



Legislative Update and 2023 Legislative Guidelines

OCTOBER 11, 2022

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Overview

- Federal Update
- State Update
- 2023 Legislative Guidelines
- Tentative 2023 Legislative Workplan
- Recommendation



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**State Legislative
Summary
October 11, 2022**

Sacramento General Overview 2022

The Legislative Session ended on August 31st and Governor acted on all bills passed by the Legislature on September 30th

Breakdown of Bill Data

- 2,055 bills introduced
- Legislature passed 1,166 (excluding resolutions and constitutional amendments)
- Governor signed 997 bills into law and vetoed 169
- Veto rate higher than prior years (16% in 2022 vs. 7.8% in 2021)

New Legislature convenes in January 2023 with many new members in both chambers



Adopted Budget Provisions

2022 State Budget:

- \$307.9 billion in total spending, near \$100 billion surplus (\$49 billion for discretionary use)
- One-time spending formulas

Healthcare
expansion

\$9.5 billion
inflation relief
rebate

\$2 billion for
housing
investments

Building
reserves/rainy
day fund

\$19 billion
multi-year
climate
package

City of Palo Alto Successful Requests



\$2,000,000

Newell Road Bridge
Replacement
Through Senator
Becker



\$5,200,000

Replacement of Fire
Station 4
Through Assembly
Member Berman

City of Palo Alto Funding Success - Homekey



Project Homekey Round 2:
\$26,559,533

2022 Legislative Session: Major Themes

Climate
Resiliency

Housing and
Land Use

Behavioral
Health

Brown Act
Reform

Public Safety

High Profile Legislative Outcomes: Housing and Land Use

SB 6 (Caballero): Middle Class Housing Act of 2022

Establishes housing as an allowable use on any parcel zoned for office or retail uses so long as developers use a skilled and trained workforce

Signed into Law – Effective July 2023

AB 2011 (Wicks): Affordable Housing and High Road Jobs Act of 2022

Create a ministerial, streamlined approval process for 100% affordable housing projects in commercial zones and for mixed-income housing projects along commercial corridors.

Signed into Law – Effective July 2023

AB 2097 (Friedman) Residential, commercial, or other development types: parking requirements.

Prohibits public agencies from imposing minimum automobile parking requirements on specified residential, commercial and other developments located within one-half mile of public transit.

Signed into Law – Effective January 2023

City of Palo Alto Formal Positions: Open Meetings

SB 1100 (Cortese) Open Meetings; orderly conduct

Authorizes the presiding member of a legislative body conducting a meeting, or their designee, to remove an individual for disrupting the meeting, and defines “disrupting” for these purposes.

City Position: Support

Signed into Law – Effective January 2023

AB 1944 (Lee) Local government: open and public meetings

Allows, until January 1, 2030, members of a legislative body of a local agency to use teleconferencing without noticing their teleconference locations and making them publicly accessible under certain conditions.

City Position: Support

Status: Did not advance

City of Palo Alto Formal Positions: Open Meetings Cont.

AB 2449 (Rubio) Open meetings: local agencies: teleconferences

Allows, until January 1, 2026, members of a legislative body of a local agency to use teleconferencing without noticing their teleconference locations and making them publicly accessible under certain conditions.

City Position: Support

Signed into Law – Effective January 2023

AB 2647 (Levine) Local government: open meetings

Exempts local agencies from making materials available for public inspection at the time they distribute them to members of the legislative body less than 72 hours before the meeting, if the agency meets certain requirements.

City Position: Support

Signed into Law – Effective January 2023

City of Palo Alto Formal Positions: Public Safety

SB 960 (Skinner) Public employment: peace officers: citizenship

Eliminates the requirement that a person be a United States citizen or a permanent resident in order to become a peace officer and instead requires that the person be legally authorized to work in the United States per federal law.

City Position: Support

Signed into Law – Effective January 2023

SB 1000 (Becker) Law enforcement agencies: radio communications

Requires, no later than January 1, 2024, a law enforcement agency (LEA) to ensure any non-confidential radio communications are accessible to the public.

City Position: Support

Status: Did not Advance

City of Palo Alto Formal Positions: Community Services

AB 1737 (Holden) Children's camps: local registration and inspections

Requires, on or before January 1, 2024, CDSS, in consultation other departments and stakeholders, to provide a report to the Legislature that includes information regarding topics related to the health and safety of children attending children's camps and recommendations for developing and issuing requirements for the regulatory oversight of children's camps.

City Position: Support with Comments

Status: This bill went through numerous iterations of amendments. Ultimately, the Author decided to place the bill on the inactive file. It did not progress out of the Legislature.

AB 2259 (Berman) Foster youth: substance use disorders

Requires the California Department of Social Services (CDSS), in collaboration with the Department of Health Care Services (DHCS), and upon appropriation by the Legislature, to establish a grant program to fund the development and implementation of evidence-based models and promising practices to serve foster youth with substance use disorders who are residing in family-based settings.

City Position: Support

Status: Did not Advance

City of Palo Alto Formal Positions: Transportation

AB 2181 (Berman) Santa Clara Valley Transportation Authority: board of directors

Makes changes to the Board of the Santa Clara Valley Transportation Authority (VTA). The major provisions include

- a) Two county representatives who are community members and appointed by the president of the board of supervisors of Santa Clara County.
 - b) Five representatives of the City of San Jose, including at least two city council members or the mayor and two community members, appointed by the mayor with city council approval.
 - c) Five representatives of the other cities in the county, including at least two community members and two city council members or mayors of those cities, elected through a ranked choice voting process by the city councils of those cities, as specified.
- 2) Authorizes the VTA board to include ex officio nonvoting members from regional transportation or governmental bodies and increases the terms of the board members to four years.

City Position: Oppose with Comments

Status: Did not Advance

Looking Ahead: 2023 Legislative Session

Beginning of a new
2-Year Session

Potential changes in
budget reserves

New class of
Legislators and
possible changes to
leadership

Continued focus on
issue areas of
behavioral health,
housing production,
and tax reform

Palo Alto Legislative Strategy

1. Continue strategic engagement on legislative priorities
2. Proactive advocacy for funding requests
3. Opportunities for Coalition Building

Questions and Comments



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The Committee can also recommend adding to the “Environmental” or “Other” Section, the 10/3/2022 City Council S/CAP action of:

“Support government action to expand the workforce in trades and technical disciplines necessary to support building and vehicle electrification and grid modernization.”

(Note: this is also in the Utilities Legislative Guidelines as of 10/3/22)

The City of Palo Alto’s 2023~~32~~ Federal and State Legislative

These Guidelines reflect and activate the City Council’s priorities; they do not supplant them. They work to guide staff and the City’s legislative advocates on issues that are important to the City Council, and ~~fairly~~ likely to become a legislative issue. These Guidelines are not rank-ordered and are meant to allow for a flexible and quick response by staff and advocates, without the need to return to the City Council to seek guidance. The Guidelines work in conjunction with the City Council-approved Advocacy Process Manual and the City Council action to do “Strategic Weighing in on Issues of Interest” (June 22, 2021 [CMR 12344](#); [Minutes](#)).

The below **Foundational Principles** represent the ideals that form the core of the City’s policy agenda. The Legislative Guidelines all rise from and strengthen four foundational principles:

- 1. Protect local revenue sources and prevent unfunded mandates.
- 2. Protect, seek, and increase funding for programs, projects, and services; pursue grants.
- 3. Protect and increase local government discretion. Oppose items that preempt or reduce the authority or ability of local government to determine how to effectively operate local programs, services, activities, and governance.
- 4. Protect the health and safety of the community.

The **Legislative Guidelines** create the framework for organizing the City’s policy interests, while guiding staff and contracted lobbyists in their advocacy efforts on behalf of the City. The items below provide direction for the City’s efforts when addressing reasonable government actions.

TENTATIVE WORK PLAN FOR 2022-2023 LEGISLATIVE SESSION

Fall 2022

- Review of Previous Legislative Session
- Legislative Guideline Review and Approval

Winter
2023

- Legislative Reception (details TBD)
- Late February: Discussion with Full Council on Legislation
- Staff and TPA Continue to Monitor Bills

Spring
2023

- April: Visit to Sacramento to Discuss City Priorities
- May: Legislative Update at Policy and Services Committee then Full Council

Summer
2023

- End of session in late summer 2023 and Governor Bill signing within 30 days of Session end

RECOMMENDATION

- Recommend to the City Council to:
 - A. Approve the 2023 legislative guidelines with any proposed changes
 - B. Support the Tentative Legislative Workplan for 2022-2023 Legislative Session