

September 12, 2017

The following is a list of bills of interest that are currently active in the U.S. Congress and California State Legislature. It provides a status update on those measures with an approved City position. Highlighted items indicate updated information from the last report.

Bills with an approved City position						
Bill Number	Author(s)	Bill Title	LOCC Position	Recommended San Marcos Position	Bill Location	Hearing Date
H.R. 472	Issa (R)	The Safe Recovery and Community Empowerment Act	N/A	SUPPORT	House Judiciary Committee	TBA
Status: Referred to the House Judiciary Committee, Subcommittee on the Constitution and Civil Justice						
Vote Summary: <ul style="list-style-type: none"> No votes taken yet 						
District Voting Record <ul style="list-style-type: none"> Congressman Hunter: Congressman Hunter is a cosponsor Senator Feinstein: Has not voted yet Senator Harris: Has not voted yet 						
Issue areas associated with the City's Legislative Platform: <ul style="list-style-type: none"> Support bills that allow the City to have full land use authority. 						
Description The bill amends the Fair Housing Act to allow the state and cities to enforce zoning ordinances that limit sober living facilities if it is necessary to preserve the residential character of a neighborhood. It would also require owners and operators to obtain a license or permit, meet consumer protection standards, and register with the government. The bill also requires sober homes to meet specific health standards.			Analysis One of the reasons cities are prohibited from zoning such facilities is that such regulation is prohibited by the Fair Housing Act. This bill would clarify that the Fair Housing Act does not prohibit local land use authority for the regulation of such facilities. While this would solve one problem that cities have at the federal level, there are other state laws that would likely have to be amended before full zoning authority is authorized in this area.			
Supporters: A full list of supporters besides San Marcos has not been announced yet.						
Opposition: A full list of opponents has not been announced yet.						

Bill Number	Author(s)	Bill Title	LOCC Position	Recommended San Marcos Position	Bill Location	Hearing Date
Federal budget	President	Community Development Block Grant	N/A	OPPOSE	Congress	TBA

Status: Funding for the CDBG program for the rest of FY17 was not significantly affected by the bill signed into law in May 2017. The federal fiscal year ends September 30, 2017. Without a budget or a continuing resolution, the federal government will shut down.

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Vote Summary:

- No votes have been taken yet

District Voting Record

- Senator Feinstein: Has not voted on it yet.
- Senator Harris: Has not voted yet
- Congressman Hunter: Has not voted yet

Issue areas associated with the City's Legislative Platform:

- Oppose restrictions to or elimination of the CDBG program.

Description

The President's budget proposes the elimination of the Community Development Block Grant program. Last fiscal year, the city received \$563,756.

Analysis

Since 2003, when the City became an "entitlement city," San Marcos has received over \$10 million in CDBG funding. Over the last few years, the City has used this funding to make ADA improvements to facilities and sidewalks, pay for mandated fair housing services, and pay for non-profit coordination with 2-1-1. Since many of these services are required by law, it has kept the City from using General Fund money for those purposes.

Supporters: Unknown

Opposition: San Marcos, other cities, most major housing organizations, non-profit organizations, and social service organizations.

Bill Number	Author(s)	Bill Title	LOCC Position	Recommended San Marcos Position	Bill Location	Hearing Date
SB35	Wiener (D)	Affordable housing: streamlined approval process	OPPOSE	OPPOSE	Assembly	
Status: Passed the Senate; This bill will be included with a package of other housing legislation, and the Governor has indicated he will sign it.						
Vote Summary: <ul style="list-style-type: none"> • Senate: 25-12 						
District Voting Record <ul style="list-style-type: none"> • Senator Anderson: YES • Assembly Member Waldron: NO (in committee) 						
Issue areas associated with the City's Legislative Platform: <ul style="list-style-type: none"> • Oppose any legislation that preempts local authority. 						
Description SB 35 would eliminate local land use authority by making approvals of multifamily developments and accessory dwelling units "ministerial" actions if a city has not constructed the required number of dwellings by the Regional Housing Needs Allocation for that year. It would also eliminate any local or state parking requirements for those units. By			Analysis The bill is modeled after the Governor's "by right" housing proposal last year. By making approvals for these developments ministerial actions, SB 35 eliminates opportunities for public engagement about traffic, parking, and other development impacts. For example, the bill's parking prohibitions could potentially increase community opposition to affordable units. Parking problems are an issue in several San Marcos neighborhoods, especially around the university, and serious spillover effects have caused parking shortages and			

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removing land use authority and making the process ministerial, it would also eliminate opportunities for public review and hearings about neighborhood development impacts.

resentment about greater housing density in adjacent areas. Lack of available parking and increased traffic are the most frequent arguments against building affordable or other higher density housing. Decisions about development needs should be made by cities after a careful analysis of impacts and public input. Blanket standards and prohibitions that limit local control, like this bill, keep local officials from addressing community concerns and responding to important neighborhood issues.

Supporters: CA Apartment Association, CA Association of Realtors, CA League of Conservation Voters, LA Chamber of Commerce, Napa County Board of Supervisors, San Francisco Chamber of Commerce, YIMBY Action, Abundant Housing LA, Apartment Association of Greater Los Angeles, others

Opposition: Cities of San Marcos, Glendale, Murrieta, Pasadena, Santa Rosa, Vallejo; Los Angeles County; Sierra Club California, California Professional Firefighters Association, League of California Cities

Bill Number	Author(s)	Bill Title	LOCC Position	Recommended San Marcos Position	Bill Location	Hearing Date
Budget trailer bill (SB 94)	Governor	Budget trailer bill – Prop 64	OPPOSE Support	OPPOSE	Signed into law	
Status: The Governor signed the bill into law.						
Vote Summary: <ul style="list-style-type: none"> Assembly: 73-2 Senate: 31-7 District Voting Record <ul style="list-style-type: none"> Senator Anderson: NO Assembly Member Waldron: YES 						
Issue areas associated with the City's Legislative Platform: <ul style="list-style-type: none"> Oppose any legislation that preempts local authority. Support measures that limit the ability of minors to engage in alcohol consumption and other substances like marijuana, synthetic marijuana, and spice. 						
Description This budget trailer bill tries to reconcile Proposition 64 with the Medical Cannabis Regulation and Safety Act, but in the process removes a number of local control, public health, and public safety provisions that affect cities. The bill removes the definition of "volatile solvent," as well as fire safety standards. It also takes away cities' ability to regulate certain zoning issues, removes the requirement to disclose potency on product labeling, and eliminates an impaired driving study. The final version of the bill created a			Analysis While the City of San Marcos does not license recreational or medical marijuana dispensaries, this bill makes a number of changes to local control that are problematic, especially as they relate to public safety and zoning. Also problematic is that the trailer bill removes the potency labeling requirement and the impaired driving study. That can affect cities without dispensaries because individuals may purchase marijuana from neighboring jurisdictions and not be aware of how much they are taking. The impaired driving study is important because there is currently no official test for driving under the influence of marijuana like there is for alcohol. All of the issues that concerned the City, including local control, product testing, and driving studies were addressed in an amendment prior to final passage.			

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single regulatory system for commercial cannabis, while maintaining local control and local verification. It requires product testing, defines open containers, and creates a Driving Under the Influence of Drugs Task Force.	
Supporters: League of California Cities, Police Chiefs Association, marijuana industry and advocates, some unions	
Opposition: League of California Cities and individual cities; law enforcement	

Bill Number	Author(s)	Bill Title	LOCC Position	Recommended San Marcos Position	Bill Location	Hearing Date
SB 139	Wilk (R)	Harmful substances: local regulation	SUPPORT	SUPPORT	Senate	March 29, 2017
Status: Scheduled hearing cancelled at the request of the author. This will be a two year bill.						
Vote Summary: <ul style="list-style-type: none"> No votes have been taken yet 						
District Voting Record <ul style="list-style-type: none"> Senator Anderson: He has not voted on it yet. Assembly Member Waldron: Has not voted yet 						
Issue areas associated with the City's Legislative Platform: <ul style="list-style-type: none"> Support measures that limit the ability of minors to engage in alcohol consumption and other substances like marijuana, synthetic marijuana, and spice. 						
Description This bill allows cities and counties to regulate by ordinance the sale of a substance used as a recreational drug that poses a threat to human life or health and is a particular risk to minors. The bill would also allow the city council to require vendors to maintain records of sale, make inventory available to a peace officer, and store the substances in a secure place that cannot be accessed by minors.			Analysis SB 139 would give an additional tool to cities and counties to quickly respond to the proliferation of changing synthetic narcotics. They would be able to pass ordinances specifically targeting these products when they have been identified as posing a health risk, rather than waiting for the State Legislature to do so.			
Supporters: San Marcos, League of California Cities, California Police Chiefs Association						
Opposition: To be announced.						

Bill Number	Author(s)	Bill Title	LOCC Position	Recommended San Marcos Position	Bill Location	Hearing Date
SB 166	Skinner	Residential density and affordability	Watch	OPPOSE	Assembly	
Status: Passed the Senate; In the committee process in the Assembly						
Vote Summary: <ul style="list-style-type: none"> Senate: 28-12 						
District Voting Record <ul style="list-style-type: none"> Senator Anderson: NO Assembly Member Waldron: Has not voted yet 						

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Issue areas associated with the City's Legislative Platform:

- Oppose any legislation that preempts local authority.

Description

This bill makes a number of changes to the No Net Loss Zoning law including requiring cities to maintain their inventory of sites designated for low/moderate income housing construction. Every city must maintain a bank of sites zoned for high density housing until it can find subsidies for construction. Cities would be required to find and up-zone other sites to make up the difference if a lower density project is approved.

Analysis

SB 166 requires detailed tracking and restricts local agencies' abilities to approve lower density projects unless it can find other sites to make up the difference. For cities like San Marcos that are approaching build-out, it will soon be increasingly difficult to identify other housing sites to accommodate the loss inventory. If sites need to be rezoned, it may also result in the loss of market rate housing that is also in high demand in our community.

Supporters: CA Rural Legal Assistance Foundation, Public Advocates, Western Center on Law and Poverty, California Community Builders, CA State Association of Electrical Workers, CA State Pipe Trades Council, SEIU, Western States Council of Sheet Metal Workers

Opposition: San Marcos, Orange County Board of Supervisors

Bill Number	Author(s)	Bill Title	LOCC Position	Recommended San Marcos Position	Bill Location	Hearing Date
SB 167	Skinner (D)	Housing Affordability Act	OPPOSE	OPPOSE	Assembly	7/12/2017

Status: Passed the Senate; **Awaiting a vote in the Assembly.**

Vote Summary:

- Senate: Passed 30-10

District Voting Record

- Senator Anderson: YES
- Assembly Member Waldron: NO (in committee)

Issue areas associated with the City's Legislative Platform:

- Oppose any legislation that preempts local authority.

Description

This bill would significantly alter the burden of proof for cities, including charter cities, that deny a housing project or emergency shelter. It increases the burden from "substantial evidence" to "preponderance of evidence." It also broadens the ability to sue local governments and increases the fines on cities for violations to \$1,000 per housing unit, even when a city did not act in bad faith with respect to the project denial.

Analysis

The Housing Affordability Act, also known as the Anti-NIMBY Act, further limits the ability of cities to reject housing developments without a thorough analysis of the economic, social, and environmental effects of the action. By changing the substantial evidence standard to preponderance of evidence, the evidence provided has to convince the decision maker that it is "more likely than not" and is sometimes expressed as 50% plus one. This bill makes substantial changes to existing law with new terms and definitions, broadens the ability to sue local governments, and increases fines on cities.

Supporters: California Apartment Association, California Building Industry Association, California Chamber of Commerce, California Council for Affordable Housing, CA Association of Realtors, YIMBY Action, CA Business Properties Association

Opposition: San Marcos, American Planning Association-CA Chapter, California League of Cities, California State

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Association of Counties, Urban Counties of California, Rural County Representatives of California

Bill Number	Author(s)	Bill Title	LOCC Position	Recommended San Marcos Position	Bill Location	Hearing Date
SB 378	Portantino (D)	Alcoholic beverage licenses	Support	SUPPORT	Assembly	
Status: Passed the Senate; Held in Appropriations Committee under submission.						
Vote Summary: <ul style="list-style-type: none">Senate: 37-0						
District Voting Record <ul style="list-style-type: none">Senator Anderson: YES (in committee); Not voting (on the Senate floor)Assembly Member Waldron: YES (in committee)						
Issue areas associated with the City’s Legislative Platform: <ul style="list-style-type: none">Support measures that assist local law enforcement						
Description SB 378 allows ABC to temporarily suspend a license when a pattern of behavior indicates that action is necessary to protect health and safety.			Analysis The purpose of the bill is to help address issues of violent crime, gang activity, and human trafficking that sometimes run in conjunction with a business holding a liquor license, since city officials often lack the necessary tools to quickly shut down an establishment. Cities would be able to petition ABC to take immediate action if egregious behavior is identified.			
Supporters: Cities of San Marcos, Vista, Beverly Hills, Indio, and Thousand Oaks; League of CA Cities, CA Police Chiefs Association, Alcohol Justice, CA Alcohol Policy Alliance, California Council on Alcohol Problems						
Opposition: None on file						

Bill Number	Author(s)	Bill Title	LOCC Position	Recommended San Marcos Position	Bill Location	Hearing Date
SB 649	Hueso (D)	Wireless and small cell telecommunications facilities	OPPOSE	OPPOSE	Assembly	
Status: Passed the Senate. Passed the Appropriations Committee. Awaiting a vote in the Assembly.						
Vote Summary: <ul style="list-style-type: none"> Senate: 32-1 District Voting Record <ul style="list-style-type: none"> Senator Anderson: YES Assembly Member Waldron: YES (in committee) 						
Issue areas associated with the City's Legislative Platform: <ul style="list-style-type: none"> Oppose any legislation or proposed regulation that preempts local authority or weakens the independence of charter cities. Oppose legislation that eliminates the municipal authority over the public right-of-way including fair and reasonable compensation for the use of the right-of-way. 						
Description			Analysis			
SB 649 prohibits discretionary review of all small cell wireless antennas, including facilities collocated on existing			By allowing these facilities with a ministerial permit, SB 649 removes consideration of aesthetic, nuisance, and			

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structures, buildings, and the public right of way. It preempts local authority and requires small cell facilities to be allowed in all zones by-right. It would prohibit cities from denying a facility from being placed on a public site and would prohibit the collection of lease or licensing payments. It allows the placement of such facilities on private property with only a building permit.	environmental impacts of such facilities and eliminates all public input. The bill prohibits any City discretion or the ability to lease or license such publicly-owned property. No other industry receives such a preference.
Supporters: All of the wireless providers, numerous local chambers of commerce, CA State Sheriff's Association,	
Opposition: San Marcos, League of California Cities, over 100 individual cities, 26 counties, American Planning Association, CA Municipal Utilities Association, CA Realtors, CA Association of Counties, Urban Counties of California	

Bill Number	Author(s)	Bill Title	LOCC Position	Recommended San Marcos Position	Bill Location	Hearing Date
SB 786	Mendoza (D)	Alcohol and drug abuse facilities	SUPPORT	SUPPORT	Senate	April 19
Status: Referred to the Committee on Health. Hearing cancelled at the request of the author. This will be a two year bill.						
Vote Summary: <ul style="list-style-type: none">No votes have been taken yet						
District Voting Record <ul style="list-style-type: none">Senator Anderson: He has not voted on it yet.Assembly Member Waldron: Has not voted yet						
Issue areas associated with the City’s Legislative Platform: <ul style="list-style-type: none">Support legislation that strengthens the concept of local control for local decision making on land use and zoning matters.						
Description SB 786 would give cities and counties notification when residential-based drug and alcohol facilities (residential group homes) are located in their communities. The bill would allow cities and counties to recognize overconcentration of such facilities in one neighborhood and would allow the city or county to request denial of a facility if it results in overconcentration.			Analysis Like many other cities in California, San Marcos has seen several alcohol and drug treatment facilities open in our residential neighborhoods. SB 786 makes important changes to current law by giving cities notice about facilities that are planning to open in their communities, and helping them recognize overconcentration in specific neighborhoods. While state law imposes noticing and 300-foot distancing requirements for every existing group home in California, it fails to do so for alcohol and drug recovery facilities. SB 786 simply extends this consistency to all licensed group homes.			
Supporters: San Marcos, League of California Cities, individual cities						
Opposition: To be announced						

Bill Number	Author(s)	Bill Title	LOCC Position	Recommended San Marcos Position	Bill Location	Hearing Date
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AB 76	Chau (D)	Adult use of marijuana: marketing	SUPPORT	SUPPORT	Senate	7/11/2017
Status: Passed the Assembly; Passed two Senate Committees. Placed on the Appropriations Suspense File and held under submission.						
Vote Summary: <ul style="list-style-type: none"> Assembly: 77-0 						
District Voting Record <ul style="list-style-type: none"> Senator Anderson: YES (in committee) Assembly Member Waldron: YES 						
Issue areas associated with the City's Legislative Platform: <ul style="list-style-type: none"> Support measures that limit the ability of minors to engage in alcohol consumption and other substances like marijuana, synthetic marijuana, and spice. 						
Description AB 76 would prohibit websites and other online services, including apps, from marketing marijuana or its products to anyone under the age of 21.			Analysis This simple bill just adds marijuana to the list of products that cannot knowingly be advertised towards minors. That list currently includes tobacco, salvia, fireworks, spray paint and firearms. Since this bill makes changes to Proposition 64, a two-thirds vote of the legislature is required.			
Supporters: San Marcos, League of California Cities, California Police Chief's Association, California Children's Hospital Association, California State PTA						
Opposition: None on file.						

Bill Number	Author(s)	Bill Title	LOCC Position	Recommended San Marcos Position	Bill Location	Hearing Date
AB 175	Chau (D)	Adult use of marijuana: marketing	SUPPORT	SUPPORT	Senate	
Status: Passed the Assembly; Placed on the Appropriations Suspense File and held under submission.						
Vote Summary: <ul style="list-style-type: none"> Assembly: 61-13 						
District Voting Record <ul style="list-style-type: none"> Senator Anderson: Has not voted yet Assembly Member Waldron: YES 						
Issue areas associated with the City's Legislative Platform: <ul style="list-style-type: none"> Support measures that limit the ability of minors to engage in alcohol consumption and other substances like marijuana, synthetic marijuana, and spice. 						
Description AB 175 would require manufacturers of edible cannabis to submit packaging to the state for review to ensure that the package and labels are not "attractive to children."			Analysis The bill requires manufacturers to go through a standard review process with the goal to keep marijuana out of the hands of minors. This review process will look at not only how the labels look, but also whether they are child resistant.			
Supporters: San Marcos, Union of American Physicians and Dentists; League of California Cities; AFSCME; California Police Chiefs Association; American College of Emergency Physicians; California State PTA						
Opposition: California Cannabis Industry Association						

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Bill Number	Author(s)	Bill Title	LOCC Position	Recommended San Marcos Position	Bill Location	Hearing Date
AB 190	Steinorth (R)	Development permit design reviews	Oppose	OPPOSE	Cmte on Local Government	TBA
Status: Referred to the Committee on Local Government. Hearing cancelled at the request of the author. This will be a two year bill.						
Vote Summary: <ul style="list-style-type: none">No votes have been taken yet						
District Voting Record <ul style="list-style-type: none">Senator Anderson: Has not voted yetAssembly Member Waldron: Has not voted yet.						
Issue areas associated with the City’s Legislative Platform: <ul style="list-style-type: none">Oppose any legislation that preempts local land use authority.						
Description AB 190 requires local agencies to approve or disapprove the design of a development project within 30 days of the date that the application has been determined to be complete. If a decision is not reached within that 30 day period, the project is deemed to be automatically approved on the 31 st day.			Analysis The time limit imposed by AB 190 is unreasonable and unworkable for nearly every city. If a city is currently lacking staff to conduct design review within 30 days and wants that capability, the city would need to hire additional staff and incur significant new costs.			
Supporters: Housing developers, affordable housing advocates, builders						
Opposition: San Marcos, League of California Cities, individual cities						

Bill Number	Author(s)	Bill Title	LOCC Position	Recommended San Marcos Position	Bill Location	Hearing Date
AB 285	Melendez (R)	Drug and alcohol free residences	No position yet	SUPPORT	Assembly	Scheduled for 3/21/17
Status: Passed the Health Committee unanimously. Referred to the Appropriations Committee. Did not make it off the Suspense File. This will be a two year bill.						
Vote Summary: <ul style="list-style-type: none"> No final votes have been taken yet District Voting Record <ul style="list-style-type: none"> Senator Anderson: No votes taken yet Assembly Member Waldron: YES (in committee) 						
Description This bill defines a "drug and alcohol free residence" and authorizes such facilities to demonstrate its commitment to providing a supportive recovery environment by applying and becoming certified by an organization approved by the state. Additionally, it would			Analysis There are currently no required state standards for sober living facilities, meaning that facilities can open in any neighborhood with poor management and bad operators. This can lead to livability issues in neighborhoods. By encouraging facilities to become certified, and by requiring the courts to only place people in certified facilities, it will hopefully remove the bad actors from the system. That will help with			

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require the courts to only place individuals in certified facilities beginning in 2020.	livability issues in neighborhoods and provide better protection to residents of such facilities.
Supporters: San Marcos, Murrieta, League of CA Cities, CA Police Chiefs Association, others.	
Opposition: None on file.	

Bill Number	Author(s)	Bill Title	LOCC Position	Recommended San Marcos Position	Bill Location	Hearing Date
AB 345	Ridley-Thomas (D)	Municipal code violations	Support	SUPPORT	Senate	
Status: The bill is currently pending in the Senate. A different version already passed the House so it will need to be sent back for concurrence if passed by the Senate.						
Vote Summary: <ul style="list-style-type: none"> Assembly: 47-29 						
District Voting Record <ul style="list-style-type: none"> Senator Anderson: Has not voted yet Assembly Member Waldron: No (on the previous version) 						
Issue areas associated with the City's Legislative Platform: <ul style="list-style-type: none"> Support legislation that gives cities more local control 						
Description AB 345 increases the fines for the violation of local building and safety codes to keep up with inflation to \$134 for the first violation, \$668 for the second violation, and \$1,336 for each additional violation of the same ordinance within the year. The bill was also recently amended to allow cities to recover such fines through special assessment and abatement liens.			Analysis AB 345 is nearly identical to a bill sponsored by the City of San Marcos in 2010 (AB 2317) that was passed by the legislature but vetoed by the Governor due to concerns about due process. In addition to adjusting fines, AB 345 simply allows cities to recover outstanding fines in the same manner that they are allowed to recover administrative costs with nuisance enforcement. The purpose is to collect fines from owners who choose to ignore the imposition of the penalties. Respondents will still be afforded administrative due process, and will additionally have the opportunity for a hardship waiver if the fine is an undue financial burden.			
Supporters: League of California Cities						
Opposition: None on file						

Bill Number	Author(s)	Bill Title	LOCC Position	Recommended San Marcos Position	Bill Location	Hearing Date
AB 678	Bocanegra (D)	Housing Affordability Act	OPPOSE	OPPOSE	Senate	
Status: Passed the Assembly; Awaiting a vote on the Senate floor.						
Vote Summary: <ul style="list-style-type: none"> Assembly: Passed 68-6 District Voting Record <ul style="list-style-type: none"> Senator Anderson: YES (in committee) Assembly Member Waldron: NO 						
Issue areas associated with the City's Legislative Platform:						

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- Oppose any legislation that preempts local authority.

Description

AB 678 would significantly alter the burden of proof for cities, including charter cities, that deny a housing project or emergency shelter. It increases the burden from “substantial evidence” to “preponderance of evidence.” It also broadens the ability to sue local governments and increases the fines on cities for violations to \$10,000 per housing unit, even when a city did not act in bad faith with respect to the project denial.

Analysis

The Housing Affordability Act, also known as the Anti-NIMBY Act, further limits the ability of cities to reject housing developments without a thorough analysis of the economic, social, and environmental effects of the action. By changing the substantial evidence standard to preponderance of evidence, the evidence provided has to convince the decision maker that it is “more likely than not” and is sometimes expressed as 50% plus one. This bill makes substantial changes to existing law with new terms and definitions, broadens the ability to sue local governments, and increases fines on cities.

Supporters: California Apartment Association, California Building Industry Association, California Chamber of Commerce, California Council for Affordable Housing

Opposition: San Marcos, American Planning Association-CA Chapter, California League of Cities, California State Association of Counties, Urban Counties of California, Rural County Representatives of California

Bill Number	Author(s)	Bill Title	LOCC Position	Recommended San Marcos Position	Bill Location	Hearing Date
AB 805	Gonzalez-Fletcher (D)	County of San Diego transportation agencies	Watch	OPPOSE	Senate	
Status: Passed the Assembly. Passed the Senate. It will be sent back to the Assembly for concurrence.						
Vote Summary: <ul style="list-style-type: none"> • Senate: 25-13 • Assembly: 50-25 						
District Voting Record <ul style="list-style-type: none"> • Senator Anderson: NO • Assembly Member Waldron: NO 						
Issue areas associated with the City’s Legislative Platform: <ul style="list-style-type: none"> • Oppose any legislation that preempts local authority. 						
Description The bill would make significant changes to the boards of SANDAG, the San Diego Metropolitan Transit System (MTS), and the North County Transit District (NCTD) by establishing a weighted vote process for all actions by those boards. It would also create an audit process at SANDAG, and require the agency to include specific provisions on greenhouse gas emissions and disadvantaged communities in its regional comprehensive plan. The bill also authorizes MTS and NCTD to individually impose taxes in their specific regions for transit, with voter			Analysis While AB 805 makes good governance changes through its audit and financing provisions, the bill would significantly decrease the voice of San Marcos on both the SANDAG and NCTD boards by giving the greatest voting power to the largest cities and the county. The changes to SANDAG would shift the agency from one that requires mutual cooperation from all cities to one that concentrates the power in the southern part of the county. Since those cities may vote their best interests and will not need to seek cooperation from other parts of the county, San Marcos and other North County cities could easily be left out of important transportation and other regional planning decisions. This legislation also takes power away from San Diego County residents by prohibiting them from exercising their democratic right to change the SANDAG governance structure at the ballot			

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<p>authorization. The voting process would be switched to a proportional one based on population, meaning the biggest cities would have the most votes out of the 100 votes allotted. When a weighted vote is requested, a vote of at least 4 jurisdictions representing at least 51 percent of the County is required for passage. A recent amendment would also prohibit any ballot measures that conflict in any way from AB 805.</p>	<p>box.</p>
<p>Supporters: MTS, Climate Action Campaign, IBEW, Sierra Club, California Nurses Association, Bike San Diego, Amalgamated Transit Union, American Federation of Teachers, CA Bicycle Coalition, CA Labor Federation, UNITE-HERE, AFL-CIO, Center on Policy Initiatives, Escondido Chamber of Citizens, International Brotherhood of Electrical Workers, San Diego County Building and Construction Trades Council, others.</p>	
<p>Opposition: Cities of San Marcos, Del Mar, El Cajon, Escondido, La Mesa, National City, Oceanside, Poway, Solana Beach, and Vista; SANDAG, County of San Diego, Associated Builders and Contractors, Building Industry Association, California Taxpayers Association, City of Ontario, Riverside County Transportation Commission, Southern California Association of Governments, Metrolink, San Bernardino County Transportation Authority, Howard Jarvis Taxpayers Association, San Diego Regional Chamber of Commerce.</p>	

Bill Number	Author(s)	Bill Title	LOCC Position	Recommended San Marcos Position	Bill Location	Hearing Date
AB 1120	Cooper (D)	Controlled substances: butane	SUPPORT	SUPPORT	Senate	
Status: Passed the Assembly and the Senate; Going back to the Assembly for concurrence of amendments.						
Vote Summary: <ul style="list-style-type: none"> Senate 33-3 Assembly: 66-1 						
District Voting Record <ul style="list-style-type: none"> Senator Anderson: NO Assembly Member Waldron: YES 						
Issue areas associated with the City’s Legislative Platform: <ul style="list-style-type: none"> Support measures that limit the ability of minors to engage in alcohol consumption and other substances like marijuana, synthetic marijuana, and spice. 						
Description AB 1120 would further regulate butane, a key ingredient in the “honey oil” extraction process to produce concentrated marijuana. This bill would prohibit any person from purchasing more than 600 milliliters of butane per month.			Analysis These illegal honey oil marijuana labs, which can cause gas build-up and explosions, have injured or killed adults, children, and first responders. 600 milliliters per month is more than enough for commercial uses, including restaurants. Butane is used because unlike other liquids/gases it is not detectable by sight or smell. This makes it desirable because it doesn't taint the final product and it is undetectable to law enforcement.			
Supporters: San Marcos, California Professional Firefighters (sponsor), League of California Cities, California Police Chief’s Association, California District Attorneys Association, California Association of Code Enforcement Officers						
Opposition: ACLU, California Retailer’s Association, California Specialty Products Association, Lighter Association						

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Bill Number	Author(s)	Bill Title	LOCC Position	Recommended San Marcos Position	Bill Location	Hearing Date
AB 1250	Jones-Sawyer (D)	Contracts for personal services	Opposition removed	OPPOSE	Senate	TBA
Status: Passed the Assembly and in the committee process in the Senate. Amended to only affect counties, rather than cities.						
Vote Summary: <ul style="list-style-type: none">Assembly: 45-30 District Voting Record <ul style="list-style-type: none">Senator Anderson: Has not voted yetAssembly Member Waldron: NO						
Issue areas associated with the City’s Legislative Platform: <ul style="list-style-type: none">Oppose any legislation that preempts local authority.						
Description <p>AB 1250 requires that before a city county enters into a services contract that it clearly demonstrates that the contract will result in actual cost savings to the city county and that the contract does not cause the displacement of city workers.</p>			Analysis <p>This bill eliminates cities’ counties’ hiring discretion by limiting their ability to utilize a contract for the sole purpose of cost savings through salaries and benefits. With pensions costs increasing significantly, cities frequently look to outside contractors to fill in the gaps and save taxpayer dollars. The bill also raises privacy concerns by requiring that the new online searchable database of contractors include data of non-city employees. Additionally, AB 1250 creates a series of new and burdensome reporting requirements prior to entering or renewing a contract. It also provides an unfair advantage to union contractors by potentially providing them with an exemption from liability employment law violations.</p>			
Supporters: Unions and other labor groups. It is sponsored by the AFL-CIO and SEIU.						
Opposition: San Marcos, numerous counties, numerous taxpayer organizations, business groups, and social service organizations						

Bill Number	Author(s)	Bill Title	LOCC Position	Recommended San Marcos Position	Bill Location	Hearing Date
AB 1350	Friedman (D)	Regional Housing Need Allocation penalty	Oppose	OPPOSE	Cmte on Local Government	TBA
Status: Referred to the Committee on Local Government. Hearing cancelled at the request of the author.						
Vote Summary: <ul style="list-style-type: none"> No votes have been taken yet District Voting Record <ul style="list-style-type: none"> Senator Anderson: Has not voted yet Assembly Member Waldron: Has not voted yet. 						
Issue areas associated with the City's Legislative Platform: <ul style="list-style-type: none"> Oppose any legislation that preempts local authority. 						
Description AB 1350 would fine a city that has not met at			Analysis This bill penalizes cities for situations that are generally outside the			

Attachment A

<p>least one-third of its share of the regional housing need for low-income and very low income housing during its current Regional Housing Need Allocation (RHNA). The fine would be deposited into fund and distributed to compliant cities. It would also prohibit a non-compliant city from collecting fees as a condition of a development project and from requiring the payment of building permit fees.</p>	<p>control of those local agencies. Very few cities meet their RHNA levels, even when it has taken steps to encourage development. Since cities do not build the housing themselves, it is up to developers and builders to come and do it. AB 1350 fines cities when those developments do not occur, and gives that money to cities that have done that building. It makes it harder for cities to create development in the future by taking away financial resources and giving it to cities that may not need it.</p>
<p>Supporters: To be announced</p>	
<p>Opposition: League of California Cities, individual cities</p>	

Bill Number	Author(s)	Bill Title	LOCC Position	Recommended San Marcos Position	Bill Location	Hearing Date
AB 1585	Bloom (D)	Affordable housing single application	Oppose	OPPOSE	Assembly	April 19
Status: Passed the Assembly Housing and Community Development Committee 4-2. Referred to the Local Government Committee where a hearing was cancelled at the request of the author. This will be a two year bill.						
Vote Summary: <ul style="list-style-type: none"> No floor votes have been taken yet. 						
District Voting Record <ul style="list-style-type: none"> Senator Anderson: Has not voted yet Assembly Member Waldron: Has not voted yet 						
Issue areas associated with the City's Legislative Platform: <ul style="list-style-type: none"> Oppose any legislation that preempts local authority. 						
Description AB 1585 establishes in each city and county an affordable housing zoning board and procedures that would review every affordable housing development. The new board would issue a conditional use or other discretionary permit, conduct public hearings, and approve or deny applications. Planning Commissioners and City Council Members would be ex-officio members of the new board, and the current reviews by the Planning Commission and the City Council would be eliminated.			Analysis This bill would take oversight jurisdiction away from Planning Commissions and City Councils by creating a new board in the city. Any affordable housing development would go through that single board for approval, and any further reviews by the Planning Commission or the City Council would be removed.			
Supporters: Affordable housing advocates, developers, builders						
Opposition: League of California Cities, individual cities						