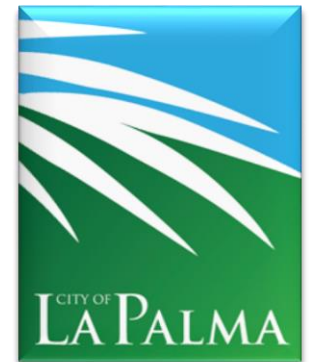

LEGISLATIVE BRIEFING

CITY COUNCIL MEETING

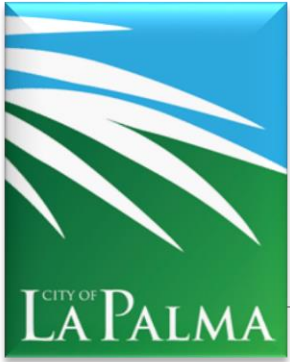
JUNE 4, 2019





Background

- **Staff monitors pending legislation**
- **Brings specific legislation to Council's attention**
- **Seeking direction on supporting or opposing legislation**
- **Requesting action on 13 bills**



Recommendation

Recommending City Council support:

- 1. AB 1080 (Gonzalez) & SB 54 (Allen) – California Circular Economy and Plastic Pollution Reduction Act**
- 2. SB 670 (McGuire) – Telecommunications. Outages affecting public safety**



Recommendation

Recommending City Council oppose:

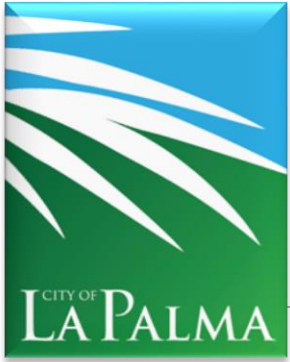
- 1. AB 881 (Bloom) – Accessory Dwelling Units**
- 2. SB 13 (Wieckowski) – Accessory Dwelling Units**
- 3. SB 330 (Skinner) – Housing Crisis Act of 2019**
- 4. AB 516 (Chiu) – Authority to remove vehicles**
- 5. AB 418 (Kalra) – Evidentiary privileges: Union agent-represented worker privilege**
- 6. AB 932 (Low) – Workers’ compensation: off-duty firefighters (unless amended)**



Recommendation

Recommending City Council oppose:

- 7. AB 1400 (Kamlager-Dove) – Workers’ compensation: firefighting operations: civilian employees**
- 8. SB 266 (Levy) – Public Employees’ Retirement System. Disallowed compensation. Benefit adjustments**
- 9. SB 542 (Stern) – Workers’ Compensation**
- 10. AB 217 (E. Garcia) – Safe Drinking Water for All Act**
- 11. SB 162 (Galgian) – California Alternative Energy and Advanced Transportation Financing Authority: sales and use taxes: exclusions**



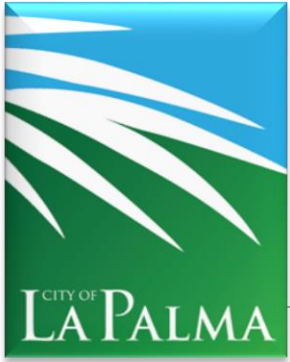
Fiscal Impact

- **None of the highlighted bills are anticipated to have a significant fiscal impact in the short-term.**



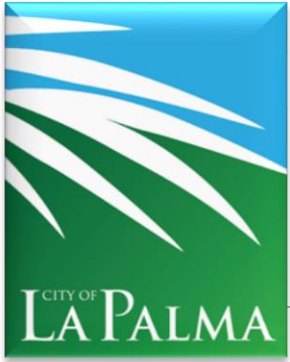
AB 217 (E. Garcia) – Safe Drinking Water for All Act

- ❑ **Goal: Provide funding to disadvantaged communities with lack of access to safe drinking water**
- ❑ **Bill would require public water systems, like La Palma, to collect and remit a water tax to the State**
- ❑ **Although well-intended, a statewide water tax conflicts with keeping water affordable; taxes a resource essential to life**
- ❖ **Staff recommendation: *Oppose***



AB 418 (Kalra) – Evidentiary privileges: union agent-represented worker privilege

- ❑ Expand evidentiary privilege against disclosure of communications to include union agent-represented worker communications
- ❑ Bill would create new and operational challenges for public agencies
- ❖ Staff recommendation: *Oppose*



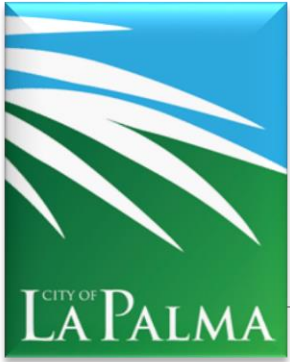
AB 516 (Chiu) – Authority to remove vehicles

- ❑ **Eliminates the following enforcement tools:**
 - ❑ Removal of vehicles with expired registration
 - ❑ Removal of vehicles in violation of parking time restrictions
 - ❑ Placement of a boot on a vehicle for motorists with 5 or more unpaid parking tickets
- ❑ **Preempts local authority and could exacerbate parking scarcity and create quality of life concerns for residents**
- ❖ **Staff recommendation: *Oppose***



AB 881 (Bloom) – Accessory Dwelling Units

- ❑ Prohibit owner-occupied requirements for ADU's
- ❑ This bill conflicts with the City's current ADU ordinance
- ❑ Preempts local land use authority
- ❖ Staff recommendation: *Oppose*



AB 932 (Low) – Workers’ compensation: off-duty firefighters

- ❑ Expand the scope of workers’ compensation to apply to firefighters injured off-duty outside of California
- ❑ Similar to last year’s AB 1749 (Daly), which applied to peace officers
 - ❑ One difference: AB 1749 allowed each city to determine its own policy of awarding workers’ compensation benefits; AB 932 forces cities to award benefits
- ❑ This bill preempts local control
- ❖ **Staff recommendation: *Oppose unless amended***



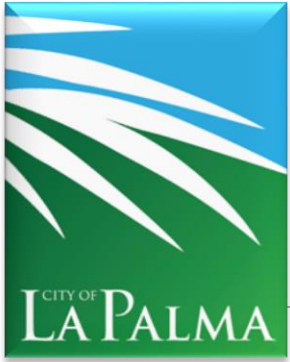
AB 1080 (Gonzalez) & SB 54 (Allen) – California Circular Economy and Plastic Pollution Reduction Act

- ❑ Policy Goal: Manufacturers and retailers achieve a 75% reduction of waste associated with single-use packaging and products by 2030**
- ❑ Bill also requires 75% of single-use plastic packaging to be recyclable or compostable by 2030**
- ❑ Lastly, bill seeks to address the lack of recycling markets in California**



AB 1080 (Gonzalez) & SB 54 (Allen) – California Circular Economy and Plastic Pollution Reduction Act

- ❑ International markets, a critical component are now facing serious challenges**
- ❑ Also requires CalRecycle to develop incentives and policies to maximize and encourage in-state manufacturing using recycled materials**
- ❑ Bill would help local governments recycle more materials, throw less into landfills, and advance towards meeting statewide solid waste and recycling goals**
- ❑ City's waste management contractor, EDCO, is in support**
- ❖ Staff recommendation: *Support***



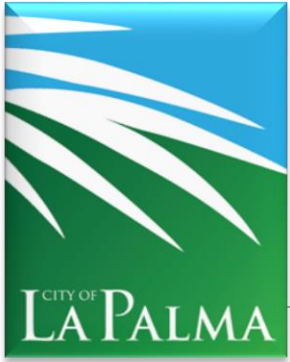
AB 1400 (Kamlager-Dove) – Workers’ compensation: firefighting operations: civilian employees

- Provides all presumptions within Workers’ Compensation system authorized for firefighters to apply to all fire service personnel**
- Bill would grant presumptive benefits to positions not exposed to same safety and health hazards as sworn firefighters**
- Could potentially increase workers’ compensation costs for OCFA, who provides fire services to La Palma**
- Opposed by CJPIA**
- Staff recommendation: *Oppose***



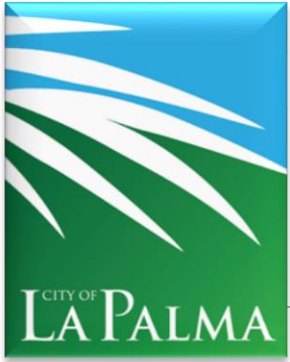
SB 13 (Wieckowski) – Accessory Dwelling Units

- ❑ Similar to AB 68 (Ting), which City Council opposed on 5/7/2019
- ❑ This bill would prohibit owner occupancy and replacement parking requirements
- ❑ This bill conflicts with the City's current ADU ordinance
- ❑ Preempts local land use authority
- ❖ Staff recommendation: *Oppose*



SB 162 (Galgiani) – California Alternative Energy and Advanced Transportation Financing Authority (CAEATFA): sales and use taxes: exclusions.

- Proposed to extend existing CAEATFA sales and use tax exclusion program at \$100 million annually for the next 10 years**
- Resulting in a loss of over \$500 million in city and county funds**
- Only some communities benefit from the program but an inequality occurs when sales tax losses are incurred by other communities that receive no benefit**
- ❖ **Staff recommendation: *Oppose***



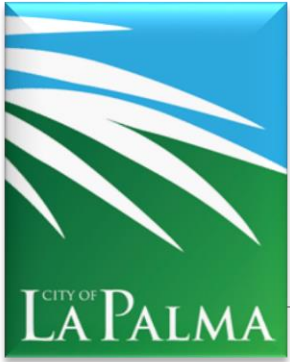
SB 266 (Leyva) – Public Employees’ Retirement System. Disallowed Compensation. Benefit Adjustments.

- Require public agencies to directly pay retirees for disallowed retirement benefits**
- Both public agencies and employee have already paid the cost of the disallowed benefit; agency would essentially be paying twice**
- Payment to retiree would constitute a gift of public funds violating the California Constitution (Section 6, Article 16)**
- Staff recommendation: *Oppose***



SB 330 (Skinner) – Housing Crisis Act of 2019

- Declare a statewide housing crisis and for a five-year period would:**
 - Prohibit city-imposed parking requirements**
 - Freeze impact fees**
 - Prohibit impact fees for affordable housing projects**
 - Prohibit new design standards if more costly**
- Preempts local land use authority**
- Staff recommendation: *Oppose***



SB 542 (Stern) – Workers’ Compensation

- Create new presumption of causation for mental health conditions resulting in a diagnosis of post-traumatic stress or mental health disorder for firefighters and peace officers**
- New presumption is unnecessary and could increase workers’ compensation claims**
- Opposed by CJPIA**
- Staff recommendation: *Oppose***



SB 670 (McGuire) – Telecommunications. Outages affecting public safety

- Require telecommunication providers to notify CalOES of 911 service or emergency warning outages**
- Also notify local first responder agencies**
- Bill would ensure public safety departments have crucial information needed to address 911 service interruptions in a timely manner**
- Staff recommendation: *Support***



Questions/Discussion
