

## Status of Bills Tracked

May 23, 2021

(\* indicates letter sent)

### Bills moving to the floor of the originating house (vote by June 4):

**AB 14** – Passed Comm/Conveyance; passed Local Govt; Passed Approp. May 20  
(Aguiar-Curry) Communications: broadband services: California Advanced Services Fund.  
[expands access to CASF fund to improve broadband infrastructure and service in unserved  
and underserved communities]

*Positions: CalCities Support CASCC Support*

**AB 68** – Passed Housing 4/15; passed Approp. 5/20  
(Salas) Department of Housing and Community Development: California Statewide Housing  
Plan: annual reports [increases reporting; adds affordability and homelessness-related  
requirements]

*Positions: CalCities Watch CASCC Watch*

**AB 215** – Passed Housing 4/15; passed Local Govt; passed Approp. 5/20  
(Chiu) Housing element: regional housing need: relative progress determination [required  
HCD to determine mid-cycle progress on 6<sup>th</sup> cycle; other requirements and limitations]

*Positions: CalCities Oppose*

**AB 339\*** – Passed Local Govt; passed Approp. 5/19  
(Lee) Local government: open and public meetings [requires simultaneous electronic and in-  
person meetings and translation services]

*Positions: CalCities Oppose Los Altos Oppose*

**AB 473** –PRA related; passed Approp. 5/20 [City Attorney]  
(Chau) Reorganize and modify public Records Act

*Positions: CalCities Watch*

**AB 602** – Passed Approp. 5/20  
(Grayson) Increases requirements for nexus studies and limits use of fees.

*Positions: CalCities Oppose unless amended.*

**AB 989** – passed Approp. 5/20  
(Grayson) Establish Housing Accountability Committee to hear appeals of locally denied  
housing projects

*Positions: CalCities Oppose*

**AB 1401** – Passed Local Govt 4/14, passed Housing April 29; passed Approp. 5/19  
(Friedman) Residential and commercial development: parking requirements [prohibits  
requiring parking if within ½ mile of transit; exceptions for EV/disability spaces]

*Positions: CalCities Oppose*

**SB 4** – Passed Energy 4/12; passed Approp. 5/20  
(Gonzalez) Communications: California Advanced Services Fund: deaf and disabled  
telecommunications program: surcharges [similar to AB 14]

*Positions: CalCities Support CASCC Support*

**SB 6** – passed Housing; passed Approp. 5/20

(Caballero) Local planning: housing: commercial zones [allows housing development on commercial parcels not adjacent to industrial use, with affordability requirements]

*Positions: CalCities Watch CASCC Watch*

**SB 9\*** – Passed Housing 4/15; passed Govt/Finance 4/22; passed Approp. 5/20

(Atkins) Housing development: approval [by-right lot split and/or additional units in single-family zones]

*Positions: CalCities Oppose unless Amended CASCC Oppose unless Amended*

*Los Altos Oppose unless Amended*

**SB 10** – Passed Housing 3/18; passed Govt/Finance 4/22; passed Approp. 5/20

(Wiener) Planning and zoning: housing development: density [allows local governing body to zone any parcel in jobs- and-transit-rich or in-fill sites for up to 10 units per acre]

*Positions: CalCities Watch CASCC Watch*

**SB 15** – Passed Housing 3/18; passed Approp. 5/20

(Portantino) Housing development: incentives: rezoning of idle retail sites [provides financial assistance to local governments that zone idle retail sites for affordable housing]

*Positions: CalCities Watch CASCC Watch*

**SB 16** – Passed Public Safety 3/9 and Judiciary 4/13; passed Approp. 5/20

(Skinner) Peace officers: release of records [disclosure of use of force incident information, including those within policy]

*Positions: CalCities Oppose*

**SB 278\*** – Passed Labor 3/8 and Judiciary 4/6; passed Approp. 5/20

(Leyva) Public Employees' Retirement System: disallowed compensation: benefit adjustments [imposes requirements on local government regarding disallowed compensation]

*Positions: CalCities Oppose CASCC Oppose Los Altos Oppose*

**SB 477** – Passed Housing 3/18; passed Approp. 5/20

(Wiener) General plan: annual report [adds significant requirements to annual report to HCD on housing]

*Positions: CalCities Watch CASCC Watch*

**SB 478** – Passed Govt/Finance 4/8; passed Housing 4/ 29; passed Approp. 5/20

(Wiener) Planning and Zoning Law: housing development projects [requires HCD to report to Attorney General on jurisdictions that may not comply with or has violated certain state laws; sets minimum FARs and lot coverage requirements]

*Positions: CalCities Watch CASCC Watch*

**SB 612\*** – passed Approp. 5/20

(Portantino) Electricity rate/ resource allocation

*Positions: CalCities Support*

**SB 640** – Passed Transp. 4/19, passed Approp. 5/20

(Becker) Transportation financing: jointly proposed projects [allows cities and counties to propose joint projects that draw on their respective portion of certain state transportation funds]

*Positions: CalCities Support*

**SB 785** – Passed Education 3/24; passed Approp. 5/20

(Glazer) Public postsecondary education: California Promise program: California State University students

### **Bills moving to second house**

**AB 1322** – Passed Local Govt 4/14 and Housing 4/29; passed Assembly – **to Senate May 10**

(Rivas, Robert) Land use: local measures: conflicts [allows local jurisdictions to review and take procedure action on resident-passed actions that affect housing and that may conflict with state law]

*Positions: CalCities Watch*

**SB 556\*** – Passed Energy; passed Govt/Finance; passed Approp. Passed Senate Floor 5/13

**To Assembly**

(Dodd) Street light poles, traffic signal poles: small wireless facilities attachments [reduces local jurisdiction control on poles in ROW for small wireless facilities]

*Positions: CalCities Oppose Los Altos Oppose*

### **Bills signed by Governor**

**SB 7** – Passed Senate (urgency); passed Assembly. Signed by Governor 5/20

(Atkins) Environmental quality: Jobs and Economic Improvement Through Environmental Leadership Act of 2021 [provides streamline CEQA for certain housing projects and changes labor-related requirements for some public projects.

*Positions: CalCities Watch CASCC Watch*

### **Bills made 2-year or otherwise not moving in the 20/21 session:**

**AB17** – Public Safety; made 2-year bill

(Cooper) Peace officers: disqualification from employment [disqualifies certain former military and peace officers who have had Peace Officer Standards and Training Certification revoked]

*Positions: CalCities Watch CASCC Support in concept*

**AB 34** – Passed Commun/Conveyance and Privacy/Consumer Protect; to Approp, not scheduled

(Muratsuchi) Broadband for All Act of 2022 [\$10 billion general obligation bonds on Nov. '22 ballot to support projects that expand broadband]

*Positions: CalCities Support in concept CASCC Support in concept*

**AB 115** – Passed Housing 4/15; to Local Govt. ; on hold

(Bloom) Planning and zoning: commercial zoning: housing development [requires by-right housing on commercial-zoned lots with certain affordability requirement]

*Positions: CalCities Watch*

**AB 415\*** – Insurance Committee, no schedule  
(Rivas, Robert) Employment: workers' compensation  
*Positions: CalCities Oppose Los Altos Oppose*

**AB 617** – Housing; made 2-year bill  
(Davies) Planning and zoning: regional housing needs: exchange of allocation [allows cities/counties to shift RHNA]  
*Positions: CalCities Watch*

**AB 678** – to Local Govt 3/28; made 2-year bill  
(Grayson) Housing development projects: fees and exactions cap [caps fees on housing developments at 12% of county median housing price; allows waivers]  
*Positions: CalCities Watch*

**AB 1091** – made 2-year bill at author's request  
(Berman) Santa Clara Valley Transportation Authority: board of directors [replace current VTA board of elected officials with 9 appointed residents]  
*Positions: CalCities Watch*

**AB 1258** – to Housing, 3/23; made 2-year bill  
(Nguyen) Housing element: regional housing need plan: judicial review [restores opportunity for judicial review of HCD and COG determinations]  
*Positions: CalCities Watch*

**SB 5** – Housing, no schedule  
(Atkins) Affordable Housing Bond Act of 2022 [would place \$6.5 billion bond measure for affordable rental housing and homeownership on Nov. '22 ballot]  
*Positions: CalCities Watch CASCC Watch*

**SB 8** – Passed Govt/Finance 3/25; passed Housing 4/ 29. To Approp. placed on suspense 5/10  
(Skinner) Housing Crisis Act of 2019 [amends SB 330 to include single house and makes other clarifications]  
*Positions: CalCities Watch*

**SB 55** – Govt/Finance - heard April 15; made 2-year bill  
(Stern) Very high fire hazard severity zone: state responsibility area: development prohibition: supplemental height and density bonuses [limits development in high-fire hazard zones and increases density and height in other areas]  
*Positions: CalCities Watch CASCC Watch*

**SB 210** – Passed Judiciary 3/23: Approp placed on suspense April 5  
(Wiener) Automated license plate recognition systems: use of data [requires data not matched to a hot list within 24 hours to be destroyed]  
*Positions: CalCities Oppose*

**SB 695** – Govt./Finance, no schedule  
(Ochoa Bogh) Mitigation Fee Act: housing developments [increases nexus study requirements for mitigation fees imposed on housing; prohibits such from exceeding the amount necessary to maintain the existing level of service for the relevant fee]

*Positions: CalCities Watch*

**SB 765** – Housing, heard 4/15; made 2-year bill  
(Stern) Accessory dwelling units: setbacks [would allow jurisdictions to return to minimum  
ADU setbacks as of Jan. 1, 2020 if set to encourage development of ADUs]

*Positions: CalCities Support CASCC Watch*

May 28, 2021

The Honorable Marc Berman  
California State Assembly  
State Capitol, Room 3123  
Sacramento, California 95814

### FLOOR ALERT

**Re: AB 215 (Chiu): Housing Element; Regional Housing Need; Relative Progress Determination Notice of Opposition (As amended April 5, 2021)**

Dear Assembly Member Berman:

The City of Los Altos respectfully asks that you oppose AB 215, which would create a new, mid-cycle regional housing needs progress determination process and mandates cities and counties with “low progress” in meeting those housing targets to consult with the California Department of Housing and Community Development (HCD) and adopt pro-housing policies. Our chief concern is regarding the mandate to achieve HCD’s designation as a pro-housing jurisdiction.

As you know, the 2019 Budget Act directed HCD to promulgate emergency regulations no later than July 1, 2021, to establish a prohousing designation program. AB 215 turns what was intended to be an incentive program into a mandatory requirement for cities to adopt state supported policies and strategies regardless of whether those policies and strategies would result in increased housing development and whether those policies and strategies are appropriate for our community.

We also question whether the “relative progress” metric is truly calibrated to produce the intended outcome. The cycle of moving from development proposal to entitlement to building permit – the point at which a project would be “counted” in reporting to HCD – takes at least 18 months, assuming the developer moves forward. This leaves little time for cities to show the required progress mid-cycle. Further, the bill takes no account of possible economic forces outside the city’s control that might deter developers from moving to the permitting stage and actual construction.

Several recent changes in the law have given the State new enforcement tools. HCD can review any action or failure to act by a jurisdiction that is inconsistent with the jurisdiction’s adopted housing element; revoke the Departments’ prior findings that a city’s housing element is compliant; and refer a non-compliant city to the Attorney General, who can in turn bring the city to court to compel compliance. The State should remain focused on using the tools in existing law to promote housing element adoption and implementation.

Los Altos remains committed to increasing affordable housing. However, we cannot support the transition of an incentive-based approach to a mandatory program, especially considering that the prohousing program has yet even to be implemented.

For these reasons, we ask you to vote NO on AB 215 on the Assembly Floor.

If you have questions, or wish to discuss our position, please do not hesitate to contact me at [nfligor@losaltosca.gov](mailto:nfligor@losaltosca.gov).

Sincerely,

Neysa Fligor, Mayor

May 28, 2021

The Honorable Marc Berman  
California State Assembly  
State Capitol, Room 3123  
Sacramento, California 95814

### FLOOR ALERT

**RE: AB 1401 (Friedman) Residential and Commercial Development. Parking Requirements.  
Notice of Opposition (As Amended April 19, 2021)**

Dear Assembly Member Berman:

The City of Los Altos must respectfully ask that you oppose AB 1401 (Friedman), which would prohibit a local government from imposing a minimum automobile parking requirement, or enforcing a minimum automobile parking requirement, on residential, commercial, or other development if the development is located on a parcel within one-half mile walking distance of public transit.

AB 1401 would essentially allow developers to dictate parking requirements in vast areas of our city because the definition of public transit includes entire bus corridors, not just high frequency bus stops or major transit stops. Restricting parking requirements within one half-mile walking distance of a high-quality transit corridor does not guarantee individuals living, working, or shopping on those parcels will have access to public transit since proximity to a corridor does not equate to a convenient bus stop.

AB 1401 would give both developers and transit agencies the power to determine parking requirements. Transit agencies would be able to dramatically alter local parking standards by shifting transit routes and adjusting service intervals, with no guarantee that such service would even be in place at the time a given project is completed.

AB 1401 could negatively impact the application of the State's Density Bonus Law by providing developers parking concessions without also requiring developers to include affordable housing units in the project. The purpose of the Density Bonus Law is to provide concessions and waivers to developers in exchange for affordable housing units.

We recognize that amendments have allowed for imposition of some requirements regarding electric vehicles. However, as amended, and while well intended, AB 1401 prevents local jurisdictions from establishing appropriate parking requirements based on community needs. A one-size fits all approach to an issue that is project and location specific just does not work. For these reasons, we ask for your NO vote on AB 1401 on the Assembly Floor.

If you have questions, or wish to discuss our position, please do not hesitate to contact me at [nfligor@losaltosca.gov](mailto:nfligor@losaltosca.gov).

Sincerely,

Neysa Fligor, Mayor

May 28, 2021

The Honorable Josh Becker  
Senate Energy, Utilities, and Communications Committee  
State Capitol Building, Room 4035  
Sacramento, CA 95814

**FLOOR ALERT**

**RE: SB 9 (Atkins) Increased Density in Single-Family Zones  
Notice of Opposition (As Amended April 2, 2021)**

Dear Senator Becker:

The City of Los Altos writes to ask that you express your concerns about SB 9 on the Senate Floor as you have articulated them to your constituents. Despite numerous attempts by local elected officials, the League of California Cities, and other legislators, this bill has not been amended to address the concerns expressed in our earlier communications. In its current form, SB 9 will not spur much needed housing construction in a manner that supports local flexibility, decision making, and community input. It will not create affordable housing. State-driven ministerial or by-right housing approval processes fail to recognize the extensive public engagement associated with developing adopting housing elements certified by the California Department of Housing and Community Development – a process designed by the legislature to address our statewide housing issues.

Los Alto remains committed to being part of the solution to the lack of affordable housing, and we hope to work with you and the other cities in District 13 on efforts that will produce real progress on this important issue. SB 9 will not advance this public policy goal.

If you have questions, or wish to discuss our position, please do not hesitate to contact me at [nfligor@losaltosca.gov](mailto:nfligor@losaltosca.gov).

Sincerely,

Neysa Fligor, Mayor

May 28, 2021

The Honorable Josh Becker  
Senate Energy, Utilities, and Communications Committee  
State Capitol Building, Room 4035  
Sacramento, CA 95814

**FLOOR ALERT**

**RE: SB 15 (Portantino) Housing Development Incentives. Rezoning of Idle Retail Sites.  
Support**

Dear Senator Becker:

The City of Los Altos asks you to support SB 15 (Portantino) on the Senate Floor. AB 15 would provide strong incentives for cities to rezone idle big box retail sites or commercial shopping centers to accommodate much needed housing. By providing additional resources to help address the revenue shortfall associated with such rezoning, SB 15 allows cities to make such sites available for housing, rather than redeveloping them to high-density offices that exacerbate the unfavorable ration of jobs to housing.

We ask you to support SB 15 with a YES vote on the Senate Floor.

If you have questions, or wish to discuss our position, please do not hesitate to contact me at [nfligor@losaltosca.gov](mailto:nfligor@losaltosca.gov).

Sincerely,

Neysa Fligor, Mayor

May 28, 2021

The Honorable Josh Becker  
Senate Energy, Utilities, and Communications Committee  
State Capitol Building, Room 4035  
Sacramento, CA 95814

### FLOOR ALERT

#### **SB 16 (Skinner) Peace Officers. Release of Records Notice of Opposition (As Amended May 20, 2021)**

Dear Senator Becker:

The City of Los Altos must respectfully oppose SB 16. While the overly punitive imposition of fines and other monetary damages have been removed from the original bill, the measure remains excessive in the types of personnel records it makes subject to disclosures.

We support maintaining the confidentiality of personnel matters and protecting public safety personnel discipline records from public disclosure, as appropriate.

As amended, SB 16 would unjustifiably expand SB 1421 by providing for the disclosure of police personnel records for every incident involving use of force, regardless of whether the officer was exonerated or if a complaint was not sustained. This provision is neither practical from an administrative standpoint nor helpful toward to objective of fostering trust between law enforcement and the communities they serve. The release of officer records for every single incident involving any use of force, or an allegation of unreasonable or excessive force – especially those in which the officer is entirely within departmental policy – will generate the misperception that there was “something wrong” with the officer’s conduct.

Our communities can benefit from continued dialogue around law enforcement review and discipline. Unfortunately, this measure is not limited in how it would open police officer personnel records to the public. This policy imbalance that prioritizes public disclosure of records over an officer’s privacy, regardless of whether they were proven to have exhibited proper conduct, is disconcerting.

For these reasons, the City of Los Altos opposes SB 16 and asks for your NAY vote on the Senate Floor.

If you have questions, or wish to discuss our position, please do not hesitate to contact me at [nfligor@losaltosca.gov](mailto:nfligor@losaltosca.gov).

Sincerely,

Neysa Fligor, Mayor

May 28, 2021

The Honorable Josh Becker  
Senate Energy, Utilities, and Communications Committee  
State Capitol Building, Room 4035  
Sacramento, CA 95814

**FLOOR ALERT**

**RE: SB 278 (Leyva) Public Employees' Retirement System. Disallowed Compensation. Benefit Adjustments.**

**Notice of Opposition (As Amended March 23, 2021)**

Dear Senator Becker:

The City of Los Altos has previously expressed our opposition to SB 278 by copy to you of our letter of April 14 to the Chair Umberg of the Senate Judiciary Committee. The minor amendments have not resolved any of the reasons for our opposition. In summary, under SB 278:

1. CalPERS would have no incentive to properly calculate benefit payments.
2. Our city would bear the full administrative and financial burden of compliance and implementation for the life of affected beneficiaries, no matter where they might reside.
3. The payments required would constitute a gift of public funds in violation of the California Constitution.

Therefore, the City of Los Altos continues to oppose SB 278 and asks for your NAY vote on the Senate Floor.

If you have questions, or wish to discuss our position, please do not hesitate to contact me at [nfligor@losaltosca.gov](mailto:nfligor@losaltosca.gov).

Sincerely,

Neysa Fligor, Mayor

May 28, 2021

The Honorable Josh Becker  
Senate Energy, Utilities, and Communications Committee  
State Capitol Building, Room 4035  
Sacramento, CA 95814

**FLOOR ALERT**

**RE: SB 612 (Portantino) Electrical Corporations and Other Load-Serving Entities. Allocation of Legacy Resources  
Notice of Support (As Amended May 4, 2021)**

Dear Senator Becker:

The City of Los Altos continues to support SB 612 and asks for your AYE vote on the Senate Floor. As indicated in our letter of May 13, 2021, to all members of the Senate Energy, Utilities and Communications Committee, SB 612 would remedy the inequities that have resulted from the transition from Investor Owned Utilities to Community Choice Aggregators with regard to certain resources and legacy contracts.

We ask for your AYE vote on SB 612 on the Senate Floor.

If you have questions, or wish to discuss our position, please do not hesitate to contact me at [nfligor@losaltosca.gov](mailto:nfligor@losaltosca.gov).

Sincerely,

Neysa Fligor, Mayor

May 28, 2021

The Honorable Josh Becker  
Senate Energy, Utilities, and Communications Committee  
State Capitol Building, Room 4035  
Sacramento, CA 95814

**FLOOR ALERT**

**RE: SB 640 (Becker) Transportation Financing: Jointly Proposed Projects.  
Notice of Support (As Amended 4/27/21)**

Dear Senator Becker:

Congratulations on moving SB 640 to the Senate Floor. Los Altos strongly supports your efforts to provide for cooperative action that will allow local jurisdictions voluntarily to combine resources and simplify reporting on important transportation infrastructure projects. SB 640 will help cities maximize their SB 1 dollars on regional projects and create added flexibility for spending of that funding. We particularly appreciate that SB 640 enhances autonomy for local transportation decision making, while retaining maximum flexibility for the timely and cost-effective completion of these important public works projects.

We trust the measure will easily pass Senate Floor action, and you may be certain we will continue to advocate for its passage in the Assembly and signature by Governor Newsom.  
Thank you for carrying this important piece of legislation.

If you have questions, or wish to discuss our position, please do not hesitate to contact me at [nfligor@losaltosca.gov](mailto:nfligor@losaltosca.gov).

Sincerely,

Neysa Fligor, Mayor