



REPORT TO LAW & LEGISLATION COMMITTEE City of Sacramento

915 I Street, Sacramento, CA 95814-2671

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Discussion
April 2, 2013

Honorable Members of the Law and Legislation Committee

Title: Review and Approval of the 2013 State Legislative Platform

Location/Council District: Citywide

Recommendation: That the Committee review, amend and/or approve the 2013 State Legislative Policy Platform and forward to the City Council to receive and file.

Contact: Randi L. Knott, Intergovernmental Relations Officer, (916) 808-5771

Presenter: Randi L. Knott, Intergovernmental Relations Officer

Department: Office of the City Manager

Division: Not applicable

Organization No:

Description/Analysis

Issue: In order to allow staff and the City's lobbyists to be responsive in protecting the City's interests at the State Legislature, the Law and Legislation Committee approves a legislative platform articulating the City's policies in areas of interest.

Policy Considerations: Approving a state legislative platform is in alignment with the City Council's Policies and Procedures.

Environmental Considerations: None.

Sustainability Considerations: None.

Committee/Commission Action: Not applicable.

Rationale for Recommendation: The California State Legislature entertains hundreds of bills each legislative session. The fate of these bills vary widely and they are often amended. In order to ensure that the City's interests are protected and that our policy direction is consistent, staff is recommending that the policy platform and areas of interest document be approved. The document has been designed to create flexibility and cover a range of topics where state action will directly or indirectly affect City operations, policies and/or programs.

Financial Considerations: None

Emerging Small Business Development (ESBD): Not Applicable

Respectfully Submitted by: 
Randi L. Knott, Intergovernmental Relations Officer

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City of
SACRAMENTO

LEGISLATIVE PLATFORM 2013

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Randi L. Knott, Intergovernmental Relations Officer

(916) 808-5771

LEGISLATIVE PLATFORM 2013

Guiding Policy Principles: The following policy areas are deemed to be of the utmost importance to the policies of the Mayor and City Council, the General Plan and Strategic Plan of the City of Sacramento.

- **Preservation of Local Funding:**
 - *The City supports the protection of existing state and local funding sources and the authorities that provide revenues to the City of Sacramento.*
 - Such areas include the protection of state-shared revenues, assets of the former redevelopment agency, and the ability for the use of the public right-of-way or city-owned facilities.
 - The City opposes changes in state law that would limit the ability of cities to preserve their local revenue base.
 - The City supports opportunities to expand local funding through public-private partnerships and other programs as appropriate.

- **Preservation of Local Authority:**
 - *The City supports preservation and expansion of local decision-making authority including the City's legal autonomy and opposes preemption of local control, diminishment of the City's ability to provide essential services, reduction of revenue sources that are required to maintain services, or mandated additional costs without appropriate reimbursement.*

- **Supporting a Healthy, Sustainable and Green Community:**
 - *The City supports continuing efforts through legislation and funding opportunities to provide services and support efforts for a strong, healthy and green community.*
 - Such areas include supporting and promoting sustainable planning and development; programs that facilitate smart growth and aide in the recruitment and retention of green businesses and programs that encourage 'farm to fork' healthy lifestyles for both residents and visitors.

- **Support Housing Opportunities for Every Level of Income and Commitment to Ending Homelessness:**
 - *The City supports increasing the supply of affordable housing; supporting programs and funding to eliminate homelessness; and, parks and recreation and programs to increase the quality of life for Sacramento residents present and future.*

- **Supporting a Safe and Prepared Community:**
 - *The City supports legislative and funding opportunities to improve the safety, security and the quality of life for Sacramento residents.*
 - This includes funding to supplement local law enforcement staffing and public safety equipment upgrades, training and capital improvements;
 - The City supports legislation and funding to assist in reducing and preventing gun violence, crimes, drug use, gang violence and pedestrian safety;
 - The City supports legislation and funding to improve local law enforcement, fire suppression and prevention, hazardous materials mitigation, rescue emergency medical services, and disaster and emergency preparedness; and, funding to promote crime prevention, public outreach and intervention programs.
 - The City further supports legislation and funding for increased accessibility for mental health services and parity between physical and mental health services.

2013 Top State Legislative Priorities

- **Enterprise Zones and Economic Development:** *The City opposes legislation or regulation to eliminate the Enterprise Zone program. The City would support responsible reforms to improve the program.*
 - Proposals to eliminate Enterprise Zones create a serious concern in light of the dissolution of redevelopment agencies. California's Enterprise Zone program offers one of the state's most significant economic development tax incentives, broadly applying to businesses of all sizes across virtually all industry lines.
- **Transportation:** *The City supports legislation and other viable opportunities to fund the improvements to and revitalization of the transportation programs and projects within the City.*
 - The City further recognizes the need to repair and maintain critical infrastructure, including roads and bridges, for motorists, cyclists, pedestrians and rapid transit and supports creative financing to make up for losses in gas taxes due to increased use in electric and hybrid vehicles.
- **Water Policy and the Delta:** *The City also supports development of a comprehensive management plan for the Delta that balances the needs of water supply, the ecosystem, and the residents of the City, Delta community and Northern California.*
 - The City supports legislation and regulatory initiatives and processes to protect the City's water rights. The City also supports water conservation and legislation that maintains flexibility for the City to determine the best means of achieving conservation mandates. The City supports legislation that maintains flexibility to determine the best means for providing water services to its residents and allow local control over reclaimed water and other conservation activities.
- **Environmental Policy:** *The City supports modernization of the California Environmental Quality Act to ensure that it takes other subsequent environmental legislation and regulations into account and prevents abuse of the law for non-environmental causes.*
 - The City further supports legislative and regulatory efforts to continue the reduction of greenhouse gas emissions and pollution reduction including limiting the use of single use plastic bags at the state and local levels and establishment of stewardship programs that provide incentives and/or requires product manufacturers to redesign products to make them less toxic, less wasteful and easier to recycle and shifts the end of life cost for collection and recycling/disposal from local government to producers, retailers and other sources.

- **Flood Control:** *Improvements are needed to levees around the Natomas Basin to achieve an initial 100 year flood protection certification with the ultimate goal of 200 year protection. Improvements are also needed for levee systems protecting areas of northern and southern Sacramento including Downtown and the Pocket areas. The City supports legislation that provides authorization and funding to achieve these flood protection goals.*
 - The City also supports clarification of previous legislation related to building infill building in areas subject to flooding that takes in to account competing and conflicting regulations.

Suggested Bills for Position as of March 27, 2013

Bills that have been set for hearing in the legislative have the committee and the date of the hearing noted in parenthesis. Those bills for which a position is recommended have that position are noted.

Administrative Services/Employee Relations

- AB 792 (Mullin) Open meetings.(4/3 Assembly Local Government) This bill provides that if local agency experiences a software or hardware impairment beyond the local agency's reasonable control and the agency is unable to post the agenda on its website, the agency must post the agenda immediately upon resolution of the technological problem. Additionally the bill provides that these circumstances do not preclude a legislative body from conducting the meeting or taking action on items of business. At the meeting of the legislative body is required to announce the reason for the failure to post, or the delay in posting, the agenda. SUPPORT

Environmental Quality

- AB 403 (Stone and Eggman) Solid Waste: home-generated sharps. Sponsored by California Product Stewardship Council (CPSC) this bill creates an extended producer responsibility program for home-generated sharps. SUPPORT
- AB 416 (Gordon) California Air Resources Board: local emission reduction program. (4/1 Assembly Natural Resources) This bill is expected to be amended to be the key bill for creating fund for Cap and Trade and Prop 39 revenues for local government grants/loans to do energy efficient/greenhouse gas reduction projects. SUPPORT
- AB 440 (Gatto) Hazardous Substances: Releases: Local Agency Cleanup or Remedy. This bill would extend protections similar to those under the Polanco Redevelopment Act to local agencies that act to remedy or remove the release of hazardous substances within the boundaries of the local agency. SUPPORT
- AB 488 (Williams) Primary Battery Recycling Act. Sponsored by CPSC, this bill creates an extended producer responsibility program for non-rechargeable batteries sold in California. The program would be overseen by State through CalRecycle. SUPPORT
- AB 1259 (Olson) Sacramento-San Joaquin Delta: Delta Plan: BDCP. This bill makes a technical change to the existing law relating to 200-year flood protection for communities in the Sacramento San Joaquin watershed. The bill is likely to be amended to contain any consensus language on the same topic. SUPPORT

Housing and Land Use

- AB 639 (J. Pérez) The Veteran Housing and Homeless Prevention Act of 2014. (4/17 Assembly Housing) This bill amends the Veterans' Bond Act of 2008 to reduce the amount of bonds that are authorized to be issued under the act. The bill also authorizes the issuance of bonds in a specified amount for expenditure by the Department of Housing and Community Development for purposes of the construction, rehabilitation, and preservation of multifamily housing for veterans. SUPPORT
- AB 564 (Mullin) Community Redevelopment: Successor Agencies. This bill would ensure successor agencies that receive a finding of completion from the Department of Finance will be able to rely over the long term on the loan repayment, expenditure of bond proceeds and property retention benefits provided in AB 1484. SUPPORT

Public Safety

- **AB 47 (Gatto) Emergency Telephone System: Abuse.** This bill imposes penalties for fraudulent 911 calls claiming a hostage or other serious situation which would cause SWAT or paramedics to be dispatched. SUPPORT
- **AB 500 (Ammiano) Firearms.** (4/2 Assembly Public Safety) This bill would prohibit a person residing with someone who is prohibited by state or federal law from possessing a firearm, from keeping a firearm at that residence unless the firearm is either kept within a locked container, locked gun safe, locked trunk, locked with a locking device, disabled by a firearm safety device, or carried on the person. The bill also specified that each firearm falling within the scope of the statute constitutes a separate offense. SUPPORT
- **AB 760 (Dickinson) Firearms: Ammunition Tax.** (4/15 Assembly Revenue and Taxation) Imposes a tax of 5 cents per bullet on all ammunition sales in California. Provides exemption for peace officers, and requires all revenue to go to School-Based Early Mental Health Intervention and Prevention Services Matching Grant Program. SUPPORT
- **SB 47 (Yee) Firearms: Assault Weapons.** (4/16 Sen. Public Safety) Seeks to craft a more effective assault weapons ban by clarifying the definition of “fixed magazine” in statute. Focuses on “bullet buttons” used to circumvent existing detachable magazine bans. Gun manufacturers have begun incorporating recessed buttons that can be activated with the nose of a bullet to detach 30-round or other large-capacity magazines from a firearm. Under current law, this is legal because a firearm requiring a tool to detach a magazine is allowed under the existing ban. SUPPORT

Revenue and Taxation

- **SB 33 (Wolk) Infrastructure Financing Districts: Voter Approval.** (4/8 Senate Appropriations) This bill makes updates to current Infrastructure Financing District Law. SUPPORT
- **AB 305 (V. Manuel Pérez) Income Taxes: Hiring Credits: Investment Credits.** (4/9 Assembly Jobs) This bill would inject investment capital into small businesses throughout California using a combination of state funds and federal matching funds under the federal New Markets Tax Credit program. It would be funded by a diversion of \$100 million from the State Hiring Tax Credit. SUPPORT
- **AB 1080 (Alejo) Community Revitalization and Investment Authorities.** (4/17 Assembly Housing) This bill would authorize redevelopment authority for disadvantaged communities by creating a new entity called a Community Revitalization Investment Authority. SUPPORT

Transportation and Public Works

- **AB 61 (Gatto) Parking Meters.** Prohibits local governments from passing any ordinance to restrict parking at inoperable meters. OPPOSE
- **AB 443 (Lowenthal) DMV Enhanced Parking Ticket Collection.** (4/8 Assembly Transportation) This bill changes the ability to reregister a vehicle to another party with the DMV to avoid unpaid local parking tickets. SUPPORT

Attachment 2

- AB 841 (Torres) Junk Dealers and recyclers: nonferrous materials: payment. This bill requires junk dealers and recyclers to obtain specified information before providing payment for nonferrous materials marked with an indicia of ownership and would require this information be retained as a part of the written record of purchases. The bill also changes the current payment options so that a person that sells more than \$20 of scrap metal would have to be paid by check made to the sellers address sent through the mail to the place of residence instead of receiving cash. SUPPORT
- AB 909 (Gray) Metal theft and related recycling crimes. This bill provides funding from the State General Fund to the Metal Theft Task Force Fund to provide grants to local authorities in a continued effort to curb metal theft. SUPPORT
- AB 1349 (Gatto) CalConserve Water Use Efficiency Revolving Fund. Sponsored by the Metropolitan Water District (MWD) and the California Municipal Utilities Association, this bill establishes a revolving loan fund for water use efficiency projects. Sponsors have committed that funds will not be in the form of a PGC/fee/tax, but will come from existing unused bond funds. No specific funds have been identified at this time. SUPPORT