



Agenda

LEGISLATION COMMITTEE

June 3, 2013
3:30 p.m. to 4:30 p.m.
651 Pine Street, Room 101, Martinez

Supervisor Karen Mitchoff, District IV, Chair
Supervisor Mary N. Piepho, District III, Vice Chair

Agenda Items:

Items may be taken out of order based on the business of the day and preference of the Committee

1. **Introductions**
2. **Public comment** on any item under the jurisdiction of the Committee and not on this agenda. *(Speakers may be limited to three minutes.)*
3. **Review Record of Action** for May 2, 2013 Meeting *(Not available. Will be published in July.)*
4. **FY 2013-14 State Budget Update** – *Presenters: Lara DeLaney, Cathy Christian*
5. **2013 State Legislation of Interest** – *Presenters: Lara DeLaney, Cathy Christian*
 - a) Consider providing direction to staff on bills listed in Attachment A.
6. **Laura’s Law Legislation** – *Presenter: Steven Grolnic-McClurg*
7. **Federal Update** – *Information Only: Lara DeLaney*
8. **Adjourn** to the next regular meeting scheduled for Wednesday, July 24 at 3:30 p.m.

☺ The Legislation Committee will provide reasonable accommodations for persons with disabilities planning to attend Legislation Committee meetings. Contact the staff person listed below at least 72 hours before the meeting.

📁 Any disclosable public records related to an open session item on a regular meeting agenda and distributed by the County to a majority of members of the Legislation Committee less than 96 hours prior to that meeting are available for public inspection at 651 Pine Street, 10th floor, during normal business hours.

✉ Public comment may be submitted via electronic mail on agenda items at least one full work day prior to the published meeting time.

For Additional Information Contact:

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Glossary of Acronyms, Abbreviations, and other Terms (in alphabetical order):

Contra Costa County has a policy of making limited use of acronyms, abbreviations, and industry-specific language in its Board of Supervisors meetings and written materials. Following is a list of commonly used language that may appear in oral presentations and written materials associated with Board meetings:

AB	Assembly Bill	HIPAA	Health Insurance Portability and Accountability Act
ABAG	Association of Bay Area Governments	HIV	Human Immunodeficiency Syndrome
ACA	Assembly Constitutional Amendment	HOV	High Occupancy Vehicle
ADA	Americans with Disabilities Act of 1990	HR	Human Resources
AFSCME	American Federation of State County and Municipal Employees	HUD	United States Department of Housing and Urban Development
AICP	American Institute of Certified Planners	Inc.	Incorporated
AIDS	Acquired Immunodeficiency Syndrome	IOC	Internal Operations Committee
ALUC	Airport Land Use Commission	ISO	Industrial Safety Ordinance
AOD	Alcohol and Other Drugs	JPA	Joint (exercise of) Powers Authority or Agreement
ARRA	American Recovery and Reinvestment Act	Lamorinda	Lafayette-Moraga-Orinda Area
BAAQMD	Bay Area Air Quality Management District	LAFCo	Local Agency Formation Commission
BART	Bay Area Rapid Transit District	LLC	Limited Liability Company
BCDC	Bay Conservation & Development Commission	LLP	Limited Liability Partnership
BGO	Better Government Ordinance	Local 1	Public Employees Union Local 1
BOS	Board of Supervisors	LVN	Licensed Vocational Nurse
CALTRANS	California Department of Transportation	MAC	Municipal Advisory Council
CalWIN	California Works Information Network	MBE	Minority Business Enterprise
CalWORKS	California Work Opportunity and Responsibility to Kids	M.D.	Medical Doctor
CAER	Community Awareness Emergency Response	M.F.T.	Marriage and Family Therapist
CAO	County Administrative Officer or Office	MIS	Management Information System
CCHP	Contra Costa Health Plan	MOE	Maintenance of Effort
CCTA	Contra Costa Transportation Authority	MOU	Memorandum of Understanding
CDBG	Community Development Block Grant	MTC	Metropolitan Transportation Commission
CEQA	California Environmental Quality Act	NACo	National Association of Counties
CIO	Chief Information Officer	OB-GYN	Obstetrics and Gynecology
COLA	Cost of living adjustment	O.D.	Doctor of Optometry
ConFire	Contra Costa Consolidated Fire District	OES-EOC	Office of Emergency Services-Emergency Operations Center
CPA	Certified Public Accountant	OSHA	Occupational Safety and Health Administration
CPI	Consumer Price Index	Psy.D.	Doctor of Psychology
CSA	County Service Area	RDA	Redevelopment Agency
CSAC	California State Association of Counties	RFI	Request For Information
CTC	California Transportation Commission	RFP	Request For Proposal
dba	doing business as	RFQ	Request For Qualifications
EBMUD	East Bay Municipal Utility District	RN	Registered Nurse
EIR	Environmental Impact Report	SB	Senate Bill
EIS	Environmental Impact Statement	SBE	Small Business Enterprise
EMCC	Emergency Medical Care Committee	SWAT	Southwest Area Transportation Committee
EMS	Emergency Medical Services	TRANSPAC	Transportation Partnership & Cooperation (Central)
EPSDT	State Early Periodic Screening, Diagnosis and treatment Program (Mental Health)	TRANSPLAN	Transportation Planning Committee (East County)
et al.	et ali (and others)	TRE or TTE	Trustee
FAA	Federal Aviation Administration	TWIC	Transportation, Water and Infrastructure Committee
FEMA	Federal Emergency Management Agency	UCC	Urban Counties Caucus
F&HS	Family and Human Services Committee	VA	Department of Veterans Affairs
First 5	First Five Children and Families Commission (Proposition 10)	vs.	versus (against)
FTE	Full Time Equivalent	WAN	Wide Area Network
FY	Fiscal Year	WBE	Women Business Enterprise
GHAD	Geologic Hazard Abatement District	WCCTAC	West Contra Costa Transportation Advisory Committee
GIS	Geographic Information System		
HCD	(State Dept of) Housing & Community Development		
HHS	Department of Health and Human Services		

Schedule of Upcoming BOS Meetings

June 25, 2013

July 9, 2013

**OFFICE OF THE COUNTY ADMINISTRATOR
CONTRA COSTA COUNTY**

TO: Legislation Committee
 Supervisor Karen Mitchoff, Chair
 Supervisor Mary N. Piepho, Vice Chair

FROM: Lara DeLaney, Interim Senior Deputy County Administrator

DATE: May 28, 2013

SUBJECT: **Agenda Item #4: State Budget Update**

RECOMMENDATION

ACCEPT the report on state budget issues and provide direction, as necessary.

REPORT

Last week, there were over 10 budget subcommittee hearings, with a frantic end on May 24 with the close out by the full Senate Budget Committee. The Assembly Budget Committee met on May 28 to do their final close-out of the items and adopted the subcommittee reports. Attached is the latest action by both houses on issues of concern for urban counties.

The Budget Conference Committee will convene within the next two weeks to begin working out the differences in budget actions between the two houses. The Legislature plans to be finished with the Budget by June 15th, necessitating quick decisions and negotiations to move forward.

Regarding the major actions on the ACA Implementation, here are some highlights:

- Both houses REJECTED the programmatic realignment of human services in the Governor's May Revise.
- Both houses approved placeholder trailer bill language on the county mechanism or formula for savings from the ACA optional expansion sending this issue to conference.

Medi-Cal Optional Expansion: CSAC and SEIU presented legislative leadership with an alternative proposal to the Governor's May Revision Medi-Cal Expansion on May 24. The core principles of the proposal are familiar:

1. No programmatic realignment.
2. 1991 realignment funds shall not be transferred to the State until 2015-16.
3. When calculating savings, an amount not more than a county's 1991 funds historically dedicated to indigent health may be counted.
4. Any savings that counties achieve through the Medi-Cal expansion will be shared with the State 50/50.

5. There will be three different methods to determine savings: one for hospital counties, one for CMSP counties, and one for non-hospital/non-CMSP counties.
6. Re-openers would include federal immigration reform or lawsuits /court settlements that change county responsibilities.

County Medical Services Program (CMSP) has developed a formula that would make approximately \$130 million available to the Administration in 2015-16, and non-hospital/non-CMSP counties expect to be able to contribute a like amount. The development of a formula for hospital counties is still in process. CSAC is requesting that counties help them in moving the proposal forward.

You will recall that on May 14, the Governor released his May budget revision. While the revised proposal did acknowledge that the redistribution of county realignment funds should be based on actual savings generated by the ACA rather than an arbitrary number of what the savings will be, it still proposes to prematurely redirect county health care funds at rates which CSAC believes are higher than what actual savings will be from state Medi-Cal expansion.

Under the formula outlined in the May Revise, \$300 million in county health care funding will be redirected in 2013-14, with an additional \$2.2 billion potentially directed over the following two years. Contra Costa County has approximately \$25 million at stake, if this proposal goes through. These figures not only far exceed any anticipated savings that counties are expected to achieve, the redirection will prematurely force counties to cut into critical public health and safety net services they provide today and will reduce funding available to care for the remaining uninsured. Join the coalition opposed to this proposal here.

The May revise also proposes a realignment of human services programs to counties which counties have, thus far, successfully urged legislators to reject. Counties simply are not in a position right now to take on more programs, responsibilities and risk, especially when our health care systems are also undergoing dramatic changes.

Medi-Cal Rate Reductions: The 9th Circuit Federal Court of Appeals ruled in favor of the Administration last week on a 10% Medi-Cal provider rate cut that has been held up in court for the last two years. The cuts were made as part of the 2011-12 Budget and were set to take effect on June 1, 2011.

Because the reductions are retroactive, the Administration has said that they plan to have providers pay them back over four years. There are two bills moving through the Legislature currently with bi-partisan support to reverse the reductions. Because the ACA is set to take effect in January, there is concern that there will be fewer providers willing to serve Medi-Cal patients at exactly the time when there is a large influx of new recipients.

Providers sued the State based on concerns that patients would not be able to access care; however the Department of Health Care Services worked with CMS and gained approval prior to attempting to implement the rate reductions. Providers are considering requesting that the court hear the case again or appealing to the Supreme Court. The Governor has not embraced the possibility of reversing the cut and has included the \$573 million reduction in his budget.

Governor's May Revise: Governor Brown released his revised budget proposal on May 14, emphasizing the increase in education funding, the implementation of health reform, and the importance of prudence.

The major changes since his January budget proposal include reduced revenue estimates due to federal actions, increased funds for K-14 education as a result of Proposition 98 (\$2.9 billion), higher Medi-Cal costs due to court actions (\$467 million), and reduced borrowing costs (\$484 million).

As has been widely reported, state General Fund cash receipts have exceeded expectations by approximately \$4.5 billion. However, the Governor indicated that the net overage across three years is only about \$300 million. That is due to part of the money accruing to increased funding requirements for schools under Proposition 98, some revenue accruing to previous and future fiscal years, recent changes in timing of state revenues that will result in less revenue coming in May and June, and a reduced fiscal forecast due to changes in assumptions about federal actions—chief among them being elimination of the two-percent payroll tax reduction. This, in particular, has caused a decline in consumer demand. The Administration has therefore reduced its estimates of sales and use tax revenues by 2.3 percent for 2012-13 and 1.2 percent for 2013-14. Sales and use tax revenues are not only a source of general purpose revenue for counties and cities, but also fund 1991 Realignment and much of 2011 Realignment.

The Governor repeatedly stressed restraint. Some of the risks he outlined include the uncertain economic recovery, prison healthcare and overcrowding, Medi-Cal and health reform implementation, redevelopment lawsuits, and further possible federal budget measures.

K-12 education is the primary beneficiary of the state's unanticipated increase in current year cash. Proposition 98 funding for K-12 education will increase by \$2.9 billion in 2012-13, and decreases by \$941.4 million in 2013-14. The May Revision proposes to accelerate the repayment of inter-year budget deferrals in 2012-13 and increasing first-year funding for the Local Control Funding Formula; additionally, the Administration proposes a one-time \$1 billion augmentation to implement the new Common Core academic standards.

Finally, the state's General Fund debt service expenditures will decrease by a net of \$141.9 million in the budget year and \$292.1 million in the current year, compared to January estimates. These savings are primarily due to increased premium generated from future bond sales, a smaller spring 2013 bond sale than originally anticipated, and bond refinancing.

Some of the major highlights of the May Revise:

- State-based expansion of health care coverage, with a formula to be determined to achieve the county savings based on actual county-by-county experience.
- Program realignment still being proposed and the county savings proposed in 2013-14 is \$300 million and would reach \$1.3 billion in 2015-16. Programs considered are CalWORKs, child care, and food stamps. Secretary Dooley indicated that there would be a projection of savings and then a subsequent "true-up" when data becomes available.
- Realignment adjustments including a proposal to swap inmates who have been sentenced to longer terms in county jail, additional funding for SB 678, and clarification regarding mentally disordered offenders.

- Funding for CalWORKs early engagement proposal.

The Legislative Analyst's Office (LAO) Overview of the May Revision: In the May Revision, the administration forecasts that weaker tax collections in the coming months will erode the vast majority of the \$4.5 billion of unexpected tax revenues collected since January. The LAO does not agree with the administration's view of the state's revenue situation. As a result, their forecast now is \$3.2 billion higher than the administration's May Revision total for 2011-12, 2012-13, and 2013-14 combined.

The LAO report states: “While the state's fiscal condition has improved, there are many good reasons for the Legislature to adopt a cautious budgetary posture. After years of "boom and bust" budgeting, California's leaders now have the opportunity to build a budget for future years that gives the state more choices about how to build reserves in times of healthy revenue growth, prioritize future state spending, and pay off past debts. Given the improved fiscal forecast, we believe this is an ideal time for the Legislature to begin addressing its huge budgetary and retirement liabilities. In addition, given various risks to the economic outlook and the state's budgetary volatility, building larger state budget reserves in the coming years is an important priority, as doing so means there will be less necessity during future downturns to cut public spending, as occurred in recent years.”

This report is available using the following link:
<http://lao.ca.gov/laoapp/PubDetails.aspx?id=2745>

Budget Actions - Governor's Budget 2013

Updated May 24, 2013

Item #	Subject	Proposal	Assembly Budget Action	Senate Budget Action	Status
Health and Human Services					
950	Mental Health	Senate Pro-Tem Steinberg proposal to provide investment in mental health.	No Action.	Adopted funding of \$206.2 million to provide increases capacity of 2,00 beds, mobile crisis teams, and other mental health funding (Senate Budget Committee, 5/24/13).	In Conference
4260	Medi-Cal Mandatory Expansion	The Administration proposes \$186.7 million General Fund for the increase in Medi-Cal caseload.	Adopted LAO fiscal estimates of \$104 million as the costs for this new caseload (Asm Sub #1, 5/24/13).	Adopted LAO fiscal estimates of \$104 million General Fund as the costs for this new caseload (Senate Budget Committee, 5/24/13).	Not in Conference
4260	Medi-Cal Optional Expansion	State-based expansion with developing mechanism for county savings and realignment. For realignment action see CalWORKs item. Rejected by both houses.	Adopted placeholder TBL to implement a methodology for calculating the savings that counties incur as a result of the anticipated expansion of the Medi-Cal program. Require that these savings be shared between the state and counties in order to achieve the Governor's goal of maintaining a strong safety net. Require that the methodology ensures the protection and preservation of sufficient public health resources for the continuation of critical local public health functions (Asm Sub #1, 5/24/13).	Adopted modified placeholder trailer bill language. The Legislature's mechanism would take into consideration the differences between counties and would ensure counties maintain adequate funding for their responsibilities (Senate Budget Committee, 5/24/13).	In Conference

Budget Actions - Governor's Budget 2013

Updated May 24, 2013

Item #	Subject	Proposal	Assembly Budget Action	Senate Budget Action	Status
4260	ACA County Administrative Costs	Additional \$72 million to provide funding for county administration.	Approved CWDA proposal to allow rollover of unspent Medi-Cal administrative funds on a one-time basis capped at \$120 million (Asm Sub #1, 5/22/13); also adopted TBL to require DSS to hold stakeholder groups (Asm Sub #1, 5/24/13).	Approved CWDA proposal to allow rollover of unspent Medi-Cal administrative funds on a one-time basis capped at \$120 million (Sen Sub #3, 5/23/13).	In Conference
4260	Coordinated Care Initiative	Continued from last year but change in implementation date to October 2013 and change in scope for some counties.	Approved placeholder trailer bill to ensure the extension of certain Medicare contracts (Asm Sub #1, 5/23/13).	Adopted additional positions and possible change in dates with budget language (Sen Sub #3, 4/25/13).	In Conference
4260	Behavioral Health Needs Assessment	DHCS was supposed to provide the report by April but this has been delayed.	Adopted placeholder TBL to require the Administration to consult with stakeholders prior to the submittal of the Behavioral Health Services Plan to CMS (Sen Asm Sub #1, 5/22/13).	Adopted placeholder TBL to require the Administration to consult with stakeholders prior to the submittal of the Behavioral Health Services Plan to CMS (Sen Sub #3, 5/21/13).	Not in Conference
4260	Medi-Cal State Plan	Senate proposal to adopt TBL on transparency for state plan amendments.	Adopted TBL (Asm Sub #1, 5/22/13).	Adopted TBL (Sen Sub #3, 5/9/13).	Not in Conference
4260	Medi-Cal Physician Visit Cap	Administration dropping this issue due to lack of approval from CMS.	Adopted withdrawal and adopted placeholder TBL to repeal the statute (Asm Sub #1, 5/22/13).	Adopted withdrawal and adopted placeholder TBL to repeal the statute (Sen Sub #3, 5/23/13).	Not in Conference

Budget Actions - Governor's Budget 2013
Updated May 24, 2013

Item #	Subject	Proposal	Assembly Budget Action	Senate Budget Action	Status
4260	Medi-Cal Adult Dental Benefits	No proposal by the Administration; proposal to restore cuts.	No Action.	Adopted restoration of Medi-Cal Adult Benefits at a cost of \$131 million General Fund (Senate Budget Committee, 5/24/13).	In Conference
4440	State Hospitals - Increase beds	Increase beds to address incompetent to stand trial and MDOs.	Heard on 5/20 - Open (Assm Sub #1).	Heard on 5/21 - Open (Sen Sub #3).	
5180	CalWORKs and Human Services Realignment	Realignment human services programs to counties in conjunction with ACA implementation.	Reject the programmatic aspects of the administration's human services realignment proposal and instead adopt a fiscally based transaction. (Asm Sub #1, 5/24/13)	Rejected the programmatic aspects of the administration's human services realignment proposal and supported a fiscally-based transaction. (Sen Sub #3, 5/23/13)	Not in Conference
5180	CalWORKS - Early Engagement	Increase of \$142.8 million so support refocusing measures.	Approved the Governor's May Revision with additions including providing \$27 million to provide support for families to live at 50% of FPL; \$10 million in funding for family stabilization which includes expanding the subsidized employment program; and \$15 million to limit the maximum family grant to two-years, limiting maximum family grant to two years, eliminating the vehicle asset limit and lifting once in a lifetime homeless assistance provision. (Asm Sub #1, 5/24/13).	Approved the overall funding amount of funding associated with the administration's proposal and adopt the administration's subsidized employment-related language as placeholder language. (Sen Sub #3, 5/21/13).	In Conference

Budget Actions - Governor's Budget 2013
Updated May 24, 2013

Item #	Subject	Proposal	Assembly Budget Action	Senate Budget Action	Status
Local Government					
8885; Page 79	Mandates	Continue to suspend the mandates with 4 new mandates added; possibility of five more.	Adopted suspension of some mandates and deferred some to other subcommittees. Approved TBL to repeal selected mandates (Assm Sub #4, 5/7/13).	Approved TBL to repeal selected mandates by making them permissive. (Sen Sub #4, 4/25)	Both houses made the 4 new mandates permissive; some differences regarding suspension.
CDCR					
5255	Expand Fire Camp Capacity	Augment CDCR budget by \$15.4 million to keep all fire camps operating.	Approved the Governor's May Revision (Asm Sub #5, 5/21/13).	Approved the Governor's May Revision (Sen Sub #5, 5/23/13).	Not in Conference.
5255	SB 678 funding	To provide \$72.1 million to support county probation.	Approved the Governor's May Revision (Asm Sub #5, 5/21/13).	Approved the Governor's May Revision (Sen Sub #5, 5/23/13).	Not in Conference.
Natural Resources					
3900	Cap and Trade	\$500 million loan to GF.	Adopted \$100 million for allocation and \$400 million loan to General Fund (Asm Sub #3, 5/22/13).	Adopted May Revision proposal in order to send this item to conference (Senate Budget Committee, 5/24/13).	Conference
Public Safety					
5255	Expand Fire Camp Capacity	Augment CDCR budget by \$15.4 million to keep all fire camps operating.	Approved the Governor's May Revision (Asm Sub #5, 5/21/13).	Approved the Governor's May Revision (Sen Sub #5, 5/23/13).	Not in Conference.

Budget Actions - Governor's Budget 2013
Updated May 24, 2013

Item #	Subject	Proposal	Assembly Budget Action	Senate Budget Action	Status
5255	SB 678 funding	To provide \$72.1 million to support county probation.	Approved the Governor's May Revision (Asm Sub #5, 5/21/13).	Approved the Governor's May Revision (Sen Sub #5, 5/23/13).	Not in Conference.
Public Safety Realignment					
5255	Realignment TBL	Makes several technical changes in realignment.	Approved the Notification of Reception Center and Misclassified PRCS; MDO and Long-Term offenders left OPEN (Assm Sub #5, 5/21/13).	Approved the Notification of Reception Center and Misclassified PRCS; MDO and Long-Term offenders not heard (Sen Sub #5, 5/23/13).	MDO and Long-Term Offenders still open.
4260	IHSS Funding	Move 50% of funding from 1991 realignment to State General Fund to help with IHSS MOE costs (DOF language).	Rejected proposal (Assm Sub #1, 5/6/13).	Rejected proposal (Senate Sub #3, 4/18/13).	Not in Conference; Rejected.

**OFFICE OF THE COUNTY ADMINISTRATOR
CONTRA COSTA COUNTY**

TO: Legislation Committee
*Supervisor Karen Mitchoff, Chair
Supervisor Mary N. Piepho, Vice Chair*

FROM: Lara DeLaney, Interim Senior Deputy County Administrator

DATE: May 28, 2013

SUBJECT: **Agenda Item #5: State Legislation Update**

RECOMMENDATION

ACCEPT the report on state legislation and provide direction, as necessary.

REPORT

Both houses held hearings on the suspense file last week, with many bills being held due to costs. This includes both of the cap and trade bills that would have provided funds to local governments (AB 416 and AB 574). Here are some highlights:

AB 5 (Ammiano) - Homelessness - Held in Committee

This bill would have enacted the Homeless Person's Bill of Rights and requires counties to provide hygiene centers and provide annual reports.

CCC Position: Oppose.

AB 537 (Bonta) - Meyers-Milias-Brown Act: Impasse Procedures- Passed

This bill would make several changes to the MMBA including mandatory mediation.

CCC Position: Oppose.

AB 616 (Bocanegra) - Local Public Employee Organizations: Dispute- Passed

This bill would extend the amount of time that differences between public employers and their employees may be submitted to fact-finding from 30 to 60 days.

CCC Position: Oppose.

SB 473 (Block) - Human Trafficking - Passed as Amended

This bill would add pimping, pandering and human trafficking to the list of crimes used to enhance penalties for persons affiliated with a criminal street gang.

CCC Position: None.

SB 570 (DeSaulnier) - Public Records: Copy Charges: Retrieval- Passed as Amended

The amendments remove the most troubling provision in the bill which would have required local governments to provide credit cards for copies of fewer than 20 pages.

CCC Position: None.

SB 754 (Evans) - CEQA - Held in Committee

This bill would require CEQA documents to be prepared either by the lead agency or consultants under the direct contract and supervision of the lead agency, remove the cap on the costs of mitigation measures related to archaeological resources, prohibit the tiering-off of an EIR more than seven years old, and create a new private right of action.

CCC Position: None.

Attachment A is a status report of bills the County is actively monitoring or has taken a position on.



Status Report on Bills 05.28.13

- CA AB 5 **AUTHOR:** Ammiano [D]
 TITLE: Homelessness
 DISPOSITION: Pending
 SUMMARY:
 Enacts the Homeless Person's Bill of Rights and Fairness Act. Provides that no person's rights, privileges, or access to public services may be denied or abridged because he or she is homeless. Provides the right to specified actions, confidentiality of certain records, legal assistance, and restitution. Prohibits retaliation against a public employer for assisting the homeless. Requires reports and public information regarding ordinances and certain actions against the homeless. Provides civil penalties.
 NOTES: BOS opposed on 5.21.13
- CA AB 28 **AUTHOR:** Perez V [D]
 TITLE: Economic Development: Enterprise Zones
 DISPOSITION: Pending
 SUMMARY:
 Revises various definitions for purposes of the Enterprise Zone Act and modifies specified requirements for designating and administering enterprise zones, LAMBRA's and G-TEDA's, collectively. Imposes new requirements on the Department of Housing and Community Development with respect to the enterprise zone program and modifies department and Franchise Tax Board Reporting requirements. Authorizes the department to charge a fee for specified tax credit applications for the administration of the Act.
- CA AB 48 **AUTHOR:** Skinner [D]
 TITLE: Firearms: Ammunition: Sales
 DISPOSITION: Pending
 SUMMARY:
 Requires the Department of Justice to alert law enforcement in the city, county, or city and county in which a purchaser resides if the purchaser obtains more than a specified number of rounds of ammunition within a specified period. Increases the period within which a person who communicates to a psychotherapist a serious threat of physical violence is prohibited from possessing a firearm or deadly weapon. Relates to the return of confiscated firearms, a report on mentally ill persons and certain records.
 NOTES: BOS supported on 5.21.13
- CA AB 59 **AUTHOR:** Bonta [D]
 TITLE: School Districts: Parcel Taxes
 DISPOSITION: Pending
 SUMMARY:
 Specifies that provisions requiring uniform application of taxes shall not be construed as limiting a school district from assessing taxes in accordance with rational classifications among taxpayers or types of property within the school district.
 NOTES: BOS took Support and request amendment position 04.23.13
- CA AB 68 **AUTHOR:** Maienschein [R]
 TITLE: Parole
 DISPOSITION: Pending
 SUMMARY:

Requires the Department of Corrections and Rehabilitation to give notice of any medical parole hearing and any medical parole release to both the county of commitment and the county of proposed release, prior to a medical parole hearing or a medical parole release.

CA AB 139

AUTHOR: Holden [D]
TITLE: Domestic Violence: Fees
DISPOSITION: Pending

SUMMARY:

Amends existing law that imposes a fee on a person who is granted probation for a crime of domestic violence. Clarifies that the payment is a fee, not a fine, and that the fee is not subject to reduction for time served. Authorizes the use of a portion of the moneys in the county domestic violence programs special funds for administrative costs and, collection of the fee by a collecting agency or the agency's designee after the termination of the period of probation. Authorizes an accounting of the fund.

NOTES: Devorah is reviewing

CA AB 141

AUTHOR: Gorell [R]
TITLE: Elections: Write-in Candidates
DISPOSITION: Pending

SUMMARY:

Requires that a write-in candidate for a voter-nominated office, in addition to being one of the top two vote-getters, receive votes at the direct primary election equal in number to at least 1% of all votes cast for the office at the last preceding general election at which the office was filled in order for his or her name to be placed on the general election ballot as a candidate for that office.

NOTES: BOS approves Support

CA AB 158

AUTHOR: Levine [D]
TITLE: Solid Waste: Single Use Carryout Bags
DISPOSITION: Pending

SUMMARY:

Prohibits specified stores from providing a single-use carryout bag to a customer. Requires such stores to meet other requirements regarding providing recycled paper bags and compostable bags. Imposes these prohibitions and requirements on convenience food stores, foodmarts, and certain other specified stores. Requires bags sold or provided to a store by a reusable grocery bag producer to meet specified requirements. Requires violation penalties be used for enforcement. Authorizes civil penalties.

NOTES: Sending letter of support. Consistent with Platform.

CA AB 182

AUTHOR: Buchanan [D]
TITLE: Bonds: School Districts and Community College Districts
DISPOSITION: Pending

SUMMARY:

Requires the ratio of total debt service to principal for each bond series to not exceed 4 to one. Requires each capital appreciation bond maturing more than 10 years after its date of issue to be subject to redemption before its fixed maturity date, beginning no later than the 10th anniversary date of the capital appreciation bond was issued. Authorizes a waiver for school and community college districts. Requires the presentation of a cost-related analysis of the bonds.

NOTES: BOS supported 04.16.13

- CA AB 185 **AUTHOR:** Hernandez R [D]
TITLE: Open and Public Meetings: Televised Meetings
DISPOSITION: Pending
SUMMARY:
Provides the time frame for destruction of an audio or video recording of an open and public meeting. Requires a local agency that collects a franchise fee from a state franchise holder that provides public, educational, and government access channels to televise the open and public meetings of its legislative body and planning commission, unless such is a financial hardship, then meetings would be broadcast via an audio-visual medium. Authorizes the use of franchise fees to implement such televising.
NOTES: CCTV is reviewing
- CA AB 195 **AUTHOR:** Hall [D]
TITLE: Counties: Construction Projects: Design-Build
DISPOSITION: Pending
SUMMARY:
Extends provisions of existing law that authorizes counties to use alternative procedures, known as design-build, for bidding on specified types of construction projects in the county in excess of a specified amount, in accordance with specified procedures, and provides that the procedures include a requirement for contracts awarded after a certain date that a county board of supervisors pay a fee into the State Public Works Enforcement Fund.
NOTES: Support position in Platform
- CA AB 197 **AUTHOR:** Stone [D]
TITLE: CalWORKs Eligibility: Asset Limits: Vehicles
DISPOSITION: Pending
SUMMARY:
Deletes existing requirements for assessing the value of a motor vehicle for purposes of eligibility for public aid, including the CalWORKs program. Excludes the value of a licensed motor vehicle from consideration when determining or redetermining eligibility for aid.
NOTES: Sent letter of support 03.11.13
- CA AB 229 **AUTHOR:** Perez J [D]
TITLE: Infrastructure and Revitalization Financing Districts
DISPOSITION: Pending
SUMMARY:
Authorizes the creation of an infrastructure and revitalization financing district and the issuance of debt with voter approval. Authorizes the creation of a district for up to 40 years and the issuance of debt with a final maturity date of up to 30 years. Authorizes a district to finance projects in redevelopment project areas and former redevelopment project areas and former military bases.
NOTES: DCD for review
- CA AB 243 **AUTHOR:** Dickinson [D]
TITLE: Local Government: Infrastructure Financing Districts
DISPOSITION: Pending
SUMMARY:
Authorizes the creation of an infrastructure and revitalization financing district and the issuance of debt with voter approval. Authorizes a district to finance projects in redevelopment project areas and former redevelopment project areas and former military bases if special conditions are met. Authorizes a district to fund various projects, including watershed land used for the collection and treatment of water for urban uses, flood

management, open space, habitat restoration and development purposes.

- CA AB 244 **AUTHOR:** Bonilla [D]
TITLE: Vehicles: License Plates: Veterans
DISPOSITION: Pending
SUMMARY:
Requires the Department of Veterans Affairs to apply to the Department of Motor Vehicles to sponsor a veterans specialized license plate. Requires the Department of Motor Vehicles to issue the veterans specialized plates if the Department of Veterans' Affairs meets specified requirements. Requires these plates to be subject to additional fees, and that the fee revenues be deposited in the Veterans Service Office Fund.
NOTES: BOS supported on 04.16.13
- CA AB 277 **AUTHOR:** Hall [D]
TITLE: Tribal Gaming: Compact Ratification
DISPOSITION: Pending
SUMMARY:
Ratifies the tribal-state gaming compact entered into between the State and the North Fork Rancheria Band of Mono Indians, executed on a specified date. Ratifies the tribal-gaming compact entered into between the State and the Wiyot Tribe, executed on a specified date. Provides that, in deference to tribal sovereignty, certain actions are not projects for purposes of the California Environmental Quality Act.
- CA AB 419 **AUTHOR:** Lowenthal B [D]
TITLE: CalWORKs: Eligibility
DISPOSITION: Pending
SUMMARY:
Relates to criteria for eligibility for the CalWORKs program. Requires that a child who is a patient in a public or private hospital for medical or surgical care be considered temporarily absent from the home for the duration of the hospital stay.
NOTES: EHSD recommends support; to Leg Com 5/2
- CA AB 422 **AUTHOR:** Nazarian [D]
TITLE: Health Care Applications
DISPOSITION: Pending
SUMMARY:
Requires notices of a Healthy Families Program application to include prescribed advisements about the availability of free or reduced-cost comprehensive health care coverage through Medi-Cal or the California Health Benefit Exchange respectively.
NOTES: BOS supported on 5.21.13
- CA AB 440 **AUTHOR:** Gatto [D]
TITLE: Hazardous Substances: Releases: Local Agency Cleanup
DISPOSITION: Pending
SUMMARY:
Relates to liability for hazardous substance removal or remedial actions. Requires the Department of Toxic Substances Control and the Regional Water Quality Board to adopt and post cleanup guidelines for the taking of a removal or remedial action. Requires a local redevelopment agency to submit a plan for approval before taking action and to provide an opportunity for the public and other agencies to participate in decisions regarding the plan. Immunizes a local agency from liability under specified laws.

- CA AB 488 **AUTHOR:** Williams [D]
TITLE: Recycling: Household Batteries
DISPOSITION: Pending
SUMMARY:
Requires a producer or a household batter stewardship organization appointed by one or more producers of a household battery to submit a household battery stewardship plan, which would be required to include specified elements. Requires the review of the plan and to provide for its approval or disapproval. Prohibits selling a household battery unless the plan for the batter is approved. Relates to a plan collection rate. Requires the payment of a plan review fee. Authorizes a producer civil action.
NOTES: Consistent with Platform; sending letter of support
- CA AB 531 **AUTHOR:** Frazier [D]
TITLE: Driver's Licenses: Veteran Designation
DISPOSITION: Pending
SUMMARY:
Requires the application for a driver's license or identification card to also allow a person to present to the Department of Motor Vehicles in a manner determined by the department, a Certificate of Release or Discharge from Active Duty and to request the driver's license identification card be printed with the word VETERAN. Requires the charging of an additional fee. Requires the fee revenues to expended for the support of county veterans service officers.
NOTES: BOS supported on 04.16.13
- CA AB 537 **AUTHOR:** Bonta [D]
TITLE: Meyers-Milias-Brown Act: Impasse Procedures
DISPOSITION: Pending
SUMMARY:
Authorizes the representatives of a public agency and an employee organization, if they fail to reach an agreement, to request mediation. Provides the time period for such action. Provides that if both sides fail to reach such agreement, either party may make such request. Provides that a public agency must meet and confer promptly and to continue for a reasonable time period with the employee organization prior to an agency budget for the next fiscal year. Provides procedures upon reaching an agreement.
NOTES: BOS opposed on 5.21.13
- CA AB 564 **AUTHOR:** Mullin [D]
TITLE: Community Redevelopment: Successor Agencies
DISPOSITION: Pending
SUMMARY:
Amends existing law that dissolved redevelopment agencies and community development agencies and provides for the designation of successor agencies. Prohibits the Department of Finance from taking any future action to modify the enforceable obligations described in existing law following the effective date of the approval of those obligations after review by an oversight board and the department, and from taking action to modify the transfer of property, if the transfer is in an approved transfer plan.
- CA AB 583 **AUTHOR:** Gomez [D]
TITLE: County Free Public Libraries: Withdrawal
DISPOSITION: Pending
SUMMARY:
Provides that a board of trustees, common council, or other legislative body of a city or the

board of trustees of a library district in which a withdrawal from the county free library system shall comply with specified requirements before entering into a contract to operate the city's or library district's library or libraries with a private contractor that will employ library staff to achieve cost savings.

- CA AB 616 **AUTHOR:** Bocanegra [D]
TITLE: Local Public Employee Organizations: Dispute
DISPOSITION: Pending
SUMMARY:
Relates to local public employee organizations. Authorizes such organization, if a dispute was not submitted to a mediation, to request that the public agency submit the parties' differences to a factfinding panel. Provides that if either party disputes that a genuine impasse has been reached, the issue of whether the impasse exists may be submitted to the Public Employment Relations Board for resolution before the dispute is submitted to a factfinding panel. Authorizes a rep from each party on the panel.
NOTES: BOS opposed on 5.21.13
- CA AB 635 **AUTHOR:** Ammiano [D]
TITLE: Drug Overdose Treatment: Liability
DISPOSITION: Pending
SUMMARY:
Authorizes a licensed health care provider who is permitted by law to prescribe an opioid antagonist and is acting with reasonable care to prescribe and subsequently dispense or distribute an opioid antagonist for the treatment of an opioid overdose to a person at risk of an opioid-related overdose or a specified person in a position to assist a person at risk of an opioid-related overdose. Authorizes these licensed health care providers to issue standing orders for the distribution of an opioid antagonist.
NOTES: Leg Com opposed.
- CA AB 662 **AUTHOR:** Atkins [D]
TITLE: Local Government: Infrastructure Financing Districts
DISPOSITION: Pending
SUMMARY:
Amends existing law that authorizes the creation of infrastructure financing districts and prohibits such district from including any portion of a redevelopment project area. Deletes that prohibition on infrastructure financing districts including any portion of a redevelopment project area.
- CA AB 720 **AUTHOR:** Skinner [D]
TITLE: Inmates: Health Care Enrollment
DISPOSITION: Pending
SUMMARY:
Requires counties to designate an individual or agency to assist certain individuals held in county jail to apply for health insurance affordability programs. Provides that individuals who are currently enrolled in the Medi-Cal program and who would become ineligible for benefits because of detention retain enrollment in that program unless otherwise ineligible.
NOTES: BOS supported on 5.21.13
- CA AB 728 **AUTHOR:** Muratsuchi [D]
TITLE: Land Use: School Advertising Displays
DISPOSITION: Pending
SUMMARY:

Authorizes the governing board of a school district to render a city or county zoning ordinance that applies to an advertising display inapplicable to nonclassroom facilities when specified conditions are met.

- CA AB 741 **AUTHOR:** Brown [D]
 TITLE: Local Government Finance: Tax Equity Formula
 DISPOSITION: Pending
 SUMMARY:
Increases the allocation of property tax revenues under a new Tax Equity Allocation formula for qualifying cities.
 NOTES: BOS opposed on 4.23.13
- CA AB 748 **AUTHOR:** Eggman [D]
 TITLE: Judgments Against the State: Interest
 DISPOSITION: Pending
 SUMMARY:
Provides interest accrues in a tax or inverse condemnation claim against a public entity that results in a judgement against the public entity at a specified rate per annum. Provide that when the judgement becomes enforceable interest accrues at a specified rate. Provides that interest on a tax or inverse condemnation judgment or settlement for the payment of moneys against the state commences to accrue 180 days from the date of the final judgment or settlement and accrues at a specified percentage rate.
 NOTES: BOS supported on 04.16.13
- CA AB 763 **AUTHOR:** Buchanan [D]
 TITLE: Aquatic Invasive/Pest Plants: Control and Eradication
 DISPOSITION: Pending
 SUMMARY:
Designates the Department of Boating and Waterways as the lead agency of the state for the purpose of cooperating with other state and local public agencies and with federal agencies in identifying, detecting, controlling, and administering programs to manage and, when feasible, eradicate invasive aquatic plants and other aquatic pest plants in the Sacramento-San Joaquin Delta, its tributaries, and the Suisun Marsh. Provides required actions by specified agencies regarding invasive plants and pests.
 NOTES: Consistent w Platform. Sending SUPPORT letter
- CA AB 920 **AUTHOR:** Ting [D]
 TITLE: Property Taxation: Tax Bill Information
 DISPOSITION: Pending
 SUMMARY:
Establishes the Property Tax Transparency and Accountability Program. Provides a pilot program that requires participating counties to provide specified information in each county tax bill, including what percentage of the general ad valorem property tax is allocated to each local government entity and a comprehensive account of all the services funded by local governments. Requires those counties to provide the Legislature with a report relating to the program.
 NOTES: Monitoring
- CA AB 935 **AUTHOR:** Frazier [D]
 TITLE: Bay Area Water Transportation Authority: Members
 DISPOSITION: Pending
 SUMMARY:

Relates to the San Francisco Bay Area Water Emergency Transportation Authority and board of directors. Expands the number of members appointed to the board by the Senate Committee on Rules and the Speaker of the Assembly. Relates to members appointed by the Governor.

NOTES: BOS supported on 05.14.13

CA AB 939

AUTHOR: Melendez [R]
TITLE: Pupil and Personnel Health: Defibrillators
DISPOSITION: Pending
SUMMARY:

Authorizes a public school to solicit and received nonstate funds to acquire and maintain an automatic external defibrillator; provides if a school decides to acquire and maintain, or continue to use an existing defibrillator, the school would be authorized and encouraged to comply with specified requirements. Provides the district and employees are not liable for civil damages for uses or nonuses of the equipment. Recasts the requirements of public and private K-12 principals regarding defibrillators.

NOTES: BOS supported on 5.21.13

CA AB 981

AUTHOR: Bloom [D]
TITLE: Redevelopment Dissolution
DISPOSITION: Pending
SUMMARY:

Relates to existing law that provides for the transfer of housing assets and functions previously performed by a dissolved redevelopment agency to one of several specified public entities. Authorizes that entity to designate the use of, and commit, indebtedness obligation proceeds that were issued prior to June 28, 2011.

CA AB 1014

AUTHOR: Williams [D]
TITLE: Green Tariff and Shared Renewal Program
DISPOSITION: Pending
SUMMARY:

Requires specified electrical corporations to file with the Public Utilities Commission an advice letter requesting the approval of a green tariff shared renewable program. Requires the Commission to approve the letter if the Commission finds that the proposed program is reasonable and consistent with specified findings. Requires the Commission to require that the program be administered in accordance with specified provisions.

NOTES: Watch

CA AB 1051

AUTHOR: Bocanegra [D]
TITLE: Housing
DISPOSITION: Pending
SUMMARY:

Creates the Sustainable Communities for All program to fund transit-related projects through competitive grants and loans. Appropriates an unspecified sum from the Greenhouse Gas Reduction Fund to be allocated to the Department of Housing and Community Development to provide loans for the development and construction of housing development projects within close proximity to transit stations, and to other specified projects and programs intended to reduce greenhouse gas emissions.

CA AB 1080

AUTHOR: Alejo [D]
TITLE: Community Revitalization & Investment Authorities
DISPOSITION: Pending

SUMMARY:

Authorizes certain public entities of a community revitalization and investment area to form a community revitalization plan within a community revitalization and investment authority to carry out the Community Redevelopment Law in a specified manner. Requires the authority to adopt a community revitalization plan for a community revitalization and investment area and authorizes the authority to include in that plan a provision for the receipt of tax increment funds.

CA AB 1179

AUTHOR: Bocanegra [D]
TITLE: Regional Transport: Sustained Communities: Schools
DISPOSITION: Pending
SUMMARY:

Relates to transportation planning for the reduction of greenhouse gas emissions from automobiles and light trucks in the region. Requires reporting of how the sustainable communities strategy may impact school enrollments and capacities and the need for new schoolsites or expansion or modernization of existing schoolsites. Provides for membership of the Strategic Growth Council.

CA AB 1207

AUTHOR: Brown [D]
TITLE: Community Development
DISPOSITION: Pending
SUMMARY:

Makes technical, nonsubstantive changes to the Community Redevelopment Law regarding the causes of blight.

CA AB 1296

AUTHOR: Skinner [D]
TITLE: Firearms: Mentally Disordered Persons
DISPOSITION: Pending
SUMMARY:

Amends existing law prohibiting a person who has been admitted to a facility as a result of a mental disorder, from owing, possessing, controlling, receiving, or purchasing a firearm for a specified time after release from the facility. Provides for an increase in the probationary time period. Requires reports to be made available to the Department of Justice in electronic format within a specified time. Relates to threats of violence against an identifiable victim. Provides for a hearing.

CA AB 1320

AUTHOR: Bloom [D]
TITLE: Redevelopment: Property Tax: Passthrough Payments
DISPOSITION: Pending
SUMMARY:

Provides that a specified amount of ad valorem property tax revenues allocated to a school entity, defined with reference to former passthrough payments made by a redevelopment agency, will not be included as ad valorem property tax revenues counted against the revenue limit for that entity.

CA ACA 3

AUTHOR: Campos [D]
TITLE: Local Government Finance: Public Safety Services
DISPOSITION: Pending
SUMMARY:

Authorizes the imposition, extension, or increase of a special tax for funding fire, emergency response, police, or sheriff services, upon the approval of 55% of the voters voting. Creates an additional exception to the 1% limit for a rate imposed by a city, county, or special district to

service bonded indebtedness incurred to fund certain fire, emergency response, police, or sheriff buildings or facilities, and equipment that is approved by 55% of the voters of the city, county, or special district.

NOTES: BOS supported.

CA ACA 8

AUTHOR: Blumenfield [D]

TITLE: Local Government Financing: Voter Approval

DISPOSITION: Pending

SUMMARY:

Proposes an amendment to the Constitution to create an additional exception to the 1% limit for an ad valorem tax rate imposed by a city, county, city and county, or special district, to service bonded indebtedness incurred to fund specified public improvements and facilities, or buildings used primarily to provide sheriff, police, or fire protection services, that is approved by 55% of the voters of the city, county, city and county, or special district.

CA SB 1

AUTHOR: Steinberg [D]

TITLE: Sustainable Communities Investment Authority

DISPOSITION: Pending

SUMMARY:

Authorizes certain public entities of a Sustainable Communities Investment Area to form a Sustainable Communities Investment Authority to carry out the Community Redevelopment Law. Provides for tax increment funding receipt under certain economic development and planning criteria. Establishes prequalification requirements for receipt of funding. Requires monitoring and enforcement of prevailing wage requirements within the area.

NOTES: Cathy sent for review

CA SB 24

AUTHOR: Walters [R]

TITLE: Public Employees' Retirement: Benefit Plans

DISPOSITION: Pending

SUMMARY:

Authorizes a local agency public employer or public retirement system that offers a defined benefit pension plan to offer a benefit formula with a lower benefit factor at normal retirement age and that results in a lower normal cost than the benefit formulas that are currently required, for purposes of addressing a fiscal necessity.

CA SB 33

AUTHOR: Wolk [D]

TITLE: Infrastructure Financing Districts: Voter Approval

DISPOSITION: Pending

SUMMARY:

Revises provisions governing infrastructure financing districts. Eliminates the requirement of voter approval for creation of the district and for bond issuance, and authorizes the legislative body to create the district subject to specified procedures. Authorizes the creation of such district subject to specified procedures. Authorizes a district to finance specified actions and project. Prohibits the district from providing financial assistance to a vehicle dealer or big box retailer.

NOTES: Consistent with Platform. Sending letter of support to author.

CA SB 40

AUTHOR: Pavley [D]

TITLE: Safe, Clean, and Reliable Drinking Water Supply Act

DISPOSITION: Pending

SUMMARY:

Changes the name of the Safe, Clean, and Reliable Drinking Water Supply Act of 2012 to the

Safe, Clean, and Reliable Drinking Water Supply Act of 2014. Declares the intent of the Legislature to amend the act for the purpose of reducing and potentially refocusing the bond.

NOTES: Water Bond-- spot bill

CA SB 42

AUTHOR: Wolk [D]

TITLE: Clean, Secure Water Supply and Delta Recovery Act

DISPOSITION: Pending

SUMMARY:

Enacts the Clean, Secure Water Supply and Delta Recovery Act of 2014. Authorizes the issuance of general obligation bonds for the Sacramento-San Joaquin Delta Recovery.

NOTES: Senator Wolk's bond bill

CA SB 47

AUTHOR: Yee [D]

TITLE: Firearms: Assault Weapons

DISPOSITION: Pending

SUMMARY:

Revises provisions of existing law regarding the prohibition against the possession or transfer of assault weapons and defines assault weapon. Revises the meaning of such weapon and a fixed magazine. Excludes a person who owned an assault weapon prior to a specified date from illegal possession criminal penalties. Requires that defined assault weapons that were possessed during a specified time period to be registered with the Department of Justice by a specified date. Requires electronic registrations.

NOTES: Sent to SO, DA, PO for comment.

CA SB 53

AUTHOR: De Leon [D]

TITLE: Ammunition: Purchase Permits

DISPOSITION: Pending

SUMMARY:

Requires the Attorney General to maintain copies of ammunition purchase permits, information about ammunition transactions and ammunition vendor licenses. Provides that only a licensed ammunition vendor may sell ammunition. Requires purchaser verification of identity. Requires a report on the feasibility of an instantaneous background check system. Expands the Prohibited Armed Persons File to address persons prohibited from acquiring ammunition and to cross-reference with ammunition transactions.

NOTES: BOS supported on 5.21.13

CA SB 54

AUTHOR: Hancock [D]

TITLE: Retirement: County Employees

DISPOSITION: Pending

SUMMARY:

Authorizes the Alameda County Board of Supervisors to adopt a resolution that would provide service retirement allowances based on a specified formula for general members hired after approval of the resolution.

CA SB 60

AUTHOR: Wright [D]

TITLE: Victims: Human Trafficking: Elder and Dependent Abuse

DISPOSITION: Pending

SUMMARY:

Includes victims of human trafficking and of specified forms of elder or dependent adult abuse within the definition of crimes that are eligible for compensation. Provides reimbursement for financial counseling for victims of elder or dependent adult abuse. Deletes inoperative provisions that authorized reimbursement of child care expenses from the

Restitution Fund until a specified date.

- CA SB 108 **AUTHOR:** Yee [D]
 TITLE: Firearms: Residential Storage
 DISPOSITION: Pending
 SUMMARY:
 Provides that no person who is 18 years of age or older and who is the owner, lessee, renter, or other legal occupant of a residence, shall, while outside of that residence, keep in that residence a firearm that he or she owns or has lawful possession of unless the firearm is stored in one of certain specified ways, including in a gun safe or by using a firearm safety device. States a violation is an offense punishable as an infraction, with subsequent violations as an infraction or misdemeanor.
 NOTES: BOS supported on 5.21.13
- CA SB 133 **AUTHOR:** DeSaulnier [D]
 TITLE: Enterprise Zones: Applications
 DISPOSITION: Pending
 SUMMARY:
 Provides that, for any application for an enterprise zone designation submitted on or after January 1, 2014, if any portion of the proposed zone is within, or was previously within, the boundaries of a previously designated zone, or if any portions of the proposed zone are within, or previously were within, the boundaries of 2 or more previously designated enterprise zones, the bill prohibits the proposed enterprise zone from exceeding a specified aggregate size.
 NOTES: Sent to DCD for review
- CA SB 135 **AUTHOR:** Padilla [D]
 TITLE: Earthquake Early Warning System
 DISPOSITION: Pending
 SUMMARY:
 Requires the Office of Emergency Services to develop a comprehensive statewide earthquake warning system in California and would require the system to include certain features, including the installation of field sensors.
 NOTES: Sent to Rick Kovar for review
- CA SB 140 **AUTHOR:** Leno [D]
 TITLE: Firearms: Prohibited Persons
 DISPOSITION: Enacted
 SUMMARY:
 Appropriates a specified amount of funds from the Dealers Record of Sale Special Account to the Department of Justice to address the backlog in the Armed Prohibited Persons System that cross-references persons who have ownership or possession of a firearm with those who are prohibited from owning or possessing a firearm. Requires the department to report to the Joint Legislative Budget Committee regarding ways the backlog in the system has been reduced or eliminated.
 NOTES: Not sent to BOS because Governor signed 05.01.13
- CA SB 156 **AUTHOR:** Beall [D]
 TITLE: Conservatorships And Guardianships: Attorney's Fees
 DISPOSITION: Pending
 SUMMARY:
 Amends existing law which prohibits the guardian or conservator from being compensated

from the estate for any costs or fees that he or she incurred in unsuccessfully opposing a petition made by or on behalf of the ward or conservatee, unless the court determines that the opposition was made in good faith. Authorizes the court to award litigation costs, including attorney's fees, to the prevailing party if an objection is made to the petition for compensation.

- CA SB 191 **AUTHOR:** Padilla [D]
 TITLE: Emergency Medical Services
 DISPOSITION: Pending
 SUMMARY:
 Extends the operative date of existing law that establishes the Maddy Emergency Medical Services Fund, which authorizes each county to establish an emergency medical services fund for reimbursement of costs related to emergency medical services and authorizes county boards of supervisors to elect to levy an additional penalty upon fines, penalties and forfeitures collected for criminal offenses.
 NOTES: Sent letter of support 03.11.13
- CA SB 199 **AUTHOR:** De Leon [D]
 TITLE: Probation: Community Corrections
 DISPOSITION: Pending
 SUMMARY:
 Relates to local community corrections partnerships. Adds a rank-and-file deputy sheriff or a rank-and-file police officer and a rank-and-file probation officer or a deputy probation officer to the membership of a community corrections partnership.
 NOTES: BOS took Oppose on 4.23.13
- CA SB 225 **AUTHOR:** Emmerson [R]
 TITLE: Imprisonment: Sentences Punishable in State Prison
 DISPOSITION: Pending
 SUMMARY:
 Requires a sentence to be served in state prison when the defendant is convicted of a felony or felonies otherwise punishable in a county jail and is sentenced to an aggregate term of more than a specified number of years.
- CA SB 254 **AUTHOR:** Hancock [D]
 TITLE: Solid Waste: Used Mattresses: Recycling and Recovery
 DISPOSITION: Pending
 SUMMARY:
 Establishes the Used Mattress Recovery and Recycling Act. Authorizes an industry association to establish a mattress recycling organization, and be certified by the Department of Resources Recycling and Recovery to develop a mattress recycling program. Requires manufacturers and retailers of mattresses to register with the mattress recycling organization. Prohibits manufacturing non compliant mattresses. Requires a state mattress recycling charge to be included in the purchase price.
 NOTES: Consistent w Platform. Sending SUPPORT letter
- CA SB 279 **AUTHOR:** Hancock [D]
 TITLE: San Francisco Bay Restoration Authority
 DISPOSITION: Pending
 SUMMARY:
 Relates to the San Francisco Bay Restoration Authority. Relates to authority to levy a special tax. Provides that any measure proposed by the authority must be submitted to the voters of the district authority. Requires the authority to file with the board of supervisors of each

affected county a resolution requesting consolidation. Requires election officials to use the same letter designation for the measure. Relates to translation of ballot materials into languages other than English.

NOTES: BOS supported on 04.23.13

CA SB 283

AUTHOR: Hancock [D]

TITLE: CalWORKs and CalFresh Eligibility

DISPOSITION: Pending

SUMMARY:

Authorizes CalWORKs and CalFresh benefits to be paid to an individual who is convicted in state or federal court of any offense classified as a felony that has as an element the possession, use, or distribution of a controlled substance. Provides that if the person is on supervised release, he or she would be ineligible for benefits during any period of revocation of that supervised release.

NOTES: BOS supported on 04.16.13

CA SB 296

AUTHOR: Correa [D]

TITLE: County Veterans Service Officers

DISPOSITION: Pending

SUMMARY:

Appropriates a specified amount of funds from the General Fund to the Department of Veterans Affairs for the disbursement to counties to fund the activities of county veterans service officers and veterans service organizations.

NOTES: BOS supported on 04.16.13

CA SB 328

AUTHOR: Knight [R]

TITLE: Counties: Public Works Contracts

DISPOSITION: Pending

SUMMARY:

Authorizes a county 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. Provides that a construction manager at-risk contract may be awarded using the lowest responsible bidder or the best value method. Requires subcontractors not listed as partners, general partners, or association members be awarded certain work by the construction manager at-risk.

NOTES: TWIC recommends support to BOS on 05.14.13

CA SB 341

AUTHOR: DeSaulnier [D]

TITLE: Redevelopment

DISPOSITION: Pending

SUMMARY:

Changes provisions relating to the functions to be performed by the entity assuming the housing functions of the former redevelopment agency to instead refer to the housing successor. Provides that funds in the Low and Moderate Income Housing Asset Fund shall be used in accordance with applicable housing-related provisions of the Community Redevelopment Law.

CA SB 359

AUTHOR: Corbett [D]

TITLE: Environment: CEQA Exemption: Housing Projects

DISPOSITION: Pending

SUMMARY:

Amends provisions of the California Environmental Quality Act which exempt from the Act's

requirements residential infill projects meeting specified criteria. Exempts as residential a use consisting of residential units and neighborhood-serving goods, services, or retail uses that do not exceed a specified percent of the total building square footage of the project.

NOTES: Sent to DCD for review

CA SB 374

AUTHOR: Steinberg [D]
TITLE: Firearms: Assault Weapons
DISPOSITION: Pending
SUMMARY:

Classifies a semiautomatic, rimfire or centerfire rifle that does not have a fixed magazine with the capacity to accept 10 rounds or fewer as an assault weapon. Requires a person who lawfully possessed an assault weapon that does not have a fixed magazine on specified dates, including those weapons with an ammunition feeding device that can be removed readily from the firearm with the use of a tool, to register the firearm by a specified date.

NOTES: To BOS for support on 5.21.13

CA SB 391

AUTHOR: DeSaulnier [D]
TITLE: State Homes and Jobs Act of 2013
DISPOSITION: Pending
SUMMARY:

Enacts the California Homes and Jobs Act of 2013. Imposes a fee to be paid at the time of the recording of every real estate instrument, paper, or notice required or permitted by law to be recorded. Requires that revenues sent quarterly to the Department of Housing and Community Development for deposit in a related fund. Provides that fund moneys expended for supporting affordable housing, administering housing programs and the cost of periodic audits. Requires prevailing wage monitoring and enforcement.

NOTES: DCD supports. Sending letter of support. Consistent with Platform.

CA SB 396

AUTHOR: Hancock [D]
TITLE: Firearms: Magazine Capacity
DISPOSITION: Pending
SUMMARY:

Revises the definition of ammunition capacity. Includes a new definition of large-capacity magazine in provisions that prohibits the sale of same. Provides it is an offense to possess any large-capacity magazine, regardless of the date it was acquired. Provides punishment. Makes conforming changes to provisions that provide exemptions to that crime.

NOTES: Sent to SO, DA, PO for comment

CA SB 405

AUTHOR: Padilla [D]
TITLE: Solid Waste: Single-Use Carryout Bags
DISPOSITION: Pending
SUMMARY:

Prohibits stores that have a specified amount of dollar sales or retail floor space from providing a single-use carryout bag to a customer. Requires these stores to meet other specified requirements regarding providing recycled paper bags, compostable bags, or reusable grocery bags to customers. Imposes these prohibitions on convenience food stores, foodmarts, and other specified stores. Requires reusable grocery bags to meet specified requirements. Authorizes civil penalties to be used for enforcement.

NOTES: DCD supports; consistent with Platform

CA SB 466

AUTHOR: DeSaulnier [D]
TITLE: California Institute for Criminal Justice Policy

DISPOSITION: Pending

SUMMARY:

Establishes the Institute for Criminal Justice Policy. Requests the University of California to house the institute. Requires the institute to conduct a cost-benefit, evidence-based analysis for each pending legislative measure relating to criminal justice.

CA SB 470

AUTHOR: Wright [D]

TITLE: Community Development: Economic Opportunity

DISPOSITION: Pending

SUMMARY:

Relates to community development and economic opportunity. Provides that economic opportunity includes certain agreements, purposes and projects. Relates to land use. Provides that before certain returned city, county, or city and county property is sold or leased for development, the sale or lease shall first be approved by the legislative body. Revises the definition of agency in specified provisions. Authorizes the remedy or removal of a hazardous substances release.

CA SB 483

AUTHOR: Jackson [D]

TITLE: Hazardous Materials: Business and Area Plans

DISPOSITION: Pending

SUMMARY:

Revises and recasts the area and business plan requirements. Requires instead that a unified program agency enforce these requirements. Requires the inspection program that is part of the unified program to include the onsite inspections of businesses and would delete the requirement to institute a data management system. Requires the unified program agency to provide to agencies that have certain shared responsibilities access to information collected in the statewide information management system.

NOTES: BOS supported on 05.07.13

CA SB 509

AUTHOR: DeSaulnier [D]

TITLE: State Health Benefit Exchange: Background Checks

DISPOSITION: Pending

SUMMARY:

Requires the State Health Benefit Exchange Executive Board to submit to the Department of Justice fingerprint images and relation information from employees of their service center, prospective employees, contractors, subcontractors, volunteers or vendors for the purpose of obtaining prescribed criminal background history information through the Department of Justice. Authorizes the department to charge a fee to cover related costs.

CA SB 519

AUTHOR: Emmerson [R]

TITLE: Special Elections

DISPOSITION: Pending

SUMMARY:

Provides that expenses authorized and necessarily incurred on or after and before specified dates, for elections proclaimed by the Governor to fill a vacancy in the Office of Senator or Member of the Assembly, or to fill a vacancy in the Office of the United States Senator or Member of the United States Department of Representatives, shall be paid by the state.

CA SB 543

AUTHOR: Block [D]

TITLE: Petty Theft: Enhancements for Prior Convictions

DISPOSITION: Pending

SUMMARY:

Makes a conviction for theft, embezzlement, forgery, fraud, or identity theft, against an elder or dependent adult a qualifying offense for each of specified sentencing regimens.

CA SB 628

AUTHOR: Beall [D]
TITLE: Infrastructure Financing: Transit Priority Projects
DISPOSITION: Pending
SUMMARY:

Eliminates the requirement of voter approval for the adoption of an infrastructure financing plan, the creation of an infrastructure financing district, and the issuance of bonds with respect to a transit priority project. Requires a specified percentage of the revenue for increasing, improving, and preserving the supply of lower and moderate-income housing. Requires a low-income housing replacement ordinance. Requires projects to be consistent with the sustainable communities strategy.

CA SB 635

AUTHOR: Leno [D]
TITLE: Alcoholic Beverages: Hours of Sale
DISPOSITION: Pending
SUMMARY:

Allows an on-sale licensee to apply to the Department of Alcoholic Beverage control to authorize the selling, giving, delivering or purchasing of alcoholic beverages at the licensed premises between the certain hours upon completion of specified requirements by the local jurisdiction. Requires the applicant to notify specified persons of the application for additional hours.

NOTES: BOS opposed on 5.21.13

CA SB 644

AUTHOR: Cannella [R]
TITLE: Firearms: Felons in Possession: Serious Felonies
DISPOSITION: Pending
SUMMARY:

Amends existing law that provides that any person convicted of a felony under the laws of the United State, the State of California, or any other state and who owns, purchases, receives or has in possession or under custody or control any firearm is guilty of a felony and prescribes related punishment. Provides that the punishment for subsequent convictions of that felony would be increased.

CA SB 647

AUTHOR: Wolk [D]
TITLE: County Retirement
DISPOSITION: Pending
SUMMARY:

Makes a nonsubstantive change to existing law that provides that if a member of a county retirement system becomes a member of another county retirement system, the membership in the first retirement system ceases

CA SB 684

AUTHOR: Hill [D]
TITLE: Advertising Displays: Redevelopment Agency Project Area
DISPOSITION: Pending
SUMMARY:

Authorizes the establishment of redevelopment agencies in communities to address the effects of blight. Provides that an advertising display advertising business and activities within the boundary limits of an individual redevelopment agency project may continue to exist and be considered an on-premises display, if the display meets specified criteria. Authorizes the designating agency to request an extension not to exceed the expiration of the

redevelopment project area.

- CA SB 727 **AUTHOR:** Jackson [D]
 TITLE: Medical Waste: Pharmaceutical Product Stewardship
 DISPOSITION: Pending
 SUMMARY:
Requires the submission of of a plan for the safe collection and property disposal of specified waste devices by a pharmaceutical producer. Require the Department of Resources Recycling and Recovery to post that information on its Web site. Requires each producer to also submit a related fee. Requires the imposition of administrative civil penalties for violations or a fine for non-submission of a plan by a specified date.
 NOTES: Consistent with Platform. Sending letter of support.
- CA SB 731 **AUTHOR:** Steinberg [D]
 TITLE: Environment: California Environmental Quality Act
 DISPOSITION: Pending
 SUMMARY:
Relates to the state environmental quality act. Provides that aesthetic impacts of a residential, mixed-use residential, or employment center project within a transit priority area shall not be considered significant impacts on the environment. Requires guidelines for thresholds of significance and the transportation and parking impacts to be made available to the public. Requires preparation of environmental impact reports. Extends tolling agreements for judicial actions and mitigation measures.
 NOTES: Catherine Kutsuris is monitoring
- CA SB 735 **AUTHOR:** Wolk [D]
 TITLE: Sacramento-San Joaquin Delta Reform Act
 DISPOSITION: Pending
 SUMMARY:
Amends existing law that requires the Delta Stewardship Council to enter into a memorandum of understanding regarding multispecies conservation plans that describes how the parties would ensure that such plans that have been adopted or are under development are consistent with the Sacramento-San Joaquin Delta plan. Excludes from the definition of covered action the approval or implementation of a project which is part of a larger conservation plan submitted under the Endangered Species Act.
 NOTES: Consistent w Platform. Sent SUPPORT letter
- CA SB 804 **AUTHOR:** Lara [D]
 TITLE: Solid Waste: Energy
 DISPOSITION: Pending
 SUMMARY:
Redefines biomass conversion to include in addition to controlled combustion, any other conversion technology. Defines composting to include aerobic and anaerobic decomposition of organic wastes.
 NOTES: Monitoring per DCD
- CA SCA 4 **AUTHOR:** Liu [D]
 TITLE: Local Government Transportation Project: Voter Approval
 DISPOSITION: Pending
 SUMMARY:
Proposes an amendment to the Constitution to provide the imposition, extension, or increase of a special tax by a local government for the purpose of providing funding for local

transportation projects requires the approval of a related proposition that includes certain requirements. Prohibits the local government from expending any revenues derived from a special transportation tax approved by the voters at any time prior to the completion of a identified capital project funded by specified revenues.

- CA SCA 7 **AUTHOR:** Wolk [D]
 TITLE: Public Libraries
 DISPOSITION: Pending
 SUMMARY:
Proposes an amendment to the Constitution relative to public libraries. Relates to ad valorem tax rates. Creates a certain exception to a specified limit for a rate imposed by a city, county, city and county, or special district to service bonded indebtedness incurred to fund public library facilities. Authorizes the imposition, extension, or increase of a special tax imposed for the purpose of funding public libraries, upon approval of a specified percentage of the voters voting on the proposition.
 NOTES: Library requests that we support it
- CA SCA 8 **AUTHOR:** Corbett [D]
 TITLE: Transportation Projects: Special Taxes: Voter Approval
 DISPOSITION: Pending
 SUMMARY:
Proposes an amendment to the Constitution to provide that the imposition, extension, or increase of a special tax by a local government for the purpose of providing funding for transportation projects requires the approval of 55% of its voters voting on the proposition, if the proposition includes certain requirements.
- CA SCA 9 **AUTHOR:** Corbett [D]
 TITLE: Local Government: Economic Development: Special Taxes
 DISPOSITION: Pending
 SUMMARY:
Proposes an amendment to the Constitution to provide that the imposition, extension, or increase of a special tax by a local government for the purpose of providing funding for community and economic development projects requires the approval of a specified percentage of its voters voting on the proposition, if the proposition contains specified requirements.
- CA SCA 11 **AUTHOR:** Hancock [D]
 TITLE: Local Government: Special Taxes: Voter Approval
 DISPOSITION: Pending
 SUMMARY:
Proposes an amendment to the Constitution to condition the imposition, extension, or increase of a special tax by a local government upon the approval of 55% of the voters voting on the proposition, if the proposition proposing the tax contains specified requirements.
- CA AB 1 a **AUTHOR:** Perez J [D]
 TITLE: Medi-Cal Eligibility: Expansion
 DISPOSITION: Pending
 SUMMARY:
Implements various provisions of the federal Patient Protection and Affordable Care Act by modifying provisions relating to determining eligibility for certain groups. Extends Medi-Cal eligibility to specified adults and requires that income eligibility be determined based on modified adjusted gross income. Prohibits the use of an asset or resources test for individuals

whose financial eligibility for Medi-Cal is determined based on the application of income.

CA AB 2 a

AUTHOR: Pan [D]
TITLE: Health Care Coverage
DISPOSITION: Enacted
SUMMARY:

Relates to the offering of health plans to individuals, open enrollment, preexisting condition exclusion, insured claims experience as part of a single risk pool, the use of certain factors in determining individual plan rates, insurance advertising and marketing, small employer enrollment periods and coverage effective date and premium rates, a risk adjustment program, insurance data reporting, and insurer disclosure requirements.

CA SB 1 a

AUTHOR: Hernandez E [D]
TITLE: Medi-Cal: Eligibility
DISPOSITION: Pending
SUMMARY:

Implements various provisions of the federal Patient Protection and Affordable Care Act by modifying provisions relating to determining eligibility for certain groups. Extends Medi-Cal eligibility to specified adults. Requires that income eligibility be determined based on modified adjusted gross income. Prohibits the use of an asset or resources test for individuals whose financial eligibility for Medi-Cal is determined based on the application of income.

CA SB 2 a

AUTHOR: Hernandez E [D]
TITLE: Health Care Coverage
DISPOSITION: Enacted
SUMMARY:

Relates to the offering of health care service plans to individuals, open enrollment, preexisting condition exclusion, insured claims experience as part of a single risk pool, the use of certain factors in determining individual plan rates, insurance advertising and marketing, small employer enrollment periods and coverage effective date and premium rates, a risk adjustment program, insurance data reporting, plan disclosure requirements, and health care service plan benefits and coverage uniformity.

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**OFFICE OF THE COUNTY ADMINISTRATOR
CONTRA COSTA COUNTY**

TO: Legislation Committee
 Supervisor Karen Mitchoff, Chair
 Supervisor Mary N. Piepho, Vice Chair

FROM: Lara DeLaney, Interim Senior Deputy County Administrator

DATE: May 28, 2013

SUBJECT: **Agenda Item #6: Laura's Law**

RECOMMENDATION

ACCEPT the report on Laura's Law and provide direction, as necessary.

REPORT

Laura's Law is a California state law that allows for court-ordered assisted outpatient treatment or forced anti-psychotics in most cases. To qualify for the program, the person must have a serious mental illness plus a recent history of psychiatric hospitalizations, jailings or acts, threats or attempts of serious violent behavior towards self or others.

The law was named after Laura Wilcox, a mental health worker who was killed by a man who had refused psychiatric treatment. Modeled on Kendra's Law, a similar statute enacted in New York, the bill was introduced as Assembly Bill 1421 by Assemblywoman Helen Thomson, a Democrat from Davis. The measure passed the California Legislature in 2002 and was signed into law by Governor Gray Davis. The statute can only be utilized in counties that choose to enact outpatient commitment programs based on the measure. As of 2010, Nevada County has fully implemented the law and Los Angeles County has a pilot project. In 2010 the California State Association of Counties chose Nevada County to receive its Challenge Award for implementing Laura's Law. Subsequently in 2011, a National Association of Counties Achievement Award in Health was awarded to Nevada County for the Assisted Outpatient Treatment Program.

Proposition 63 impact: In November 2004, California voters passed Proposition 63. When the California Department of Mental Health (DMH) released its draft plan requirements for county mental health administrators on February 15, 2005, they contained a provision that would allow MHSA funds to be used for "involuntary services" if certain criteria were met. Nevada County's Laura's Law program and Los Angeles County's AOT pilot project are utilizing MHSA funding for services.

Assisted outpatient treatment eligibility criteria: As stated above, the patient must have a serious mental illness plus a recent history of psychiatric hospitalizations, jailings or acts, threats or attempts of serious violent behavior towards self or others. The recipient must also have been offered an opportunity to voluntarily participate in a treatment plan by the local mental health

department, yet fails to the point that, without a Laura's Law program, he or she will likely relapse or deteriorate to the point of being dangerous to self or others. "Participation in the assisted outpatient program is the least restrictive placement necessary to ensure the person's recovery and stability." While a specified group of individuals may request an investigation to determine if a person qualifies for a Laura's Law program, only the County mental health director, or his or her designee, may file a petition with the superior court for a hearing to determine if the person should be court ordered to receive the services specified under the law.

A person may be placed in an assisted outpatient treatment if, after a hearing, a court finds that the following criteria have been met. The patient must:

- Be eighteen years of age or older
- Be suffering from a mental illness
- Be unlikely to survive safely in the community without supervision, based on a clinical determination
- Have a history of non-compliance with treatment that has either:
 1. Been a significant factor in his or her being in a hospital, prison or jail at least twice within the last thirty-six months; or
 2. Resulted in one or more acts, attempts or threats of serious violent behavior toward self or others within the last forty-eight months
- Have been offered an opportunity to voluntarily participate in a treatment plan by the local mental health department but continue to fail to engage in treatment
- Be substantially deteriorating
- Be, in view of his or her treatment history and current behavior, in need of assisted outpatient treatment in order to prevent a relapse or deterioration that would likely result in the person meeting California's inpatient commitment standard, which is being:
 1. A serious risk of harm to himself or herself or others; or
 2. Gravely disabled (in immediate physical danger due to being unable to meet basic needs for food, clothing, or shelter);
- Be likely to benefit from assisted outpatient treatment; and
- Participation in the assisted outpatient program is the least restrictive placement necessary to ensure the person's recovery and stability.

If the court finds that the individual meets the statutory criteria, the recipient will be provided intensive community treatment services and supervision by multidisciplinary teams of highly trained mental health professionals with staff-to-client ratios of not more than 1 to 10, and additional services, as specified, for persons with the most persistent and severe mental illness. The law specifies various rights of the person who is the subject of a Laura's Law petition as well as due process hearing rights. The bill also provides for voluntary settlement agreements as an alternative to the hearing process.

Debate over bill's efficacy and propriety

Supporters: Passage of the bill was supported by organizations such as the California Treatment Advocacy Coalition (an affiliate of the Treatment Advocacy Center), the California Psychiatric Association, the Police Chiefs Association, Mental Illness Policy Org. and the National Alliance on Mental Illness (NAMI). In an editorial endorsement of the law, the Los Angeles Times touted

then-Governor Gray Davis's support, while limiting its comments on opponents to mentioning that the Citizens Commission on Human Rights which opposes virtually all psychiatric treatments, sponsored a rally at the Capitol against Laura's law. The San Francisco Chronicle and The San Francisco Examiner have published positive articles on the topic. The Los Angeles Times won a Pulitzer Prize, in part for its coverage of Laura's Law.

Opposition: MindFreedom International and the California Network of Mental Health Clients (CNMHC), along with allies in the psychiatric survivors movement, also fought the measure and its earlier versions, accusing such legislation as a regressive and reprehensible scheme to enforce coerced drug treatment regimens against the will of patients. The Church of Scientology and the Citizens Commission on Human Rights have also gained attention as an opponent of the new law.

The Los Angeles County Board of Supervisors has thrown its weight behind Laura's Law saying in a resolution that such programs have been shown to "significantly reduce" homelessness, hospitalization and arrest.

The resolution, authored by Supervisor Michael D. Antonovich, directs the county's chief executive and legislative advocates to get behind new state bills that would make it easier for counties to create such programs and secure "mental health treatment for those who refuse to get help on their own."

The bills would clarify that counties can use existing revenue as well as Proposition 63 revenue — generated by the so-called millionaires tax passed by voters in 2004 — for Laura's Law, eliminate the need for board of supervisors' approval, expand the period of court-ordered treatment from six months to a year and add those treated under Laura's Law to the database of people prohibited from owning firearms.

The four active bills in the current legislative session include:

1. **SB 664** introduced by Senator Leeland Yee (D-San Francisco) on February 22, 2013 – removes the requirement that each county board of supervisors pass a resolution prior to implementing assisted outpatient treatment; clarifies that Mental Health Services Act (MHSA) funds can be used for Laura's Law; acknowledges that counties can cap the number of people under the program.

DISPOSITION: Pending

LOCATION: Senate Appropriations Committee

2. **SB 585** introduced by Darrell Steinberg (D-Sacramento) on February 22, 2013 – confirms that MHSA funds can be used to pay for Laura's Law services.

DISPOSITION: Pending

LOCATION: ASSEMBLY

3. **AB 1265** introduced by Connie Conway (R-Visalia) on February 2, 2013– allows that an initial court order for a Laura's Law recipient may extend for up to 12 months (rather

than the current six months); requires that each person discharged from a hospital be "considered" for AOT in the counties that have implemented it.

DISPOSITION: Pending

LOCATION: Assembly Judiciary Committee

- 4. AB 1367** introduced by Allen Mansoor (R-Costa Mesa) on February 22, 2013 – clarifies that MHSA funds can be used for Laura's Law and provides outreach to school children who may be a threat to themselves or others.

DISPOSITION: Pending

LOCATION: Assembly Health Committee

Staff received several requests to be added to a list of speakers to address the Legislation Committee on this item. Written comments received as of the date of publication are included in Attachment A.

Requests to speak were received from:

Douglas and Linda Dunn

Karen Cohen

Lara DeLaney

From: Douglas Dunn <douglaswilldunn@sbcglobal.net>
Sent: Tuesday, May 28, 2013 3:51 PM
To: Lara DeLaney
Cc: Linda Dunn
Subject: Our Laura's Law Testimony
Attachments: Loved One 2012-2013 Involuntary Hospitalization Costs.pdf; School Camp1.JPG; School Camp2.JPG

Follow Up Flag: Follow up
Flag Status: Flagged

Hello Lara:

We understand the Board of Supervisors is actively considering making it less arduous to implement Laura's Law in Contra Costa County. Toward that end, attached is the spreadsheet detailing the dates and costs of our loved one's psychiatric hospitalization to the taxpayers of this county and state. It "lays out" the mental health system cost savings that could have been realized had Laura's Law been implemented for our loved one in this county.

Also attached are pictures of his voluntary homeless encampment near his former elementary school (His SS card, Passport, and cell phone, in plain view). When he was medication non-compliant, he left a most caring room and board home and chose self-imposed homelessness. This occurred just prior to his August 24-September 10, 2012 county hospitalization. These pictures are vivid fallout of no CCC Laura's Law to encourage seriously mentally ill (SMI) persons, such as our loved one, to remain in treatment.

Laura's Law is a very humane way of kindly enforcing treatment compliance for those, such as our loved one, who are seriously mentally ill (SMI). Because of their "broken brain," they cannot cognitively recognize their need for ongoing treatment. My wife, Linda, and I urge the Board of Supervisors to actively implement Laura's Law as soon as possible in Contra Costa County.

Thank you for including these comments, as well as our attached spreadsheet and pictures in the Laura's Law Board of Supervisor's Meeting this Monday afternoon, June 3, in Martinez. If at all possible, we will be there to personally testify in favor of this most vital mental health measure.

Sincerely,

Douglas and Linda Dunn
(925) 706-2453

Doug & Linda Dunn Loved One 2012-2013 Psychiatric Hospitalization Costs for Contra Costa County & the State of California

Hospitalization Dates & Location	Costs	Costs if Laura's Law in Effect	Minimum \$ Savings	Minimum % Savings
April 20-May 15, 2012 CC Regional Medical Center-Martinez	\$ 36,400	Enhanced B&C w/Laura's Law \$ 10,898.63	\$ 25,501.37	70%
August 24-September 10, 2012 CC Regional Medical Center-Martinez	\$ 25,200	Enhanced B&C w/Laura's Law \$ 7,545.21	\$ 17,654.79	70%
November 2-27, 2012 CC Regional Medical Center-Martinez	\$ 35,000	Enhanced B&C w/Laura's Law \$ 10,479.45	\$ 24,520.55	70%
December 3-11, 2012 SB County--Arrowhead-Colton	\$ 11,200	Enhanced B&C w/Laura's Law \$ 3,353.42	\$ 7,846.58	70%
February 6-19, 2013 CC Regional Medical Center-Martinez	\$ 19,600	Enhanced B&C w/Laura's Law \$ 5,868.49	\$ 13,731.51	70%
Total Days Hospitalized	91			
Time Period	305 days			
		Percent of Time Period in Involuntary Hospitalization		30%
Total Hospitalization Costs	\$ 127,400			
		Enhanced B&C w/Laura's Law	\$ 38,145.21	
		Total \$ Savings w/ Laura's Law	\$ 89,254.79	
		Total % Savings w/ Laura's Law		70%

Cost Source: Page 29 of LPS Reform II Report

Annualized Cost Basis of Psychiatric Inpatient Bed	\$ 511,000			
Max. Annualized Cost Basis of Enhanced Board & Care (B&C)	\$ 153,000	Per LPS Reform II, annual Enhanced B&C costs vary from \$26,000-\$153,000		
Annualized Savings	\$ 358,000			



Lara DeLaney

From: Lauren Rettagliata <rettagliata@sbcglobal.net>
Sent: Tuesday, May 28, 2013 3:05 PM
To: Lara DeLaney
Subject: Laura's Law Personal Testimony June 3rd

Follow Up Flag: Follow up
Flag Status: Flagged

May 25, 2013

Dear Supervisors--

Testimony for the June 3rd Meeting on Laura's Law

I am writing on behalf of the Rettagliata Family of Danville, CA. Sadly, one of our cherished loved ones suffers from Severe Depression and Anxiety Disorder.

We have had to place emergency calls to 911 requesting immediate assistance to stop a suicide attempts on four different occasions in just a few years time. Once with a rifle and just this last February with an overdose of collected medication and street drugs. On this last attempt, our son was taken to San Ramon Valley Medical Center by the San Ramon Police --at the hospital he made a second attempt at taking his life by pulling the paper towel rack off the wall and using the screws to puncture his wrists and hands. He waited seven days until a psychiatric bed opened at the County Facility in Martinez. Within twenty four hours our son was released. When we picked him up he was barely able to walk he had been so over medicated. He was not rational and it took every skill we had learned in how to de-escalate a situation to get him to keep appointments at the Mental Health Clinic where he is assigned.

He is still in a very precarious state since he forgets to make his appointments and take his medication. Because of the nature of his illness, he does not answer the phone. He sees his family as trying to manipulate his life when we ask if he has made his appointments. He says he feels that he is not heard by his psychiatrist and finds it overwhelming to deal with the paperwork to receive financial assistance. He has lost his food stamps because he failed to turn in a report, and a disability worker from the state or federal agency called our house asking for him. Luckily, he was at our home when he was told his benefits had been denied since they had not received paperwork from his doctor. With his permission I spoke to the disability worker on the phone who when I persisted left the line for 20 minutes and came back on line and said that they had just received the paperwork from his doctor. Within the past week my son has

spoken of taking his life because his medications do not work. He says that he sees no reason to keep "fighting the system". I am sure that his social worker is a dedicated worker that is saying--if he would only just call me. However, this is the very nature of his illness--an overwhelming depression that keeps him from moving towards recovery.

We fear for our son's life daily. If Laura's Law were implemented I think the whole system would be more attuned to seeing that all patients were followed more closely when they re-entered the community. Mental Health workers should be checking in everyday with a person who has threatened to take his/her life until that person has established a routine of self help and is actively seeking a program of recovery. When a person with a severe mental illness is living in the community and they fail to show for an appointment and cannot be contacted via phone so they can make up the missed appointment -- the county should have mental health workers who visit in person these patients in crisis.

Persons who are in a state of recovery need a much more streamlined method to attend appointments, receive therapy and have lab work done, and receive assistance to apply for benefits. Part of their treatment should involve being taken to activities such as the Putnam Clubhouse or NAMI Peer-to-Peer meetings. Their illness keeps them locked within themselves and they must receive much more guidance to be shown the way to recovery.

Lauren Rettagliata
171 Merano Street
Danville, CA 94526

925-552-8002
rettagliata@sbcglobal.net

**OFFICE OF THE COUNTY ADMINISTRATOR
CONTRA COSTA COUNTY**

TO: Legislation Committee
 Supervisor Karen Mitchoff, Chair
 Supervisor Mary N. Piepho, Vice Chair

FROM: Lara DeLaney, Interim Senior Deputy County Administrator

DATE: May 28, 2013

SUBJECT: **Agenda Item #7: Federal Issues Update**

RECOMMENDATION

ACCEPT the report on federal issues and provide direction, as necessary.

REPORT

With the Memorial Day recess approaching, both chambers of Congress headed into the week of May 20 with busy legislative to-do lists. Following Monday's devastating tornado in the suburbs of Oklahoma City, however, lawmakers diverted some of their time and attention to the question of **financing disaster recovery efforts**. Shortly after the tragedy, which claimed 24 lives and likely caused upwards of \$2 billion in damage, President Barack Obama issued a major disaster declaration, a step that will increase the speed and flow of federal aid.

The Senate last week began consideration of a major **Farm Bill reauthorization** package. The legislation (**S 954**), which was approved by the Agriculture Committee on May 14, would reauthorize for five years a broad range of agricultural and food assistance programs. Overall, the \$955 billion bill would provide \$18 billion in deficit reduction over the next decade, with another \$7 billion in savings expected as a result of sequestration. The savings are, in large part, achieved by ending direct payments and other subsidies to farmers and by reducing spending on the Supplemental Nutrition Assistance Program (SNAP), or CalFresh, as it is known in California.

Across Capitol Hill, the House Agriculture Committee approved its own five-year Farm Bill reauthorization measure (HR 1947) on May 15. According to the Congressional Budget Office (CBO), the legislation would reduce the deficit by nearly \$40 billion over 10 years, with the extra savings coming from deeper cuts to the SNAP program. The package will likely be considered by the full House in June.

For its part, the Obama administration on May 20 issued a Statement of Administration Policy (SAP) indicating support for S 954. It also encouraged the Senate to pursue deeper cuts to farm subsidy programs. While the Statement expressed the administration's support for SNAP, as a program, it did not reveal the president's position on the cuts included in the Senate bill. The White House has, however, openly criticized the level of SNAP cuts endorsed by House Republicans.

In other news, the Senate Judiciary Committee approved on May 22 a sweeping **immigration reform bill (S 744)**. The panel cleared the legislation on a 13-5 vote after five days of debate in which members considered nearly 200 amendments. Three Republican members joined all 10 Democrats in voting for the measure, which includes a pathway to citizenship for up to 11 million undocumented immigrants, an expanded visa program for high-tech workers along with a new program for lower-skilled workers, and provisions aimed at strengthening the border.

The committee previously approved on May 9 an amendment that would reauthorize the **State Criminal Alien Assistance Program (SCAAP)** at \$950 million through fiscal year 2015. The amendment, sponsored by Senator Dianne Feinstein (D-CA), also would allow jurisdictions to be reimbursed for the costs of housing undocumented individuals who are accused of certain crimes - and not only convicted of such offenses, as is allowed for under current law. The change would correct a long-standing flaw in federal statute that disadvantages county governments, which often spend a considerable amount of financial resources housing pretrial offenders who may not ultimately be convicted of the crimes for which they are accused.

The Feinstein amendment also includes language drafted by CSAC that would require the Department of Justice (DOJ) to compensate jurisdictions for the costs of incarcerating inmates who are determined to be of "unknown" immigration status. Unknown inmates are classified as such because they have not had prior contact with federal immigration authorities and therefore are not included in the Department of Homeland Security (DHS) database.

The intent of the amendment language is to preclude DOJ from unilaterally instituting a policy that would eliminate payments for unknowns. Last year, DOJ attempted to implement such a policy, which would have reduced California's counties' SCAAP allocations by roughly 50 percent. After substantial political pressure from CSAC - and with the strong support of the California congressional delegation - DOJ agreed to temporarily defer the policy change.

Looking ahead, the full Senate will likely begin debate on the immigration package once members complete action on the chamber's Farm Bill reauthorization measure. Members are hoping to conclude work on the immigration measure before the July 4 recess.

Meanwhile, in the House, a group of bipartisan negotiators announced May 23 that they again have come to a tentative agreement on a comprehensive immigration overhaul. The announcement appears to put reform efforts in the lower chamber back on track, for now, after a previously announced tentative deal was temporarily shelved due to disagreements over how and whether immigrants waiting to become citizens should receive health care benefits.

According to House negotiators, the deal would not allow provisional citizens to be eligible for Medicaid; likewise, they would not be eligible to receive taxpayer subsidies to join health insurance exchanges. Consistent with current law, which ensures that all individuals can receive medical care in an emergency, provisional citizens would be eligible to receive emergency medical care as long as they pay for the cost of the services. Provisional citizens also would be required to provide their own insurance coverage on penalty of deportation.

With regard to **fiscal year 2014 spending**, House Appropriations Committee Chairman Hal Rogers (R-KY) recently released the spending allocations for each of the 12 subcommittees. The GOP spending plan, which was endorsed by the committee on May 21, would abide by the \$967

billion spending cap set by the Budget Control Act (BCA), which is down from \$1.043 trillion in fiscal year 2013. Senate Appropriations Chairwoman Barbara Mikulski (D-MD), on the other hand, is expected to support a higher cap of \$1.058 trillion.

Wasting little time, House appropriators approved a draft DHS spending bill, as well as draft legislation that would fund Military Construction and the Department of Veterans Affairs in fiscal year 2014. With regard to the DHS measure, the bill includes \$38.9 billion in discretionary funding for the Department and the programs it oversees. While this is \$35 million below the administration's request, it is about \$981 million above the current post-sequestration level. In addition, the bill includes \$1.5 billion for state and local grant programs, \$675 for Assistance to Firefighter Grants, and \$350 million for Emergency Management Performance Grants.

Finally, the Senate put the finishing touches on its \$12.2 billion Water Resources Development Act (**WRDA**) **reauthorization bill**. The legislation (**S 601**), which cleared the upper chamber on an 83-14 vote, would authorize a variety of water resources projects that fall under the purview of the U.S. Army Corps of Engineers (Corps), including port, levee, drinking water, dams, and environmental restoration projects.

Among other things, S 601 includes a section that would require the secretary of the Army to conduct a comprehensive review of the **Corps' levee vegetation removal policy**. In conducting the review, the secretary would need to consult with other entities, including representatives of state and local governments, federal agencies, and appropriate nongovernmental agencies. The section of the bill is strongly supported by CSAC.

The section also would require the secretary to consider whether the Corps' policy can be amended to promote and allow for consideration of variances on a statewide, tribal, regional or watershed basis. The bill would require the secretary to base variances on such factors as: soil conditions, hydrologic factors, vegetation patterns and characteristics, environmental resources, levee performance history, any scientific link between vegetation and levee safety, the availability of limited funds for levee construction and rehabilitation, etc.

The legislation also would require the secretary to solicit and consider the views of the National Academy of Engineering and the National Academy of Sciences as part of the policy review process.

S 601 also would create a new Water Infrastructure Finance and Innovation Act (WIFIA) program. Under the program, \$50 million would be authorized annually over five years to the Corps and the Environmental Protection Agency (EPA) to offer low-interest loans and loan guarantees for water infrastructure projects expected to cost at least \$20 million; for water systems serving 25,000 people or fewer, the bill would authorize \$5 million per project.

It should be noted that WIFIA is modeled after the popular Transportation Infrastructure Finance and Innovation Act (TIFIA), which was authorized back in 1998 under a previous surface transportation law (TEA-21). According to the U.S. Department of Transportation, each federal dollar that is put into the TIFIA program can leverage \$10 worth of project loans.

In addition, the Senate WRDA bill includes provisions designed to accelerate the completion of water infrastructure projects, including provisions that would streamline the Corps'

environmental review process. Among other things, the bill would make the Corps the lead agency for the environmental review process and would fine other federal resources agencies that miss prescribed deadlines.

The action on WRDA now shifts to the House, where the Transportation and Infrastructure Committee's Water Resources and the Environment Subcommittee has held both an informal roundtable and an official hearing on WRDA. The subcommittee will be holding a hearing in early June to review Army Corps Chief's reports, and may hold an additional WRDA hearing in the near future.