Last amended 2/24/10.
AB 1661 (Nielsen) Burglary.	Expands the scope of the offense of burglary to include entry to buildings, places or vehicles with the intent to willfully resist, delay or obstruct any public officer or peace officer in the discharge or attempted discharge of any duty of his or her office or employment.	Yes	Assembly Committee on Public Safety.

Bill # (Author) Subject	Description	Fiscal	Status/ City Position
AB 1678 (Lieu) Prisoners: Release and Recidivism.	States the intent of the Legislature to enact provisions that would prohibit the Department of Corrections and Rehabilitation from releasing prisoners who have committed, or intended to commit, certain crimes. Requires the department to notify local law enforcement regarding the release of prisoners, including a complete list of all crimes committed, and to post this information on an Internet website.	No	Pending referral to Assembly policy committee.
AB 1682 (Torres) CA Public Records Act.	Requires state and local law enforcement agencies to provide the current city of residence of every person arrested by the agency and the current city of residence of the crime victim to a member of the public, who declares under penalty of perjury that the information is necessary for scholarly, journalistic, political or governmental purpose, or for an investigation by a private investigator.	No	Assembly Committees on Governmental Organization, and Public Safety.
AB 1839 (Torrico) Schools: Safety.	Establishes the Safe Schools Initiative, under which the Superintendent of Public Instruction would award grants to school districts with high schools located in areas with the highest crime rates. Requires grant recipients to use funds awarded to employ at least one police officer to provide services at the high school(s) that qualified the school district for the award. The grant program would be funded by a 0.025% augmentation of the vehicle license fee, imposed on vehicles with a market value of $50,000 or more.	Yes	Assembly Committee on Education. Last amended 3/25/10.
SB 39 (Benoit) Personal Liability Immunity: Disaster Service Workers. (Urgency)	Revises existing immunity protections for disaster service workers who perform disaster services during a state of emergency to clarify that these workers are not liable for civil damages resulting from an act or omission while performing disaster services anywhere within the jurisdiction covered by the emergency other than a willful act or omission.	No	Chapter 27, Statutes of 2009. Last amended 6/26/09.
SB 165 (Lowenthal) Vehicles: Parking Violations.	Establishes a schedule of penalties, which are collected as civil penalties, for a violation of parking or leaving standing a vehicle in a stall or space designated for disabled persons and disabled veterans, unless the vehicle displays a special identification license plate or a distinguishing placard.	Yes	Assembly Committee on Transportation. Last amended 6/23/09.
SB 174 (Strickland) Public Safety and Welfare.	This is the annual Senate Public Safety Committee omnibus bill, which makes a lengthy series of technical corrective changes to various code sections.	Yes	Chapter 35, Statutes of 2009. Last amended 5/13/09.
SB 203 (Harman) Child Pornography: Internet Distribution.	Expressly states that the laws governing distribution of obscenity or child pornography includes making the material "available for access or possession over the Internet." Codifies the decision in *People v. Cantrell* (1991) 7 Cal.App.45h 523, that "depict[ions of] a person under the age of 18 years personally engaging in or personally simulating sexual conduct" is limited to visual works.	Yes	Assembly Committee on Public Safety. Last amended 1/15/10.
SB 213 (Florez) Gambling Establishments: Proposition Players.	**Would have prohibited a governing body of electors representing a city, county, or city and county from authorizing or expanding any legal gaming beyond those licenses that were permitted on January 1, 1996, and would have extended the sunset date from January 1, 2015, to January 1, 2020. Would have limited the CA Gambling Control Commission from issuing a gambling license for a cardroom that was not licensed to operate on December 31, 1999, unless an application to operate that establishment was on file with the Department of Justice before September 1, 2000, and would have extended the sunset date from January 1, 2015, to January 1, 2020.**	**Yes**	**Vetoed by Governor 2009.** **Last amended 6/18/09.** **OPPOSE (amendments accepted, opposition removed).**
SB 273 (Corbett) Domestic Violence.	Expands the definition of domestic violence to allow men to be eligible for domestic violence services provided by the Comprehensive Shelter-based Service Program, administered by the Department of Mental Health's Maternal, Child, and Adolescent Health Division Branch, and by the CA Emergency Management Agency.	Yes	Chapter 177, Statutes of 2009. Last amended 8/17/09.

Bill # (Author) Subject	Description	Fiscal	Status/ City Position
SB 325 (Alquist) Sex Offenders: Assessments.	Provides additional protocol for an agency administering the State-Authorized Risk Assessment Tool for Sex Offenders (SARATSO) and believing that a score does not represent the person's true risk level, to submit the case to experts for possible override.	Yes	Chapter 582, Statutes of 2009. Last amended 6/11/09.
SB 408 (Padilla) Body Armor. (Urgency)	Prohibits a person convicted of a violent felony to be in possession of body armor, redefined in this bill as any bullet-resistant material intended to provide ballistic and trauma protection for the person wearing the body armor. In response to a court ruling, in *People v. Saleem* (Cal.App. 2nd Dist., Dec. 17, 2009, B204646), which held that the current definition of body armor is unconstitutionally vague and in violation of due process.	Yes	Assembly Committee on Public Safety. Last amended 1/26/10.
SB 415 (Oropeza) Alcoholic Beverages: Licenses: Local Government Review.	Would have authorized the Department of Alcoholic Beverage Control to extend the waiting period for a liquor license by an additional 10 days – from 20 to 30 days – if they received a written request by an entity or official who received notification of the license application under current law, such as the sheriff, chief of police, district attorney, city or county planning director, whoever had jurisdiction, the board of supervisors, if within an unincorporated area, and to the city council or other governing body of the city.	Yes	Vetoed by Governor 2009.
SB 449 (Padilla) Firearms: Transaction Reports.	Effective July 1, 2010, establishes separate procedures for secondhand dealers reporting firearms transactions to the Department of Justice (DOJ). Provides that the current exemption from reporting firearms transactions to DOJ applies to firearms dealers who are also licensed secondhand dealers and only when acquiring a handgun in compliance with other applicable reporting requirements.	Yes	Chapter 335, Statutes of 2009. Last amended 8/24/09.
SB 492 (Maldonado) Loitering: Criminal Street Gangs.	Imposes enhanced penalties for first and subsequent convictions of registered gang members who return within 72 hours after being asked to leave a school property or other public place at or near where children normally congregate.	Yes	Chapter 592, Statutes of 2009. Last amended 7/14/09.
SB 557 (Yee) Human Trafficking: Property: Nuisance.	Would have provided that if real property was used by a person convicted of specified human trafficking provisions to facilitate the offense, that property could have been found to be a public nuisance and the remedies applicable under the nuisance or "Red Light Abatement" statutes would apply. Those remedies would have included closing the property for one year and a civil fine of up to $25,000.	Yes	Vetoed by Governor 2009. Last amended 7/8/09.
SB 583 (Hollingsworth) Sex Offenders.	Requires the Department of Justice (DOJ) to record the type of residence at which sex offenders reside and provide the information to the Department of Social Services or other state agencies for law enforcement purposes related to investigative responsibilities regarding sex offenders. Requires the residence identifier to consist of a description of the nature of the dwelling – specifically whether it is a single-family residence, apartment/condominium, motel/hotel, or a licensed facility. Requires DOJ to store each address in the same database as the registration data recorded pursuant to Penal Code Section 290.015, by January 1, 2012.	Yes	Chapter 55, Statutes of 2009. Last amended 5/5/09.
SB 588 (Senate Committee on Public Safety) Sex Offender Management Board	Deletes the January 1, 2010, repeal date for the Sex Offender Management Board, making the existence of the board permanent.	Yes	Chapter 191, Statutes of 2009.
SB 610 (Corbett) Gambling Establishments: Santa Clara County.	Would have authorized a gambling establishment licensed by the CA Gambling Control Commission and operating in the City of San Jose on January 1, 2010, to change its location within the County of Santa Clara by providing the commission with at least three-month notice prior to that change. Would have specified that those provisions would not supersede any local measure prohibiting or regulating gambling establishments.	**Yes**	**Held in Senate Committee on Governmental Organization.** **OPPOSE.**

Bill # (Author) Subject	Description	Fiscal	Status/ City Position
SB 678 (Leno) Criminal Recidivism.	Creates, until January 1, 2015, the CA Community Corrections Performance Incentives Act of 2009 to establish a system of performance-based funding to support evidence-based local probation community corrections practices for the supervision of adult felony probationers. Authorizes each county to establish a Community Corrections Performance Incentive Fund (CCPIF), to receive funds allocated from the State CCPIF, to allow the county probation department to develop and implement a community corrections program. Requires funds in the CCPIF to be used to provide supervision and rehabilitative services for adult felony offenders subject to probation, including evidence-based risk and needs assessments; intermediate sanctions, including electronic monitoring, community service, home detention, day reporting, work furlough programs, and county jail; more intensive probation supervision; rehabilitation programs such as drug and alcohol treatment, mental health treatment, and anger management; and job training and employment services.	Yes	Chapter 608, Statutes of 2009. Last amended 9/12/09.
SB 840 (Yee) Reporting Crimes.	Makes it a misdemeanor for any person who reasonably believes he or she has observed the commission of a sexual assault against a child under the age of 18 years, to fail to notify a peace officer by telephone or other means. Sexual assault for purposes of this act is defined as sodomy, oral copulation and sexual penetration accomplished by force, violence, duress, menace or fear of immediate bodily injury. Provides additional exceptions to the reporting requirement for domestic partners, for children under 12 years of age, and for victims of the offenses that are subject to reporting.	Yes	Senate Committee on Appropriations. Last amended 3/8/10.
SB 949 (Oropeza) Vehicles: Local Authority: Assessing Penalties.	Prohibits a local authority from enacting or enforcing an ordinance that assesses a penalty for a violation of matters covered by the Vehicle Code that is different from the penalty expressly provided for within that code, unless otherwise expressly authorized.	No	Senate Committee on Transportation and Housing.
SB 1125 (Florez) Gambling Control Act.	Requires the Department of Justice and the Gambling Control Commission to establish an enhanced fee schedule to provide for additional fees to be charged to applicants who wish to have their applications processed and background investigations conducted in an expedited manner. Provides that jackpot funds are trust funds held for the benefit of players. Permits minors to perform certain employment in a gambling establishment.	Yes	Senate Committee on Governmental Organization. Last amended 3/22/10.
SCA 12 (Kehoe) Public Safety Services: Local Government.	Proposes an amendment to the State Constitution to create an additional exception to the 1% limit on ad valorem tax on real property imposed by a city or county or special district to pay for bonded indebtedness to fund items necessary to provide emergency services, if approved by 55% of the voters.	No	Senate Floor.
SBx2 12 (Steinberg) Court Facilities Financing.	Authorizes the continuous appropriation of funds in the Immediate and Critical Needs Account of the State Court Facilities Construction Fund, established by SB 1407 (Perata, Chapter 311, Statutes of 2009), until July 1, 2012, including funding for the San José Family Resources Courthouse. The funds will be continuously appropriated only for the purposes of acquiring real property and completing preliminary plans. Requires the Judicial Council to make recommendations to the State Public Works Board (SPWB) before it undertakes a project. The SPWB shall establish the scope and cost of each individual project. Requires that prior to seeking SPWP establishment of the scope and cost, the Judicial Council must submit a report to the Joint Legislative Budget Committee that includes information such as scope, budget and schedule of the project. States the intent of the Legislature that funding for working drawings and construction shall be appropriated in the next annual Budget Act following the approval of projects by SPWB.	Yes	Chapter 10, Statutes of 2009-10 Second Extraordinary Session. Last amended 2/14/09.

Bill # (Author) Subject	Description	Fiscal	Status/ City Position
SBx3 13 (Alquist) Domestic Violence: Funding. (Urgency)	Requires the Department of Finance to transfer $16.3 million from the Alternative and Renewal Fuel and Vehicle Technology Fund to the General Fund as a loan to appropriate those funds to the CA Emergency Management Agency to support domestic violence shelters for the 2009-10 fiscal year.	Yes	Chapter 29, Statutes of 2009-10 Third Extraordinary Session. Last amended 9/12/09.
SBx3 14 (Ducheny) Prison Facilities: Construction. (Urgency)	Makes various technical and programmatic statutory changes necessary to implement AB 900 (Solorio and Aghazarian), Chapter 7, Statutes of 2007. Provides that expenditures incurred by the Department of Corrections and Rehabilitation for pre-planning activities related to AB 900 projects may be reimbursed from the proceeds of lease-revenue bonds authorized by that statute. Makes various changes, primarily to the scope of projects, necessary to ensure a clean bond opinion. Declares that this bill addresses the fiscal emergency declared by the Governor by proclamation on December 19, 2008.	Yes	Chapter 16, Statutes of 2009-10 Third Extraordinary Session. Last amended 2/14/09.
SBx3 18 (Ducheny) ABx3 14 (Arambula) Corrections.	Increases the value threshold for various property crimes to reflect inflation since 1982, and increases the $400 threshold for grand theft to $2,500 (results in $34 million in savings and 1,400 inmate reduction). Establishes consistent day-for-day inmate credit earning status in both jail and prison, and authorizes the CA Department of Corrections and Rehabilitation (CDCR) to award enhanced credits for inmates participating in rehabilitation, education, vocational, and fire camp programs ($42 million savings and 1,700 inmate reduction). Changes three "wobbler" crimes to misdemeanors – petty theft with prior, writing bad checks and receiving stolen property ($100 million savings and 4,300 inmate reduction). Provides that low and moderate risk offenders with nonserious, nonviolent and non-sex offenses will not be subject to parole revocation ($178 million savings and 4,000 inmate reduction). CDCR will establish the Parole Accountability Program to determine the most appropriate parole sanctions for parole violators, and send violators with a history of mental illness or substance abuse to reentry court ($10 million savings). Authorizes CDCR to order home detention with electronic monitoring for inmates over 60 years of age with less than 12 months to serve, and inmates who are permanently medically incapacitated regardless of their sentence ($120.5 million savings and 6,300 inmate reduction). Transfers up to $30 million from CDCR to county probation departments for improving outcomes for felony probationers to stay out of prison. Creates the 13-member CA Public Safety Commission to establish sentencing guidelines by July 1, 2012.	Yes	SBx3 18 is Chapter 28, Statutes of 2009-10 Third Extraordinary Session. Last amended 8/31/09. ABx3 14 died upon adjournment of 2009-10 Third Extraordinary Session. Last amended 8/20/09.

Bill # (Author) Subject	Description	Fiscal	Status/ City Position
2. Public Health and Safety (includes drug and alcohol programs • emergency services and interoperability • fire protection • flood control • health care).			
AB 12 (Beall) CA Fostering Connections to Success Act.	Requires the Department of Social Services to exercise its option to become eligible for federal kinship–guardianship assistance payments, beginning July 1, 2012, and transitional foster care services for eligible youth between the ages of 18 and 21 years old, beginning January 1, 2013. Replaces California's CalWORKs Kinship Guardianship Assistance Program (KinGAP) with a new federal KinGAP program, and expands foster care, KinGAP, and the Adoptions Assistance Program to age 21 for certain youth.	Yes	Senate Committees on Human Services, and Judiciary. Last amended 1/25/10.
AB 123 (Portantino) Housing for Elderly or Disabled Persons.	Exempts two types of housing from community care licensing requirements – residences covered by the low income housing tax credit and Section 8 subsidized housing – if occupied by elderly or disabled persons and if supportive services are made available to residents at their option and if the supportive services are not provided by the owner or operator of the facility. Allows the owner or operator of the facility to coordinate supportive services or to help residents gain access to supportive services.	Yes	Chapter 82, Statutes of 2009. Last amended 3/16/09.
AB 254 (Jeffries) Emergency Vehicles: Payment of Tolls: Exemptions.	Exempts authorized emergency vehicles from the payment of a toll or charge on a vehicular crossing or toll highway when the vehicle is being driven in response to an emergency call or while engaged in rescue operations.	Yes	Chapter 425, Statutes of 2009. Last amended 6/26/09.
AB 388 (Miller) Firefighting Uniforms.	Requires vendors of uniforms to verify that a person purchasing a uniform which identifies a firefighting agency or department is an employee or authorized member of the agency or department, subject to a misdemeanor punishable by a $1,000 fine.	Yes	Chapter 100, Statutes of 2009. Last amended 3/26/09.
AB 424 (Torres) Warren-911-Emergency Assistance Act: Public Education Campaign.	Establishes an education campaign to instruct the public on the appropriate use of the 911emergency telephone number system, as specified.	Yes	Senate Committee on Energy, Utilities and Communications. Last amended 1/13/10.
AB 666 (Jones) Subdivision Maps.	Would have required a board of supervisors to make three specified findings before approving a tentative map or a parcel map in a state responsibility area or a very high fire hazard severity zone.	No	Vetoed by Governor 2009. Last amended 9/1/09.
AB 912 (Torres) Telecommunications: Emergency Telephone Users Surcharge Act.	Specifies that a minimum of 0.50% of the charges for intrastate telephone communications services and Voice over Internet Protocol (VoIP) service to which an existing surcharge applies, be spent for the costs of administering, operating, and maintaining the state 911 emergency telephone number system, including, until December 31, 2011, a maximum of 0.25% of the charges for intrastate telephone communications services and VoIP service to which the surcharge applies for a one time payment to primary Public Safety Answering Points for personnel costs.	Yes	Chapter 489, Statutes of 2009. Last amended 8/17/09.
AB 1127 (Solorio) School Facilities: Automatic Fire Sprinkler System.	Would have required all school modernization projects, on or after July 1, 2010, that were structural in nature and part of a multistory building or building with exits that open to an enclosed hallway, to include an automatic fire detection, alarm and sprinkler system approved by the State Fire Marshal. Would have authorized the State Allocation Board to waive this requirement, if the cost of the automatic sprinkler system was greater than 20% of the replacement cost of the building, and to adopt regulations to implement this waiver.	Yes	Held in Assembly Appropriations Committee Suspense File. Last amended 4/29/09.

Bill # (Author) Subject	Description	Fiscal	Status/ City Position
AB 1197 (Torrico) Public Safety: Radio Communications.	Would have amended the Public Safety Communication Act of 2002 to allow additional technology to be considered for improved public safety interoperability.	Yes	Held in Assembly Appropriations Committee Suspense File. Last amended 4/14/09.
AB 1203 (Ma) Transportation Bond Funds: Transit System Safety.	Requires the CA Emergency Management Agency, by February 1 of each fiscal year in which Proposition 1B of 2006 funds are appropriated for capital projects that provide increased protection against a security and safety threat and increase the capacity of transit operators to develop disaster response transportation systems that can move people, goods, and emergency personnel and equipment in the aftermath of a disaster, to provide the State Controller with its list of approved projects and sponsoring agencies eligible to receive an allocation. Requires the Controller, upon receipt of this information, to commence any necessary actions to allocate funds to those agencies.	Yes	Chapter 516, Statutes of 2009.
AB 1284 (Huffman) Substance Abuse: Adult Recovery Maintenance Facilities.	Would have required the Department of Alcohol and Drug Programs to provide a specified notice to a city or county planning agency of a pending license approval of an adult alcoholism or drug abuse recovery or treatment facility that has the same owner or manager as an existing facility that is within 300 feet of, and is operated as an integral component of the proposed facility. Would have authorized the department to, among other things, impose specified health and safety requirements or deny licensure based upon overconcentration of facilities or conditions of local need. Would have authorized cities and counties to file objections to approval of the license.	Yes	Held in Assembly Appropriations Committee Suspense File.
AB 1422 (Bass) Health Care Programs: CA Children and Families Act of 1998. (Urgency)	Provides funding for, and makes program changes to, the Healthy Families Program, administered by the Managed Risk Medical Insurance Board, which provides health care coverage for eligible low and moderate income children; extends the gross premium 2.35% tax of to Medi-Cal managed care plans; and, authorizes the CA Children and Families Commission to make specified transfers of program revenues.	Yes	Chapter 157, Statutes of 2009. Last amended 8/25/09.
AB 1555 (V. Perez) Telecommunications: CA Advanced Services Fund. (Urgency)	For the sole purpose of receiving matching funds necessary to receive federal ARRA funds to finance broadband projects, provides that any entity meeting the eligibility standards of ARRA shall also be eligible to apply for funding from the CA Advanced Services Fund,	No	Chapter 24, Statutes of 2009. Last amended 7/16/09.
AB 1660 (Salas) Airports: Emergency Aircraft Flights for Medical Purposes.	Exempts from local ordinances the aircraft or equipment used during a medical emergency, or emergency personnel and first responders involved in treating the medical emergency, for purposes of returning to its base of operation.	No	Assembly Floor Consent.
AB 1677 (Caballero) Public Resources.	Grants an extension for an urban wholesale water supplier to prepare and adopt an urban water management plan. Revises plan requirements for urban water suppliers who supply water to a military installation. Designates the Secretary of Commerce as the new appointing entity for membership on the Sacramento-San Joaquin Delta Conservancy Board. Makes a technical correction in the Johnston-Baker-Andal-Boatwright Delta Protection Act of 1992.	No	Assembly Committee on Water, Parks and Wildlife.
AB 1694 (Beall) Alcohol-Related Services Program.	Establishes the Alcohol-Related Services Program and Fund for purposes of depositing fees assessed on businesses that sell alcoholic beverages for resale, to finance alcohol services programs. (Similar to AB 1029 of 2009.)	Yes	Assembly Committee on Health. Last amended 3/8/10.

Bill # (Author) Subject	Description	Fiscal	Status/ City Position
AB 1702 (Swanson) Defibrillators.	Extends for an additional three years, until July 1, 2015, the requirements that every health studio acquire an automatic external defibrillator, maintain the device, train staff regarding proper use, and have immunity for use or nonuse of the device. Effective July 1, 2011, provides that these requirements and immunity apply to golf courses and amusement parks.	No	Assembly Committee on Judiciary.
AB 1858 (Blumenfield) Hypodermic Needles and Syringes: Exchange Services.	Authorizes the Department of Public Health to allow entities to provide hypodermic needle and syringe exchange services in any location where the department determines that the conditions exist for the rapid spread of HIV, viral hepatitis or any other potentially deadly or disabling infections. Requires the department to allow local entities to apply for authorization to provide hypodermic needle and syringe exchange services and to maintain program information on its Internet website.	Yes	Assembly Committee on Health. Last amended 3/24/10.
SB 38 (Alquist) Emergency Services: Seniors.	Effective January 1, 2011, would have required the CA Highway Patrol, in consultation with specified state agencies, media outlets and law enforcement organizations, to develop policies and procedures to instruct law enforcement agencies, other emergency agencies, radio and television broadcasters, and other media outlets on the implementation of a missing senior person (over age 65) alert. Would have required law enforcement, upon receiving a report of a missing senior with an impaired mental condition, with additional information that could have helped recover the senior, to implement the missing senior person alert system outlined in this bill. Would have authorized law enforcement agencies to request the CHP to activate the Emergency Alert System within the appropriate local or regional area to disseminate information that could have helped recover a senior who has been missing for over 24 hours or was likely to be in a vehicle.	Yes	Held in Assembly Appropriations Committee Suspense File. Last amended 5/28/09.
SB 183 (Lowenthal) Residential Building Safety.	Enacts the Carbon Monoxide Poisoning Prevention Act of 2010, requiring all existing dwellings intended for human occupancy that have a fossil fuel burning appliance, a fireplace, or an attached garage to install a carbon monoxide device.	Yes	Assembly Floor. Last amended 3/25/10.
SB 214 (Benoit) Sober Living Homes.	Would have provided that a sober living home, as defined, would be exempt from licensure by the Department of Social Services and the Department of Alcohol and Drug Programs. Would have provided that a residence housing those purporting to be recovering from drug and alcohol abuse would have been presumed to be a sober living home if it had been certified, registered, or approved by a recognized nonprofit organization that provided a credible quality assurance service for applicants or members.	Yes	Held in Senate Committee on Health.
SB 268 (Harman) Alcoholism or Drug Abuse Recovery or Treatment Facilities: Licensing.	Requires applicants seeking licensure as a residential alcoholism or drug abuse recovery treatment facility to include in the application to the Department of Alcohol and Drug Programs, a certification that the proposed facility complies with local zoning, or is a legal non-conforming use, and to submit an approved fire clearance.	Yes	Assembly Committee on Health (failed; reconsideration granted). Last amended 7/1/09.
SB 310 (Ducheny) Water Quality: Stormwater and Other Runoff.	Allows local government agencies that have permits for stormwater systems to voluntarily create a watershed improvement plan to improve stormwater management. Authorizes participating agencies to assess fees on activities that generate stormwater pollution to pay for the implementation of plans approved by the regional water board.	Yes	Chapter 577, Statutes of 2009. Last amended 8/31/09.

Bill # (Author) Subject	Description	Fiscal	Status/ City Position
SB 400 (Corbett) Tobacco.	Would have amended the Stop Tobacco Access to Kids Enforcement (STAKE) Act and the CA Cigarette and Tobacco Products Licensing Act of 2003 to apply to electronic cigarettes and any similar devices that could provide inhaled doses of nicotine by delivering a vaporized solution, and would have classified them as a drug. Would have required the Department of Public Health's Food and Drug Section inspectors to regulate and enforce the prohibition of the sale, distribution, or offering for sale of electronic cigarettes if they had not been approved or cleared by the federal Food and Drug Administration. Would have prohibited suppliers and sellers of electronic cigarettes from distributing them to minors.	Yes	Vetoed by Governor 2009. Last amended 9/2/09.
SB 495 (Benoit) Mobile Telephony Service Providers: Release of Call Location Information to Law Enforcement Agencies.	Would have required cell phone companies to provide call location information to a law enforcement agency in order for the agency to respond to a call for emergency services or in an emergency situation that involved the risk of death or serious physical harm. Would have provided that nothing in current law would prohibit a cell phone company from establishing a protocol by which the provider could voluntarily disclose call location information, and a cell phone company would not be subject to liability when it acted in good faith in complying with this provision.	No	Held in Senate Committee on Energy, Utilities and Communications. Last amended 4/22/09.
SB 505 (Kehoe) Local Planning: Fire Hazard Impacts.	Would have required the Office of Planning and Research (OPR) to update its Fire Hazard Planning report and propose changes to CEQA guidelines pertaining to fire risks. Would have required local governments to revise their general plan safety element requirements for state responsibility areas and very high fire hazard severity zones by January 1, 2015, to address the local risk for fire, comment on the recommendations contained in OPR's updated report, and establish a set of goals, policies and objectives and an implementation plan for carrying out those goals.	Yes	Vetoed by Governor 2009. Last amended 7/13/09.
SB 790 (Pavley) Resources: Water Quality: Stormwater Resource Plans.	Authorizes grants for projects designed to implement or promote low-impact development that will contribute to the improvement of water quality or reduce stormwater runoff, and for projects designed to implement specified stormwater management plans. Authorizes a city, county or special district to develop, jointly or individually, stormwater management plans that provide for development on a watershed basis, involve community participation, and are consistent with and ensure compliance with TMDL implementation plans and applicable national pollutant discharge elimination system permits. Authorizes a regional water management group to coordinate its planning activities to address or incorporate into its plan any stormwater management planning that is undertaken pursuant to this bill's provisions.	Yes	Chapter 620, Statutes of 2009. Last amended 9/1/09.
SB 828 (Senate Committee on Governmental Organization) Public Safety Communication.	Revises and expands the definitions in the Public Safety Communication Act of 2002, and renames the Public Safety Radio Strategic Planning Committee as the State Emergency Communications Council. Modifies the responsibilities of the committee for purposes of the act and requires the committee to establish guidelines for the purchase of public safety communications equipment. Requires the CA Emergency Management Agency to submit specified updates and addenda relating to the CA Statewide Communications Interoperability Plan to the Legislature and requires the State Chief Information Officer to produce a Public Safety Communications Strategic Plan on or before June 1, 2010, and every 5 years thereafter.	Yes	Assembly Committee on Governmental Organization (rereferred from Assembly Floor). Last amended 9/4/09.
SB 839 (Runner) Emergency Alert System: Law Enforcement Officers.	Requires the CA Highway Patrol (CHP), at the request of an authorized person at a law enforcement agency, to activate the Emergency Alert System and issue a blue alert if a law enforcement officer has been killed or injured and the suspect has fled the scene. Requires the CHP to include information on blue alerts on its Internet website.	Yes	Senate Committee on Appropriations. Last amended 2/24/10.

Bill # (Author) Subject	Description	Fiscal	Status/ City Position
SB 1029 (Yee) Hypodermic Needles and Syringes.	Allows individuals to obtain up to 30 syringes or needles for personal use without a prescription from a pharmacy. Authorizes pharmacists and physicians to distribute up to 30 needles to an individual without a prescription solely for personal use. Repeals the Disease Prevention Demonstration Project (DPDP), thereby removing a requirement for local governments to first authorize participation in the DPDP prior to a pharmacy's registration in the program.	Yes	Senate Committee on Business, Professions and Economic Development. Last amended 3/17/10.
SB 1258 (Kehoe) Emergency Services: Property Insurance Surcharge. (Urgency)	Establishes the Local Government Mutual Aid Enhancement Program, funded by the Emergency Response Fund, for the purpose of enhancing or sustaining fire and rescue disaster mutual aid capacity to combat the effects of all hazard disasters.	Yes	Senate Committee on Governmental Organization.
SB 1281 (Padilla) Emergency Medical Services: Defibrillators.	Repeals provisions that authorize the Emergency Medical Services Authority to establish minimum training and other standards for the uses of automatic external defibrillators; require persons or entities that acquire the defibrillators to comply with maintenance, testing and training requirements; and provisions that set forth tenant notices and other requirements for building owners who have such equipment on hand.	No	Senate Committee on Judiciary.
SBx7 1 (Simitian and Steinberg) Public Resources.	Provides a comprehensive plan for the Sacramento-San Joaquin Delta, including the establishment of a Delta Stewardship Council and the Delta Independent Science Board. Expands the State Water Resources Control Board's collection and reporting of data concerning the Delta, establishes a Delta Watermaster and repeals the CA Bay-Delta Authority. Appropriates $28 million from 2006 bond funds for the Two-Gates Fish Protection Demonstration Program, managed by the US Bureau of Reclamation.	Yes	Chapter 5, Statutes of 2009-10 Seventh Extraordinary Session. Last amended 11/3/09.
SBx7 2 (Cogdill) Safe, Clean and Reliable Drinking Water Supply Act of 2010. (Urgency)	Enacts the Safe, Clean and Reliable Drinking Water Supply Act of 2010, which, if approved by the voters at the November 2, 2010, statewide general election, authorizes the issuance of $11.14 billion in general obligation bonds to finance a Safe Drinking Water and Water Supply Reliability Program.	Yes	Chapter 3, Statutes of 2009-10 Seventh Extraordinary Session. Last amended 11/4/09.
SBx7 6 (Steinberg and Pavley) Groundwater.	Requires the Department of Water Resources to establish a statewide groundwater monitoring program and work cooperatively with local groundwater management entities to determine who would conduct the groundwater monitoring. Provides that each county shall conduct the monitoring if no other local entity volunteers to do so.	Yes	Chapter 1, Statutes of 2009-10 Seventh Extraordinary Session. Last amended 11/3/09.
SBx7 7 (Steinberg) Water Conservation.	Requires the state to achieve a 20% reduction in urban per capita water use by December 31, 2020; requires agricultural water management plans and efficient water management practices for agricultural water suppliers; and promotes expanded development of sustainable water supplies at the regional level.	Yes	Chapter 4, Statutes of 2009-10 Seventh Extraordinary Session. Last amended 11/3/09.
SBx7 8 (Steinberg) Regional Water Quality Control Board.	Appropriates $546 million from various funds authorized by Proposition 84 to support projects that reduce dependence on the Delta for water supply, reduce the potential for levee failures that would jeopardize water conveyance, provide grants for storm water projects, and provide grants to local agencies to support the development and implementation of natural community conservation plans in or around the Delta.	Yes	Chapter 2, Statutes of 2009-10 Seventh Extraordinary Session. Last amended 11/4/09.

Bill # (Author) Subject	Description	Fiscal	Status/ City Position

V. STRATEGIC SUPPORT.

1. Elections, Political Reform, Officers, Conflict of Interest, and Public Records.			
AB 9 (J. Perez) Political Reform Act of 1974: Expenditures.	Provides that a contribution includes the payment of public moneys by a state or local governmental agency for a communication to the public which expressly advocates the election or defeat of a clearly identified candidate or the qualification, passage, or defeat of a clearly identified measure, or urges a particular result in an election, and which is made at the behest of the affected candidate or committee. Provides that an independent expenditure includes the payment of public moneys by a state or local governmental agency.	Yes	Chapter 363, Statutes of 2009. Last amended 6/24/09.
AB 491 (Garrick) Vandalism: Political Signs.	Provides that any person who destroys, marks, tears down, or otherwise defaces a political sign without authorization from the campaign responsible for the production or creation of the sign is subject to a fine not to exceed $1000, in addition to any other penalty provided by law.	Yes	Senate Committee on Public Safety. Last amended 5/4/09.
AB 528 (Silva) Local Government: Reorganization: Expenditure Reporting.	Conforms the reporting and disclosure requirements of campaigns associated with local boundary changes in the Cortese-Knox-Hertzberg Act with the requirements of the Political Reform Act of 1974.	No	Chapter 113, Statutes of 2009. Last amended 6/9/09.
AB 567 (Villines) Government Practices.	Makes numerous changes to the CA Whistleblower Protection Act (CWPA) to broaden the class of employees covered by the CWPA, expands the definition of improper governmental activity that could be reported by a whistleblower, and permits the State Auditor to publicly report on recommendations made to heads of state agencies that have not been fully implemented after one year.	Yes	Chapter 452, Statutes of 2009. Last amended 9/2/09.
AB 715 (Caballero) County and City Ordinances: Publishing and Posting Requirements.	Authorizes cities and counties to post, within 15 days of passage, adopted ordinances on their official Internet websites in lieu of publishing the ordinances in general circulation newspapers. Requires a city or county that chooses to post an adopted ordinance on its website to also mail, within 15 days of passage, a notice of adoption of the ordinance to each person who has sent in a written request to receive such mailed notices. Provides that written requests shall expire at the end of each calendar year and allows residents to renew their subscriptions after January 1 of each year. Allows a local agency to charge a fee for mailing the notice, not to exceed its actual mailing costs. Prior to posting adopted ordinances on its website, requires the city or county to publish a legal advertisement in a general circulation newspaper for a minimum of once a week for four successive weeks to inform the public of when the city or county will begin posting ordinances solely on the Internet, the website address where the ordinance will be posted, and information on how residents can obtain mailed notices of adopted ordinances.	No	Senate Committee on Local Government. Last amended 6/10/09.
AB 746 (Coto) Conflicts of Interest.	Provides that an independent contractor shall not be deemed to be interested in a contract as a result of the contractor's preparation of a request for proposal, requests for qualification, requests for bids, or any other bid-related documents.	No	Senate Committee on Local Government. Last amended 1/27/10.
AB 831 (Monning) State Auditor: Confidential Records.	Would have clarified that state and local government officers and employees who were the subject of, or possessed information about, an ongoing audit or investigation, would be prohibited from releasing audit findings prior to the official completion of the audit by the State Auditor.	No	Held in Assembly Committee on Business and Professions. Last amended 5/11/09.

Bill # (Author) Subject	Description	Fiscal	Status/ City Position
AB 906 (Hill) Conflict of Interest: Remote Interest in a Contract. (Urgency)	Revises the definition of "remote interest" in the existing conflict of interest statute pertaining to government officials, to allow a government entity to enter into a contract with an investor-owned utility, if the purpose of the contract is to provide energy efficiency, as specified.	No	Chapter 488, Statutes of 2009. Last amended 7/9/09.
AB 1228 (Yamada) Elections: All-Mail Ballot Elections.	**Would have authorized a pilot project in the Counties of Santa Clara and Yolo to conduct local all-mail ballot elections on no more than three different dates in each county, by the proposed sunset date of December 31, 2016. Would have required the elections officials of those counties to submit a report to the Legislature and Secretary of State within six months of each all-mail ballot election with statistics on costs, turnout, voter demographics, political affiliation, and any problems encountered.**	**No**	**Vetoed by Governor 2009.** **Last amended 8/25/09.** **SUPPORT.**
AB 1245 (Monning) Recovery of Public Records.	Authorizes the Secretary of State, whenever the secretary, in consultation with the State Archivist, has reasonable grounds to believe that a public record belonging to a state or a local agency is in the possession of a person, organization or institution not authorized by law to possess the record, to issue a written notice within 20 calendar day to either return the record or respond in writing with a declaration as to why the record does not belong to the state or local agency. Failure to respond is cause for civil action. Requires the secretary or a local agency to issue a copy or digital image of the record, when a record is returned and the person, organization, or institution returning that record makes that request.	Yes	Chapter 519, Statutes of 2009. Last amended 6/30/09.
AB 1668 (Knight) Local Government: City Councils.	Extends the amount of time, from 30 to 60 days that a city council has to fill a vacancy by appointment in an elective city office. Changes the number of city council members that hold office following the first general municipal election in a newly incorporated city that elects council members at large.	No	Assembly Committee on Local Government. Last amended 3/25/10.
AB 1676 (Fuentes) Elected Officials: Residency Requirements. (Urgency)	Requires a person elected to a state or local public office to maintain his or her place of residence within the jurisdiction voters are qualified to vote for the office during his or her term of office. Requires a person who violates such provision to immediately forfeit his or her office and be disqualified from holding elected office for a period of three years. Provides that, except for Members of the Legislature, such provisions would apply retroactively to all persons holding such office.	Yes	Assembly Committee on Elections and Redistricting. Last amended 3/24/10.
AB 1682 (Torres) CA Public Records Act.	Requires state and local law enforcement agencies to provide the current city of residence of every person arrested by the agency and the current city of residence of the crime victim to a member of the public, who declares under penalty of perjury that the information is necessary for scholarly, journalistic, political or governmental purpose, or for an investigation by a private investigator.	No	Assembly Committees on Governmental Organization, and Public Safety.
AB 1717 (DeLeon) Ballot Materials: Electronic Access.	Authorizes city and county elections officials 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 email or accessing them from a city or county Internet website.	No	Assembly Committee on Elections and Redistricting. Last amended 3/16/10.
AB 1743 (Hernandez) Political Reform Act of 1974: Placement Agents.	Updates the definition of placement agent, and prohibits a person from acting as a placement agent in connection with any potential investment made by a state public retirement system, unless that person is registered as a lobbyist and is in compliance with state law. Requires a person acting as a placement agent in connection with any potential system investment made by a local public retirement system to file specified reports and to comply with applicable requirements of a local government agency and state law.	Yes	Assembly Committee on Public Employees, Retirement and Social Security. Last amended 3/17/10.

Bill # (Author) Subject	Description	Fiscal	Status/ City Position
AB 1955 (DeLaTorre) Public Officers: Incompatible Offices.	Amends existing law that prohibits a public officer, including an appointed or elected member of a governmental board, commission, committee, or other body, from simultaneously holding two incompatible offices. Provides additional circumstances when two public offices are incompatible.	No	Assembly Committee on Local Government. Last amended 3/18/10.
AB 2330 (Arambula) CA Voting Rights Act of 2001. (Urgency)	Prohibits the use of an at-large election in a political subdivision if it would impair the ability of a protected class of citizens to elect candidates of their choice or otherwise influence the outcome of an election. Requires a voter to file a written claim with the political subdivision prior to filing an action in superior court seeking enforcement of the CA Voting Rights Act of 2001.	No	Assembly Committees on Elections and Redistricting, and Judiciary.
ACA 2 (Furutani) Elections: Voting Age.	Proposes an amendment to the State Constitution to authorize a person who is at least 17 years of age and will be 18 years of age at the time of the next general election to register to vote, subject to compliance with applicable registration requirements, and to vote in that general election and in any intervening primary or special election that occurs after the person registers to vote.	Yes	Assembly Floor Inactive File.
SB 6 (Maldonado) Elections: Primaries.	Proposes an amendment to the State Constitution to establish primary elections in which voters may vote for any state or congressional candidate regardless of party registration, with the two candidates receiving the most votes, regardless of party affiliation, advancing to the general election. (See also SCA 4.)		Chapter 1, Statutes of 2009. Last amended 2/19/09.
SB 99 (Senate Committee on Local Government) Joint Exercise of Powers: Reporting and Disclosures.	Imposes additional transparency and accountability requirements on conduit financing providers to ensure compliance with audit, annual financial reporting, and other public accountability requirements.	Yes	Chapter 557, Statutes of 2009. Last amended 8/31/09.
SB 711 (Leno) Public Meetings: Closed Sessions: Labor Negotiations.	Would have amended the Ralph M. Brown Act to require a local agency to make a collectively bargained agreement available at least 15 days prior to holding a closed session for the purpose of having designated representatives report on the agreement with represented employees.	Yes	Held in Senate Committee on Local Government. Last amended 12/17/09.
SB 786 (Yee) Civil Procedure: Attorney's Fees and Costs.	Prohibits prevailing government bodies or entities from recovering attorney's fees and costs on an anti-SLAPP (Strategic Lawsuit Against Public Participation) special motion to strike for specified actions brought pursuant to the CA Public Records Act, Bagley-Keene Open Meetings Act, and Ralph M. Brown Act.	No	Chapter 65, Statutes of 2009. Last amended 5/20/09.
SB 1324 (Negrete McLeod) Public Records: Fees: Commercial Use.	Authorizes an agency to impose a fee, in addition to a fee to cover the direct costs of duplication, to cover the actual cost of staff research and review time, where the request is made for commercial use.	No	Senate Committee on Judiciary.
SCA 4 (Maldonado) Elections: Open Primaries.	Proposes an amendment to the State Constitution to establish primary elections in which voters may vote for any state or congressional candidate regardless of party registration, with the two candidates receiving the most votes, regardless of party affiliation, advancing to the general election. This measure will appear on the June 2010 ballot.	Yes	Res. Chapter 2, Statutes of 2009. Last amended 2/19/09.

Bill # (Author) Subject	Description	Fiscal	Status/ City Position
2. Employer-Employee Relations (includes personnel • retirement • unemployment insurance • workers' compensation).			
AB 23 (Jones) Cal-COBRA: Premium Assistance. (Urgency)	Establishes, for purposes of Cal-COBRA, specific notice requirements and enrollment opportunities for persons eligible for federal premium assistance that would subsidize 65% of the cost of Cal-COBRA coverage under the federal ARRA, including allowing a qualified beneficiary eligible for federal premium assistance to elect Cal-COBRA continuation coverage no later than 60 days after the date of the notice required by this bill.	Yes	Chapter 3, Statutes of 2009. Last amended 5/4/09.
AB 128 (Coto) Workers' Compensation: Cancer Presumption.	Would have established a presumption that cancer, in cases of firefighters and peace officers following termination of service for a period of one year for each full year of the requisite service, would be presumed to arise out of, and in the course of employment, unless the presumption was contradicted by evidence that the primary site of the cancer had been established and the carcinogen was not involved in professional exposure.	Yes	Held in Assembly Appropriations Committee Suspense File.
AB 879 (Hernandez) Workers' Compensation: Self-Insurers: Financial Audits.	Requires workers' compensation self-insurers to file an annual audited financial statement and an actuarial analysis with the Office of Self-Insurance Programs within the Department of Industrial Relations, and requires that these financial records be made available to the public.	Yes	Senate Committee on Banking, Finance and Insurance. Last amended 4/28/09.
AB 955 (DeLeon) Public Safety Officers Procedural Bill of Rights Act: Discipline.	Specifies that discipline need not be imposed upon peace officers within the one-year time limit placed upon the investigation and imposition of penalty by the Public Safety Officers Procedural Bill of Rights.	Yes	Chapter 494, Statutes of 2009. Last amended 6/22/09.
AB 1000 (Ma) Employment: Paid Sick Days.	Would have provided that an employee who worked in California for seven or more days in a calendar year should be entitled to paid sick days, which would be accrued at a rate of not less than one hour for every 30 hours worked. An employee would have been entitled to use accrued sick days beginning on the 90th calendar day of employment. Specified that it would not apply to employees covered by a collective bargaining agreement that provides for paid sick days, nor would it lessen any other obligations of the employer to employees.	Yes	Held in Assembly Appropriations Committee Suspense File.
AB 1666 (Swanson) Local Government: Whistleblower Hotline.	Specifies that a city, county, or city and county auditor or controller may maintain the whistleblower hotline to receive calls from persons who have information regarding fraud, waste, and abuse, and defines those terms. Authorizes the auditor or controller to provide a copy of a substantiated audit report or investigation to the appropriate appointing authority for disciplinary purposes.	No	Assembly Committee on Local Government. Last amended 3/24/10.
AB 1667 (Swanson) Family and Medical Leave.	Increases the circumstances under which an employee is entitled to protected leave pursuant to the CA Family Rights Act by permitting an employee to take leave to care for a sibling with a serious health condition.	Yes	Assembly Committee on Labor and Employment.
AB 1987 (Hernandez) Public Retirement: Final Compensation: Computation: Retirees.	Relates to the Public Employees' Retirement System, the Teachers' Retirement Law, and the retirement laws for city and county employees. Provides that any change in salary, compensation or remuneration for enhancing a member's benefits would not be included in the calculation of a member's final compensation for purposes of determining that member's defined benefit.	Yes	Assembly Committee on Public Employees, Retirement and Social Security.
AB 2253 (Coto) Workers' Compensation: Cancer Presumption.	Relates to workers' compensation and a compensable injury that includes cancer that develops or manifests itself during the period when a firefighter or peace officer demonstrates that he or she was exposed to a known carcinogen. Extends such presumption to a member following termination of service.	Yes	Assembly Committee on Insurance.

Bill # (Author) Subject	Description	Fiscal	Status/ City Position
SB 656 (DeSaulnier) Public Employment: Collective Bargaining: Peace Officers.	Would have provided that a local public agency bargaining unit which was comprised of a majority of persons who were peace officers would be excluded from the jurisdiction of the Public Employment Relations Board (PERB) for purposes of dispute resolutions. Currently, only persons who are peace officers are excluded from PERB jurisdiction.	Yes	Vetoed by Governor 2009. Last amended 8/17/09.
SB 711 (Leno) Public Meetings: Closed Sessions: Labor Negotiations.	Would have amended the Ralph M. Brown Act to require a local agency to make a collectively bargained agreement available at least 15 days prior to holding a closed session for the purpose of having designated representatives report on the agreement with represented employees.	Yes	Held in Senate Committee on Local Government. Last amended 12/17/09.
SB 728 (Lowenthal) Air Pollution: Parking Cash-Out Program.	Allows cities, counties, and air districts to establish, by ordinance or resolution, a penalty or other mechanism to ensure compliance with the parking cash-out law. Provides that if the local entity establishes a penalty, it must also establish procedures for providing notice to employers and appeal by employers of any penalty imposed. Provides that if both the Air Resources Board and a local entity impose a penalty on an employer, only the board's penalty shall apply.	No	Chapter 359, Statutes of 2009. Last amended 8/20/09.
SB 810 (Leno) Single-Payer Health Care Coverage.	Establishes the CA Healthcare System, an entity that would provide affordable and comprehensive health care coverage for all Californians.	Yes	Assembly Committee on Rules. Last amended 1/13/10.
SB 1211 (Romero) Unemployment Insurance: Eligibility: Elected Officials.	Specifies that an elected official is prohibited from receiving unemployment compensation benefits based upon his or her income derived from employment as an elected official under provisions of existing law which exempts from the definition of employment certain services performed by an individual in the exercise of his or her duties as an elected official. Requires the Employment Development Department to adopt regulations governing unemployment compensation that excludes elected officials from coverage.	Yes	Senate Committee on Labor and Industrial Relations. Last amended 3/22/10.
SB 1425 (Simitian) Public Retirement: Final Compensation: Computation: Retirees.	Provides that any change in salary, compensation or remuneration principally for the purpose of enhancing a member's benefits would not be included in the calculation of a member's final compensation for purposes of determining that member's defined benefit.	Yes	Senate Committee on Public Employment and Retirement.

Bill # (Author) Subject	Description	Fiscal	Status/ City Position
3. Fiscal Issues and Taxation (includes economic stimulus bills – budget-related bills listed separately starting on page 23).			
AB 155 (Mendoza) Local Government: Bankruptcy Proceedings.	Authorizes a local public entity, with the approval and subject to the terms and conditions of the CA Debt and Investment Advisory Commission, to file a petition and exercise powers pursuant to applicable federal bankruptcy law.	**Yes**	**Senate Committee on Local Government.** **Last amended 7/1/09.** **OPPOSE.**
AB 183 (Caballero) Income Tax Credit: Qualified Principal Residence.	Authorizes a $10,000 income tax credit (or 5% of the purchase price, whichever is less) for taxpayers purchasing qualified homes between May 1, 2010, and December 31, 2010, or any taxpayer who purchases a qualified home on and after December 31, 2010, and before August 1, 2011, pursuant to an enforceable contract executed on or before December 31, 2010. Qualified homes must be the principal residence of the taxpayer to be eligible for the tax credit. Allocates $100 million in credits for taxpayers purchasing previously unoccupied homes, and $100 million in credits for first-time homebuyers purchasing existing homes.	Yes	Chapter 12, Statutes of 2010. Last amended 3/18/10.
AB 260 (Lieu) Lending.	Enacts the Higher-Priced Mortgage Loan Law, effective July 1, 2010, and authorizes California's mortgage regulators to apply specified federal mortgage lending laws and regulations to their licensees.	Yes	Chapter 629, Statutes of 2009. Last amended 9/2/09.
AB 286 (Salas) Vehicles: Additional Registration Fees.	Extends for an additional eight years until January 1, 2018, the authority for counties to impose vehicle registration surcharges to fund vehicle theft prevention, investigation, and prosecution programs.	Yes	Chapter 230, Statutes of 2009. Last amended 6/23/09.
AB 349 (Silva) State Mandates.	Effective January 1, 2012, requires the Governor and Department of Finance to produce draft trailer bill language with their January budget proposal that repeals mandates that are proposed to be suspended for at least the third consecutive year.	Yes	Senate Committee on Budget and Fiscal Review. Last amended 12/15/09.
AB 394 (Torrico) Sales and Use Taxes: Automobile Manufacturing.	Exempts from the state, local, and district share of the sales and use tax purchases of tangible personal property used by an auto manufacturer in Fremont, CA, that is used in any stage of the process of manufacturing, processing, refining, fabricating, or assembling automobiles at any point of the supply chain, such as machinery and equipment, component parts and contrivances, and all equipment or devices used or required to operate, control, regulate, or maintain the machinery. Also exempts purchases of tangible personal property used by contractors purchasing the property for use in the performance of the contract, including research and storage facilities used during the process of manufacturing an automobile in Fremont that use the special purpose buildings or foundations as an integral part of the manufacturing process, excluding buildings used solely as warehouses. Requires taxpayers to furnish the retailer with an exemption certificate to realize the exemption. The exemption does not apply to any tangible personal property removed from the state within one year of purchase or converted from the exempt use to another use, in which case the taxpayer shall be liable for the tax.	Yes	Senate Committee on Rules (rereferred from Senate Governmental Organization Committee). Last amended 8/24/09.
AB 474 (Blumenfield) Contractual Assessments: Water Efficiency Improvements.	Expands the authorization that allows public agencies to enter into contractual assessments to finance the installation of specified improvements to include water efficiency improvements.	No	Chapter 444, Statutes of 2009. Last amended 9/4/09.

Bill # (Author) Subject	Description	Fiscal	Status/ City Position
AB 798 (Nava) CA Transportation Financing Authority: Toll Facilities.	Establishes the CA Transportation Financing Authority to assist transportation agencies in obtaining financing, primarily through issuing bonds backed by specified sources of revenue, to develop transportation projects. Authorizes the authority to permit agencies to impose tolls for use of facilities constructed.	Yes	Chapter 474, Statutes of 2009. Last amended 6/24/09.
AB 810 (Caballero) Sales and Use Tax Exemption: Manufacturing Equipment: Research and Development.	Exempts from state sales and use taxes, effective January 1, 2011, the gross receipts from the sale of, and the storage, use, or other consumption of, sustainable development equipment investments of tangible personal property purchased for use by a qualified person to be used in manufacturing or other processes, and tangible personal property purchased by a qualified person and used primarily during the research and development process for qualified research. This exemption does not apply to local sales and use taxes or transactions and use taxes.	No	Senate Committee on Revenue and Taxation. Last amended 1/13/10.
AB 831 (Monning) State Auditor: Confidential Records.	Clarifies that state and local government officers and employees who are the subject of, or possess information about, an ongoing audit or investigation, are prohibited from releasing audit findings prior to the official completion of the audit by the State Auditor.	No	Assembly Committee on Business and Professions. Last amended 5/11/09.
AB 904 (V. Perez) Local Capital Investment Incentives: Qualified Manufacturing Facilities.	Effective July 1, 2010, provides that a business engaged in the manufacturing of parts or components related to the production of electricity using solar, wind, biomass, hydropower, or geothermal resources is eligible for funding under the CA Investment Incentive Program.	Yes	Chapter 486, Statutes of 2009. Last amended 7/9/09.
AB 1009 (V. Perez) Bonds. (Urgency)	Revises the definition of "state ceiling" to include certain amounts reserved to the state for qualified energy conservation bonds and recovery zone economic development bonds for purposes of the CA Debt Limit Allocation Committee's determination of the aggregate amount of private activity bonds that may be issued, and allocating that amount among state and local agencies. Expands the scope of the CA Industrial Development Financing Act, which authorizes cities, counties, cities and counties, and redevelopment agencies to establish industrial development authorities to issue bonds to fund capital projects of private enterprise, by including additional types of projects and costs authorized for financing, including projects qualified under the federal ARRA. Authorizes financial assistance to businesses for certain costs of a bond issuance.	Yes	Chapter 648, Statutes of 2009. Last amended 9/4/09.
AB 1072 (Eng) Public Transportation Modernization, Improvement and Service Enhancement Account. (Urgency)	Eliminates the January 1, 2010, sunset date on provisions governing the allocation of Public Transportation Modernization, Improvement and Service Enhancement Account (PTMISEA) general obligation bond funds. Requires project sponsors to submit a description of each project for which PTMISEA funds are proposed, including the total amount requested in each fiscal year, to the Department of Transportation (Caltrans). Caltrans would then submit cumulative data to the Department of Finance for guidance on annual appropriation levels. Authorizes project sponsors to loan an allocation of PTMISEA funds to another project sponsor in a particular fiscal year under conditions approved by Caltrans. Authorizes allocations of funds to be banked and used in subsequent fiscal years for projects that were approved by Caltrans in a previous year.	Yes	Chapter 271, Statutes of 2009. Last amended 6/18/09.

Bill # (Author) Subject	Description	Fiscal	Status/ City Position
AB 1084 (Adams) Local Planning: Development Projects: Fees.	Clarifies that an audit of local developer fees and charges may also cover the cost of public facilities, as defined by existing law. Provides that an audit is not required if another audit had been performed on the same fees and charges within the previous 12 months. If the audit shows that the fee or charge does not meet the statutory requirements, local officials must adjust the fee accordingly. For purposes only of a tentative subdivision map or parcel map that is extended by 24 months, a city, county, or city and county is not prohibited from levying a fee or imposing a condition that requires the payment of a fee, including an adopted fee that is not included within an applicable zoning ordinance, upon the issuance of a building permit. Provides that electronic mail notification serves as an alternative to a mailed notice of upcoming local agency meetings under the Mitigation Fee Act.	Yes	Chapter 507, Statutes of 2009. Last amended 9/1/09.
AB 1139 (J. Perez) Income Taxes: Credits: Enterprise Zones.	**Would have revised the definition of qualified wages for purposes of Personal Income Tax and Corporation Tax credits to include a specified formula. Would have required taxpayers to apply for, and obtain, the certification of a qualified employee within 21 days of hiring that employee.**	**No**	**Held in Assembly Committee on Jobs, Economic Development and the Economy.** **Last amended 4/13/09.** **OPPOSE.**
AB 1192 (Strickland) Cities: Powers.	Would have prohibited a legislative body from selling or leasing any building to an entity that was controlled by a local government legislative body to raise money to fund the general expenses of the legislative body. Would have applied to both charter and general cities.	**No**	**Held in Assembly Committee on Local Government.** **Last amended 1/4/10.** **OPPOSE.**
AB 1388 (Hernandez) Local Agencies: General Obligation Bonds.	Allows local agencies to issue and sell general obligation bonds through the negotiated sale method for a price at, above, or below par value. Repeals a provision in current law that requires the annual payments of principal and interest on bonds issued by a local agency to be structured to amortize so that the maximum annual debt service payment on the bonds does not exceed the minimum annual debt service payment by more than 10%.	No	Chapter 528, Statutes of 2009. Last amended 6/23/09.
AB 1508 (Torrico) Income and Corporation Taxes: Credit: Lending Employees to Schools.	Would have authorized a tax credit, for taxable years beginning on or after January 1, 2010, and before January 1, 2013, in an amount equal to 25% of the amount of qualified expenses incurred by a taxpayer in connection with lending its employee to a public school to assist in the teaching of mathematics or science. Would have required the Legislative Analyst to evaluate the credit and submit a report to the Legislature.	Yes	Held in Assembly Appropriations Committee Suspense File. Last amended 5/20/09.
AB 1604 (Nava) Taxation: Oil Industry Fair Share Act.	Imposes a tax, on and after January 1, 2011, upon any producer of severing oil from the earth or water in this state for sale, transport, consumption, storage, profit, or use, at the rate of 10% of the gross value of each barrel of oil severed. The tax would be administered by the State Board of Equalization and collected pursuant to the procedures set forth in the Fee Collection Procedures Law. Requires the board to deposit all revenues collected into the General Fund.	Yes	Assembly Committee on Revenue and Taxation. Last amended 2/17/10.

Bill # (Author) Subject	Description	Fiscal	Status/ City Position
ACA 9 (Huffman) Local Government Bonds: Special Taxes: Voter Approval.	Proposes an amendment to the State Constitution to exempt from the 1% property tax rate limitation debt service incurred by cities, counties, a city and county, and special districts to fund public improvements related to transportation, public safety, and low and moderate income housing that have been approved by 55% of the applicable voters. Lowers the vote requirement for a city, county, city and county, or special district to impose a special tax from two-thirds to 55%. Lowers the vote requirement for a city, county or city and county to incur bonded indebtedness in the form of general obligation bonds from two-thirds to 55% for certain types of public improvements.	No	Assembly Floor Inactive File. Last amended 6/26/09.
ACA 15 (Arambula) Local Government Transportation Projects: Special Taxes: Voter Approval.	Proposes an amendment to the Constitution to alternatively condition the imposition, extension or increase of a special tax by a local government for the purpose of providing funding for local transportation projects upon the approval of 55% of voters.	No	Assembly Floor Inactive File.
SB 27 (Hancock) Local Agencies: Sales and Use Tax: Reallocation. (Urgency)	**Prohibits a local agency from entering into any agreement with a retailer, or any other person that would involve the payment, transfer, diversion, or rebate of any amount of local tax proceeds, if the agreement results in a reduction in the amount of revenue received by another agency from a retailer located within the agency's jurisdiction, and the retailer continues to maintain a physical presence within the territorial jurisdiction of the other local agency.**	**No**	**Chapter 4, Statutes of 2009.** **Last amended 2/23/09.** **SUPPORT.**
SB 53 (DeSaulnier) Tobacco Settlement Moneys: Master Settlement Agreement. (Urgency)	Authorizes the Attorney General to negotiate amendments to the Master Settlement Agreement to ensure that it will not materially adversely alter, limit, or impair the rights to receive tobacco assets or in any way materially impair the rights and remedies of bondholders or the security for their bonds.	No	Chapter 28, Statutes of 2009.
SB 99 (Senate Committee on Local Government) Joint Exercise of Powers: Reporting and Disclosures.	Imposes additional transparency and accountability requirements on conduit financing providers to ensure compliance with audit, annual financial reporting, and other public accountability requirements.	Yes	Chapter 557, Statutes of 2009. Last amended 8/31/09.
SB 113 (Senate Committee on Local Government) Local Government Omnibus Act of 2009.	Enacts the Local Government Omnibus Act of 2009, and makes 39 changes to the state laws affecting local agencies' powers and duties.	Yes	Chapter 332, Statutes of 2009. Last amended 6/25/09.
SB 425 (Simitian) Personal and Corporate Income Taxes: Deductions: Parking: Credits: Ridesharing Expenses.	Would have authorized a new tax credit of up to 80% of costs incurred by small businesses for qualified commute reduction expenditures. Would have prohibited taxpayers from claiming a business expense deduction for parking subsidies unless employees provided with a parking subsidy were offered a cash allowance in lieu of a parking space (parking cash-out program).	Yes	Held in Senate Appropriations Committee Suspense File. Last amended 7/23/09.
SB 483 (Corbett) Corporation Tax Credit: Automobile Manufacturing.	Provides a tax credit (up to $10 million a year) to NUMMI/Toyota if they stay open for three years and keep up the level of employment at the plant. If another car manufacturer purchases the NUMMI plant to manufacture cars they would also be eligible for the state tax credit if they employ more than 3,500 Californians.	Yes	Assembly Committee on Revenue and Taxation (rereferred from Assembly Floor). Last amended 9/10/09.

Bill # (Author) Subject	Description	Fiscal	Status/ City Position
SB 530 (Dutton) Redevelopment: Payments to Taxing Entities.	Applies the redevelopment pass-through reporting and repayment requirements enacted by last year's State Budget to redevelopment project areas that were formed before January 1, 1994, and amended after January 1, 1994, to increase the limitation on the number of dollars to be allocated to the agency; or increase or eliminate the time limit on the establishment of loans, advances, and indebtedness, pursuant to specified statutes; or lengthen the period during which the redevelopment plan is effective if the redevelopment plan being amended contains specified provisions.	No	Assembly Committee on Local Government. Last amended 4/28/09.
SB 625 (Wright) Transient Occupancy Taxes: Assessment and Collection.	Will soon be amended to relate to the transient occupancy tax. Currently relates to bail and release on own recognizance.	Yes	Assembly Committee on Public Safety. Last amended 5/18/09.
SB 676 (Wolk) Local Fees.	Increases and/or eliminates the maximum fee a county, city or court may impose for various services, including federal lien certificates, recorded documents, court-appointed counsel, restitution, county probation payments, changes of plea, setting aside of verdict, sealing of records, sealing of juvenile records, installment payments, fingerprinting, and support of a minor.	No	Chapter 606, Statutes of 2009. Last amended 9/4/09.
SB 699 (Alquist) Sales and Use Taxes: Exemption: Sustainable Development: Manufacturing.	Effective January 1, 2011, provides a sales and use tax exemption for the gross receipts from the sale, storage, use, or other consumption of sustainable development equipment investments of tangible personal property purchased and primarily used during the research and development process on qualified research. Effective January 1, 2013, provides a sales and use tax exemption for the gross receipts from the sale, storage, use, or other consumption of tangible personal property purchased and primarily used in any stage of the manufacturing, processing, refining, fabricating, or recycling of property, and tangible personal property purchased for use by a contractor purchasing that property for use in the performance of a construction contract for the qualified person who will use the property as an integral part of the manufacturing, processing, refining, fabricating, or recycling process, or as a storage facility for use in connection with the manufacturing process. Specifies that this exemption does not apply to local sales and use taxes or transactions and use taxes.	Yes	Senate Committee on Revenue and Taxation. Last amended 5/28/09.
SB 845 (Senate Committee on Budget and Fiscal Review) Local Governments: Revenue.	Authorizes, in conjunction with an approved constitutional amendment, local government entities to develop and implement a Countywide Strategic Action Plan to use existing and additional resources to ensure progress toward common community goals. Authorizes a governing board to place before the voters an increase in the sales and use tax to be distributed pursuant to an adopted plan. Prohibits the amount of a school district's revenue limit funding from taking into account any revenue from certain taxes.	Yes	Senate Committee on Budget and Fiscal Review. Last amended 3/18/10.
SB 1084 (Liu) CA Economic Security Task Force.	Establishes, for a period of two years, the CA Economic Security Task Force, for the purpose of preparing and submitting public reports on the state's anti-poverty programs that would provide recommendations to the Governor and Legislature on how to increase economic security by reducing poverty in the state by 50% by 2020.	Yes	Senate Committee on Rules. Last amended 3/23/10.
SB 1216 (Cedillo) Taxation: Low-Income Housing Credit.	Authorizes the Tax Credit Allocation Committee, in any year it has a surplus of state insurance tax credits to be allocated with the approval of the applicant, to allocate those credits in excess of a percentage of the eligible basis of a new building or rehabilitation expenditure and reduce the amount of federal credits accordingly to ensure that the combined amounts of credits do not exceed the total allowable credit.	Yes	Senate Committee on Transportation and Housing.

Bill # (Author) Subject	Description	Fiscal	Status/ City Position
SB 1299 (Lowenthal) Vehicles: Vehicle Miles Traveled Fee.	Requires the Department of Motor Vehicles to develop and implement a pilot program designed to assess various issues related to implementing a vehicle miles traveled fee in California.	Yes	Senate Committee on Transportation and Housing.
SCA 12 (Kehoe) Public Safety Services: Local Government.	Proposes an amendment to the State Constitution to create an additional exception to the 1% limit on ad valorem tax on real property imposed by a city or county or special district to pay for bonded indebtedness to fund items necessary to provide emergency services, if approved by 55% of the voters.	No	Senate Floor.
SCA 18 (Liu) Local Government: Property-Related Fees.	Proposes an amendment to the State Constitution to exclude fees and charges for stormwater and urban runoff management from voter approval requirements for the imposition or increase of a property-related fee or charge by a local government.	No	Senate Floor.
SCA 19 (DeSaulnier) State and Local Finance Reform.	Proposes an amendment to the State Constitution for the reform of state and local finance to include voiding statutes or prohibiting constitutional amendment requests that would create a new agency or program that raises state costs or lowers state revenue by a specified amount; passing bills regarding a declared financial emergency; the submission and requirements of the Governor's budget; legislative budget requirements; Countywide Strategic Action Plans for additional sales taxation; and property tax allocations.	Yes	Senate Committee on Budget and Fiscal Review. Last amended 3/18/10.
SBx6 2 (Calderon) Transient Occupancy Taxes: Assessment and Collection.	Allows prepayment judicial relief with respect to disputed transient occupancy taxes for a travel agent or intermediary.	Yes	Senate Committee on Rules.

3a. Budget-Related Bills.			
AB 182 (Assembly Committee on Budget) Community Redevelopment: Supplemental Educational Revenue Augmentation Fund. (Urgency)	Authorizes a redevelopment agency to borrow any moneys in the Low and Moderate Income Housing Fund to make the required allocation to the county Supplemental Educational Revenue Augmentation Fund. Makes an adjustment to the calculation made by the Director of Finance with respect to a redevelopment agency that deleted territory from any project area and reported it to the Board of Equalization, and that deletion is not reflected in required reports on redevelopment agency revenue.	Yes	Pending concurrence in Senate amendments. Last amended 9/4/09.
ACA 18 (Evans) State Budget. (Urgency)	Proposes an amendment to the State Constitution to exempt General Fund appropriations in the Budget Bill from the 2/3 vote requirement. Permits the Legislature, by a majority vote in each house, to propose to the voters a change in a state tax for purposes of increasing revenue through a budget trailer bill.	Yes	Assembly Committee on Revenue and Taxation.
ABx3 3 (Evans) Income Taxes: Sales and Use Taxes: Vehicle License Fees. (Urgency)	Increases the rate of the General Fund portion of the state sales and use tax by 1% – from the current rate of 5% to a rate of 6% – effective April 1, 2009, and ending on June 30, 2011 or 2012, the latter if the voters approve the proposed Budget Stabilization constitutional amendment. Increases, temporarily, the vehicle license fee from the current rate of 0.65% to a rate of 1.15%, except for commercial vehicles. Reduces the dependent credit (currently $309) to the size of the personal credit (currently $99) for tax years 2009 through 2012. Imposes a personal income tax surcharge of $0.25 on taxable income.	No	Chapter 18, Statutes of 2009-10 Third Extraordinary Session. Last amended 2/19/09.

Bill # (Author) Subject	Description	Fiscal	Status/ City Position
ABx3 37 (Evans) Budget Act of 2009.	Provides that Highway Users Tax Account payments deferred in July and August 2009 shall be paid in September 2009, and payments for November 2009 through March 2010 shall be paid on or within two working days of April 28, 2010. Provides local governments with certain specified flexibility to manage cash within the deferral period. These deferrals shall not apply to a county with a population of less than 40,000. Defers state payments to the University of CA ($250 million), CA State University ($400 million) and CA Community Colleges ($100 million), all to be repaid by June 30, 2010. Delays state SSI/SSP payments to the federal government in February and March 2010, until after April 20 and no later than May 31, 2010.	Yes	Chapter 27, Statutes of 2009-10 Third Extraordinary Session. Last amended 9/10/09.
ABx4 10 (Assembly Committee on Budget) Transportation. (Urgency)	The omnibus transportation budget trailer bill which provides $876 million in new General Fund relief from transit funds – $561 million in new transit revenue from higher gasoline prices and $315 million from a cut in the Home-to-Schools Program – to reimburse the General Fund for transportation-related bond debt service. Extends the period that cities may encumber bond funds appropriated in the 2008 until June 30, 2010. Suspends state grants to local general aviation airports in 2009-10, resulting in the transfer of $4 million from the Aeronautics Account to the General Fund. Effective January 1, 2010, increases the fee for driver's licenses and identification cards by $2, resulting in additional Motor Vehicle Account revenues of $8 million in 2009-10, and by approximately $16 million in 2010-11, and ongoing. Makes technical changes to increase the transit "spillover" funds that are directed to the Mass Transportation Fund instead of the Public Transportation Account in 2008-09.	Yes	Chapter 10, Statutes of 2009-10 Fourth Extraordinary Session. Last amended 7/23/09.
ABx4 14 (Assembly Committee on Budget) Property Tax Revenue Allocations. (Urgency)	Suspends Proposition 1A for the 2009-10 fiscal year, as provided in the 2009-10 Budget Agreement. Redirects $1.935 billion from local property tax revenues to achieve an equivalent State General Fund savings in 2009-10, which is 8% of the share of property tax revenue that goes to cities, counties and special districts. The state will be paid in two installments – January 15, 2010, and May 1, 2010 – and the date of state repayment is June 30, 2013. Allows cities, counties and special districts to borrow from redevelopment agencies to make the installment payments. San José's share is estimated to be $19,571,597.	Yes	Chapter 13, Statutes of 2009-10 Fourth Extraordinary Session. Last amended 7/23/09.
ABx4 15 (Gaines) Property Tax Revenue Allocations. (Urgency)	Requires county auditors to shift 8% of each local government's share of property taxes to the Supplemental Educational Revenue Augmentation Fund, and includes a "hardship exemption" which must be applied for by October 15. If a hardship exemption is granted, the amount borrowed from other jurisdictions within that county will increase. Requires the state to repay the borrowed funds by June 30, 2013, allows local governments to bond against the state's promise to repay the funds, and caps the amount of interest that can be paid on the bonds issued at 8%. If a city bonds against the Proposition 1A loan, the state will pay the cost of their interest up to 8%. If a city decides not to bond against the Proposition 1A loan, the state will pay the city an interest rate to be determined by the State Controller not to exceed 6%.	Yes	Chapter 14, Statutes of 2009-10 Fourth Extraordinary Session. Last amended 7/23/09.
ABx4 16 (Evans) State Finances. (Urgency)	Would have delayed distribution of the local Highway Users Tax Account (HUTA) funds for six months, from July through December 2009, as a cash deferral, with repayment to cities and counties after January 1, 2010. Proposition 42 payments would have also been deferred, with the October 2009 and January 2010 payments delayed until May 21, 2010. Would have allowed cities to use any cash balance in its Streets and Roads fund, including Proposition 1B funds, to meet cash obligations during the Proposition 42 deferral period, provided it be repaid when the May 21, 2010, state repayment was received.	Yes	Held pending concurrence in Senate amendments. Last amended 7/23/09.

Bill # (Author) Subject	Description	Fiscal	Status/ City Position
ABx4 24 (Bass) Transportation Finance. (Urgency) ABx4 30 (Evans) Transportation Finance: Highway Users Tax Account.	Would have shifted approximately $971 million in HUTA gasoline excise tax revenue from cities and counties to the General Fund for reimbursement of transportation-related general obligation bond payments. Would have shifted another $750 million in 2010-11 for the same purpose. Would have required repayment to cities and counties over a 10-year period beginning in 2011-12, about $172 million annually statewide. The impact to San José would have been $16 million in 2009-10, and $11.6 million in 2010-11.	Yes	ABx4 24 was held pending concurrence in Senate amendments. Last amended 7/24/09. ABx4 30 was held pending concurrence in Senate amendments. Last amended 7/23/09.
ABx4 26 (Evans) Community Redevelopment: Supplemental Educational Revenue Augmentation Fund.	Redirects $2.05 billion of redevelopment property tax increment revenues to K-12 school districts serving redevelopment areas, including $1.7 billion in 2009-10, and an additional $350 million in 2010-11. Shifts an equivalent amount of existing property tax revenue from those school districts to the Supplemental Educational Revenue Augmentation Fund (SERAF), to be established in each county to reimburse state costs by the Proposition 1A suspension. The SERAF reduction for the San José Redevelopment Agency is estimated to be $75 million, with a shift of $62 million in 2009-10, and $13 million in 2010-11. SB 68 and AB 182 are cleanup bills, which include authority for redevelopment agencies to borrow low and moderate income housing funds to make the required payments.	Yes	Chapter 21, Statutes of 2009-10 Fourth Extraordinary Session. Last amended 7/24/09.
ABx4 27 (Evans) Redevelopment: Educational Revenue Augmentation Fund: Transfer Payments. (Urgency)	Would have authorized long-term extensions of redevelopment projects in exchange for ongoing payments of 10% of tax increment revenues (net of the housing set aside) for participating redevelopment agencies that would have been securitized by the state to generate proceeds of at least $7.4 billion. The proceeds would have been used, in part, to replace budget solutions provided by the Proposition 1A suspension and by the diversion of HUTA funds.	Yes	Held pending concurrence in Senate amendments. Last amended 7/23/09.
ABx8 5 (Assembly Committee on Budget) State Cash Resources. (Urgency)	**Establishes a cash management plan that defers various appropriations to fund state and local programs including local Highway Users Tax Account (HUTA) funding during FY 2010-11. No changes to the FY 2009-10 deferral of HUTA revenues being deferred and scheduled to be repaid to cities in April, 2010. Under ABx8 5 and AB X814, during the FY 10-11 Budget, HUTA revenues will be deferred not to exceed a $50 million monthly from cities and counties combined for ten months for the July 2010 through March 2011 with repayment no later than May 2, 2011. Cities and counties currently receive $85 million per month in HUTA revenues. With the deferral capped at $50 million cities and counties will receive a portion of their scheduled allocation.**	**Yes**	**Chapter 1, Statutes of 2009-10 Eighth Extraordinary Session.** **Last amended 2/19/10.** **SEEK AMENDMENTS.**

Bill # (Author) Subject	Description	Fiscal	Status/ City Position
ABx8 6 (Assembly Committee on Budget) Sales and Use Tax: Motor Vehicle Fuel Tax: Diesel Fuel Tax. **ABx8 9 (Assembly Committee on Budget) Transportation Finance Tax Swap.** **SB 70 (Senate Committee on Budget and Fiscal Review) Cleanup Bill.**	**The swap package eliminates the Proposition 42 sales tax on gasoline and increases the local streets and roads share from 40 percent to 44 percent by increasing the excise tax on gasoline (HUTA) for local streets and roads. The proposal weakens the constitutional protections that protected local Proposition 42 funds and increase cities and counties vulnerability if the state's debt service increases in the future.** **The Swap package includes:** • **Repeals the State's share of sales tax on gasoline (local share is not affected);** • **Increases the excise tax on gasoline by 17.3 cents per gallon beginning in FY 2011-12. The swap adds an annual index to ensure the new excise tax will maintain the growth in revenues that would have been expected from the State's share of sales tax on gasoline that was repealed; and** • **Increases the sales tax on diesel by 1.75 percent and allocates 75 percent to local transit agencies and 25 percent to state transit programs. The excise tax on diesel is reduced from 18 cents to 13.6 cents for maintain revenue neutrality.** **In FY 2010-11 and future years, the 17.3 cent excise tax increase will generate $2.52 billion, to be allocated as follows: $603 million for General Fund transportation debt service; $650 million in additional Article XIX transportation for future appropriation by the legislature; and $629 million for State Transportation Improvement Program (STIP), and $629 million spit 50/50 between cities and counties using the current Highway User Tax Account (HUTA) formulas.** **Beginning in FY 2011-12, the revenues will be allocated to fund: state transportation debt service and split 44 percent for the STIP; 12 percent for the State Highway Operation and Protection Program (SHOPP); and 44 percent evenly split between cities and counties using current HUTA formulas.** **<u>For transit</u> – Beginning in 2011-12, the transportation tax swap will provide $350 million to local transit operators under the State Transit Assistance (STA) and a gradual increase in future years. Transit operators will also receive a $400 million one-time appropriation for the remainder of FY 2009-10 and FY 2010-11.**	**Yes**	**ABx8 6 – Chapter 11, Statutes of 2009-10 Eighth Extraordinary Session.** **Last amended 3/3/10.** **ABx8 9 – Chapter 23, Statutes of 2009-10 Eighth Extraordinary Session.** **Last amended 3/3/10.** **SB 70 – Chapter 9, Statutes of 2010.** **Last amended 3/22/10.** **OPPOSE/SEEK AMENDMENTS.**
ABx8 7 (Assembly Committee on Budget) Environmental Pollution: Program Funding. (Urgency)	**Makes statutory changes to provide fiscal solvency for the CA Beverage Container Recycling (Bottle Bill) Program and makes the Clean Water State Revolving Fund program eligible for federal funding.**	**Yes**	**Chapter 5, Statutes of 2009-10 Eighth Extraordinary Session.** **Last amended 2/17/10.** **SUPPORT.**
ABx8 14 (Assembly Committee on Budget) State Cash Resources. (Urgency)	Includes a provision to require a local agency to pay interest if Proposition 1B Local Street and Roads funds are temporarily borrowed for HUTA purposes to offset the impacts of the HUTA deferral. Also includes a hardship consideration to authorize the Director of Finance, State Controller and State Treasurer to consider an exemption from the HUTA deferral for a city or county based on hardship. The bill also exempts rural counties with a population under 50,000 and cities within those counties from the HUTA deferral.	Yes	Chapter 10, Statutes of 2009-10 Eighth Extraordinary Session. Last amended 3/3/10.

Bill # (Author) Subject	Description	Fiscal	Status/ City Position
SB 65 (Senate Committee on Budget and Fiscal Review) State Finances. (Urgency)	Makes changes to bonding requirements, as requested by the State Treasurer's Office, and provides for additional deferrals of state payments to address the current cash crisis. Increases from 2% to 3%, until June 30, 2013, the amount which may be appropriated for fees, costs and other similar expenses incurred in connection with a credit enhancement of liquidity agreement linked to a bond sale. Defers $250 million in payments to both the University of CA system and the CA State University system from February 2010 to no earlier than April 20, but no later than May 31, 2010. Defers $150 million in payments to the CA State University system from March 2010 to no earlier than May 1, but no later than May 31, 2010. Defers $100 million in payments to the CA Community College system from March 2009 to May 2010. Modifies the deferral of Highway User Tax Account payments such that July and August 2009 payments shall be made in September 2009; payments for November 2009 through March 2010 shall be paid on, or within two working days of, April 28, 2010. Exempts counties with a population of less than 40,000 from the deferral. Allows local governments to utilize other fund reserves to meet cash obligations during the deferral period. Delays state SSI/SSP payments to the federal government in February and March 2010 to no earlier than April 20, but no later than May 31, 2010.	No	Chapter 633, Statutes of 2009. Last amended 9/4/09.
SB 67 (Senate Committee on Budget and Fiscal Review) Property Tax Revenues: Proposition 1A Receivables. (Trailer bill to ABx4 15.) (Urgency)	Increases the minimum size of the Joint Powers Authority from 100 to 250 local agencies. Clarifies and revises various dates and timelines to streamline the process and eliminate any ambiguity for bond investors. Allows bond proceeds to be used to reimburse the State Treasurer for his work in reviewing the bonds, and provides a streamlined contracting process so the Treasurer can quickly procure fiscal advisory services. Removes the requirement for at least two early call dates. Revises the extreme hardship exemption process, allowing a determination to be made after the anticipated sales of bonds, but no later than December 1, 2009. Adds "city" and "a city and county" to the existing authority for a county to borrow funds from a redevelopment agency (RDA). An RDA would have the option, but not be required, to loan funds to a city, county, or city and county to fully or partially replace their Proposition 1A reduction. No such loan could be made if the RDA has itself borrowed from its Low and Moderate Income Housing Fund. Specifies that bonds may bear interest payable on periodic interest payment dates or accrue interest to their maturity date, subject to the approval of the Department of Finance and State Treasurer.	Yes	Chapter 634, Statutes of 2009. Last amended 9/4/09.
SB 68 (Senate Committee on Budget and Fiscal Review) Community Redevelopment: Supplemental Educational Revenue Augmentation Fund. (Urgency)	Modifies the provisions enacted by ABx4 26 (Assembly Committee on Budget), Chapter 21 of the Fourth Extraordinary Session, which shifted $1.7 billion in redevelopment revenues to the Supplemental Educational Revenue Augmentation Fund in 2009-10, to the General Fund. Provides redevelopment agencies with additional flexibility to make the required revenue transfer to the state, and specifies the use of more recent redevelopment agency data in the calculation of the revenue shift. Allows redevelopment agencies to borrow from the existing balance, in addition to the current year contribution, of their Low- and Moderate-Income Housing Fund for the purpose of making the 2009-10 required transfer. This borrowing would have to be fully repaid within five years. Allows the Department of Finance (DOF) to use the 2007-08 edition of the State Controller's Community Redevelopment Agencies Annual Report, should that report be available in time for the Director of DOF's calculation of each redevelopment agency's obligation. If the 2007-08 report is not available, the Director of DOF will use the 2006-07 report, but must adjust the data to exclude amounts apportioned to any redevelopment agency from any territory that was deleted from their project area prior to August 1, 2009.	Yes	Chapter 652, Statutes of 2009. Last amended 11/2/09.

Bill # (Author) Subject	Description	Fiscal	Status/ City Position
SB 73 (Senate Committee on Budget and Fiscal Review) State Fees.	Makes statutory changes in the areas of public safety and private employee safety to implement the 2009 Budget. Makes technical and clarifying changes to provisions enacted pursuant to ABx4 12 (Chapter 12, Statutes of 2009-10 Fourth Extraordinary Session) in order to ensure the 2009 Budget is fully implemented.	No	Chapter 341, Statutes of 2009. Last amended 9/4/09.
SB 80 (Senate Committee on Budget and Fiscal Review) Community Redevelopment: Educational Revenue Augmentation Fund.	**Would have amended language adopted with the 2008 Budget Act that shifted $350 million from redevelopment agencies in proportion to its share of statewide tax increment revenues to school districts to address the issues raised in an adverse Sacramento Superior Court ruling. In *California Redevelopment Association v. Genest*, the court invalidated the 2008-09 shift on the basis that the funds were to be transferred to the county Educational Revenue Augmentation Fund (ERAF) for countywide education funding without any specific linkage to the redevelopment projects or areas. SB 80 would have specified that the shifted funds go to school districts that fully or partially overlap redevelopment project areas from which the funds are shifted; allocations to school districts would have been in proportion to their average daily attendance. Because SB 80 was not enacted, there is no obligation for redevelopment agencies to shift $350 million in ERAF funds.**	**Yes**	**Failed concurrence in Assembly amendments.** **Last amended 6/25/09.** **OPPOSE.**
SB 83 (Hancock) Traffic Congestion: Motor Vehicle Registration Fees.	**Authorizes a countywide transportation planning agency to impose, upon a majority vote of the electorate, an annual fee of up to $10 on motor vehicles registered in that county for transportation-related programs and projects.**	**Yes**	**Chapter 554, Statutes of 2009.** **Last amended 9/4/09.** **SUPPORT.**
SCA 5 (Hancock) State Budget. (Urgency)	Proposes an amendment to the State Constitution to exempt the General Fund appropriations in the Budget Bill from the 2/3 vote requirement.	Yes	Senate Floor.
SCA 15 (Calderon) State Budget. (Urgency)	Proposes an amendment to the State Constitution to exempt General Fund appropriations in the Budget Bill from the 2/3 vote requirement, if the total amount of General Fund revenues estimated by the Legislative Analyst, on or after May 15, for the current fiscal year is at least 5% below the estimate of General Fund revenues set forth in the Budget Bill enacted for the current fiscal year.	Yes	Senate Committee on Budget and Fiscal Review. Last amended 4/13/09.
SBx2 12 (Steinberg) Court Facilities Financing.	Authorizes the continuous appropriation of funds in the Immediate and Critical Needs Account of the State Court Facilities Construction Fund, established by SB 1407 (Perata, Chapter 311, Statutes of 2009), until July 1, 2012. The funds will be continuously appropriated only for the purposes of acquiring real property and completing preliminary plans. Requires the Judicial Council to make recommendations to the State Public Works Board (SPWB) before it undertakes a project. The SPWB shall establish the scope and cost of each individual project. Requires that prior to seeking SPWP establishment of the scope and cost, the Judicial Council must submit a report to the Joint Legislative Budget Committee that includes information such as scope, budget and schedule of the project. States the intent of the Legislature that funding for working drawings and construction be appropriated in the next annual Budget Act following the approval of projects by SPWB.	Yes	Chapter 10, Statutes of 2009-10 Second Extraordinary Session. Last amended 2/14/09.

Bill # (Author) Subject	Description	Fiscal	Status/ City Position
SBx2 15 (Ashburn) Personal Income Taxes: Principal Residence.	Establishes a tax credit until November 30, 2013, of the lesser of $10,000 or 5% of the purchase price for the purchase of a principal residence that has never been occupied. Limits the total amount of credits to $100 million, and allows credit reservations on a first-come, first-served basis (based on the date of that the Franchise Tax Board (FTB) receives each certification). The FTB will be responsible for keeping a running tally of the certifications received and will disallow the reservation and subsequent use of any credit after the amount reserved reaches $100 million (10,000 credits).	Yes	Chapter 11, Statutes of 2009-10 Second Extraordinary Session. Last amended 2/14/09.
SBx3 7 (Ducheny) Transportation Finance. (Urgency)	Allows the Director of Finance to use funds transferred to the Transportation Debt Service Fund from the State Highway Account to reimburse the General Fund to offset the cost of debt service payments for transportation-related general obligation bonds. Transfers approximately $100 million per year for two years to the GF from a specified portion of tribal-gaming revenues. Suspends the allocation of transit revenue starting in 2009-10 and continuing through 2012-13, instead directing these funds to mass transit expenditures. Suspends the requirement of the State Controller to report to transportation planning agencies and county transportation commissions on estimated funds to be allocated during the next fiscal year if no funding is provided in that year.	Yes	Chapter 14, Statutes of 2009-10 Third Extraordinary Session. Last amended 2/14/09.
SBx3 8 (Ducheny) State and Local Government.	Makes several changes related to local and state government finances, including payments, contracting, and service agreements. Directs revenue from the 0.15% increase in vehicle license fees enacted by ABx3 3 (Evans) – approximately $500 million per year – to be deposited into a newly created Local Safety and Protection Account to fund programs currently supported by the General Fund, including grants under Citizens Options for Public Safety (COPS) and Juvenile Justice Crime Prevention Act; booking fees; small and rural sheriffs' grants administered by the Department of Corrections and Rehabilitation; and crime prevention programs administered by the CA Emergency Management Agency. Permanently shifts state mandate reimbursements from August 15 to October 15, or 60 days after the date the appropriation for the claim is effective. Defers city and county gas excise tax payments for January, February and March 2009, to be paid along with April revenues in May 2009. Lifts an existing tax increment debt cap applicable to the Glendora Redevelopment Agency that will allow it to receive an additional $2.6 million per year. Shifts $35 million for two years, and then $50 million per year ongoing to the County of Orange in Educational Revenue Augmentation Funds (ERAF); these amounts will be backfilled by the state General Fund. Makes a variety of changes to statutes affecting the CA Emergency Management Agency. Suspends the Senior Citizens' Property Tax Deferral Program, removing the state's authority to expand this program.		Chapter 4, Statutes of 2009-10 Third Extraordinary Session. Last amended 2/14/09.
SBx3 13 (Alquist) Domestic Violence: Funding. (Urgency)	Requires the Department of Finance to transfer $16.3 million from the Alternative and Renewal Fuel and Vehicle Technology Fund to the General Fund as a loan to appropriate those funds to the CA Emergency Management Agency to support domestic violence shelters for the 2009-10 fiscal year.	Yes	Chapter 29, Statutes of 2009-10 Third Extraordinary Session. Last amended 9/12/09.
SBx3 14 (Ducheny) Prison Facilities: Construction. (Urgency)	Makes various technical and programmatic statutory changes necessary to implement AB 900 (Solorio and Aghazarian), Chapter 7, Statutes of 2007. Provides that expenditures incurred by the Department of Corrections and Rehabilitation for pre-planning activities related to AB 900 projects may be reimbursed from the proceeds of lease-revenue bonds authorized by that statute. Makes various changes, primarily to the scope of projects, necessary to ensure a clean bond opinion. Declares that this bill addresses the fiscal emergency declared by the Governor by proclamation on December 19, 2008.	Yes	Chapter 16, Statutes of 2009-10 Third Extraordinary Session. Last amended 2/14/09.

Bill # (Author) Subject	Description	Fiscal	Status/ City Position
SBx3 18 (Ducheny) ABx3 14 (Arambula) Corrections.	Increases the value threshold for various property crimes to reflect inflation since 1982, and increases the $400 threshold for grand theft to $2,500 (results in $34 million in savings and 1,400 inmate reduction). Establishes consistent day-for-day inmate credit earning status in both jail and prison, and authorizes the CA Department of Corrections and Rehabilitation (CDCR) to award enhanced credits for inmates participating in rehabilitation, education, vocational, and fire camp programs ($42 million savings and 1,700 inmate reduction). Changes three "wobbler" crimes to misdemeanors – petty theft with prior, writing bad checks and receiving stolen property ($100 million savings and 4,300 inmate reduction). Provides that low and moderate risk offenders with nonserious, nonviolent and non-sex offenses will not be subject to parole revocation ($178 million savings and 4,000 inmate reduction). CDCR will establish the Parole Accountability Program to determine the most appropriate parole sanctions for parole violators, and send violators with a history of mental illness or substance abuse to reentry court ($10 million savings). Authorizes CDCR to order home detention with electronic monitoring for inmates over 60 years of age with less than 12 months to serve, and inmates who are permanently medically incapacitated regardless of their sentence ($120.5 million savings and 6,300 inmate reduction). Transfers up to $30 million from CDCR to county probation departments for improving outcomes for felony probationers to stay out of prison. Creates the 13-member CA Public Safety Commission to establish sentencing guidelines by July 1, 2012.	Yes	SBx3 18 is Chapter 28, Statutes of 2009-10 Third Extraordinary Session. Last amended 8/31/09. ABx3 14 died upon adjournment of 2009-10 Third Extraordinary Session. Last amended 8/20/09.

4. Public Liability and Insurance.			
AB 83 (Feuer) Torts: Personal Liability Immunity. (Urgency)	States the intent of the Legislature to encourage individuals to volunteer, without compensation, to assist others in need during an emergency, while ensuring that those volunteers who provide care or assistance act responsibly. Clarifies that medical, law enforcement and emergency personnel who, in good faith and not for compensation, render emergency medical care at the scene of an emergency shall continue to be immune from liability for any civil damages resulting from any act or omission. Provides the same liability immunity for any layperson, in addition to medical, law enforcement and emergency personnel, who in good faith and not for compensation, renders emergency medical or nonmedical care or assistance at the scene of an emergency, unless the act or omission is a result of gross negligence or willful or wanton misconduct.	No	Chapter 77, Statutes of 2009. Last amended 6/15/09.
AB 155 (Mendoza) **Local Government: Bankruptcy Proceedings.**	Authorizes a local public entity, with the approval and subject to the terms and conditions of the CA Debt and Investment Advisory Commission, to file a petition and exercise powers pursuant to applicable federal bankruptcy law.	**Yes**	**Senate Committee on Local Government.** **Last amended 7/1/09.** **OPPOSE.**
AB 634 (Harkey) Hazardous Recreational Activities.	Adds self-contained underwater breathing apparatus (SCUBA) diving to the list of hazardous recreational activities for which state law provides qualified immunity from liability to public entities and public employees for injuries sustained by participants of such activities.	No	Senate Committee on Judiciary. Last amended 1/7/10.

Bill # (Author) Subject	Description	Fiscal	Status/ City Position
AB 874 (Saldana) Recreational Activities: Skateboarding.	Repeals current provisions of law that require skateboarders using city and county owned or operated skateboard parks to wear elbow and knee pads and safety helmets.	No	Senate Committee on Judiciary. Last amended 4/21/09.
AB 1011 (Jones) Insurance: Green Incentives.	Requires the Insurance Commissioner to hold public hearings, collect certain information and study the effects of environmentally friendly practices on specified insurance products. Requires property insurers to offer green replacement coverage to an insured after a loss, and coverage for solar and wind distributed generation. Authorizes insurers to claim a 20% credit for investments in environmental financial institutions against the amount of gross premiums tax owed by the insurer.	Yes	Senate Committee on Banking, Finance and Insurance. Last amended 9/3/09.
SB 39 (Benoit) Personal Liability Immunity: Disaster Service Workers. (Urgency)	Revises existing immunity protections for disaster service workers who perform disaster services during a state of emergency to clarify that these workers are not liable for civil damages resulting from an act or omission while performing disaster services anywhere within the jurisdiction covered by the emergency other than a willful act or omission.	No	Chapter 27, Statutes of 2009. Last amended 6/26/09.

5. Public Works, Telecommunications and Infrastructure (includes design-build and other contracts).			
AB 395 (Fuentes) Employment: Apprenticeship Programs.	Authorizes an awarding body to assist the Director of the Department of Industrial Relations in the enforcement of prevailing wage laws that apply to apprenticeships, through the operation of the awarding body's approved labor compliance program, as specified.	Yes	Chapter 438, Statutes of 2009. Last amended 7/6/09.
AB 672 (Bass) Transportation: Bond-Funded Projects: Letter of No Prejudice.	Authorizes, under specified conditions, a state agency responsible for administering a Proposition 1B program to issue a "letter of no prejudice" to a local agency, providing an assurance that the administrative agency will reimburse the local agency for expenditures it makes on a Proposition 1B project that has been programmed but for which funds have not yet been allocated.	Yes	Chapter 463, Statutes of 2009. Last amended 6/2/09.
AB 677 (Solorio) Public Works: Prevailing Wages.	Expands the definition of public works, for purposes of requiring the payment of prevailing rate of per diem wages, to include work performed under private contract in connection with the construction or maintenance of renewable energy generation capacity on property wholly or partially owned by a school or community college district or on public property, specifically to serve a school or community college district.	Yes	Senate Floor Inactive File. Last amended 7/23/09.
AB 729 (Evans) Public Contracts: Transit Design-Build Contracts.	Extends, until January 1, 2015, the sunset date on provisions authorizing the use of design-build contracting by transit operators, in order to help expedite projects that are under time constraints and may otherwise lose funding from the American Recovery and Reinvestment Act or Proposition 1B; and to provide the Legislature more time and more projects with which to evaluate the effectiveness of design-build as a procurement method.	Yes	Chapter 466, Statutes of 2009. Last amended 6/30/09.
AB 815 (Ma) Public Contracts: Bidding Procedures.	Clarifies that nothing in existing law shall be construed to prohibit a local public entity from requiring a bidder to review all relevant bid documents provided by the local public entity, including but not limited to architectural or engineering plans and specifications, prior to submission of bid, and report any errors and omissions noted by the contractor to the architect or owner.	No	Senate Committee on Local Government. Last amended 6/1/09.

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AB 912 (Torres) Telecommunications: Emergency Telephone Users Surcharge Act.	Specifies that a minimum of 0.50% of the charges for intrastate telephone communications services and Voice over Internet Protocol (VoIP) service to which an existing surcharge applies, be spent for the costs of administering, operating, and maintaining the state 911 emergency telephone number system, including, until December 31, 2011, a maximum of 0.25% of the charges for intrastate telephone communications services and VoIP service to which the surcharge applies for a one time payment to primary Public Safety Answering Points for personnel costs.	Yes	Chapter 489, Statutes of 2009. Last amended 8/17/09.
AB 1012 (V. Perez) Broadband Communications. (Urgency)	Requires the Office of the Chief Information Officer (OCIO) to establish a strategy to maximize federal funds from the ARRA and the Broadband Date Improvement Act, which are directed for broadband related activities, programs or projects. Requires the OCIO, no later than 30 days after the effective date of this bill, to include in the strategy specific information relating to broadband development and deployment and the obtaining of federal funds. The OCIO is required to submit the strategy to the Legislature within 60 days of completion.	Yes	Senate Floor Inactive File. Last amended 9/4/09.
AB 1064 (Garrick) Design-Build Contracts: Labor Compliance Program: Exemptions.	Would have deleted the labor compliance program exemption for specified public design-build projects where a collective bargaining agreement bound all of the contractors performing work on the project.	Yes	Held in Assembly Committees on Business and Professions, and Labor and Employment.
AB 1197 (Torrico) Public Safety: Radio Communications.	Would have amended the Public Safety Communication Act of 2002 to allow additional technology to be considered for improved public safety interoperability.	Yes	Held in Assembly Appropriations Committee Suspense File. Last amended 4/14/09.
AB 1364 (Evans) Public Contracts: State Bonds: Grant Agreements. (Urgency)	Permits a state agency that has entered into a grant agreement for the expenditure of state bond funds to renegotiate, modify or eliminate the terms of that agreement when the agency is unable to comply with the terms of that agreement because of the suspension of interim funding for projects by the Pooled Money Investment Board on or after December 18, 2008.	Yes	Chapter 526, Statutes of 2009. Last amended 8/17/09.
AB 1528 (Ruskin) Telecommunications: Lifeline Service Rates.	Would have prohibited the Public Utilities Commission from authorizing a telephone corporation to increase rates or charges for local exchange services provided to lifeline telephone service subscribers higher than those in effect on January 1, 2009, except when those rates and charges were increased in an amount no greater than the maximum annual cost-of-living percentage increase established for the CalWORKs program. Would have prohibited the commission from authorizing telecommunications carriers using alternative technologies to traditional landline service, including mobile telephony service providers and carriers offering telecommunication using Voice over Internet Protocol to provide lifeline service, only if the commission found that there would be no reduction in service quality or service capabilities for lifeline service subscribers than those in effect on January 1, 2009, resulting from use of the alternative technologies.	No	Held in Assembly Committee on Utilities and Commerce. Last amended 4/20/09.
AB 1555 (V. Perez) Telecommunications: CA Advanced Services Fund. (Urgency)	For the sole purpose of receiving matching funds necessary to receive federal ARRA funds to finance broadband projects, provides that any entity meeting the eligibility standards of ARRA shall also be eligible to apply for funding from the CA Advanced Services Fund,	No	Chapter 24, Statutes of 2009. Last amended 7/16/09.
SB 43 (Alquist) Joint Powers Agencies: City of Santa Clara.	Authorizes the City of Santa Clara and the Redevelopment Agency of Santa Clara as a joint powers agency – the Santa Clara Stadium Authority – to construct, operate and maintain a stadium for use by a professional football team using a specified design-build authority.	Yes	Chapter 330, Statutes of 2009. Last amended 8/27/09.

Bill # (Author) Subject	Description	Fiscal	Status/ City Position
SB 45 (Padilla) Public Works: Payment of Prevailing Wage: Violations.	Would have established a permanent debarment for contractors in repeated violation of specified public works laws. Would have provided that whenever a contractor or subcontractor was found by the Labor Commissioner to be in violation of public works laws with intent to defraud for a second violation, the entity would have been disqualified from bidding on or being awarded a public works contract, or performing work as a subcontractor on a public works contract.	Yes	Vetoed by Governor 2009. Last amended 8/27/09.
SB 495 (Benoit) Mobile Telephony Service Providers: Release of Call Location Information to Law Enforcement Agencies.	Requires cell phone companies to provide call location information to a law enforcement agency in order for the agency to respond to a call for emergency services or in an emergency situation that involves the risk of death or serious physical harm. Nothing prohibits a cell phone company from establishing a protocol by which the provider may voluntarily disclose call location information. A cell phone company shall not be subject to liability when it acts in good faith in complying with this provision.	No	Senate Committee on Energy, Utilities and Communications. Last amended 4/22/09.
SB 694 (Correa) Public Contracts: Public Works: Competitive Bidding: Procedures.	Extends the time limit for the CA Uniform Construction Cost Accounting Commission to review and act on disputes over whether local agencies have followed the Uniform Public Contract Construction Cost Accounting Act. Extends from 30 days to 45 days, the time limit for complaints which allege that local officials rejected all bids and instead claimed that the agency can do the work less expensively. Extends from 30 days to 90 days, the time limit for complaints which allege that local officials have either exceeded the force accounts or improperly classified the work as maintenance.	No	Assembly Committee on Rules. Last amended 1/12/10.
SB 734 (Lowenthal) Transportation.	This is the Senate Transportation and Housing Committee's annual technical cleanup bill, which combines a number of technical, noncontroversial, clarifying provisions dealing with a variety of transportation-related topics.	Yes	Chapter 200, Statutes of 2009. Last amended 8/27/09.
SB 802 (Leno) Works of Improvement: Progress Payments: Notice: Retention Proceeds.	Would have required that contract retention proceeds not exceed 5% of the payment of all contracts entered into after January 1, 2010, between a public entity and an original contractor, between an original contractor and a subcontractor, and among all subcontractors. Would have required the Department of General Services to withhold not more than 5% of the contract price until final completion and acceptance of the project.	Yes	Vetoed by Governor 2009. Last amended 9/4/09.
SB 828 (Senate Committee on Governmental Organization) Public Safety Communication.	Revises and expands the definitions in the Public Safety Communication Act of 2002, and renames the Public Safety Radio Strategic Planning Committee as the State Emergency Communications Council. Modifies the responsibilities of the committee for purposes of the act and requires the committee to establish guidelines for the purchase of public safety communications equipment. Requires the CA Emergency Management Agency to submit specified updates and addenda relating to the CA Statewide Communications Interoperability Plan to the Legislature and requires the State Chief Information Officer to produce a Public Safety Communications Strategic Plan on or before June 1, 2010, and every 5 years thereafter.	Yes	Assembly Committee on Governmental Organization (rereferred from Assembly Floor). Last amended 9/4/09.
SBx2 4 (Cogdill) Public Contract: Design-Build: Public-Private Partnerships.	Provides limited expansion of design-build contracting authority to additional state facilities and redevelopment agencies. Authorizes up to 15 design-build transportation projects, and authorizes Caltrans and local and regional transportation agencies to enter into an unlimited number of public-private partnership agreements until January 1, 2017.	Yes	Chapter 2, Statutes of the 2009-10 Second Extraordinary Session. Last amended 2/14/09.