



County of Los Angeles CHIEF EXECUTIVE OFFICE

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September 4, 2013

To: Supervisor Mark Ridley-Thomas, Chairman
Supervisor Gloria Molina
Supervisor Zev Yaroslavsky
Supervisor Don Knabe
Supervisor Michael D. Antonovich

From: William T Fujioka
Chief Executive Officer

SACRAMENTO UPDATE

Executive Summary

This memorandum contains reports on the following:

- **Last Day for Fiscal Committees to Pass Bills.** A report on actions taken by the Assembly and Senate Appropriations Committees on August 30, 2013, which was the final day to hear and report on fiscal bills.
- **Status of County-Sponsored Legislation**
 - **County-co-sponsored SB 191 (Padilla)** - related to funding for pediatric trauma centers, passed the Senate Floor on August 30, 2013, and now proceeds to the Governor.
 - **County-co-sponsored SB 473 (Block)** - related to human trafficking, passed the Assembly Appropriations Committee on August 30, 2013, and now proceeds to the Assembly Floor.
 - **County-sponsored SB 804 (Lara)** - related to conversion technology, passed the Assembly Appropriations Committee on August 30, 2013, and now proceeds to the Assembly Floor.

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- **Status of County-Advocacy Legislation.** On August 30, 2013, the Legislature took action on 13 County-advocacy measures described in the report below.
 - **Status of Legislation of County Interest.** On August 30, 2013, the Legislature took action on 22 measures of County interest described in the report below.
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Appropriations Committees Hearings

On August 30, 2013, the Assembly and Senate Appropriations Committees convened to consider over 300 bills before the deadline to act on fiscal bills. The Senate Committee passed 134 bills to the Senate Floor, including two County-sponsored measures and four County-advocacy measures. The Assembly Committee passed 110 bills to the Assembly Floor, including six County-advocacy measures. Bills that remain in the Appropriations Committees were held due to costs to the State General Fund and will not proceed this year.

The Legislature now enters into the final days of the legislative session before its adjournment on September 13, 2013. Major issues of interest to the County which will be considered by the Legislature in the next two weeks include the Governor's prison population reduction plan, CEQA reform, and gun violence legislation.

Status of County-Sponsored Legislation

County-co-sponsored SB 191 (Padilla), which as amended on August 22, 2013, would extend the January 1, 2014 sunset date for the Ritchie's Fund, which authorizes counties to augment the Emergency Medical Services Fund by collecting an additional penalty assessment for specified crimes to fund pediatric trauma centers to January 1, 2017, passed the Assembly Floor by a vote of 36 to 1 on August 30, 2013. This measure now proceeds to the Governor.

County-co-sponsored SB 473 (Block), which as amended on June 27, 2013, would add pimping, pandering and human trafficking to the list of felony offenses that may be used to establish a pattern of criminal gang activity pursuant to Proposition 21 and make an individual eligible for enhanced criminal sentences and penalties, was amended and passed the Assembly Appropriations Committee by a vote of 17 to 0 on August 30, 2013. This measure now proceeds to the Assembly Floor. The recent amendments delete the provisions of pimping and pandering from the bill, but these changes are not in print as of this report. This office will report out on the content of the amendments as soon as they are in print.

County-sponsored SB 804 (Lara), which as amended on August 20, 2013, would: 1) revise the term biomass conversion to include, in addition to controlled combustion, any other conversion technology, as specified, 2) define composting to include aerobic and anaerobic decomposition of organic wastes; and 3) require a biomass conversion technology facility to meet specified requirements, was amended on August 27, 2013. As amended, the measure would require an air quality management district to either require immediate compliance with the conditions of the biomass conversion technology facility's permit or revoke that permit upon notification by the Department of Resources, Recycling and Recovery that a facility did not meet specified conditions. SB 804 passed the Assembly Appropriations Committee by a vote of 12 to 1 on August 30, 2013. This measure now proceeds to the Assembly Floor.

Status of County-Advocacy Legislation

County-supported AB 13 (Chavez), which as amended on June 24, 2013, would eliminate the requirement that a student be stationed in California prior to honorable discharge from active duty to receive the non-resident tuition exemption at the University of California, Cal State or community colleges and would provide the exemption for up to one year if the student files an affidavit stating his or her intention to establish residency in California, passed the Senate Appropriations Committee by a vote of 7 to 0. This measure now proceeds to the Senate Floor.

County-supported AB 50 (Pan) is an urgency measure, which as amended on August 15, 2013, would make technical and conforming changes to the recently enacted Medi-Cal expansion legislation, **County-supported ABX1 1** (Chapter 3, Statutes of 2013) and **County-supported SBX1 1** (Chapter 4, Statutes of 2013), and among other provisions, would: 1) expand Medi-Cal coverage for pregnancy-related and postpartum services for women with incomes up to 100 percent of the Federal Poverty Level (FPL); and 2) revise and update the methodology to determine County administrative costs related to eligibility determinations and case maintenance activities related to the Medi-Cal expansion, among other provisions. AB 50 passed the Senate Appropriations Committee by a vote of 6 to 1 with amendments related to the benefit and affordability wrap for pregnant women with incomes between 100 and 200 percent of FPL, among other technical changes. This measure now proceeds to the Senate Floor.

County-opposed AB 218 (Dickinson), which as amended on May 24, 2013, would, beginning July 1, 2014, prohibit a State or local agency from inquiring about criminal history on any initial employment application, except where otherwise required by law, passed the Senate Appropriations Committee by a vote of 5 to 2, and now proceeds to the Senate Floor.

County-supported AB 385 (Dickinson), which as amended on May 24, 2013, would establish the Bank on California Program to support and coordinate regional efforts to educate consumers about banking options and how to use, manage, and save money, was held in the Senate Appropriations Committee.

County-opposed AB 537 (Bonta), which as amended on August 12, 2013, would make various changes to labor negotiation statutes related to ground rules, ratifications of MOUs, arbitration and fact-finding, including making mediation mandatory after an impasse if either party requests it rather than by mutual agreement, passed the Senate Appropriations Committee by a vote of 5 to 2. This measure now proceeds to the Senate Floor.

County-supported AB 639 (Pérez), which as amended on July 3, 2013, would enact the Veterans Housing and Homeless Prevention Act to repurpose the Veterans' Bond Act of 2008 for the construction, rehabilitation, and preservation of multi-family and supportive housing for veterans for placement on the November 4, 2014 General Election ballot, passed the Senate Appropriations Committee by a vote of 7 to 0. This measure now proceeds to the Senate Floor.

County-supported AB 803 (Hueso), which as amended on August 12, 2013, would: 1) authorize the State Water Resources Control Board and Regional Water Quality Control Boards to permit recycled water projects at the point where highly treated water enters a conveyance facility; 2) authorize the use of recycled water in cemeteries; and 3) define raw water to mean surface water or groundwater in its naturally occurring state prior to treatment, passed the Assembly Floor by a vote of 78 to 0 on August 30, 2013. This measure now proceeds to the Governor.

County-supported AB 900 (Alejo), which as amended on June 25, 2013, would prevent the proposed 10 percent Medi-Cal rate reduction to hospital-based nursing facilities, known as Distinct Part/Skilled Nursing Facilities, for services provided on or after July 1, 2013, was held in the Senate Appropriations Committee.

County-opposed AB 1373 (Pérez), which as introduced on August 26, 2013, would extend the statute of limitations on filing a death benefits claim for a firefighter or peace officer who dies of specified presumptive work-related illness, passed the Senate Appropriations Committee by a vote of 5 to 2, and now proceeds to the Senate Floor.

County-supported SB 4 (Pavley), which as amended on August 19, 2013, would: 1) require an independent scientific study on well stimulation treatments (such as hydraulic fracturing and acid injection) to be conducted by January 1, 2015; 2) provide a comprehensive regulatory framework for the regulation of well stimulation treatments in

California; and 3) require air and water quality monitoring by State agencies and local water quality boards in districts where well stimulation treatments take place. SB 4 passed the Assembly Appropriations Committee by a vote of 10 to 5, and now proceeds to the Assembly Floor.

County-supported SB 53 (De León), which as amended on June 27, 2013, would require that the delivery of any kind of ammunition occur in a face-to-face transaction and that only a licensed vendor may sell ammunition, and require, commencing July 1, 2017, that a purchaser of ammunition be authorized to purchase ammunition by the California Department of Justice, among other provisions, was amended and passed the Assembly Appropriations Committee by a vote of 11 to 6. This measure now proceeds to the Assembly Floor. Amendments are not in print as of this report but are expected soon. This office will report out on the content of the amendments as soon as they are in print.

County-supported SB 57 (Lieu), which as amended on August 5, 2013, would prohibit a person who is required to register as a sex offender and who is subject to parole supervision from removing an electronic, Global Positioning System, or other monitoring device affixed as a condition of parole. SB 57, would require, upon a first violation, the parole authority to revoke the person's parole and impose a mandatory, 180-day period of incarceration, and, upon a second or subsequent violation, a mandatory, 365-day period of incarceration. SB 57 passed the Assembly Appropriations Committee by a vote of 17 to 0 with amendments, and now proceeds to the Assembly Floor. The amendments are not in print as of this report but are expected soon. This office will report out on the content of the amendments as soon as they are in print.

County-supported SB 328 (Knight), which as amended on August 12, 2013, would authorize a county, until January 1, 2018, with approval of the board of supervisors, to utilize construction manager-at-risk construction contracts for the erection, construction, alteration, repair, or improvement of any building owned or leased by the county for projects in excess of \$1.0 million, passed the Senate Floor by a vote of 38 to 0 on August 30, 2013. This measure now proceeds to the Governor.

County-supported SB 402 (De León), which as amended on June 18, 2013, would require general acute care and special hospitals that have a perinatal unit to adopt the Ten Steps to Successful Breastfeeding by January 1, 2025, passed the Senate Floor by a vote of 37 to 0 on August 30, 2013. This measure now proceeds to the Governor.

County-opposed SB 594 (Hill), which as amended on August 21, 2013, would limit the ability of certain nonprofit organizations that receive local agency resources to participate in campaign activities, including advocating for or against ballot measures,

passed the Assembly Appropriations Committee by a vote of 12 to 1, and now proceeds to the Assembly Floor.

The California State Association of Counties (CSAC) reports that amendments were taken and accepted in the committee that would narrow SB 594 to address CSAC's concerns about its original expansive prohibitions, and to remove provisions that would redefine most public funds to include nonpublic revenues that many associations use for ballot campaign advocacy.

This office will work with the Executive Office of the Board and County Counsel to determine County impact of these amendments once in print.

Status of Legislation of County Interest

AB 271 (Mitchell), which as amended on August 12, 2013, would, among other provisions: 1) repeal the Maximum Family Grant (MFG) rule under the CalWORKs Program which prohibits increases in CalWORKs aid payments, with certain exceptions, for a child that is born into a family that has been receiving aid for 10 or more continuous months; and 2) specify that no increased benefit will be paid for any month prior to January 1, 2014, as a result of the repeal of the MFG rule, was held in the Senate Appropriations Committee due to estimated State General Fund costs of over \$220.0 million.

AB 300 (Perea), which as amended on August 22, 2013, is an urgency measure which: 1) would enact the Prepaid Mobile Telephony Service Surcharge Collection Act; 2) on and after January 1, 2015, suspend the authority of a local jurisdiction to impose a utility user tax (UUT) on the consumption of prepaid communications service and would instead require that the applied UUT rate be consistent with a predetermined rate established through a specified tiered rate structure; and 3) suspend the authority of a local jurisdiction to impose a UUT that applies to prepaid mobile telephony service, access to communication services, and/or access to local 911 emergency telephone systems and would instead require the charge rate to be applied during that period under any ordinance to be at the specified rates; among other provisions. AB 300 passed the Senate Appropriations Committee by a vote of 7 to 0, and now proceeds to the Senate Floor.

AB 446 (Mitchell), which as amended on July 8, 2013, would require every patient between 12 and 65 years of age who has blood drawn at a primary care clinic and who voluntarily consents to be offered an HIV test, and require the medical care provider or

the person who administers the test also provide a patient with specified information after the test results are received, among other provisions, passed the Senate Appropriations Committee by a vote of 6 to 0. This measure now proceeds to the Senate Floor.

AB 562 (Williams), which as amended on August 15, 2013, would require any local agency responsible for economic development activities to provide specified information to the public before approving any economic development subsidy, including: 1) an estimate of the total expenditure of public funds for the project or an estimate of revenue lost to the local agency; 2) a statement of the subsidy's public purpose; 3) projected tax revenue to the local agency as a result of the subsidy; and 4) the estimated number of jobs to be created by the subsidy, passed the Assembly Floor by a vote of 50 to 23 on August 30, 2013. This measure now proceeds to the Governor.

AB 564 (Mullin), which as amended on March 12, 2013, would: 1) prohibit the Department of Finance (DOF) from taking any future action to modify or reverse a successor agency's oversight board decision regarding an enforceable obligation after the effective date of the oversight board's approval; and 2) prohibit DOF from taking any future action to modify a transfer, the liquidation of properties of a former redevelopment agency, or the use of proceeds from disposition by the successor agency if that action is consistent with an approved long-range asset management plan. AB 564 passed the Senate Appropriations Committee by a vote of 7 to 0, and now proceeds to the Senate Floor.

AB 641 (Rendon), which as amended on July 10, 2013, would authorize family child care providers and license-exempt child care providers to choose a representative to collectively negotiate the terms and conditions of employment with the State, passed the Senate Appropriations Committee by a vote of 5 to 2, and now proceeds to the Senate Floor.

AB 662 (Atkins), which as amended on August 13, 2013, would: 1) allow an infrastructure financing district to include portions of former redevelopment project areas; 2) authorize a successor agency that has received a finding of completion to enter into contracts, amend existing contracts or agreements, or administer projects in connection with enforceable obligations if no new tax revenues are committed and the activity will not adversely impact the flow of property tax revenues or payments; and 3) create a housing entity administration cost allowance to be allocated to a local

housing authority that has assumed the housing duties of a former redevelopment agency. AB 662 passed the Senate Appropriations Committee by a vote of 7 to 0, and now proceeds to the Senate Floor. The amendments are not in print as of this report but are expected soon. This office will report out on the content of the amendments as soon as they are in print.

AB 720 (Skinner), which as amended on July 9, 2013, would: 1) require the board of supervisors in each county to designate an entity to assist certain jail inmates to apply for a health insurance affordability program; 2) provide that county jail inmates who are currently enrolled in the Medi-Cal program shall not be terminated due to their detention, unless required by Federal law or they become otherwise ineligible; and 3) require the California Department of Health Care Services to establish, subject to Federal law, a process to enable counties to obtain Federal financial participation for these provisions. AB 720 passed the Senate Appropriations Committee by a vote of 6 to 1 with amendments, and now proceeds to the Senate Floor. The amendments are not in print as of this report but are expected soon. This office will report out on the content of the amendments as soon as they are in print.

AB 787 (Stone), which as amended on June 14, 2013, continues to be the vehicle for additional clean-up legislation to **County-support-in-concept AB 12** (Chapter 559, Statutes of 2010), and related legislation, which extended Foster Care and Kinship Guardian Assistance Program benefits to eligible youth up to 21 years of age, as provided under the Federal Fostering Connections to Success and Increasing Adoptions Act of 2008. AB 787 would clarify that former non-minor dependents (NMD) who reached permanency, but whose guardian, relative, or adoptive parent passed away prior to their 21st birthday, may re-enter extended foster care; clarify how the court may terminate jurisdiction over a NMD, but still retain the ability to monitor them as a non-minor dependent; and authorize probation officers to place NMDs in approved transitional placements; among other provisions. AB 787 passed the Senate Appropriations Committee by a vote of 7 to 0, and now proceeds to the Senate Floor.

AB 985 (Cooley), which as amended on August 12, 2013, would, among other provisions, permit a youth who reaches adulthood while receiving assistance under the Federal or State Kinship Guardianship Assistance Payment Program, and who entered the program prior to reaching the age of 16, to remain in or enroll in the State-funded program until age 21, if the youth meets the conditions for extended benefits, was held in the Senate Appropriations Committee.

AB 1080 (Alejo), which as amended on August 12, 2013, would authorize cities and counties, either separately or in cooperation with each other and/or special districts, to form a Community Revitalization Investment Authority in certain communities to carry

out the Community Redevelopment Law and invest property tax increment and bond proceeds to relieve conditions of unemployment, reduce high crime rates, repair deteriorating and inadequate infrastructure, clean up brownfields, and promote affordable housing, was held in the Senate Appropriations Committee.

AB 1263 (Pérez), which as amended on July 10, 2013, would require the California Department of Health Care Services to establish the Medi-Cal Patient-Centered Communication Program (CommuniCal) to provide reimbursement for medical interpretation services for Medi-Cal beneficiaries who are limited English speaking proficient, passed the Senate Appropriations Committee by a vote of 5 to 2, and now proceeds to the Senate Floor.

AB 1235 (Gordon), which as amended on July 1, 2013, would require members of a local agency governing body, members of any local legislative body created by State or Federal statute, and any elected local agency officials to receive training in general financial management principles and laws relevant to his or her public service once per term of office, passed the Senate Appropriations Committee by a vote of 5 to 2, and now proceeds to the Senate Floor.

SB 1 (Steinberg), which as amended on August 5, 2013, would allow a local government to establish a Sustainable Communities Investment Authority and direct tax increment revenues to that authority in order to address blight by supporting development in transit priority project areas, small walkable communities, and clean energy manufacturing sites, passed the Assembly Appropriations Committee by a vote of 12 to 5, and now proceeds to the Assembly Floor.

SB 13 (DeSaulnier), which as amended on February 6, 2013, would make technical corrections to the Public Employees' Pension Reform Act of 2013, including correcting and clarifying that legacy members in the Los Angeles County Employees' Retirement Association are allowed to move up from non-contributory Plan E to contributory Plan D, passed the Assembly Appropriations Committee by a vote of 16 to 0, and now proceeds to the Assembly Floor.

SB 283 (Hancock), which as amended on August 5, 2013, would remove the current lifetime restriction on the ability of individuals formerly convicted of certain drug-related felonies to receive benefits under the CalFresh Program, was held in the Assembly Appropriations Committee.

SB 341 (DeSaulnier), which as amended on May 30, 2013, would: 1) affirm that funds in the Low and Moderate Income Housing Asset Fund shall be subject to the Community Redevelopment Law; 2) streamline administrative requirements for

expenditure of these funds; and 3) clarify and streamline reporting requirements, among other provisions, passed the Senate Floor by a vote of 38 to 0 on August 30, 2013. This measure now proceeds to the Governor.

SB 391 (DeSaulnier), which as amended on August 8, 2013, would establish a \$75 fee on the recording of real estate transactions, excluding the sale of real property, in order to help fund affordable housing programs, was held in the Assembly Appropriations Committee.

SB 470 (Wright), which as amended on August 21, 2013, would: 1) provide that before any property that is returned to the city, county, or city and county, pursuant to the redevelopment dissolution legislation, is sold or leased for economic development purposes, the sale or lease shall first be approved by the legislative body by resolution after public hearing; 2) authorize a city or county to establish a program to loan funds to owners or tenants to rehabilitate commercial buildings and structures; and 3) re-establish the powers and protections of the Polanco Redevelopment Act for cities and counties to clean up contaminated land. SB 470 passed the Assembly Appropriations Committee by a vote of 16 to 1, and now proceeds to the Assembly Floor.

SB 528 (Yee), which as amended on August 5, 2013, would, among other provisions, require foster care placements for non-minor dependent parents and their children to demonstrate an ability to provide support and assistance to this population. Specifically, this measure would: 1) authorize a social worker to provide a dependent child age 12 years or older with age-appropriate, medically accurate information about sexual development, reproductive health, prevention of unplanned pregnancies and other specified information on an ongoing basis; and 2) add parenting minor and non-minor dependents (foster youth) to the list of families who are eligible for subsidized State and Federal child care and development services, and that dependent parents are given priority for subsidized child care when slots become available, but not displace children currently receiving care, among other provisions. SB 528 passed the Assembly Appropriations Committee by a vote of 13 to 0 with amendments related to the eligibility of parenting minor and non-minor dependents for subsidized child care. This measure now proceeds to the Assembly Floor.

SB 731 (Steinberg), which as amended on August 6, 2013, would revise the California Environmental Quality Act (CEQA) to: 1) establish Statewide standardized thresholds for the environmental impacts of transportation and noise for infill projects; 2) expedite disposition of legal challenges under CEQA by requiring concurrent preparation of the record of proceedings and allowing courts to issue writs of mandates limited to only the portion of environmental documents found to be in violation of CEQA; 3) revise CEQA notice and document posting requirements; and 4) clarify types of information that

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would require a supplemental environmental review for previously exempt projects, among other provisions. SB 731 passed the Assembly Appropriations Committee by a vote of 11 to 0, and now proceeds to the Assembly Floor.

SCA 3 (Leno), which as amended on June 20, 2013, would place an initiative on the 2014 ballot proposing to amend the State Constitution to require that local agencies comply with the current provisions of, and any future amendments to, the California Public Records Act and Ralph M. Brown Act at their own cost, passed the Assembly Budget Subcommittee No. 6, Budget Process, Oversight & Program Evaluation by a vote of 24 to 0 on August 29, 2013. This measure now proceeds to the Assembly Floor.

We will continue to keep you advised.

WTF:RA
MR:VE:IGEA:ma

c: All Department Heads
Legislative Strategist
Local 721
Coalition of County Unions
California Contract Cities Association
Independent Cities Association
League of California Cities
City Managers Associations
Buddy Program Participants