LEGISLATION COMMITTEE

June 10, 2009
10:30 A.M.
651 Pine Street, Room 101, Martinez

Agenda

Supervisor Susan A. Bonilla, 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. **Accept 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**: May 4, 2009
4. **Review State Budget Update Report**– Presenters: Lara DeLaney and Cathy Christian
5. **Receive Update on Status of 2009 State and Federal Legislation**– Presenters: Lara DeLaney, Cathy Christian, Roberta Goulart
6. **Adjourn to the next regular meeting scheduled for Monday, July 6 at 10:30 a.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. Access a telecommunications device for the deaf by calling 1-800-735-2929 and asking the relay service operator for (925) 335-1240.*

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, 11th 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:
Lara DeLaney, Committee Staff
Phone (925) 335-1097 Fax (925) 335-1098
ldela@cao.cccounty.us

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

Schedule of Upcoming BOS Meetings

June 16, 2009
June 23, 2009
July 21, 2009

Legislation Committee

Supervisor Susan A. Bonilla, Chair
Supervisor Mary N. Piepho, Vice Chair

Record of Actions

May 4, 2009
10:30 a.m.
Room 108, 651 Pine Street, Martinez

1. **Introductions**

The meeting was called to order by Chair Bonilla. Supervisor Piepho was in attendance. Staff and the public introduced themselves. The County's state advocate, Cathy Christian, attended the meeting via conference call.

2. **Public Comment:** None.

3. **Record of Action of April 6, 2009 Meeting**

Approved with no changes.

4. **Review State Budget Update and Federal Legislative Activity Report**

The status of the campaigns for the May 19 ballot measures was discussed. Supervisor Bonilla indicated that the Board should receive information about the impacts to Contra Costa County from the propositions, if it was available, in order to know whether they should be supportive of particular propositions.

5. **Economic Stimulus Information**

The Committee requested that the tracking spreadsheet include information about how much federal stimulus funding had been received, what amount of COPS funding the Sheriff's Office was going to apply for, whether funding for the East County fire station needs would be applied for, and what had been submitted from the UC Cooperative Extension program through the Bay Area Economic Recovery Work Plan.

6. **Update on Status of 2009 State and Federal Legislation**

Regarding the County's sponsored bill, SB 686, the Committee discussed whether it was valuable to spend time and resources on something that would achieve only an incremental gain. More information was needed to determine whether the bill would require a substantial amount of effort to pass or could be included in SB 375 clean-up legislation.

7. **Adjourned to the next regular meeting scheduled for Wednesday, June 10 at 10:30 a.m.**

OFFICE OF THE COUNTY ADMINISTRATOR
CONTRA COSTA COUNTY

TO: Legislation Committee
Supervisor Susan A. Bonilla, Chair
Supervisor Mary N. Piepho, Vice Chair

FROM: Lara DeLaney, Legislative Coordinator

DATE: June 4, 2009

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

RECOMMENDATION

RECEIVE the report and discuss impacts to Contra Costa County.

STATE BUDGET UPDATE

As you have undoubtedly heard, the state is now grappling with a 2009-10 budget year deficit of $24.3 billion. Four May Revisions to the budget have now been released. The first two, released on May 14, provided for $15.3 billion in budget solutions, plus another $5.8 billion if the ballot measures did not pass during the Special Election on May 19. The second phase included the suspension of Proposition 1A and the "borrowing" of $2 billion in local property taxes, along with a permanent shift of $750 million a year in local gas taxes to debt service.

A third revision was added shortly after the May 19 election when Governor Schwarzenegger withdrew the first May Revision proposal to float $5.5 billion in Revenue Anticipation Warrants (RAWs), stating that the voters opposed borrowing. (CSAC joined with the League of California Cities and the California Special Districts Association to immediately send a letter to the Governor asking him to remove the Proposition 1A suspension as well, since that was also borrowing.)

A fourth revision was added when the Administration acknowledged that the LAO was correct in its assessment that the budget gap was really $24.3 billion. On May 29, the Department of Finance released details of its recommendations for closing that additional $3 billion gap, including a 5% across-the-board pay reduction for state employees.

Highlights of the LAO analysis include the following:

- **Proposition 42.** LAO recommends rejecting the Governor's RAW proposal, but suggest several legal approaches to borrowing transportation funds, including Proposition 42 and gas tax subvention funds.

- **VLF Funds**. LAO notes that the Legislature carved out a piece of the adopted VLF increase to protect local public safety programs. LAO recommends that the Legislature could revisit that decision and instead consider redirecting half of the extra revenues into the General Fund.

- **Impact on Local Governments**. LAO recommends that the Legislature should recognize the impact of the state's budget solutions on local governments in a targeted fashion, and take actions to maximize local government program flexibility and resources whenever possible.

- **Proposition 1A Suspension**. LAO notes that the Constitution does not require that the property tax borrowing be implemented on an across-the-board basis as proposed by the Governor. Instead of borrowing 8 percent from each local agency, the state could borrow a larger percentage from agencies that have greater capacity to reduce programs or replace property taxes with fees or other revenues. For example, the state could borrow over a quarter of the total loan amount from waste and water enterprise special districts.

On June 2, Governor Schwarzenegger addressed both houses of the Legislature regarding the current fiscal situation. In his comments he indicated that the voters spoke and asked that the Legislature do its job, live within its means, and not raise taxes. While he noted that he had proposed deep cuts and these were painful, he suggested that there was no other choice left. However, he did indicate that the state and local relationship must be restructured and supported consolidating state government.

Update on Conference Committee Activity

The Legislature's Budget Conference Committee continues to meet all week. Action in the Budget Conference Committee is scheduled to begin on Friday with health matters and Saturday devoted to human services. The Budget Conference Committee shook things up a bit Wednesday by proposing to get rid of six state umbrella agencies and two other offices. The move seemed to be aimed at higher-paid administrative appointees who answer to Governor Schwarzenegger and oversee on-the-ground departments that provide direct state services. But even if all eight entities were eliminated, it would save less than $25 million from the state's general fund budget.

A full schedule of the Budget Conference Committee meetings is available on-line at: http://www.assembly.ca.gov/acs/newcomframeset.asp?committee=4

Budget Analysis

See **Attachment A** for CSAC's analysis of the Administration's budget proposals and **Attachment B** for a summary chart of the estimated $8 billion in impacts on all counties. CAO and department staff are currently engaged in analyzing the impacts of the proposals on Contra Costa County. The Department of Finance has released a full list of the budget proposals from May Revise which is available on their website.

Regarding the Highway User Tax Account (HUTA), commonly known as the gas tax, **Attachment C** is a fact sheet prepared by our Public Works Department that outlines the impacts of the worst case scenario, which is the Department of Finance proposal to use 25% of the gas tax revenue for bond indebtedness and taking all of that from the local share, reducing our gas tax revenues by 75%. It also considers suspension of Prop 42 funds.

Advocacy Efforts

At this time, individual counties, CSAC, the Urban Counties Caucus (UCC), the County Welfare Directors Association (CWDA), and others are engaged in advocacy efforts regarding the Proposition 1A suspension proposal.

CSAC has requested that county Boards of Supervisors adopt a resolution similar to one passed by the CSAC Board, urging the California Legislature and Governor to reject proposals that would shift billions of dollars of local revenue from counties. **Attachment D** is the resolution crafted for Contra Costa County's Board adoption. The Legislation Committee may consider recommending the Board take action on the resolution at its June 16 meeting.

CSAC has also created a Budget Task Force to discuss budget "solutions" in addition to their efforts to stave off a Prop. 1A suspension action.

CSAC has crafted the following Talking Points for Supervisors to use in their conversations with legislators:

BUDGET TALKING POINTS – JUNE 3, 2009

We need to ensure that the Legislature hears from its county elected leaders on a number of priority budget items. Please contact members of your legislative delegation TODAY to articulate the following points:

- Suspension of Proposition 1A would do nothing to resolve the state's budget problem and would have a direct and dramatic impact on local governments.

- Counties cannot accept permanent ongoing cuts (i.e. direct cuts, cost shifts or elimination), such as the permanent take of nearly $500 million in gas taxes. These cuts will devastate local communities and the citizens we jointly serve.

- The Legislature must ensure that budget reductions to counties are proportional and rational.

    - Budget solutions must be constructed and applied in a proportional manner, taking into account impact of ***all*** proposals — property tax shift, payment deferrals, and program reductions.

    - The Legislature and Administration must acknowledge that certain proposals producing state savings also create county costs of a nearly equivalent magnitude (wobbler proposal; elimination of state prison rehabilitative programs; elimination of CalWORKs). These types of "solutions" only push a problem off onto county governments and are unacceptable.

- Counties will accept no new mandates or program responsibilities that impose local costs (i.e. legislative or regulatory) without a statewide, dedicated, reliable and adequate funding source. Any such realignment should include maximum county flexibility in service provision.

The Urban Counties Caucus staff has drafted the following budget principles, which they are requesting their Board take action on:

UCC Budget Principles
June 3, 2009

- UCC will oppose any permanent on-going cuts to counties. This includes cost shifts, direct cuts, or elimination of funding (i.e. state or federal). UCC would support efforts to minimize these cuts by temporarily reducing some program requirements, or suspending programs for a limited amount of time as long as this does not result in an increase in counties requirements (i.e. Section 17000).

- UCC will oppose cuts that result in counties receiving a disproportionate share of the cuts to local governments. Instead, the state should consider changing formulas or other proposals that will mitigate the total impact on counties.

- UCC will oppose any new mandates to counties. This includes new legislation that will have significant costs to counties or any pending regulations that will have a fiscal impact on counties.

- UCC supports efforts to seek mitigation to cuts or cost shifts through a balanced statewide approach of additional revenues or borrowing. This could include additional fees, or revenues.

- UCC supports realigning some programs to counties as long as these are accompanied with adequate and reliable on-going funding sources. UCC also supports additional flexibility in our administration of mandated health, human services and other programs.

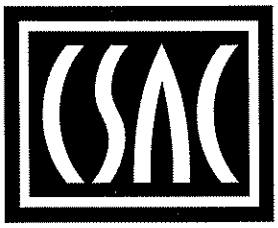
- UCC supports the streamlining of state government including consolidations and eliminations of some boards, commissions and departments in order to provide funding to critical health and safety programs.

Update on Cashflow Situation

Controller John Chiang sent a letter to the Governor and the Legislature indicating that if a revised budget is not adopted by June 15, 2009 it will be very difficult for the state to borrow funds which will allow the state to pay bills on time. (**See Attachment E.**) Controller Chaing indicates that the latest projections show that beginning on July 29, 2009 California will not have the cash needed to meet all of its payment obligations.

The Controller highlights three reasons why time is limited:

1. Cash solutions need time in order to be realized.
2. The Controller is preparing to sell Revenue Anticipation Warrants to address the cash shortage and without credible budget and cash flow solutions in place, the rating agencies and potential investors could be highly skeptical about investing in California.
3. The State has been unable to resolve its structural budget deficit, the State has not had a positive cash balance since July 12, 2007, and the collapse of the global credit markets has limited the State's ability to borrow.



California State Association of Counties
1100 K Street, Suite 101
Sacramento, CA 95814
916.327.7500
3rd Floor Facsimile 916.492.2870

VIA ELECTRONIC MAIL

June 1, 2009

To: Chairs of the Board
CSAC Executive Committee
County Administrative Officers

From: Paul McIntosh, CSAC Executive Director
Jean Kinney Hurst, CSAC Legislative Representative

Re: **Latest 2009-10 State Budget News**

This memo is intended to outline the most recent developments in state budget activities over the last week. New developments seem to be occurring nearly daily, so here is a recap for your review.

Friday, May 22: Budget Conference Committee convenes. The Budget Conference Committee met for the first time to hear about the state's severe cash flow shortfall. State Controller John Chiang and State Treasurer Bill Lockyer delivered a sobering message to the Conference Committee: a budget must be in place by June 15 to allow the state to issue the short-term borrowing it needs to be able to pay its bills on time. The Legislative Analyst's Office (LAO) also presented an overview of the state's cash situation and cautioned the Committee to limit the use of borrowing in the budget to under $10 billion. LAO also reiterated that it is nearly certain that the state will be required to defer many payments over the fiscal year in order to prudently manage its cash flow needs.

Tuesday, May 26: More cuts outlined in May Revision III.[1] Governor Schwarzenegger abandoned his original proposal to issue $5.5 billion in Revenue Anticipation Warrants (RAWs) and directed the Department of Finance (DOF) to develop an additional $5.5 billion in budget reductions. The DOF presented these proposals to the Conference Committee in summary form and we have outlined them for you in this Memo.

Wednesday, May 27: Public testimony before Conference Committee begins. The Budget Conference Committee spent more than eight hours hearing from the public on the various cuts to health and human services programs proposed in the May Revision. Supervisors providing testimony on important county issues included Supervisor Liz Kniss (Santa Clara County), Supervisor Susan Adams (Marin County), Supervisor Tony Oliviera (Kings County), Supervisor Helen Thomson (Yolo County), and Supervisor Terry Woodrow (Alpine County). Testimony focused on counties as partners with the state in the provision of safety net services to the most vulnerable of our citizens.

Thursday, May 28: Conference Committee hears Proposition 1A and transportation issues. The Budget Conference Committee focused on local government issues, in particular transportation funding and Proposition 1A. Supervisor Mike McGowan (Yolo County) testified before the Committee on

[1] The Governor's released May Revision I and II on May 14. May Revision I detailed cost savings proposals needed to address $15+ billion in shortfalls, where May Revision II set out an additional $5 billion that would be contemplated if the May 19 special election initiatives failed.

transportation proposals that would essentially de-fund local transportation for the 2009-10 fiscal year. Supervisors Kathy Long (Ventura County), Kim Vann (Colusa County), and Mike McGowan (Yolo County) discussed the disproportionate impact of the proposed suspension of Proposition 1A on California counties, particularly when considered in combination with the proposed cuts and cost shifts and potential cash deferrals and delays. We were pleased to see that the Committee was particularly interested in the total impact of the proposed budget reductions on counties.

Friday, May 29: More cuts – May Revision IV. The Administration proposed an additional $2.8 billion in budget reductions to address a burgeoning shortfall. This memo outlines those proposals, as well.

Monday, June 1: Conference Committee continues. Today, the DOF presented its now fourth version of a May Revision in an attempt to recognize the $24.3 billion budget deficit outlined by the Legislative Analyst's Office (LAO). The Budget Conference Committee heard about the Administration's proposals in education and child care. While we expected the state's cash management plan to be released, the DOF has indicated that it will be delayed to some unknown date.

On Tuesday, June 2 the Budget Conference Committee is scheduled to hear public safety and general government issues. After another day of public testimony on Wednesday, the Committee is expected to continue meeting through the week, potentially even through the weekend, to begin to make decisions on budget reductions. Please understand that the situation in Sacramento is very fluid and rather tense. In an extraordinarily compressed timeframe and with rather dire immediate consequences in the offing, the Legislature is left to choose from among a series of impossibly calamitous options. In many instances, few details have been provided on individual proposals.

Finally, the Governor will address the Legislature in joint session tomorrow at 10 a.m. We do not anticipate that he will make any new announcements, but expect him to impress upon lawmakers the critical need to make significant reductions in state spending in the next two weeks. Suffice it to say, things are moving fast and furious; CSAC will communicate updates to counties frequently in the coming days.

This memo outlines the new proposals considered as part of the May Revision. For CSAC's recap of the Governor's May Revision proposal, please see our May Revision summary. For a comprehensive document that outlines the Administration's May Revision proposals, see the DOF website.

Additional Budget Proposals

The following narrative outlines the additional budget proposals from the Administration and the Legislative Analyst since May 14. Due to the fluid nature of budget discussions and the rapid introduction of new proposals, details in certain areas are limited. We will continue to provide further information as it is made available.

ADMINISTRATION OF JUSTICE

Summary of Budget Proposals since the May Revision. In the justice area, the majority of new cost savings proposals introduced since the Governor's May Revision emanate from the Legislative Analyst's Office (LAO). Prior to outlining the LAO proposals, we provide details on three proposals among the Administration's revisions to the May Revision. These new proposals would affect the judicial branch and corrections department, as follows:

- **Judicial Branch**. Reduce General Fund support for courts by an additional 10 percent and require electronic court reporting for a state savings of $181.6 million in 2009-10;
- **California Department of Corrections and Rehabilitation (CDCR).**
    - Commute prison terms – by one year – of nonviolent, non-serious and non-sex offenders for a state savings of $120.5 million in 2009-10.

- Reduce corrections contract expenditures, reduce CDCR rehabilitation program and other CDCR Reductions for a state savings of $788.5 million in 2009-10. Impacted programs would include a range of rehabilitative services such as substance abuse counseling, vocational training, and educational programs. (Effectively, funding for all in-custody treatment would be eliminated, with the exception of that which is court-ordered.) In addition, funding for state prison building maintenance is being eliminated on a one-time basis in 2009-10 and other operational savings will be achieved.

The LAO also has identified a number of alternatives for the Legislature to consider as it attempts to close the enormous budget shortfall. The suggestions in the public safety arena are outlined below; in certain instances, few specific details have been provided. More information will follow as it becomes available.

- **Redirection of Vehicle License Fee (VLF) Increase for Public Safety Programs.** Redirect half of local public safety funding (from .15 percent VLF increase approved in February) to the state General Fund, maintaining support for only the Juvenile Justice Crime Prevention Act and the Juvenile Probation and Camps Funding. This action would result in elimination of funding for: Citizens' Option for Public Safety (COPS), rural and small county sheriffs' local assistance, local detention facility revenue (previously booking fees), and all public safety grant programs administered through the California Emergency Management Agency. State savings: $250 million.
- **Implementation of Department of Justice (DOJ) Forensic Lab Fees.** Charge state and local agencies for Department of Justice forensic lab services. State savings: $20 million in 2009-10 and $40 million in 2010-11.
- **Closure of One Youth Correctional Facility.** Direct the Division of Juvenile Justice to close an additional state juvenile detention facility. State savings: $15 million.
- **Redirection of AB 900 Funds for Reentry Facility Site Evaluations.** Redirect on a one-time basis AB 900 funds ear marked for reentry facility site evaluations to the state general fund. State savings: $5 million.
- **Early Release of Inmates.**
  - Release state prison inmates who have no current or prior serious, violent, or sex offenses 30 days early. State savings: $50 million annually.
  - Release inmates over the age of 55 who have no current or prior serious, violent or sex offenses. State savings: $9 million annually.
- **No New Prison Admissions for Specified Offenders**. Convicted offenders sentenced to six months or less of prison time would serve term in county jails. State savings: $51 million in 2009-10 and $57 million in 2010-11.
- **Sentencing Adjustments.**
  - Enhance credit earnings available for inmates. State savings: $104 million in 2009–10 and 2010-11.
  - Require second and third "strikes" to be serious or violent in order for offender to be subject to a full "Third Strikes" sentence. State savings: $10 million in 2009-10 and $50 million in 2010-11.
  - Adjust property crime thresholds resulting in more offenders remaining in local, county detention facilities versus being sentenced to state prison. State savings: $51 million annually.
- **Various Parole Reforms.** *[Certain of these proposals are similar to CDCR's plan for addressing the $400 million unallocated reduction imposed with the signing of the February 2009–10 budget.]*
  - Reduce time served for parole violations. State savings: $96 million in 2009-10 and $143 million in 2010-11.
  - Exclude parolees with technical and misdemeanor violations from revocation to prison. State savings: $262 million in 2009-10 and $350 million in 2010-11.
  - Expand the use of alternative sanctions for parole violators. State savings of $94 million annually.
  - Implement earned discharge program for parolees. State savings of $100 million in 2009-10 and $175 million in 2010-11.

- **Phased-in Competitive Bidding for Court Security.** Require a competitive bidding process for the provision of court security services. State savings of $20 million in 2009-10 and $40 million in 2010-11.
- **Transfer of funds from Immediate and Critical Needs Account.** Transfer funds from the Immediate and Critical Needs Account (ICNA) of the State Court Construction Fund to the General Fund for two years. (Counties will recall that SB 1407 (Chapter 311, Statutes of 2008, Perata) authorized a series of fee increases to be directed into the ICNA for purposes of addressing the most pressing state court construction needs.) State savings of $250 million annually.

AGRICULTURE AND NATURAL RESOURCES

State Parks. The May 26 Revision, proposes to eliminate all General Fund funding for State Parks and would require the Department to operate on fee revenue and special funding.

State Mandate Suspensions. The May 29 Revision proposes to suspend a number of state mandates, including the animal adoption mandate, which increased the holding period for stray and abandoned specified animals.

GOVERNMENT FINANCE AND OPERATIONS

Mandates. The Governor has proposed to suspend almost all reimbursable state mandates except for those dealing with public safety and property tax distribution. The list of suspended mandates appears at the end of this document along with a separate list that briefly explains each of them. The mandates proposed to be suspended include those related to absentee balloting, binding arbitration, coroners, mentally disordered offenders, and perinatal services, to name just a few.

Proposition 1A Shift for Medi-Cal. In testimony before the Budget Conference Committee this past Thursday, a DOF representative suggested that the Administration would use the borrowed property tax revenue (Proposition 1A) to pay for Medi-Cal. This approach seems to indicate an effort to circumvent an issue that has come to light regarding the state's MOE for school funding related to the federal stimulus dollars. If the state were to merely add the borrowed property tax revenue to ERAF and shift money away from schools to the state's General Fund, then they would run afoul of that requirement.

HEALTH AND HUMAN SERVICES

Of the two additional sets of proposed May Revision cuts on May 26 and May 29, a number of proposals will impact health and human services programs. Below is a brief summary of the Administration's proposals; these cuts are in addition to the cuts proposed on May 14. Please note that the Administration has provided very little detail on the cuts.

Program	Proposal	Estimated Savings in 2009-10
CalWORKs	Eliminate the entire program. Affects 1 million children and 300,000 adults.	$1.3 billion GF Lose $4.2 billion in federal TANF funds
Human Services Fund Shift	The Administration is proposing that counties would be responsible for 75 percent of the nonfederal costs of the Child Welfare Services and Foster Care programs (up from 30 percent and 60 percent, respectively). To pay for this significant increase in the share of costs, estimated by the Administration to be $550 million in 2009-10 and $625 million in 2009-10, counties would use the realignment	$550 million GF

Program	Proposal	Estimated Savings in 2009-10
	"savings" resulting from the elimination of the CalWORKs program and the cuts to the IHSS program. It is highly questionable whether these savings to the counties will really materialize.	
Mental Health Managed Care	Reduce mental health managed care allocation to counties by $64 million, with no reductions on service expectations for this federal entitlement.	$64 million GF
Early Periodic Screening Diagnosis and Treatment (EPSDT)	Reduce allocation to counties by $28 million with the expectation that counties will backfill with Mental Health Services Act funds.	$28 million GF
Mental Health	Defer funding for AB 3632.	$52 million
Mental Health	Eliminate Caregiver Resource Centers.	$10.5 million GF
Healthy Families Program	Eliminate the program for the 930,000 children currently served.	$932.4 million ($310.8 million GF)
Medi-Cal	Assumes additional savings – $250 million in 2009-10 and $500 million in 2010-11 – from federal flexibility on top of the $750 million in savings identified in the original May Revision document.	$2.5 billion ($1 billion GF)
Medi-Cal	Eliminate State-Only Programs, including: ▪ Non-emergency services for undocumented immigrants, including breast and cervical cancer treatment and postpartum care [excludes prenatal and long-term care] ▪ Institutions for Mental Disease ancillary services payments ▪ Dialysis ▪ Non-digestive nutrition ▪ Breast and cervical cancer treatment for women over 65 and men	$86 million ($34.4 million GF)
Medi-Cal	Skilled nursing facility COLA. Suspend the 5.0 percent COLA effective August 1, 2009.	$167.8 million ($67.1 million GF)
Medi-Cal	Eliminate Adult Day Health Care	$117 million GF
AIDS Drug Assistance Program and Office of AIDS funding	Proposals include: ▪ Expand client cost sharing ▪ Limit the formulary in the AIDS Drug Assistance Program ▪ Reduce and eliminate other HIV/AIDS programs such as HIV counseling and testing, epidemiologic case studies and surveillance, Therapeutic Monitoring Program, and Home and Community Based Care	$55.5 million GF In addition, will lose an unspecified amount of federal funds
Aging	Eliminate the Multipurpose Senior Services Program, Alzheimer's Day Resource Centers, and Adult Day Care.	$52 million ($34.4 million GF)
In-Home Supportive Services (IHSS)	Provide IHSS only to consumers with a functional index of 4.0 or higher. Consumers with a lower functional index would lose all services.	$577 million GF ($230.8 million GF)
TOTAL		**$10.7 billion all funds ($3.8 billion GF)**

In addition, the Legislative Analyst has proposed a number of alternative cuts. Below is a summary of the LAO's options.

Program	Proposal	Estimated Savings
HEALTH		
Alcohol and Drug Programs	Redirect state and federal asset forfeiture proceeds to support drug treatment programs	$10 million in GF savings
Proposition 36	Use federal Byrne Grant funds to supplement substance abuse treatment activities provided by the Offender Treatment Program	$50 million GF savings in 2009-10, $15 million GF savings in 2010-11
Clinic Funding	Suspend grants to primary care clinics	$22 million GF savings
Clinic Funding	Suspend state-only funding for the Expanded Access to Primary Care program	$13 million GF savings
Medi-Cal	Implement co-pays for nonemergency use of emergency rooms	$5.8 million in GF savings in 2009-10, $7.7 million in GF savings for 2010-11
Medi-Cal	Shift eligibility determinations from the counties to the state	$17.5 in GF savings
Medi-Cal	Reduce benefits to the federal minimum – eliminate payment for over the counter drugs in the Medi-Cal Program.	$8.6 million in GF savings in 2009-10, $11.5 million in GF savings in 2010-11
Medi-Cal	Eliminate Medicare Part B payments for all beneficiaries who have not met their Medi-Cal share-of-cost	$4.1 million GF savings in 2009-10, $5.4 million GF savings in 2010-11
HIV/AIDS programs	Reduce several HIV/AIDS programs: 1) expand client cost-sharing and limit the formulary in AIDS Drug Assistance Program; and 2) reduce other HIV/AIDS programs	$24.6 million in GF savings
immunization	Suspend General Fund support for immunization assistance to local agencies	$18 million in GF savings
Healthy Families Program (HFP)	Implement co-payment increase in Healthy Families Program (HFP) as proposed by Governor in his 2008-09 budget proposal	$1.9 million in GF savings for 2009-10, $2.9 million GF savings in 2010-11
Healthy Families Program (HFP)	Lower HFP Dental Cap to $1,000 as proposed by Governor in his 2008-09 budget proposal	$1.9 in GF savings for 2009-10, $2.8 million in GF savings for 2010-11
Healthy Families Program (HFP)	Increase HFP premiums for beneficiaries with family incomes over 150% of the federal poverty level by $8-$13/month	$19.1 million in GF savings for 2009-10, $28.2 GF savings in 2010-11
Access for Infants and Mothers	Modify eligibility for Access for Infants and Mothers so women with high-deductible private coverage would keep their coverage and receive assistance in paying their deductibles	$5.6 million GF savings in 2009-10, $11 million savings in 2010-11
TOTAL		**$202.1 million GF savings in 2009-10, $189.6 savings in 2010-11**
HUMAN SERVICES		
Child Support Services	Create matching program for local child support agencies	$4 million in GF savings
Automation	Reduce welfare automation maintenance and operations by 10 percent	$6 million in GF savings
Automation	Reduce child welfare system maintenance and operations by 10 percent	$4 million in GF savings

Program	Proposal	Estimated Savings
CalWORKs	Make CalWORKs work participation voluntary through September 2010	$201.8 million GF savings in 2009-10
CalWORKs	Adopt community service requirement for parents who have been on aid for more than five years effective Oct. 1, 2010	$16.7 million GF savings in 2010-11
CalWORKs	Make an in-person interview a condition of eligibility for CalWORKs effective Oct. 1, 2010	$16.8 million GF savings in 2010-11
CalWORKs	Modify CalWORKs earned income disregard to better reward work effective Oct. 1, 2010	$15 million GF savings in 2010-11
Child Welfare	Suspend "hold harmless" budgeting methodology for Child Welfare Services for three years.	$9.7 million in GF savings
Child Welfare	Reform Adoption Assistance Program (AAP) prospectively	$2 million GF savings in 2009-10, $12 million GF savings in 2010-11
Child Welfare	Eliminate the supplemental clothing allowance for Foster Care, Kin-GAP and AAP	$10 million in GF savings
Child Welfare	Eliminate the Dual Agency Rate Supplement	$5.4 million in GF savings
Child Welfare	Reduce funding for Extended Independent Living Program	$10 million in GF savings
Child Welfare	Eliminate funding for emancipated foster youth stipends	$3.6 million in GF savings
Child Welfare	Eliminate the Kinship Support Services Program	$4 million in GF savings
Child Welfare	Cap fully loaded CWS social worker costs at $155,000	$4 million in GF savings
Child Welfare	Establish 30 percent county share for Transitional Housing program Plus for emancipated foster youth	$12.3 million in GF savings
California Food Assistance Program	Restrict California Food Assistance Program to legal non-citizens residing alone	$25.3 million in 2009-10, $40.8 million in GF savings in 2010-11
In-Home Supportive Services (IHSS)	Eliminate or reduce IHSS share-of-cost buyouts	$35.6 million GF savings in 2009-10, $47.5 million GF savings in 2010-11
In-Home Supportive Services (IHSS)	Make IHSS advisory committees optional and eliminate state support	$1.6 million GF savings
SSI/SSP	Reduce SSI/SSP couples grants to federal minimum	$80 million GF savings in 2009-10, $98 million in 2010-11
Cash Assistance Program for Immigrants	Restrict Cash Assistance Program for Immigrants to most vulnerable populations, such as those living alone or those without adequate sponsors	$34 million GF savings in 2009-10, $45 million in GF savings in 2010-11
TOTAL		**$453.3 million GF savings in 2009-10, $366.4 million in 2010-11**

HOUSING, LAND USE AND TRANSPORTATION

Highway Users Tax Account. In order to achieve the $5.5 billion in additional cuts or borrowing created by the removal of the revenue anticipation warrants (RAW) proposal, the LAO is suggesting that the Legislature consider borrowing transportation funds, including the local share of the state excise tax on gasoline, also known as the Highway Users Tax Account (HUTA) subventions. The specific proposal is to

borrow $1 billion or the entire local portion of the HUTA in 2009-10. The State would have to pay cities and counties back within three years; however, the State is not required to repay with interest. The State can also borrow HUTA funds an unlimited number of times and before any payback, as these funds do not have the same protections as Proposition 42. Proposition 42 can only be borrowed again if paid back, and borrowing is limited to twice in 10 years with interest.

The DOF also has advanced a HUTA-related proposal which would permanently redirect virtually the entire county and city share of the 18-cent gas tax to pay for highway debt bond service. Counties and cities currently receive 6.46 cents of the 18-cent gas tax, equal to approximately $1 billion annually. Counties receive 3.23 cents, which in 2009-10 is estimated to provide roughly $500 million for counties. The current DOF proposal, which would permanently redirect $375 million from counties on an ongoing basis to finance General Fund debt service, would dramatically impact county public works departments and counties' ability to meet the mobility and safety needs of the public.

The funds counties receive on a monthly basis are a primary source of funding that can be used for operations and maintenance. Local gas tax subventions make up a significant portion of county operations and maintenance budgets for labor, equipment, and materials (i.e. typically 50 percent or greater). For example, Los Angeles County has indicated that 99 percent of their operations and maintenance is from this revenue source. The loss of these vital funds will lead to significant lay-offs, deferral of critical maintenance and repair of the local streets and roads system and, in some cases, result in the closure of county public works departments.

Proposition 42. The LAO is also proposing to use Proposition 42 funds to help solve the state budget deficit. Specifically, they are recommending suspending a total of $1.15 billion in Prop 42 funding, $225 million of which would be a direct hit to counties. Should this proposal be implemented counties would receive approximately $75 million in Prop 42 in 2009-10.

Even more devastating, however, is the LAO proposal to permanently repeal Proposition 42 in 2010-11. This action would mean a loss of $325 million for counties in 2010-11 and an equal amount, if not more, in future years.

Proposition 1B. In order to mitigate the above mentioned cuts or suspensions, some are suggesting that the remaining $450 million in county local streets and roads monies from Proposition 1B would provide some mitigation. This is true only if the loss lasts for only one year.

Do the Math

Over $8 Billion in Cuts, Cost Shifts, and Deferrals to California Counties

Brief Description	Proposal Source	County Impact
General Revenues		
Borrow property taxes pursuant to Proposition 1A; $1.982B impact to all locals, allocation unknown	May Revision	$1.982 billion
Delay usual payments to counties to preserve state cash - February to March 2009	Cash Management	~$500 million
Defer July & August payments for health and human service programs to most counties and aid recipients	2009-10 Budget	$1.3 billion
Defer unspecified further payments to local agencies	LAO/May Revision	$ billions
Eliminate Williamson Act subventions to local agencies (on top of existing 10% reduction)	May Revision	$34.7 million
Defer payment for pre-2004 mandates	2009-10 Budget	$91 million
Require counties to conduct May 19 special election	2009-10 Budget	$68 million
Suspend most state mandates, except those related to law enforcement and property taxes	May Revision	$100.3 million
Health and Human Services		
Eliminate CalWORKs; would increase county GA costs substantially	May Revision	$ hundreds of millions
Increase the county share of Child Welfare Services and Foster Care to 75 percent of the nonfederal costs of each program.	May Revision	$550 - 625 million
Impose 60-month time limit on child-only CalWORKs cases; separately, modify Safety Net aspect of CalWORKs so children lose assistance when parents reach 60-month limit; increase county GA costs	May Revision	$ tens of millions
Eliminate state funding for Prop. 36	May Revision	~$100 million
Eliminate CAPI benefits for legal immigrants; would increase county GA costs	May Revision	$ tens of millions
Reduce child welfare allocations to counties; counties would also lose associated federal funds	May Revision	$70 million
Reduce mental health managed care allocation to counties by $64 million, with no reductions on service expectations for this federal entitlement.	May Revision	$64 million
Sweep some federal Medi-Cal funds intended for public hospitals	2009-10 Budget	$54.2 million
Defer paying the mandate for AB 3632 mental health services	May Revision	$52 million
Eliminate 2009-10 County Medi-Cal Cost of Doing Business Adjustment	2009-10 Budget	$49.4 million
Suspend CalWORKs Pay for Performance program	2009-10 Budget	$40 million
Reduce the Early, Periodic Screening, Diagnosis and Treatment (EPSDT) allocation to counties by $28 million with the expectation that counties will backfill with Mental Health Services Act funds.	May Revision	$28 million
Seek $1 billion in federal waivers for unspecified Medi-Cal changes	May Revision	$ tens of millions

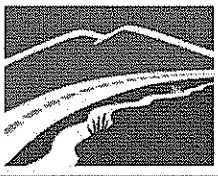
Do the Math

Over $8 Billion in Cuts, Cost Shifts, and Deferrals to California Counties

Reduce Medi-Cal scope of benefits for legal immigrants; increases costs to public hospitals & clinics	May Revision	$ few million
Eliminate the Healthy Families Program for the 930,000 children currently served; may increase costs to public hospitals, county clinics, mental health and California Children's Services program.	May Revision	$ few million
Suspend General Fund support for immunization assistance to local agencies	LAO	$18 million
Establish 30% county share for Transitional Housing Program Plus for emancipated foster youth	LAO	$12.3 million
Reduce state participation in IHSS wages from $11.50 to $8/hr; no relief from collective bargaining	2009-10 Budget/May Revision	$ tens of millions
Eliminate $24.6 million of local funding for HIV Education and Prevention	May Revision	$ millions
Eliminate $10 million of local funding for Maternal, Child and Adolescent Health Grants	May Revision	$ millions
Transportation		
Borrow all 2009-10 HUTA distributions (gas tax subventions) to locals with no interest	LAO	$500 million
Sweep three-fourths of local HUTA funds permanently	May Revision	$375 million
Delay January through March HUTA payments until April payment is made in May 2009	2009-10 Budget	$125 million
Repeal Prop. 42 for 2010-11 and all out-years ($325 million/year)	LAO	$325 million
Suspend most of Prop. 42 in 2009-10	LAO	$225 million
Justice		
Redirect half of 0.15 VLF rate increase; eliminate COPS, rural and small county sheriff assistance, booking fees, and all CalEMA local assistance programs	LAO	$250 million
Make certain wobblers subject only to jail time	May Revision	$99.9 million
Phase in competitive bidding for court security	LAO	$20 million
Charge state and local agencies for forensic lab services	LAO	$40 million
Implement a series of sentencing and parole changes; eliminate inmate rehabilitative services (except those that are court-ordered) within state prison system	LAO/May Revision	Unknown but significant impacts

DRAFT

Attachment C



Contra Costa County
Public Works
Department

Julia R. Bueren, Director
Deputy Directors
R. Mitch Avalon • Brian M. Balbas
Stephen Kowalewski • Patricia McNamee

Highway User Tax Account (HUTA) & Proposition 42 Funding Reduction Impact Fact Sheet

Road Budget

FY 2009/2010 Road Budget

INTEREST	100,000.00	0%
PROP 42	5,000,000.00	23%
OTHER STATE	50,000.00	0%
PROP 1B	1,500,000.00	7%
MEASURE C/J	1,400,000.00	6%
GAS TAX	14,000,000.00	63%
Total Revenue	22,050,000.00	100%
CAPITAL	2,949,000.00	13%
MAINTENANCE	16,300,000.00	74%
MISC PROP	7,500.00	0%
ADMIN	2,793,500.00	13%
Total Expenditures	**22,050,000.00**	100%

FY 2009/2010 Reduction (HUTA & Prop 42)

INTEREST	100,000.00	2%	
PROP 42	0.00	0%	$0 Prop 42
OTHER STATE	50,000.00	1%	
PROP 1B	1,500,000.00	23%	
MEASURE C/J	1,400,000.00	21%	
GAS TAX	3,500,000.00	53%	75% HUTA
Total Revenue	6,550,000.00	100%	
CAPITAL	1,837,500.00	28%	
MAINTENANCE	4,125,000.00	63%	
MISC PROP	7,500.00	0%	
ADMIN	580,000.00	9%	
Total Expenditures	**6,550,000.00**	100%	

Economic Climate:

- HUTA is coming in lower than normal
- Prop 42 is coming in lower as a result
- Prop 1B revenue is intermittent
- Development fees are non-existent

Revenue

Before: $14,000,000 HUTA budgeted — $5,000,000 Prop 42 budgeted
After: $3,500,000 HUTA 75% reduction — $0 Prop 42 due to suspension

Total reduction in revenue = $15.5 million (70% reduction of road budget)

Direct Labor Force Impacts

Typical Cost per labor position
Total Department staff = 282 employees
$150,000/position

Layoffs
($15.5 million reduction) / ($150,000/position)
= **104 layoffs (37% staff reduction)**

Type of positions impacted:

- Maintenance workers
- Engineering Technicians
- Engineers
- Accountants
- Administrative employees
- Clericals
- Real Property Agents
- Planners
- Computer/IT professionals
- Surveyors

Julia R. Bueren, Director
Deputy Directors
R. Mitch Avalon • Brian M. Balbas
Stephen Kowalewski • Patricia McNamee

Projects

650 maintained road miles throughout unincorporated Contra Costa County

Maintenance projects

- **Cut in road preventative maintenance and storm damage repair:**
  - Chip seals
  - Slurry seals
  - Bridge deck sealing
  - Slide repair
- Maintenance work limited to mandated programs only:
  - Safety (traffic signage, traffic striping, tree trimming, drainage ditch cleaning, shoulder repair, guard rail repair, illegal dumping)
  - Weed abatement

Capital projects

Local Match for federal and state grant funded projects:

- ARRA – 2 projects (total $12.76 million)
- BTA – 1 project ($511,000)
- CDBG – 1 project ($100,000)
- FSTP – 1 project ($1.61 million)
- HBRR – 5 projects (total $21.6 million)
- HR3 – 6 projects (total $5.22 million)
- HSIP – 1 project ($900,000)
- Prop 1B - 1 project ($2.2 million)
- SRTS – 2 projects (total $496,000)
- STIP-TE – 1 project ($311,000)
- TDA – 2 projects ($104,000)

Total grant funded projects in jeopardy: **23 projects totaling $45.8 million lost**

Locally funded projects eliminated

- Emergency bridge/culvert projects – 1 project ($150,000)
- Pavement Preservation – 2 projects ($2.8 million)
- Curb Ramp Program – 1 project ($173,000)
- Bridge Deck Preservation – 14 bridges ($600,000)

Consequences

- Increase in maintenance backlog
- Increase in pavement maintenance costs
- Decrease in service delivery
- Increase in liability
- Loss of experience and trained workers
- Loss of secured grant funds
- Decrease in public safety
- Decrease in productivity

Attachment D

Resolution urging the California Legislature and Governor to reject proposals that would shift billions of dollars of local revenue from counties

WHEREAS the Governor of California proposes to forcibly borrow billions of property tax dollars from counties and other local agencies as part of his state budget plan; and

WHEREAS California's adopted 2009-10 budget will delay through the entire first quarter of the fiscal year over one billion dollars in funds counties need to administer mandated health and human service programs and make federally required payments; and

WHEREAS the state's General Fund already benefits from over $6 billion annually of property tax revenues from counties that have traditionally funded county services; and

WHEREAS the state made no effort to end this taking of local revenue even as the General Fund was flush with multi-billion dollar surpluses; and

WHEREAS property tax dollars comprise over twenty percent of counties' general revenue and are the primary general fund source for every county in the state; and

WHEREAS county tax revenues including property taxes, sales and use taxes, and vehicle license fees have recently declined dramatically due to the global economic recession; and

WHEREAS little authority is given to counties to raise revenues independently of the state; and

WHEREAS counties throughout the state are therefore dealing with the extraordinary economic downturn and balancing their budgets honestly by cutting critical services, laying off valuable employees, and living within their means; and

WHEREAS counties and other local agencies provide the services most immediate to the lives of Californians; and

WHEREAS applications for health and human service programs that counties provide on the state's behalf—such as food stamps, homeless assistance, CalWORKs, Medi-Cal, and general assistance—are rising rapidly; and

WHEREAS the state has not increased funding for providing human service programs in nearly a decade despite large increases in counties' costs to administer them; and

WHEREAS the state has made little effort to repay the approximately one billion dollars owed to counties and other local agencies for state-mandated programs performed before 2004; and

WHEREAS the state's process for determining which mandates are reimbursable is so understaffed, inefficient, and structurally biased against local agencies that counties provide mandated services for as long as a decade without any reimbursement; and

WHEREAS recent significant changes in credit markets will make it difficult for counties to borrow money to make up for the revenue they would lose under this proposal, even though no county in the state has ever defaulted on its debt obligations; and

WHEREAS the proposal to forcibly borrow county funds would have far-reaching, long-term consequences for counties and the services they provide to every Californian while doing nothing to resolve the real and continuing problems with the state budget; and

WHEREAS the proposal would cut real services on which millions of Californians rely in a manner that would not save but in fact cost the state money in the medium-term since the forced loan must be repaid with interest; and

WHEREAS the California Constitution would require the state to repay this forced loan just as the recently enacted tax increases expire; and

WHEREAS to solve its structural deficit the state—like counties, cities, and special districts—must either cut programs, raise revenue, or find willing creditors to borrow money from on mutually agreeable terms; and

WHEREAS the State Legislature and the Governor have failed to resolve the State's structural budget deficit through an entire business cycle; and

WHEREAS economists expect a continued decline in state revenues beyond the beginning of an economic recovery and therefore by enacting this proposal the state would merely be shifting their problem into future fiscal years that will be bad enough without it; and

WHEREAS eighty-four percent of voters in a high-turnout general election expressed their desire that local property tax dollars remain in their communities to provide local services by voting for Proposition 1A (2004); now therefore be it

RESOLVED that the Contra Costa County Board of Supervisors will make extraordinary outreach efforts to educate the Governor, members of the Legislature, and all Californians—especially voters—about the exceptional consequences adopting this proposal would cause them; and be it

RESOLVED that the Contra Costa County Board of Supervisors unequivocally opposes any proposal to shift local revenue to the state, whether property tax, gas tax, a deferral of payments, or any other source.

JOHN CHIANG
California State Controller

May 29, 2009

The Honorable Arnold Schwarzenegger
Governor of California
State Capitol Building
Sacramento, CA 95814

The Honorable Darrell Steinberg
President Pro Tempore
State Capitol, Room 205
Sacramento, CA 95814

The Honorable Karen Bass
Speaker of the Assembly
State Capitol, Room 219
Sacramento, CA 95814

The Honorable Dennis Hollingsworth
California State Senate
State Capitol, Room 305
Sacramento, CA 95814

The Honorable Sam Blakeslee
California State Assembly
State Capitol, Room 4117
Sacramento, CA 95814

Dear Governor and Members:

As State Controller, it is my obligation to keep you apprised of the State's cash condition and alert you to the risks that threaten the State's ability to meet its payment obligations. Last Friday, I presented to the Budget Conference Committee a description of the critical status of the State's cash position. At that hearing, I outlined the costly and limited nature of the State's borrowing and cash management options and urged the adoption of a truly balanced budget as the only responsible approach to resolving the State's cash crisis.

Based on the May Revision revenue and expenditure estimates provided to us late last week by the Department of Finance and taking into account the actual cash receipts and expenditures my office tracks, it is clear the health of the State's treasury has significantly deteriorated since the adoption of the 2009-10 Budget Act a mere three months ago. Our latest projections show that beginning on July 29, California will not have the cash needed to meet all of its payment obligations. On that date, the State will be in the red by $317.1 million; two days later, on July 31, our cash deficit increases to a negative $1.02 billion.

300 Capitol Mall, Suite 1850, Sacramento, CA 95814 ♦ P.O. Box 942850, Sacramento, CA 94250 ♦ (916) 445-2636 ♦ Fax: (916) 322-4404
777 S. Figueroa Street, Suite 4800, Los Angeles, CA 90017 ♦ (213) 833-6010 ♦ Fax: (213) 833-6011
www.sco.ca.gov

As the attached chart demonstrates, the State's cash problems will only grow in severity in the subsequent months without Legislative action. The State will reach its lowest cash balance in April 2010, when we will fall short of meeting our payment obligations by nearly $22 billion. That is more than *four times* the $5.1 billion cash deficit we faced this past spring. But the painful options we used in February to ensure we had sufficient cash to make education and debt service payments required by the Constitution, federal law and court rulings – including delays in tax refunds and vendor payments and shutting down 5,300 public works projects – will not come close to providing an adequate solution in the coming months.

While there are 61 days between today and July 29, the time available to align the State's spending with its revenues is far less. There are three reasons:

(a) Cash solutions need time in order to be realized. For example, reductions in payments that occur later in the fiscal year cannot help the cash shortage we face in the beginning of the fiscal year.

(b) As a precautionary measure, I am preparing to sell Revenue Anticipation Warrants (RAWs) to address part of the cash shortage. While I would prefer to avoid them altogether, prudence demands contingency planning. To complete the borrowing needed by July 29, my office will have to meet with credit rating agencies and launch a major investor outreach effort in mid-June. Without credible budget and cash flow solutions in place, the rating agencies and potential investors who will be evaluating the credit risk of these securities will be highly skeptical about investing in California. It is also worth mentioning that the passage of Senate Bill 116 is a necessary component to a successful sale. Legislative inaction to remedy the budgetary imbalance can compromise the success of this sale or further increase what is expected to be the largest financing costs in the State's history.

(c) The State's chronic inability to resolve its structural budget deficit, the fact that the State has not had a positive cash balance since July 12, 2007, and has had to borrow internally from special funds, and the collapse of the global credit markets all have significantly limited the State's ability to borrow from Wall Street. Simply-stated, the State will not be able to borrow its way out of this crisis. Tough decisions cannot be avoided.

Because of these reasons, **I strongly urge you to take action no later than June 15th.**

Failure to immediately address the budget deficit and cash shortage will severely damage our already fragile fiscal position. A protracted stalemate would do immeasurable harm to our economy by potentially extending a recession that many economists predict will bottom out by early 2010. Inaction would create an even greater fiscal hardship for Californians, especially those businesses that provide goods to the State and those vulnerable individuals who depend on public health and social services. The ability of the State to discharge its most fundamental duties of protecting its citizens, educating its youth, and safeguarding its natural resources will be compromised.

Please recognize that only you, the Legislature and the Governor, can prevent the fiscal catastrophe that we face. You have a narrow window to address the State's budget and cash challenges, and I respectfully urge you to take prompt action. My office is at your service for any assistance we can provide.

Sincerely,

Original signed by,

JOHN CHIANG
California State Controller

cc: All Legislators
Enclosure(s)

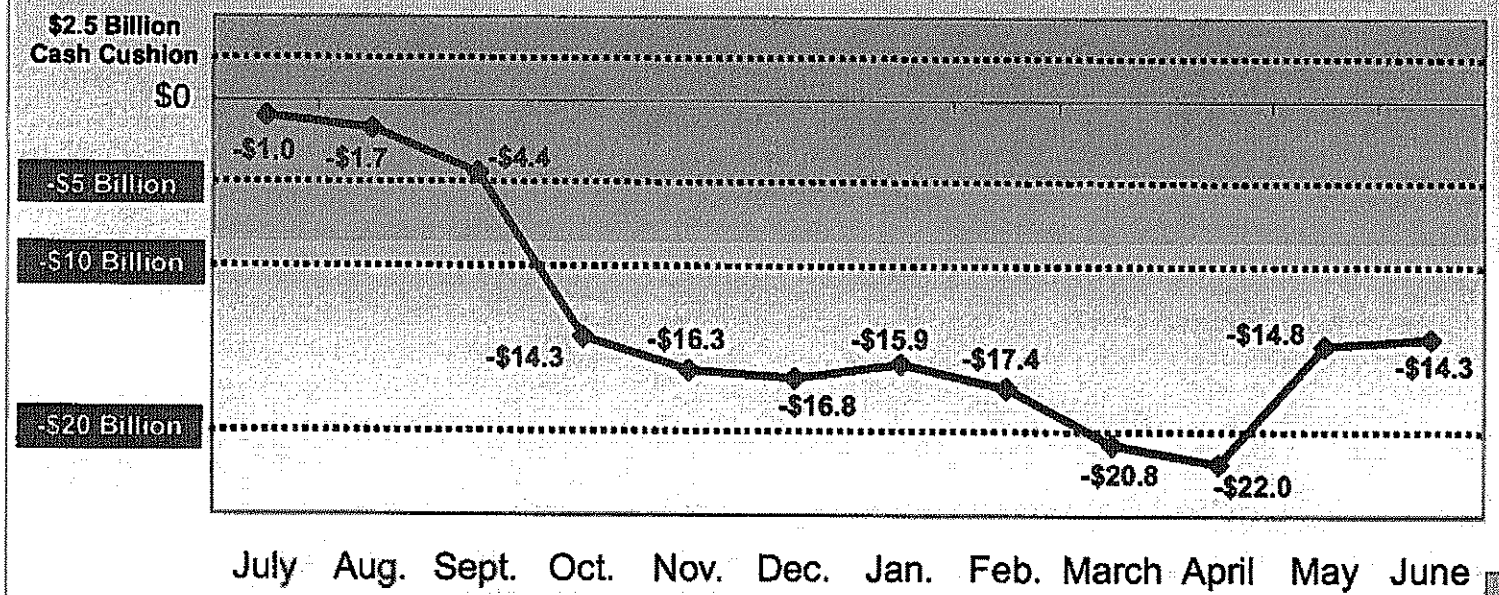
California's Cash Outlook

For the Months of July 2009 - June 2010

Based on 5/21/09 Department of Finance Cash Flow Data

(in Billions of Dollars)

Red Line = Available Cash at Low Point of Month (Based on DOF Cash Flow Data Provided on 5/21/09)



California State Controller's Office

OFFICE OF THE COUNTY ADMINISTRATOR
CONTRA COSTA COUNTY

TO: Legislation Committee
Supervisor Susan A. Bonilla, Chair
Supervisor Mary N. Piepho, Vice Chair

FROM: Lara DeLaney, Legislative Coordinator

DATE: June 4, 2009

SUBJECT: **Agenda Item #5: Status of 2009 State and Federal Legislation**

RECOMMENDATION

REVIEW the attached listings of bills of interest to the County.

RECOMMEND positions on bills to the Board of Supervisors, as appropriate.

ACCEPT the report on state and federal legislative matters.

BACKGROUND

Attached to this report is information about various bills in which the County may have an interest or on which the County has already taken a position. (*Attachment A: Various Bills; Attachment B: Water Bills; Attachment C: County Health Executives Association of California Hot Sheet.)* Additional information may be provided to the Committee regarding any of these bills or activities.

STATE LEGISLATIVE ACTIVITY

SB 686 (DeSaulnier): Environment, CEQA Exemption

Contra Costa County has enlisted the support of Senator DeSaulnier to introduce a bill that would address an inequity in CEQA guidelines related to infill development in unincorporated areas. The bill, SB 686, has passed out of the Senate and is now in the Assembly, where it will be critical to lobby for its passage. The County must engage in defending the bill and enlisting the support of allied counties, such as Sacramento, and legislators.

AB 155 (Mendoza): Bankruptcy Bill

AB 155 (Mendoza) passed out of the Assembly Appropriations Committee with amendments. While some of the amendments did provide clarification on the timeframes, the majority of the amendments did not resolve any of the concerns previously noted by UCC. The most concerning new amendments include charging local governments for the cost of the review, allowing CDIAC to make changes to existing labor contracts, and significant requirements on local governments to demonstrate the need for the review. The amendments are as follows:

- Revises the provisions regarding the documentation that local governments must send to CDIAC by providing that the local government must do all of the following:
  - Demonstrate that it is or will be unable to pay its undisputed debts.
  - Demonstrate that it has exhausted all options to avoid seeking relief under Chapter 9.
  - Detail a specific plan for restoring the soundness of the entity's financial plans.
- Provides that CDIAC must evaluate the information presented and publish its evaluation within 30 business days or in the case of an expedited request within 5 days.
- Provides that CDIAC in conducting its evaluation staff must specifically evaluate the extent to which the local public entity has done the following:
  - Demonstrated that is has exhausted other remedies.
  - Demonstrated that it has taken sufficient steps to reduce the negative consequences of its proposed bankruptcy relief.
  - Has anticipated the transfer of service responsibility to other local governments or parties.
  - Document the likely effect a successful petition will have on state and local finances, including the impact on credit access and debt service.
- Provides that CDIAC must conduct a public hearing to consider the request.
- Provides that if CDIAC approves a request, it may order the local government as a condition of approving the request, to limit the nature and extent of relief including all of the following:
  - May limit the changes to a contract.
  - May prohibit the abrogation of contracts.
  - May limit the amount of relief to ensure the protection of debt service payments.
- Provides that if CDIAC denies the request the Commission may assess the requesting entity a fee to cover the costs of the review.
- Provides that the state assumes no new or additional fiscal responsibilities for local entities that may apply to the commission for review.

Delta Water Issues

Roberta Goulart and Cathy Christian will provide an oral update on the County's Delta Water advocacy efforts.

Special Election Reimbursement

Cathy Christian, Candy Lopez and Steve Weir met with Senator DeSaulnier and Assemblymember Torlakson's Chief of Staff, Richard Zeiger, on, May 11, 2009. The purpose of the meeting was to request state reimbursement for the pending special vacancy election that will occur when/if Congressmember Ellen Tauscher is confirmed by the Senate as Assistant Secretary of State for Arms Control.

Such reimbursement has occurred in the past. However, the bill allowing for reimbursement had a sunset clause that took effect January 1, 2008.

As an alternative proposal to the request for reimbursement, Mr. Weir proposed legislation that would allow such special vacancy elections to be conducted all by mail as a local option. It is estimated that the County can potentially save 45% if we can conduct such elections all by mail. There was no interest in carrying a bill for reimbursement. In addition, Mr. Zeiger was not optimistic about an all-mail option as the Legislature has been steadfast in resisting any all-mail elections that would impact their members.

As to timing, Mr. Weir is expecting the Primary will be in September and the General run-off (if required) would be in November. (Precise timing depends upon the resignation and the window in which the Governor can call the election.)

As of now, Mr. Weir does not see any merit in further pursuit of reimbursement and/or modifications to the voting system (i.e; all-mail balloting).

Mr. Weir and his staff have been making changes in our voting processes (as outlined in his past e-mail to the Board). When the vacancy occurs (Senate confirmation), he will provide the Board of Supervisors with an updated cost estimate.

FEDERAL LEGISLATIVE ACTIVITY

Transportation Reauthorization Bill

Our federal lobbyist has reported that he is hearing that the House Transportation and Infrastructure Committee plans to mark-up the Transportation Reauthorization bill in Subcommittee on June 17, with full Committee proceeding on June 24. The bill may not be ordered reported, preserving the option of going back into mark-up if needed.

The High Priority Projects submitted by the County are likely to be included at full Committee. These projects include:

- Vasco Road ($20 million)
- East County Trail Network ($5 million)
- North Richmond Truck Route ($15.5 million)

Chairman Insists There Will Be No Highway Law Extensions

By Colby Itkowitz, CQ Staff, 6/4/09

In a bid to force lawmakers to make tough decisions in the next few months, the chairman of the House committee responsible for writing a new highway bill says he will not agree to extend the current law.

Transportation and Infrastructure Chairman James L. Oberstar, D-Minn., said in an interview that he will not sponsor or support an extension of surface transportation programs if a new long-term authorization bill cannot be completed by the Sept. 30 deadline.

Instead, Oberstar said late Tuesday, he would allow the programs to expire, and lawmakers would have to answer to states that lose their federal transportation support. "It all dies," Oberstar said.

That threat may be hard to sustain, particularly given the importance of infrastructure spending to create jobs during the current economic recession. Democratic leaders in both chambers would have the final say on the matter.

The last time Congress struggled to reauthorize federal highway and transit programs, lawmakers extended the prior law 12 times before enacting the current version in 2005. Oberstar said Congress too often uses short-term extensions as an excuse not to get its work done.

Oberstar had hoped to mark up this year's reauthorization bill before the Memorial Day recess, but he said it probably will be a few more weeks before a draft is ready for committee approval.

The Ways and Means Committee, which is responsible for the financing portion of the bill, may be holding hearings in July on the subject. Oberstar said he wouldn't move his bill to the floor without the funding piece attached.

The bill must also go through four Senate committees. But despite the odds, Oberstar was adamant about extensions. "I won't do it on Sept. 29," he said.

FMAP Funding Decision

It has been reported in the press that the Obama administration has announced that California is in compliance with ARRA. You may recall there was some question as to whether California would be in compliance with ARRA and be able to receive the FMAP funds because of the reduction in IHSS wages from the action taken in the February Budget.

CJS – Department of Justice – COPS – Methamphetamine Initiative

On June 4, we learned from our federal advocate, Paul Schlesinger, that the House Appropriations Subcommittee for Commerce, Justice, and Science marked-up the bill and included **$200,000** for our project in that mark-up.

The full Committee may mark this bill up on June 9. However, our lobbyist indicated that he would not be surprised if that slips because they generally do not go to full Committee until they have several bills to mark up; and at this point CJS is the only bill to come out of Subcommittee.

If it does get marked up next week, it would likely go to the House floor before the July 4th recess. Senate Appropriations Committee does not typically take up a bill until it has passed the House.

In general, Congressional Democratic leadership has indicated its intention to get all the Appropriations bills done, separately, before October 1.

Below is an article from the California Institute for Federal Policy Research providing more detail about the bill, followed by an article related to health care reform.

Appropriations: House Subcommittee Marks Up Commerce, Justice, Science Bill

The House Appropriations Commerce, Justice, Science, and Related Agencies Subcommittee approved its FY2010 appropriations bill by voice vote on June 4, 2009. The bill provides a total of $64.4 billion in discretionary spending, about a 7 percent increase over the current FY2009 level, and about $200 million below the President's budget request.

Although details of the markup are not yet available, the Subcommittee was not expected to stray too much from Chairman Alan Mollohan's (WV) proposed mark. The mark called for funding of $400 million for the State Criminal Alien Assistance Program (SCAAP), which the President's budget had proposed eliminating. California historically receives over 40 percent of SCAAP funding for partial reimbursement of the costs of incarcerating criminal undocumented immigrants. The mark provided a total of about $3.4 billion for all state and local law enforcement programs, an increase of almost $197 million over FY09 funding.

The bill also provides funding of $298 million for the COPS hiring program, which when combined with the $1 billion provided for the program in the economic stimulus Recovery Act (ARRA), will put 7,000 new officers on the streets. Total funding for the Department of Justice will be about $27.75 billion, roughly six percent more than in FY09.

Funding of $6.94 billion was provided for the National Science Foundation, about $109 million short of the President's proposed $555 million increase for NSF, but still a seven percent increase over FY09 levels. NASA is set to receive about $18.2 billion, a two percent increase over 2009 levels. Total funding in the bill for investments in science, technology and innovation is $30.6 billion, an increase of $1.0 billion over last year. Within overall science funding, the bill

provides over $1 billion for science, technology, engineering and math – or STEM – education For climate change, the bill provides $2.0 billion, an increase of $64.6 million over last year's level.

Full Committee mark up of the bill may come as early as next week, with floor consideration during the week of June 15, 2009. The House hopes to pass all 12 appropriations bills before adjourning for the August work period.

Health Care: Finance Committee Addresses Health Care In Series of Roundtable Discussions

On May 5, 2009, the Senate Finance Committee held the second discussion in a series of round table discussions on overhauling the health care system.

Policy and industry experts addressed the question of how to extend coverage to the 46 million currently uninsured Americans and to lower health care costs for Americans who are insured today. Stakeholders discussed proposals to strengthen public health care programs like Medicaid and to create subsidies for low income Americans to get health coverage. The discussion examined ways to help small businesses to afford insurance for their employees and to reform the individual and small group health insurance markets. It also explored options that would make it easier for individuals and small businesses to shop for and find affordable coverage. The Committee Chairman, Sen. Max Baucus (MT), said that expanding health care coverage to uninsured Americans will reduce costs for everyone in the system.

Senators also discussed overhauling regulation of the insurance market so health plans would not be able to deny coverage to or discriminate against patients with pre-existing conditions, and about creating an option for Americans to purchase a public health insurance plan and various ways to structure that plan.

Chairman Baucus has said that he intends to mark up health care reform legislation in the Finance Committee in June. The second roundtable will be held on May 12, 2009 and will focus on the challenges and opportunities of financing comprehensive health care reform.

CONTRA COSTA COUNTY
LEGISLATION TRACKING REPORT

CA AB 12

AUTHOR: Beall [D]
TITLE: Fostering Connections to Success Act
LAST AMEND: 04/29/2009
DISPOSITION: Pending
LOCATION: Assembly Appropriations Committee
SUMMARY:

Relates to the licensing of foster family homes and community care facilities in which nonminor dependents of the Juvenile Court are placed, independent living settings and placement for nonminor dependents, the procedures for a nonminor dependent to remain under the court's jurisdiction, the approval of relative or nonrelative homes for placement of nonminor dependents, related long-term foster care, the repeal of the KinGAP Program, AFDC-FC benefits eligibility, and the Adoption Assistance Program.

NOTES: Board supported on 4/28/09

CA AB 22

AUTHOR: Torres [D]
TITLE: Computer Hacking: Punishment
LAST AMEND: 04/14/2009
DISPOSITION: Pending
COMMITTEE: Senate Public Safety Committee
HEARING: 06/09/2009 9:30 am
SUMMARY:

Amends existing law which imposes a criminal penalty on any person who, among other things, knowingly accesses and without permission takes, copies, or makes use of any data from a computer, computer system, or computer network, as defined, or takes or copies any supporting documentation, whether existing or residing internal or external to a computer, computer system, or computer network. Increases the fine for a felony conviction.

NOTES: Supv. Bonilla wants to consider support

CA AB 45

AUTHOR: Blakeslee [R]
TITLE: Distributed Generation: Small Wind Energy Systems
LAST AMEND: 04/13/2009
DISPOSITION: Pending
LOCATION: SENATE
SUMMARY:

Authorizes a local agency to provide for the installation of small wind energy systems and to establish a process for the issuance of conditional use permits for these systems. Authorizes the agency to impose conditions on the installation. Provides an application approval process for a local agency which has not established such permit process. Authorizes a local agency to require a system be removed if it is inoperable for a specified period of time.

NOTES: CSAC requested comments

CA AB 87

AUTHOR: Davis [D]
TITLE: Single Use Carryout Bags
LAST AMEND: 04/27/2009
DISPOSITION: Pending
LOCATION: Assembly Appropriations Committee
SUMMARY:

Prohibits a store from providing a single use carryout bag, including a green

carryout bag, to a customer unless the store charges a fee at the point of sale. Exempts certain customers from paying the fee. Establishes the Bag Pollution Fund in the State Treasury. Requires the manufacturer of a single use carryout bag to develop educational materials to encourage the reducing, reusing and recycling of single use bags. Requires specified entities to implement the program and collect the fee.

NOTES: Supv. Bonilla wants to consider support

CA AB 143

AUTHOR: Jeffries [R]
TITLE: Property Taxation: Replicated Tax Payments: Return
LAST AMEND: 06/03/2009
DISPOSITION: Pending
COMMITTEE: Senate Revenue and Taxation Committee
HEARING: 06/10/2009 1:30 pm
SUMMARY:

Authorizes an owner of record to instruct a property tax collector, by written request, to refund a replicated payment on a current assessment to the tendering party who is not an owner of record, if that tendering party is known at the time the request is made by the owner of record.

CA AB 155

AUTHOR: Mendoza [D]
TITLE: Local Government: Bankruptcy Proceedings
LAST AMEND: 06/01/2009
DISPOSITION: Pending
LOCATION: SENATE
SUMMARY:

Provides that a local public entity may only file under federal bankruptcy law with the approval of the State Debt and Investment Advisory Commission.

NOTES: OPPOSE requested by CSAC. Recommendation from Leg?

CA AB 166

AUTHOR: Lieu [D]
TITLE: Vessels
DISPOSITION: Pending
LOCATION: SENATE
SUMMARY:

Increases the minimum fine for a person to abandon a vessel upon a public waterway or public or private property without the express or implied consent of the owner or person in lawful possession or control of the property. Allows the moneys in the Abandoned Watercraft Abatement Fund to be used for the abatement and removal of such vessels. Prohibits the state from assuming liability for any injuries or damages to a person or entity, public or private, connected to or resulting from processing or disposal.

NOTES: BOS supports; sending support letter

CA AB 222

AUTHOR: Adams [R]
TITLE: Energy: Biofuels
LAST AMEND: 05/28/2009
DISPOSITION: Pending
LOCATION: SENATE
SUMMARY:

Modifies the definition of in-state renewable electricity generation facility under the Public Interest Research, Development, and Demonstration Program to include a facility that uses conversion at a biorefinery. Amends the definition of solid waste facility under the Integrated Waste Management Act of 1989 to include a biorefinery. Authorizes a locality to include solid waste diverted to a

biorefinery in meeting a requirement to divert solid waste through source reduction, recycling, and composting.

NOTES: Supervisor Bonilla has been requested to support; to Dingman

CA AB 237

AUTHOR: Carter [D]
TITLE: Vehicles: Inspection of Loads: Metal Products
LAST AMEND: 04/23/2009
DISPOSITION: Pending
COMMITTEE: Senate Transportation and Housing Committee
HEARING: 06/09/2009 1:30 pm
SUMMARY:

Makes provisions of existing law, which authorizes the Highway Patrol to stop a vehicle transporting specified products to determine whether the driver is in legal possession of the load, applicable with regard to a vehicle that is transporting metal products. Authorizes a member of a city police department and a member of the county sheriff's office to stop and inspect vehicles transporting loads.

NOTES: Supv. Bonilla wants to consider support

CA AB 268

AUTHOR: Gaines (R)
TITLE: Onsite Sewage Treatment Systems
LAST AMEND: 04/13/2009
DISPOSITION: Pending
LOCATION: Assembly Environmental Safety and Toxic Materials Committee
SUMMARY:

Repeals provisions of the Porter-Cologne Water Quality Control Act regarding regulations or standards for the permitting and operation of specified onsite sewage treatment systems.

NOTES: Board supported on 4/28/09

CA AB 286

AUTHOR: Salas [D]
TITLE: Vehicles: Additional Registration Fees
DISPOSITION: Pending
LOCATION: SENATE
SUMMARY:

Amends existing law that imposes, as a county option with certain exceptions, an additional fee and an additional service fee on all commercial motor vehicles, and continuously appropriates the money to fund local programs relating to vehicle theft crimes to extend the fee and continuous appropriation. Requires a related year-end report by each participating county to the Controller to include specified information.

NOTES: Board supported on 4/28/09

CA AB 307

AUTHOR: Cook [R]
TITLE: Business Licenses: Ice Cream Truck Operation
LAST AMEND: 03/23/2009
DISPOSITION: Pending
COMMITTEE: Senate Local Government Committee
HEARING: 06/17/2009 9:30 am
SUMMARY:

Prohibits a city or county from issuing a license to operate an ice cream truck to any person who is required to register as a sex offender.

NOTES: Supervisor Bonilla wants to consider support; Referred to SO

CA AB 333

AUTHOR: Fuentes [D]
TITLE: Land Use: Subdivisions Maps: Expiration Dates
LAST AMEND: 05/04/2009
DISPOSITION: Pending
LOCATION: SENATE
SUMMARY:

Relates to the Subdivision Map Act for controlling the subdividing of land. Extends the applicable expiration date for any vesting tentative map, in addition to a tentative map, generally, that has not expired as of the date adding such provision and that will expire before a specified date.

NOTES: Review requested by CSAC

CA AB 462

AUTHOR: Price [D]
TITLE: Public Postsecondary Education: Fees: Tax Levy
DISPOSITION: Failed
LOCATION: ASSEMBLY
SUMMARY:

Establishes the College Affordability Act of 2009. Limits the systemwide tuition and fees charged to resident undergraduate students at the California State University System and the University of California. Limits any increases in statewide tuition and fees to the annual percentage change in the Consumer Price Index for the prior year. Creates the College Affordability Funding Accountability Panel.

NOTES: Supv. Bonilla wants to consider support

CA AB 682

AUTHOR: Lowenthal B [D]
TITLE: In-Home Supportive Services Program: Fraud
LAST AMEND: 06/01/2009
DISPOSITION: Pending
LOCATION: SENATE
SUMMARY:

Requires the State Department of Health Care Services to allocate a specified number of personnel positions for purposes of evaluating the implementation of existing law provisions relating to in-home supportive services program fraud. Requires the State Department of Social Services to produce and deliver a report to the Legislature that contains prescribed information relating to fraud in the program, with respect to convictions occurring between specified dates.

NOTES: Refer to IHSS for comment/analysis

CA AB 720

AUTHOR: Caballero [D]
TITLE: Land Use: Housing Element
LAST AMEND: 05/14/2009
DISPOSITION: Pending
LOCATION: SENATE
SUMMARY:

Relates to the planning and zoning law and units that are rehabilitated with committed assistance that are to be included in the housing element program. Authorizes a city or county to include weatherization and energy efficiency improvements as part of its efforts to substantially rehabilitate a unit. Modifies the definition of committed assistance. Extends the date for a local government providing such assistance must report to various entities. Relates to housing element amendment requirements.

CA AB 827

AUTHOR: Yamada [D]
TITLE: Records
LAST AMEND: 05/06/2009
DISPOSITION: Pending
LOCATION: SENATE
SUMMARY:

Authorizes a county board of supervisors to impose a fee for the archiving of historical county records, including, but not limited to, records pertaining to real property, local agency meetings and actions, roads and other public works, and other records of general public or historical interest.

NOTES: Sent to Steve Weir for recommendation... should support.

CA AB 831

AUTHOR: Monning [D]
TITLE: State Auditor: Confidential Records
LAST AMEND: 05/11/2009
DISPOSITION: Pending
LOCATION: Assembly Business and Professions Committee
SUMMARY:

Relates to confidentiality of records related to and obtained in the course of duties imposed on the office of the State Auditor. Clarifies the individuals, including contractor employees, state and local governmental, or publicly created entity officers and employees subject to conformity with those confidentiality provisions.

NOTES: CSAC Recommends Oppose; sent to Auditor's Office

CA AB 985

AUTHOR: De La Torre [D]
TITLE: Real Property: Discriminatory Restrictions
DISPOSITION: Pending
COMMITTEE: Senate Judiciary Committee
HEARING: 06/16/2009 1:00 pm
SUMMARY:

Requires a title insurance company involved in any transfer or real property that provides a copy of any deed or other written instrument that contains any discriminatory provision that purports to forbid, restrict, or condition the right of any person or persons to sell, buy, lease, rent, use, or occupy the property to cause that provision to be stricken from the deed or other instrument.

NOTES: Steve Weir may pursue Support from BOS

CA AB 1019

AUTHOR: Beall [D]
TITLE: Alcohol-Related Services Program
LAST AMEND: 04/29/2009
DISPOSITION: Pending
LOCATION: Assembly Health Committee
SUMMARY:

Establishes the Alcohol-Relates Services Program and related fund. Authorizes the State Board of Equalization to assess and collect specified fees from every person who is engaged in business in this state and sells alcoholic beverages or resale. Requires the fees be deposited into the fund. Appropriates those moneys for the alcohol-related services programs established under this legislation. Authorizes establishing, contracting, or grants for the establishment of services under the program.

NOTES: Referred to Finance Com on 4/28 BOS agenda

CA AB 1129

AUTHOR: Hagman [R]
TITLE: Firearms: Concealed Firearms

DISPOSITION: Pending
LOCATION: SENATE
SUMMARY:

Provides a procedure for the temporary revocation of an identification certificate or an endorsement on the certificate authorizing a retired peace officer to carry a concealed and loaded firearm for conduct that compromises public safety. provides a hearing process to determine if revocation should be made permanent.

NOTES: Supv. Bonilla wants to consider support

CA AB 1409

AUTHOR: Perez J [D]
TITLE: Public Contracts: County Highways: Work Authorizations
LAST AMEND: 06/02/2009
DISPOSITION: Pending
LOCATION: SENATE
SUMMARY:

Relates to public contract requirements. Revises the provision authorizing the work on certain county highway contracts to be done by purchasing the material and having the work done by day labor, only after advertising and requesting bids, and the board of supervisors passing a resolution making a specified finding, or purchasing the material and having the work done by specified employees.

NOTES: CSAC Recommends Oppose. BOS Opposed.

CA AB 1445

AUTHOR: Chesbro [D]
TITLE: Medi-Cal: Health Centers and Rural Health Clinics
LAST AMEND: 06/01/2009
DISPOSITION: Pending
LOCATION: SENATE
SUMMARY:

Amends existing law that relates to Medi-Cal reimbursement per-visit rates for benefits for federally qualified health center and rural health clinic services. Provides a certain maximum numbers of visits taking place on the same day at a single location shall be reimbursed under certain conditions. Requires an FQHC or RHC that currently includes the cost of encounters with more than one health professional that take place on the same day at a single location as constituting a single visit.

NOTES: BOS supported on 5/12

CA AB 1487

AUTHOR: Hill [D]
TITLE: Inmate Medical Expenses
LAST AMEND: 04/02/2009
DISPOSITION: Pending
LOCATION: SENATE
SUMMARY:

Provides for fees for inmate medical expenses. Require that any amount collected for an inmate-initiated medical visit in excess of a specified amount be placed into the county inmate welfare fund.

NOTES: Supv. Bonilla wants to consider support; Referred to HSD for monitoring

CA ACA 9

AUTHOR: Huffman [D]
TITLE: Local Government Bonds: Special Taxes: Voter Approval
LAST AMEND: 04/27/2009
DISPOSITION: Pending

COMMITTEE: Assembly Revenue and Taxation Committee
HEARING: 06/15/2009 1:30 pm
SUMMARY:

Proposes and amendment to the Constitution. Changes the voter-approval requirement for special taxes to authorize a city, county, or special district to impose a special tax with the approval of 55% of its voters voting on the tax. Lowers the voter-approval threshold for a city, county, city and county, or special district to incur bonded indebtedness, exceeding in one year the income and revenue provided in that year, that is in the form of general obligation bonds to fund specified public improvements.

NOTES: Referred to Finance Com on 4/28 BOS agenda

CA SB 40

AUTHOR: Correa [D]
TITLE: Personal Information: Social Security Numbers
LAST AMEND: 03/31/2009
DISPOSITION: Pending
COMMITTEE: Assembly Judiciary Committee
HEARING: 06/09/2009 10:00 am
SUMMARY:

Amends existing law that relates to the presenting of a document for recording of filing with a county recorder to provide that a document containing more than the last 4 digits of a social security number is not entitled for recording. Requires a support judgment abstract to contain only the last 4 digits of the social security number of the person order to pay.

CA SB 114

AUTHOR: Liu [D]
TITLE: Medi-Cal: Independent Foster Care Adolescents
LAST AMEND: 05/19/2009
DISPOSITION: Pending
LOCATION: Senate Appropriations Committee
SUMMARY:

Relates to Medi-Cal benefits to independent foster care adolescents. Specifies that if the Department of Health Care Services exercises a specified option in existing law, specified independent foster care adolescents would be deemed eligible for the benefits and would be automatically enrolled without requiring a new application or interruption in coverage. Requires the department to develop and implement a simplified form for the annual redetermination of benefits.

NOTES: Leg Com recommends support; BOS supported on 5/5

CA SB 250

AUTHOR: Florez [D]
TITLE: Dogs and Cats: Spaying and Neutering
LAST AMEND: 05/28/2009
DISPOSITION: Pending
LOCATION: ASSEMBLY
SUMMARY:

Provides that every dog owner shall secure a license for the dog and that no person may own, keep, or harbor an unsterilized dog. Makes it unlawful for any person who owns, keeps or harbors any unsterilized cat of a specified age to allow or permit such cat to roam at large. Requires an owner or custodian who offers any unsterilized dog or cat for sale, trade or adoption to meet specified requirements. Relates to spaying or neutering of unaltered cats.

CA SB 326

AUTHOR: Strickland T [R]
TITLE: Land Use: Housing Element
LAST AMEND: 04/13/2009

DISPOSITION: Pending
LOCATION: ASSEMBLY
SUMMARY:

Amends the Planning and Zoning Law which requires each city, county, and city and county to prepare and adopt a general plan that contains certain elements, including a housing element that analyzes existing and projected housing needs and provides a statement of goals, objectives, policies, resources, and programs for the maintenance, preservation, improvement, and development of housing. Requires the housing element to include a quantification of a locality's existing and projected foreclosure rate.

NOTES: Cathy wants us to consider; CSAC opposes

CA SB 346

AUTHOR: Kehoe [D]
TITLE: Hazardous Materials: Motor Vehicle Brake Materials
LAST AMEND: 06/01/2009
DISPOSITION: Pending
LOCATION: ASSEMBLY
SUMMARY:

Requires a survey of the concentration levels of nickel, zinc, copper and antimony in motor vehicle brake friction materials. Establishes a maximum allowable concentration level of lead and other minerals. Require copper monitoring. Prohibits the sale of vehicle brake friction materials containing specified constituents including cadmium, lead and mercury in certain amounts and concentrations. Requires a fee for each new axle brake sold. Requires the keeping of accurate books, records and accounts.

NOTES: CCCWP Supports; support letter requested
Position: Support *04/06/2009*

CA SB 406

AUTHOR: DeSaulnier [D]
TITLE: Land Use: Environmental Quality
LAST AMEND: 05/28/2009
DISPOSITION: Pending
LOCATION: ASSEMBLY
SUMMARY:

Changes the membership of the Planning Advisory and Assistance Council. Requires the council work with other entities to facilitate the development and implementation of sustainable communities strategies or regional blueprint projects. Authorizes a municipal planning organization, council of governments, or county transportation commission and a subregional council to impose a surcharge on motor vehicle registration to provide grants to local entities for implementation of a regional blueprint plan.

CA SB 459

AUTHOR: Wolk [D]
TITLE: Tidelands and Submerged Lands: Removal of Vessels
LAST AMEND: 05/06/2009
DISPOSITION: Pending
LOCATION: ASSEMBLY
SUMMARY:

Authorizes the State Lands Commission to remove watercraft left unattended and moored or beached as to obstruct traffic or create a hazard immediately and without notice. Authorizes the Commission to remove and dispose from areas under its jurisdiction watercraft that have been placed on state lands without its permission if the commission gives notice. Specifies that specified related property is considered abandoned property. Requires abandoned property sale proceeds be deposited in the General Fund.

NOTES: Supervisor Piepho wants reviewed with AB 166

CA SB 575

AUTHOR: Steinberg [D]
TITLE: Local Planning: Housing Element
LAST AMEND: 05/04/2009
DISPOSITION: Pending
LOCATION: ASSEMBLY
SUMMARY:

Amends existing law that requires different types of local governments to revise the housing elements of their general plans in accordance with specific schedules. Requires all other local governments to adopt the 5th revision of the housing element 5 years after a specified date. Specifies the schedule for all local governments to adopt subsequent revisions of the housing element. Authorizes the adjust for the deadlines for subsequent revisions so the deadlines occur according to a specified formula.

NOTES: This may be SB 375 clean-up and opportunity for SB 686

CA SB 676

AUTHOR: Wolk [D]
TITLE: Local Fees
LAST AMEND: 05/12/2009
DISPOSITION: Pending
LOCATION: ASSEMBLY
SUMMARY:

Increases the fee that may be charged by a county recorder acting as a filing officer for purposes of the Uniform Federal Lien Registration Act. Authorizes the county clerk to charge a fee per filing for certain wildlife permits. Increase the fees a county recorder may charge, the maximum registration fee for a defendant represented by appointed counsel, administrative costs of collecting restitution, for supporting a minor while in an institution and for sealing a juvenile record.

NOTES: Support requested by sponsor. BOS supported on 5/12

CA SB 678

AUTHOR: Leno [D]
TITLE: Criminal Recidivism
LAST AMEND: 04/16/2009
DISPOSITION: Pending
LOCATION: Assembly Public Safety Committee
SUMMARY:

Authorizes each county to establish a Community Corrections Performance Incentive Fund (CCPIF) and requires the State to annually allocate money into each county's fund to be used for improving probation supervision practices and capacities. Requires the Director of Finance to calculate the amount of money to be appropriated into a CCPIF. Requires community corrections programs to be developed and implemented as advised by a Community Corrections Partnership which shall include certain local officials.

NOTES: CSAC and UCC requested comments; Probation supports

CA SB 686

AUTHOR: DeSaulnier [D]
TITLE: Environment: CEQA Exemption
DISPOSITION: Pending
LOCATION: Assembly Natural Resources Committee
SUMMARY:

Makes a technical nonsubstantive changes to a provision of the Environmental Quality Act. Exempts from the provisions of the Acts regarding the addition or deletion of a class of projects.

NOTES: Our sponsored legislation for CEQA exemption for infill

CA SB 763

AUTHOR: Walters [R]
TITLE: Land Use: Subdivision Maps
LAST AMEND: 04/13/2009
DISPOSITION: Pending
LOCATION: Senate Local Government Committee
SUMMARY:

Amends the Subdivision Map Act. Extends the applicable expiration date for any vesting tentative subdivision or parcel map that has been approved, that has not expired on the date the bill is effective and that will expire before a certain date.

NOTES: Referred to DCD for analysis/comment

CA SB 810

AUTHOR: Leno [D]
TITLE: Single-Payer Health Care Coverage
LAST AMEND: 04/23/2009
DISPOSITION: Pending
LOCATION: Senate Appropriations Committee
SUMMARY:

Establishes the State Healthcare System to be administered by the newly created State Healthcare Agency under the control of a Healthcare Commissioner appointed by the Governor. Makes all residents eligible for specified health care benefits under the system, which would, on a single-payer basis, negotiate for or set fees for health care services provided through the system and pay claims for them. Extends the application of insurance fraud laws to providers of services and products under the system.

NOTES: BOS supported 3-2 on 5/19

CA SCA 18

AUTHOR: Liu [D]
TITLE: Local Government: Property-Related Fees.
DISPOSITION: Pending
COMMITTEE: Senate Elections, Reapportionment and Constitutional Amendments Committee
HEARING: 06/16/2009 1:30 pm
SUMMARY:

Proposes an amendment to the Constitution to exclude fees and charges for stormwater and urban runoff management from voter approval requirements for the imposition or increase of a property-related fee or charge by a local government.

NOTES: CSAC requests support. Sent support letter.

Copyright (c) 2009 State Net. All rights reserved.

CONTRA COSTA COUNTY
LEGISLATION TRACKING REPORT

WATER BILLS

CA AB 13

AUTHOR: Salas [D]
TITLE: Sacramento-San Joaquin Delta Conservancy
LAST AMEND: 04/29/2009
DISPOSITION: Pending
LOCATION: SENATE
SUMMARY:

Establishes the Sacramento-San Joaquin Delta Conservancy to restore, maintain, and enhance ecosystems, including habitats, wildlife corridors, native species, and open space, in the Sacramento-San Joaquin Delta and Suisun Marsh, and to develop and implement projects to address the economic viability of the Delta region, consistent with a comprehensive Delta sustainability program.

STATUS:

06/03/2009 In ASSEMBLY. Read third time. Passed ASSEMBLY. *****To SENATE.

CA AB 25

AUTHOR: Gilmore [R]
TITLE: Water Quality: Minimum Civil Penalties
LAST AMEND: 04/02/2009
DISPOSITION: Pending
LOCATION: Assembly Environmental Safety and Toxic Materials Committee
SUMMARY:

Prohibits the State Water Resources Control Board or a regional board from imposing a mandatory minimum penalty for a violation of the federal Clean Water Act or the Porter-Cologne Water Quality Control Act for which an action to impose liability is not requested or imposed by those boards within a certain time from notice of the violation. Authorizes those boards, in lieu of assessing penalties on a small publicly owned treatment works (POTW), to require the POTW to spend that amount on compliance.

STATUS:

04/21/2009 In ASSEMBLY Committee on ENVIRONMENTAL SAFETY AND TOXIC MATERIALS: Not heard.

CA AB 39

AUTHOR: Huffman [D]
TITLE: Sacramento-San Joaquin Delta
LAST AMEND: 04/02/2009
DISPOSITION: Pending
LOCATION: SENATE
SUMMARY:

Require the State Delta and Ecosystem Water Council to prepare a plan to implement the Delta Vision Strategic Plan issued by the Delta Vision Blue Ribbon Task Force in October 2008, and to submit that plan to the Legislature prior to a specified date.

STATUS:

06/03/2009 In ASSEMBLY. Read third time. Passed ASSEMBLY. *****To SENATE.

CA AB 49

AUTHOR: Feuer [D]

TITLE: Agricultural Water Management Planning
LAST AMEND: 06/01/2009
DISPOSITION: Pending
LOCATION: SENATE
SUMMARY:

Relates to water conservation measures, programs, and incentives that prevent the water waste and promote reasonable and efficient use and reuse. Requires the state to achieve specified reduction in urban per capita water use. Requires urban retail water suppliers to develop urban and interim urban water use targets and for agricultural water suppliers to implement water use efficiency best management practices. Relates to agricultural water management planning and standardized water use reporting.

STATUS:

06/03/2009 In ASSEMBLY. Read third time. Passed ASSEMBLY. *****To SENATE.

CA AB 55

AUTHOR: Jeffries [R]
TITLE: Water Supply Planning
DISPOSITION: Pending
LOCATION: Assembly Water, Parks and Wildlife Committee
SUMMARY:

Revises the definition of "project" under the California Environmental Quality Act to provide that specified business, commercial, hotel or motel, industrial, manufacturing, and mixed-use developments are within the scope of that definition only if the projected water demand of the development would be equivalent to, or greater than, the amount of water required by a 500 dwelling unit project, as determined by the public water system.

STATUS:

02/05/2009 To ASSEMBLY Committees on WATER, PARKS AND WILDLIFE and LOCAL GOVERNMENT.

CA AB 139

AUTHOR: Brownley [D]
TITLE: Los Angeles County Flood Control District: Fees
LAST AMEND: 05/07/2009
DISPOSITION: Pending
LOCATION: Assembly Local Government Committee
SUMMARY:

Authorizes the Los Angeles County Flood Control District to impose a fee to pay the costs and expenses of carrying out projects and providing services to improve water quality and reduce stormwater and urban runoff in the district. Requires any fee imposed be levied and collected, together with taxes for county purposes, and the revenues paid into the county treasury to the credit of the district. Requires funds to be allocated solely for authorized purposes and in compliance with specified provisions.

STATUS:

05/13/2009 In ASSEMBLY Committee on LOCAL GOVERNMENT: Not heard.

CA AB 262

AUTHOR: Bass [D]
TITLE: American Recovery and Reinvestment Plan: Energy
LAST AMEND: 04/14/2009
DISPOSITION: Pending
LOCATION: SENATE
SUMMARY:

Requires that any moneys received by the state pursuant to the federal

American Recovery and Reinvestment Act of 2009 that are directed for energy-related activities, programs, or projects, be administered by the state's energy and water agencies, and adhere to the principle of accountability while also adhering to existing state policies to promote energy efficiency and promote water conservation, renewable energy and green job training.

STATUS:

06/02/2009 In ASSEMBLY. Read third time. Passed ASSEMBLY. *****To SENATE.

CA AB 300

AUTHOR: Caballero [D]
TITLE: Subdivisions: Water Supply
LAST AMEND: 04/20/2009
DISPOSITION: Pending
LOCATION: SENATE
SUMMARY:

Requires a public water system, or, if none exists, a local agency, to review and verify for accuracy a housing subdivider's water savings projections attributable to voluntary demand management measures. Authorizes the public water agency to collect fees necessary to provide the additional analysis. Requires any city, county, or system preparing a water supply assessment to reduce projected water demand for the project to an amount below the current statutory, regulatory, and local-ordinance requirements.

STATUS:

05/28/2009 In ASSEMBLY. Read third time. Passed ASSEMBLY. *****To SENATE.

CA AB 301

AUTHOR: Fuentes [D]
TITLE: Vended Water
LAST AMEND: 04/01/2009
DISPOSITION: Pending
COMMITTEE: Senate Health Committee
HEARING: 06/10/2009 1:30 pm
SUMMARY:

Relates to quality, reporting and labeling standards for bottled water and private water sources and limits the levels of certain contaminants that may be contained in such products. Requires each applicant for a license as a water-bottling plant or private water source to provide to the Department of Public Health specified information. Requires the department to annually compile a listing of such information and make it available to the public.

STATUS:

05/21/2009 To SENATE Committees on HEALTH and ENVIRONMENTAL QUALITY.

CA AB 410

AUTHOR: De La Torre [D]
TITLE: Recycled Water
LAST AMEND: 03/23/2009
DISPOSITION: Pending
LOCATION: SENATE
SUMMARY:

Relates to the Safe Drinking Water, Water Quality and Supply, Flood Control, River and Coastal Protection Bond Act of 2006 that provides funds to certain hydrologic regions for preparation of salt and nutrient management plans consistent with the recycled water policy of the State Water Resource Control Board. Sets a target to recycle a total of a specified amount of acre feet of water per year by the year 2020, and by another total amount of acre feet by

the year 2030.

STATUS:

06/01/2009 In ASSEMBLY. Read third time. Passed ASSEMBLY. *****To SENATE.

CA AB 450

AUTHOR: De La Torre [D]
TITLE: Recycled Water: Oil Refineries
LAST AMEND: 04/21/2009
DISPOSITION: Pending
LOCATION: Assembly Appropriations Committee
SUMMARY:

Declares that the use of potable domestic water for oil refineries is a waste or unreasonable use of water if suitable recycled water is available and prohibits a person or public agency from doing so. States that it is the intent of the Legislature to provide incentives to facilitate compliance with these provisions.

STATUS:

05/28/2009 In ASSEMBLY Committee on APPROPRIATIONS: Heard, remains in Committee.

CA AB 474

AUTHOR: Blumenfield [D]
TITLE: Water Efficiency Improvements
LAST AMEND: 05/18/2009
DISPOSITION: Pending
LOCATION: SENATE
SUMMARY:

Authorizes the legislative body of any public agency to designate an area within which authorized city officials and free and willing property owners may enter into contractual assessments to finance the installation of water efficiency improvements that are permanently fixed to real property. Requires that notice be provided of a hearing to any entity providing water or energy within the boundaries of the proposed area.

STATUS:

05/21/2009 In ASSEMBLY. Read third time. Passed ASSEMBLY. *****To SENATE.

CA AB 642

AUTHOR: Huber [D]
TITLE: Conservancies: Sacramento-San Joaquin Delta
LAST AMEND: 04/13/2009
DISPOSITION: Pending
LOCATION: Assembly Natural Resources Committee
SUMMARY:

Establishes the Sacramento-San Joaquin Delta Conservancy to undertake activities related to the Delta and Suisun Marsh, including measures identified in the Delta sustainability program to restore and manage habitat in the Delta and Suisun Marsh. Prescribes the management, powers and duties of the conservancy. Provides that expenses of the conservancy may be paid from funds appropriated by the Legislature or from gifts, donations,bequests or other public and private sources.

STATUS:

04/27/2009 In ASSEMBLY Committee on NATURAL RESOURCES: Failed passage.

04/27/2009 In ASSEMBLY Committee on NATURAL RESOURCES: Reconsideration granted.

NOTES: SJ BOS looking at; Apparently the bill is dead.

CA AB 687

AUTHOR: Salas [D]
TITLE: Tijuana River Valley Conservancy
LAST AMEND: 04/16/2009
DISPOSITION: Pending
LOCATION: Assembly Natural Resources Committee
SUMMARY:

Enacts the Tijuana River Valley Conservancy Act. Establishes in the Natural Resources Agency the Tijuana River Valley Conservancy. Specifies the composition of the board of the conservancy. Requires the Conservancy to oversee the implementation of a comprehensive Tijuana River Valley cleanup and restoration program.

STATUS:

04/16/2009	To ASSEMBLY Committee on NATURAL RESOURCES.
04/16/2009	From ASSEMBLY Committee on NATURAL RESOURCES with author's amendments.
04/16/2009	In ASSEMBLY. Read second time and amended. Re-referred to Committee on NATURAL RESOURCES.

CA AB 752

AUTHOR: Arambula [D]
TITLE: State Water Pollution Control Revolving Fund
LAST AMEND: 06/03/2009
DISPOSITION: Pending
COMMITTEE: Senate Environmental Quality Committee
HEARING: 06/15/2009 1:30 pm
SUMMARY:

Applies the same definition of severely disadvantaged communities contained in the State Drinking Water, Water Quality And Supply, Flood Control, River and Coastal Protection Bond Act of 2006 to the provisions governing expenditure of moneys in the State Water Pollution Control Revolving Fund Small Community Grant Fund.

STATUS:

06/03/2009	From SENATE Committee on ENVIRONMENTAL QUALITY with author's amendments.
06/03/2009	In SENATE. Read second time and amended. Re-referred to Committee on ENVIRONMENTAL QUALITY.

CA AB 900

AUTHOR: De Leon [D]
TITLE: Statements of Water Diversion and Use
LAST AMEND: 04/28/2009
DISPOSITION: Pending
LOCATION: SENATE
SUMMARY:

Relates to a requirement that each person who diverts water file with the State Water Resources Control Board a prescribed statement of diversion and use. Deletes an exception to the statement requirement included in the consumptive use data for the delta lowlands. Adds an exception to the statement requirement for surface water diversion from the Sacrament-San Joaquin Delta. Imposes record requirements on any surface water diversion within the Delta but, not on certain diversions outside the Delta.

STATUS:

06/02/2009	In ASSEMBLY. Read third time. Passed ASSEMBLY. *****To SENATE.

CA AB 934

AUTHOR: Gilmore [R]
TITLE: San Joaquin Valley: Water Supply

DISPOSITION: Pending
LOCATION: Assembly Second Reading File
SUMMARY:

Requires the Department of Water Resources to study the economic impacts of water supply reduction in specified counties in the San Joaquin Valley, and to report its findings to the Legislature.

STATUS:

05/28/2009 In ASSEMBLY Committee on APPROPRIATIONS: Heard, remains in Committee.

CA AB 969

AUTHOR: Calderon C [D]
TITLE: Recycled Water
DISPOSITION: Pending
LOCATION: Assembly Water, Parks and Wildlife Committee
SUMMARY:

Changes the statewide goal for recycled water to an unspecified number of acre-feet of water per year by the year 2020. Makes changes to findings and declarations under the act.

STATUS:

03/26/2009 To ASSEMBLY Committee on WATER, PARKS AND WILDLIFE.

CA AB 1061

AUTHOR: Lieu [D]
TITLE: Common Interest Developments: Water-Efficient Landscape
LAST AMEND: 05/27/2009
DISPOSITION: Pending
COMMITTEE: Senate Transportation and Housing Committee
HEARING: 06/16/2009 1:30 pm
SUMMARY:

Provides that a provision of any of the governing documents of a common interest development shall be void and unenforceable if it prohibits, or includes conditions that have the effect of prohibiting, the use of low water-using plants as a group, or has the effect of prohibiting or restricting compliance with a local water efficient landscape ordinance or water conservation measure.

STATUS:

05/27/2009 From SENATE Committee on TRANSPORTATION AND HOUSING with author's amendments.

05/27/2009 In SENATE. Read second time and amended. Re-referred to Committee on TRANSPORTATION AND HOUSING.

NOTES: Supervisor Gioia testified in support

CA AB 1165

AUTHOR: Yamada [D]
TITLE: Flood Protection
LAST AMEND: 05/14/2009
DISPOSITION: Pending
LOCATION: SENATE
SUMMARY:

Revises provisions of existing law relating to the Central Valley Flood Protection Board. Relates to the board's monitoring of progress on a flood protection system, the number of board members that makes a quorum, ex parte communications with other persons or organizations, hearings on permits that may affect the State Plan of Flood Control, and the removal or modification of an encroachment on levees, channel, or other flood control works, and specified watershed flood control financial assistance.

STATUS:

05/28/2009 In ASSEMBLY. Read third time. Passed ASSEMBLY.

*****To SENATE.

CA AB 1187

AUTHOR: Huffman [D]
TITLE: Safe, Clean, Reliable Drinking Water Supply Act of 2010
DISPOSITION: Pending
LOCATION: Assembly Water, Parks and Wildlife Committee
SUMMARY:

Enacts the Safe, Clean, Reliable Drinking Water Supply Act of 2010 which would authorize, for the purposes of financing specified water supply reliability and water source protection programs, the issuance of bonds in a specified amount pursuant to the State General Obligation Bond Law. Provides the act, if approved by the voters, requires establishing and imposing a fee on users of water to be used for the purposes of the act.

STATUS:

03/26/2009 To ASSEMBLY Committee on WATER, PARKS AND WILDLIFE.

CA AB 1221

AUTHOR: Nielsen [R]
TITLE: Water
DISPOSITION: Pending
LOCATION: ASSEMBLY
SUMMARY:

States the intent of the Legislature to enact legislation that would modify existing laws relating to water in the state.

STATUS:

02/27/2009 INTRODUCED.

CA AB 1242

AUTHOR: Ruskin [D]
TITLE: State Water Policy
LAST AMEND: 05/04/2009
DISPOSITION: Pending
LOCATION: SENATE
SUMMARY:

Declares that it is the established policy of the state that every human being has the right to clean, affordable,and accessible water on an equitable basis, that is adequate for the health and well-being of the individual and family. Requires relevant state agencies, including the Department of Water Resources, the State Water Resources Control Board, and the State Department of Public Health to revise, adopt, or establish policies, regulations, and grant criteria to further this policy.

STATUS:

05/28/2009 In ASSEMBLY. Read third time. Passed ASSEMBLY.
*****To SENATE.

CA AB 1294

AUTHOR: Monning [D]
TITLE: State Water Resources Development System
DISPOSITION: Pending
LOCATION: ASSEMBLY
SUMMARY:

Makes technical, nonsubstantive changes to existing law which authorizes the issuance of bond funds for the purposes of the Water Resources Development Bond Act.

STATUS:

02/27/2009 INTRODUCED.

CA AB 1365

AUTHOR: Berryhill T [R]

TITLE: Sacramento-San Joaquin Delta
LAST AMEND: 04/13/2009
DISPOSITION: Pending
LOCATION: Assembly Water, Parks and Wildlife Committee
SUMMARY:

Amends existing law allowing a private party to agree to convey an interest in real property to the state to mitigate adverse impacts to the environment resulting from development or other permitted activities. Makes an appropriation to the Department of Water Resources for the purposes of acquiring land in the Sacramento-San Joaquin Delta in order to implement improvements relating to flood control, habitat enhancement, reduction of greenhouse gas emissions, recreation, and sustainability.

STATUS:

04/13/2009	To ASSEMBLY Committee on WATER, PARKS AND WILDLIFE.
04/13/2009	From ASSEMBLY Committee on WATER, PARKS AND WILDLIFE with author's amendments.
04/13/2009	In ASSEMBLY. Read second time and amended. Re-referred to Committee on WATER, PARKS AND WILDLIFE.

CA AB 1371

AUTHOR: Smyth [R]
TITLE: Reasonable Use of Water: Generating Facilities
LAST AMEND: 04/29/2009
DISPOSITION: Pending
LOCATION: Assembly Natural Resources Committee
SUMMARY:

Declares that the use of potable domestic water for cooling towers that are part of a generating facility that is an eligible renewable energy resource is a reasonable use of water if certain conditions are met.

STATUS:

04/29/2009	In ASSEMBLY. Read second time and amended. Re-referred to Committee on NATURAL RESOURCES.

CA AB 1408

AUTHOR: Krekorian [D]
TITLE: Subdivisions: Water Demand Mitigation Fund
LAST AMEND: 04/30/2009
DISPOSITION: Pending
FILE: A-12
LOCATION: Assembly Inactive File
SUMMARY:

Requires a city or county to include as a condition in any tentative map a requirement that a subdivision have a sufficient water supply available or that sufficient water supplies will be made available through a Water Conservation Demand Fund held by the public water system. Authorizes the public water supplier to collect fees necessary to provide analysis of water conservation measures. Requires the water system to use moneys in the Fund on water conservation measures to offset the project demand.

STATUS:

06/03/2009	In ASSEMBLY. Reconsideration granted.
06/03/2009	In ASSEMBLY. To Inactive File.

CA AB 1426

AUTHOR: Fuller [R]
TITLE: Flood Control: Bonds
DISPOSITION: Pending
LOCATION: Assembly Water, Parks and Wildlife Committee
SUMMARY:

Amends the Reclamation Board Bond Act that authorizes the issuance of bonds of the Sacramento and San Joaquin Drainage District and authorizes the board to levy assessments on land in the district to pay the principal and interest of the bonds, and if the assessment is not paid by specified dates, the parcel of land may be sold during a specified time frame from the date of delinquency. Extends the time required before a delinquent sale can occur.

STATUS:

04/02/2009 To ASSEMBLY Committee on WATER, PARKS AND WILDLIFE.

CA AB 1438

AUTHOR: Conway [R]
TITLE: Safe Drinking Water State Revolving Fund
LAST AMEND: 05/04/2009
DISPOSITION: Pending
LOCATION: SENATE
SUMMARY:

Relates to the safe drinking water state revolving fund. Allows the establishment of a wellhead protection account within the fund. Requires the Department of Public Health to set and publish the maximum grant amounts for the planning, engineering studies, environmental documentation, design, or construction of a single project. Includes fire flow as part of the water demand in the definition of reasonable amount of growth to serve the water demand.

STATUS:

06/01/2009 In ASSEMBLY. Read third time. Passed ASSEMBLY. *****To SENATE.

CA ACA 12

AUTHOR: Logue [R]
TITLE: Water: Area of Origin Statutes
DISPOSITION: Pending
LOCATION: Assembly Water, Parks and Wildlife Committee
SUMMARY:

Prohibits the Legislature from amending, repealing, or changing the scope or effect of any provisions designating areas within which water originates, unless the bill is passed in each house by a 2/3 vote of the membership of each house.

STATUS:

04/20/2009 To ASSEMBLY Committees on WATER, PARKS AND WILDLIFE, RULES and APPROPRIATIONS.

CA SB 12

AUTHOR: Simitian [D]
TITLE: Clean Drinking Water and Water Supply Security
LAST AMEND: 06/02/2009
DISPOSITION: Pending
LOCATION: ASSEMBLY
SUMMARY:

Enacts the Sacramento-San Joaquin River Delta, Clean Drinking Water, Water Supply Security, and Environmental Improvement Act of 2009. Establishes the Delta Ecosystem and Water Council to advance the coequal goals of restoring the Delta Ecosystem and creating a more reliable water supply in the state. Requires the council to prepare and adopt a plan referred to as the Delta Ecosystem and Water Plan to carry out the requirement of the act.

STATUS:

06/03/2009 In SENATE. Read third time. Passed SENATE. *****To ASSEMBLY.

CA SB 229

AUTHOR: Pavley [D]
TITLE: California Water Commission

LAST AMEND: 06/01/2009
DISPOSITION: Pending
LOCATION: ASSEMBLY
SUMMARY:

Relates to the California Water Commission. Revises membership and functions. Requires the commission to serve as lead agency to implement projects recommended by the final environmental impact report of the Bay-Delta Conservation Plan, or delegate these responsibilities. Requires prioritizing of goals for the Sacramento-San Joaquin Delta. Requires a per-acre-foot fee on water diversions within the Sacramento-San Joaquin Delta watershed, and a fee on any water conveyed.

STATUS:

06/03/2009 In SENATE. Read third time. Passed SENATE. *****To ASSEMBLY.

CA SB 261

AUTHOR: Dutton [R]
TITLE: Water Use
LAST AMEND: 05/28/2009
DISPOSITION: Pending
LOCATION: ASSEMBLY
SUMMARY:

Requires an urban water supplier to develop and implement a water use efficiency and efficient water resources management plan to reduce residential potable water use in a specified manner or achieve extraordinary water use efficiency. Requires the supplier or regional water management group to report its related progress. Enacts the Comprehensive Urban Water Efficiency Act. Requires the convening of a task force to develop best management practices for commercial and industrial uses to achieve reductions.

STATUS:

06/03/2009 In SENATE. Read third time. Passed SENATE. *****To ASSEMBLY.

CA SB 283

AUTHOR: DeSaulnier [D]
TITLE: Dept. of Water Resources: Recycled Water Systems
LAST AMEND: 05/12/2009
DISPOSITION: Pending
LOCATION: ASSEMBLY
SUMMARY:

Revises the date that the Department of Water Resources is required to adopt and submit regulations to establish a state version of a specified appendix of the Uniform Plumbing Code to provide design standards to safely plumb buildings with both potable and recycled water systems to the State Building Standards Commission. Requires the department to review and update the regulations.

STATUS:

06/02/2009 In SENATE. Read third time, urgency clause adopted. Passed SENATE. *****To ASSEMBLY.

CA SB 301

AUTHOR: Florez [D]
TITLE: Water Supply Reliability and Ecosystem Recovery
DISPOSITION: Pending
LOCATION: Senate Natural Resources and Water Committee
SUMMARY:

Enacts the Water Supply Reliability and Ecosystem Recovery Restoration Act. Authorizes, for the purpose of financing specified water supply reliability and

ecosystem recovery and restoration programs, the issuance of bonds pursuant to the State General Obligation Bond Law. Provides for submission of the bond act to the votes.

STATUS:

03/05/2009 To SENATE Committee on NATURAL RESOURCES AND WATER and ENVIRONMENTAL QUALITY.

CA SB 371

AUTHOR: Cogdill [R]
TITLE: Safe, Clean, Reliable Drinking Water Supply Act of 2009
DISPOSITION: Pending
LOCATION: Senate Natural Resources and Water Committee
SUMMARY:

Enacts the Safe, Clean, Reliable Drinking Water Supply Act of 2009 which would authorize, for the purposes of financing specified water supply reliability and water source protection programs, the issuance of bonds pursuant to the State General Obligation Bond Law.

STATUS:

03/05/2009 To SENATE Committees on NATURAL RESOURCES AND WATER and ENVIRONMENTAL QUALITY.

CA SB 456

AUTHOR: Wolk [D]
TITLE: Safe, Clean, Reliable Drinking Water Supply Act
DISPOSITION: Pending
LOCATION: Senate Natural Resources and Water Committee
SUMMARY:

Enacts the Safe, Clean, Reliable Drinking Water Supply Act of 2010. Authorizes for the purposes of financing specified water supply reliability and water source protection programs, the issuance of bonds pursuant to the State General Obligation Bond Law.

STATUS:

03/12/2009 To SENATE Committees on NATURAL RESOURCES AND WATER and ENVIRONMENTAL QUALITY.

CA SB 457

AUTHOR: Wolk [D]
TITLE: Sacramento-San Joaquin Delta
LAST AMEND: 06/01/2009
DISPOSITION: Pending
LOCATION: ASSEMBLY
SUMMARY:

Requires the Delta-Protection Commission to require all general plans of cities and counties within the Delta, and the resource management plan, to be consistent with any new Delta management plan the commission may create or adopt. Authorizes the commission to impose a fee on any water diversion within the Delta watershed, and on water conveyed through or around the Delta. Requires the commission to request participation of federal agencies in liaison capacities to better access specified issues.

STATUS:

06/03/2009 In SENATE. Read third time. Passed SENATE. *****To ASSEMBLY.

NOTES: Sent a letter on 4/8/09 to Wolk

CA SB 458

AUTHOR: Wolk [D]
TITLE: Sacramento-San Joaquin Delta Conservancy
LAST AMEND: 06/02/2009
DISPOSITION: Pending

LOCATION: ASSEMBLY

SUMMARY:

Establishes the Sacramento-San Joaquin Delta Conservancy to support efforts that advance both environmental protection and economic well-being of Delta residents, and to cooperate with other Delta governance entities. Requires the Conservancy be funded from the funds of a specified bond measure.

STATUS:

06/03/2009 In SENATE. Read third time. Passed SENATE. *****To ASSEMBLY.

NOTES: Sent a letter on 4/8/09 to Wolk, supporting in concept

CA SB 460

AUTHOR: Wolk [D]

TITLE: Water Management Plans

LAST AMEND: 04/30/2009

DISPOSITION: Pending

LOCATION: Senate Appropriations Committee

SUMMARY:

Requires, pursuant to the Urban Water Management Planning Act and the Agricultural Water Management Planning Act, respectively, urban water suppliers to include in their reports detailed descriptions and analysis of long-term plans to reduce water use. Requires agricultural water suppliers to prepare and adopt a water management plan. Creates an unspecified entity to develop a transparent process for collection and analysis of such information and to submit an annual report to the Legislature.

STATUS:

05/28/2009 In SENATE Committee on APPROPRIATIONS: Not heard.

CA SB 493

AUTHOR: Maldonado [R]

TITLE: Water Conservation

DISPOSITION: Pending

LOCATION: Senate Rules Committee

SUMMARY:

Declares legislative intent to enact legislation to promote water conservation.

STATUS:

03/12/2009 To SENATE Committee on RULES.

CA SB 498

AUTHOR: Cogdill [R]

TITLE: The State Water Resources Law

DISPOSITION: Pending

LOCATION: Senate Rules Committee

SUMMARY:

Makes technical, nonsubstantive changes to the State Water Resources Law relating to flood waters and the control, storage, and use of the state's water resources.

STATUS:

03/12/2009 To SENATE Committee on RULES.

CA SB 561

AUTHOR: Cogdill [R]

TITLE: Urban Water Suppliers: Water Management Plans

DISPOSITION: Pending

LOCATION: Senate Rules Committee

SUMMARY:

Makes technical, nonsubstantive changes to existing law which requires every urban water supplier to prepare and adopt an urban water management plan.

STATUS:

03/12/2009 To SENATE Committee on RULES.

CA SB 565

AUTHOR: Pavley [D]
TITLE: Water Recycling
LAST AMEND: 06/02/2009
DISPOSITION: Pending
LOCATION: ASSEMBLY
SUMMARY:

Requires the State Water Resources Control Board to develop a plan to ensure that a percentage of wastewater that is annually discharged in to the ocean is recycled and put to beneficial use. Imposes a fee on specified persons discharging wastewater in the ocean, the San Francisco Bay, or any other enclosed bay in the state, to be deposited into the Ocean Discharge Recycling Fund.

STATUS:

06/03/2009 In SENATE. Read third time. Passed SENATE. *****To ASSEMBLY.

CA SB 681

AUTHOR: Pavley [D]
TITLE: Water Diversion and Use
LAST AMEND: 06/01/2009
DISPOSITION: Pending
FILE: A-6
LOCATION: Senate Inactive File
SUMMARY:

Relates to the payment of fees for services by the Water Resources Control Board relating to water diversion and use, interim regulatory relief orders by the board and civil penalties for violations thereof, the monitoring of water diversions and uses and permits issued by the board, civil penalties for unauthorized diversions or uses of water, monitoring devices on diversions in the Sacramento-San Joaquin Delta, water diversion and use reporting, a diversion and use database, and cease and desist orders.

STATUS:

06/03/2009 In SENATE. Read third time. Failed to pass SENATE.
06/03/2009 In SENATE. Reconsideration granted.
06/03/2009 In SENATE. From third reading. To Inactive File.

CA SB 735

AUTHOR: Steinberg [D]
TITLE: Safe, Clean, Reliable Drinking Water Supply Act of 2010
DISPOSITION: Pending
LOCATION: Senate Natural Resources and Water Committee
SUMMARY:

Enacts the Safe, Clean, and Reliable Drinking Water Supply Act of 2010. Authorizes the issuance of bonds to finance a water supply reliability and water source protection program. Authorizes the Department of Water Resources to impose fees on water users.

STATUS:

03/19/2009 To SENATE Committees on NATURAL RESOURCES AND WATER and ENVIRONMENTAL QUALITY.

CA SB 736

AUTHOR: Pavley [D]
TITLE: Water Consumption Fee
DISPOSITION: Pending
LOCATION: Senate Natural Resources and Water Committee
SUMMARY:

Imposes on a person diverting or extracting more than an unspecified amount of water, a water resource consumption fee and deposits the proceeds in the Water Resources Consumption Fund.

STATUS:

03/19/2009 To SENATE Committee on NATURAL RESOURCES AND WATER.

CA SB 808

AUTHOR: Wolk [D]

TITLE: San Francisco Bay/Sacramento-San Joaquin Delta Estuary

DISPOSITION: Pending

LOCATION: Senate Natural Resources and Water Committee

SUMMARY:

Requires the State Water Resources Control Board to implement its resolution entitled the Strategic Workplan for Actions to Protect Beneficial Uses of the San Francisco Bay/Sacramento-San Joaquin Delta Estuary by commencing an investigation of the reasonableness of the methods of diversions from the Sacramento-San Joaquin Delta used by the State Water Project and the federal Central Valley Project.

STATUS:

03/19/2009 To SENATE Committee on NATURAL RESOURCES AND WATER.

Copyright (c) 2009 State Net. All rights reserved.

CHEAC Hot Sheet #10 – 2009
June 5, 2009

Bill Number Author Subject Last Amendment	Bill Status	Description	CHEAC Position
ASSEMBLY BILLS			
AB 54/Jeffries *EMS* Last amendment 3/26/09	*Location*: In Assembly Governmental Organization.	Requires the Department of Forestry and Fire Protection, Office of State Fire Marshall, State Board of Fire Services, Department of California Highway Patrol, the California Conservation Corps, and the Emergency Medical Services to form a working group to prepare a Governor's Reorganization plan to transfer the authorities and duties of the aforementioned departments to the California Emergency Management Agency.	O-3
AB 57/Price *Hospitals*	*Location*: In Senate Health Committee.	Requires DPH to establish a procedure for the collection and review of written staffing plans (excluding nurses) from UC hospitals.	Watch w/ Concerns
AB 217/Beall *Medi-Cal* *Alcohol/Drug* Last amendment 4/28/09	*Location*: Passed to the Senate.	Establishes the Medi-Cal Alcohol and Drug Screening & Brief Intervention Services Program to allow local funds to draw down federal funds via CPE. Funding obtained to be used to provide alcohol and drug screening and brief intervention services to Medi-Cal beneficiaries who are pregnant women or women of childbearing age.	S-3
AB 233/Smyth *Animal Control* Last amendment 5/4/09	*Location:* In Assembly Appropriations Committee on the Suspense File.	Allows a tax write off by a California taxpayer who adopts a pet from a qualified animal rescue organization (including county shelters).	S-2
AB 242/Nava *Animal Control* Last amendment 4/21/09	*Location*: Passed to the Senate.	Increases the prison time for people convicted of engaging in dog fighting activities while also increasing the penalties assessed for the act of watching a dogfight.	S-3
AB 342/Bass *Medi-Cal* *Hospitals* Last amendment 5/18/09	*Location:* In the Senate Health Committee.	Requires DHCS to submit a waiver to CMS to implement a demonstration project to strengthen the safety net, expand coverage and improve health outcomes.	Special Interest Bill
AB 486/Chesbro *Health Officers* *PHEP*	*Location*: In Senate Governmental Organization Committee. *Hearing*: Set for hearing **6/9/09**.	Extends the review period by the Board of Supervisors of a local state emergency declared by a health officer from 14 or 21 days to 30 days.	S-2

Attachment C

Bill Number Author Subject Last Amendment	Bill Status	Description	CHEAC Position
AB 517/Ma *Public Health* Last amendment 4/13/09	*Location*: Passed to the Senate.	Repeals existing state law on the practice of tattooing, body art and piercings. Would require all body art practioners to register with local EH departments and require these practioners to comply with specific requirements including the completion of a blood borne pathogens exposure control training program (with annual updates). Facilities are also required to have valid health permits issued by EH and must have infection prevention and control plans in place. Allows LHJs to collect fees sufficient to pay for the administration of these programs.	S-3
AB 657/Hernandez *Workforce* **Amended 6/2/09**	*Location*: Passed to the Senate.	Requires OSHPD to establish the Health Professions Workforce Task Force to assist in the development of a health professions workforce master plan.	S-2
AB 861/Ruskin *Simplified Contract* Last amendment 5/5/09	*Location*: Passed to the Senate.	Requires DPH, within existing resources, to develop and implement, in consultation with LHJ reps, a model consolidated and streamlined administration and contracting process with LHJs for programs in both the Center for Infectious Disease and the Center for Family Health.	S-2
AB 1076/Jones *Medi-Cal* Last amendment 5/5/09	*Location:* Passed to the Senate.	As part of the existing Disease Management Waiver DHCS must seek, the disease management benefit shall now also include a designation of a primary care provider as a patient's medical home. Also directs the DHCS director if such a program is implemented to expand the program to include Medi-Cal beneficiaries who meet certain conditions.	S-3
AB 1199/Ammiano *Health Care Master Plans* Last amendment 4/13/09	*Location:* In Assembly Health Committee.	Requires counties to establish a working group to create a local health care master plan to consider among other things equitable distribution of health care services, including services provided by hospitals, clinics and other providers within the county.	Watch w/ Concerns
AB 1201/M.Perez *Immunizations* Last amendment 4/28/09	*Location*: In Assembly Appropriations Committee on the Suspense File.	Compels health plans or insurers to fully reimburse physicians for their childhood immunization vaccine costs.	S-3
AB 1205/Logue *Injury Prevention*	*Location:* In Assembly Transportation Committee. Failed passage; reconsideration granted.	Exempts drivers, 18 years or older who has either completed a motorcyclist safety training program or has been issued a class M1 license from wearing a safety helmet while operating a motorcycle, motor-driven cycle or motorized bicycle.	O-2

Bill Number Author Subject Last Amendment	Bill Status	Description	CHEAC Position
AB 1269/Brownley *Medi-Cal* Last amendment 4/14/09	*Location*: Passed to the Senate.	Extends Medi-Cal eligibility for the disabled who become unemployed for an additional 26 weeks if FFP is provided.	S-3
AB 1445/Chesbro *Medi-Cal* Last amendment 4/15/09	*Location*: Passed to the Senate.	Allows reimbursement for a max of two visits to an FQHC or RHC on the same day and at the same location if the patient suddenly suffers and illness or injury subsequent to the first visit or if the patient has a medical visit and "another health visit" – meaning a face-to-face encounter with a clinical psychologist, licensed clinical social worker, dentist, dental hygienist or registered dental hygienist in alternative practice.	S-3
AB 1487/Hill *Jail Medical* Last amendment 4/2/09	*Location*: In the Senate Public Safety Committee.	Increases the fee that can be charged to an inmate's account for medical visits from $3 to $6.	SIA
AB 1503/Lieu *EMS*	*Location*: Passed to the Senate.	Creates a new physician and surgeon pricing policy for uninsured visits to the emergency room. Ties Maddy Fund reimbursements to these new provisions.	Watch w/ Concerns
SENATE BILLS			
SB 1/Steinberg *Children's Health Expansion* *CCS*	*Location:* In Senate Health Committee.	Expands children's health insurance. **Please note: CHEAC has concerns with the CCS provisions in the bill.**	Watch w/ Concerns
SB 4/Oropeza *Public Health* Last amendment 5/5/09	*Location:* In the Assembly Governmental Organization and Water, Parks and Wildlife Committees.	Bans smoking at state parks and beaches.	S-3
SB 114/Liu *Medi-Cal* Last amendment 5/19/09	*Location*: In Senate Appropriations Committee on the Suspense File.	Would deem independent foster children eligible for Medi-Cal upon their 18th birthday without interruption in their benefits.	S-3
SB 124/Oropeza *Public Health* Last amendment 4/30/09	*Location:* Passed to the Assembly.	Codifies current regulations on school bus idling into statute with the aim of reducing public exposure to diesel exhaust particulate matter.	S-3

Bill Number Author Subject Last Amendment	Bill Status	Description	CHEAC Position
SB 152/Cox *Medi-Cal* *Mental Health* Last amendment 4/14/09	*Location:* In Assembly Health Committee.	Would require DMH to send a reimbursement claim to the Controller for fee-for-service county mental health managed care contractors within 90 days. Interest accrues on unpaid claims and would come out of DMH's budget.	S-3
SB 208/Steinberg *Medi-Cal* *Hospitals*	*Location:* In the Assembly Health Committee.	Requires DHCS to submit a waiver to CMS to implement a demonstration project to strengthen the safety net, expand coverage and improve health outcomes.	Special Interest Bill
SB 318/Calderon *Animal Control* Last amendment 5/28/09	*Location*: Passed to the Assembly.	Provides procedures for the forfeiture of property connected with the crime of dog fighting.	S-3
SB 601/Padilla *Tobacco* Last amendment 5/18/09	*Location*: In Senate Appropriations Committee on the Suspense File.	Restricts new retail tobacco licenses for businesses located within 600 feet of public or private elementary or secondary schools.	S-2
SB 769/Alquist *Public Health* Last amendment 5/28/09	*Location:* Passed to the Assembly.	Provides that for FY 09/10 federal funding received pursuant ARRA for chronic disease prevention and wellness be allocated to DPH for local health jurisdictions.	Special Interest Bill
SB 810/Leno *Health Care Reform* Last amendment 4/23/09	*Location*: In Senate Appropriations Committee on the Suspense File.	Establishes the California Healthcare System to be administered by the newly created CA Healthcare Agency under the control of an elected Healthcare Commissioner. Makes all CA residents eligible for specified health care benefits under the system, which would, on a single-payer basis, negotiate for or set fees for health care services provided through the system and pay claims for those services. Requires the commissioner to seek all necessary waivers, exemptions, agreements or legislation to allow various existing federal, state and local health care payments to be paid to the system. Creates a health insurance policy board. Allows the Healthcare Commissioner to determine city and county contributions to the program. Other provisions.	SIA
SBX3 24/Alquist *Medi-Cal*	Signed by Governor. Chapter 24, Statutes of 2009.	Repeals the change from annual to semi-annual Medi-Cal eligibility determinations for children in order to qualify for the enhanced FMAP funding in the federal stimulus package.	S-1

Definitions of Legislative Terms

Chaptered – A bill passed by the Legislature and signed into law by the Governor.

Concurrence – The approval by the house of origin of a bill that was amended in the opposite house.

Dead Bill – A bill that has not passed out of it's house of origin by the end of January of the second-year of the two-year legislative session. (Please note all deadlines may be waived by Legislative leadership.)

Failed Passage – A bill that has been voted on in either a committee or assembly or senate floor and did not receive a majority vote. An urgency measure or tax increase must receive 2/3 vote on the floor.

Gut and Amend – An amended bill where the previous legislative language is removed and replaced with entirely new subject matter.

Held in Committee – Status of a bill that is heard in committee but no action is taken.

Inactive File – A bill ready for floor consideration but placed on a dormant list upon the author's request.

Interim Study – The assignment of a bill's subject matter to the appropriate committee for study during the period the Legislature is not in session.

Reconsideration Granted – A motion giving the opportunity to take another vote on a bill that has failed passage in a committee hearing or floor session.

Rules Committee – All bills are initially referred to this committee in each house for policy committee assignments.

Spot Bill (or intent bill) – A bill that proposes nonsubstantive changes to a code section in a particular subject area. Often used as a legislative vehicle later in the legislative session for ideas not fully fleshed out when the bill is introduced.

Suspense File – Bills meeting a certain appropriation threshold in fiscal committees are placed on the suspense file. Fiscal committees in each house hold a special hearing close to the fiscal committee deadlines (late May and August) to determine which bills will come off the suspense file and move forward. The decision on each bill is pre-determined by leadership and the committee vote is mostly a formality.

Two-Year Bill – A bill that has not passed out of its house of origin policy or appropriations committee by designated deadlines in the first year of a two-year legislative session. (Please note all deadlines may be waived by Legislative leadership.)

CHEAC Legislative Position Chart

S - 1 **Strong Support**	**S - 2** **Soft Support**	**S - 3** **Discretionary Support**	**SIA** **Support if Amended**
O - 1 **Strong Oppose**	**O - 2** **Soft Oppose**	**O - 3** **Discretionary Oppose**	**OUA** **Oppose Unless Amended**
WC **Watch with Concerns**	**W - SIB** **Watch - Special Interest Bill**	**W** **Watch**	**R/BB** **Refer/Bring Back**