



**COUNTY OF
SAN BERNARDINO**
**COUNTY ADMINISTRATIVE
OFFICE**

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State Legislative Update

Policy and appropriations committees continue to move forward. Friday marked the deadline for policy committees to hear and report to the Floor any non-fiscal bills introduced in their house. Appropriations committees will wrap up their hearings on May 24th. Floor hearings are expected to increase in the coming weeks with the deadline for bills to pass out of their house of origin on May 31st. A brief summary and status of the County’s sponsored and advocacy legislation can be found below.

County Sponsored Legislation

County co-sponsored AB 195 (Hall), which was introduced on January 28, 2013, would extend the sunset for counties to use design-build for bidding on specified types of construction project in the county in excess of \$2.5 million from July 1, 2014 to July 1, 2020.

AB 195 passed Assembly Local Government on a 7-1 vote and has been referred to the Assembly Appropriations Committee.

County sponsored AB 774 (Donnelly), which was amended on March 19, 2013, would expand public safety posting requirements upon counties dissolving a county service area or zone for public streets and requires notification to property owners when revenue is insufficient to meet the costs of operating and maintaining services.

AB 774 was made into a two-year bill.

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County sponsored SB 328 (Knight), which was amended on April 9, 2013, would authorize counties to utilize the construction manager at risk project delivery method in their continuing efforts to construct public works projects in the most efficient and cost effective manner, passed the Senate floor on a 37-0 vote.

SB 328 is currently in the Assembly.

County sponsored SB 409 (Emmerson), which was amended on April 9, 2013, would prevent the forced distribution of \$10 million of County General Fund loan proceeds to taxing entities, and would permit such funds to be used for the restoration of the community of Cedar Glen in San Bernardino County after the disastrous fire that destroyed over 300 homes in 2003, passed the Senate Governance and Finance Committee on a 6-0 vote.

SB 409 is currently on the suspense file in the Senate Appropriation Committee.

County sponsored SB 519 (Emmerson), which was amended on April 1, 2013, would reimburse the County of San Bernardino for special elections called by the Legislature or Governor through December 31, 2013, passed the Senate Elections and Constitutional Amendments Committee on a 5-0 vote.

SB 519 has been referred to the Senate Appropriations Committee.

County Advocacy Legislation

County supported AB 27 (Medina), which was amended on March 21, 2013, would provide the appropriation of urgent and ongoing funding to support the University Of California Riverside School Of Medicine, passed the Assembly Higher Education Committee on a 12-1 vote.

AB 27 is currently on the suspense file in the Assembly Appropriations Committee.

County supported AB 68 (Maienschein), which was amended on April 11, 2013, would require the Department of Corrections and Rehabilitation to give notice of any medical parole hearing and any medical parole release to the county of commitment, and the county of proposed release, at least 30 days prior to a medical parole hearing or a medical parole release, passed the Assembly floor on a 76-0 vote.

AB 68 has been referred to the Senate Public Safety Committee.

County supported AB 124 (Morrell), which was introduced on January 14, 2013, would repeal the fire prevention fee on structures located in State Responsibility Areas as of January 1, 2013, passed the Assembly Natural Resource Committee on a 6-2 vote.

AB 124 is currently on the suspense file in the Assembly Appropriations Committee.

County supported AB 192 (Hagman), which was introduced on January 28, 2013, would make it a misdemeanor, punishable by fine or imprisonment, or both, for any person who violates such an ordinance by operating a hotel, as defined, in an area zoned for residences.

AB 192 was made into a two-year bill.

County supported AB 350 (Wieckowski), which was amended on April 22, 2013, would reduce the red tape and incentivizes private forest land owners to remove deadwood, underbrush and other highly flammable materials.

AB 350 was made into a two-year bill.

County supported AB 416 (Gordon), which was amended on April 4, 2013, would require the Air Resource Board to establish the Local Emission Reduction Program to provide grants and other financial assistance to local agencies for the purpose of developing and implementing greenhouse gas (GHG) emissions reduction

projects, passed Assembly Local Government on a 7-2 vote.

AB 416 is currently on the suspense file in the Assembly Appropriations Committee.

County supported AB 531 (Frazier), which was amended on March 20, 2013, would require the DMV, commencing January 1, 2015, to print, upon request, the word "VETERAN" on the driver's license of an armed forces veteran, passed Assembly Transportation on a 16-0 vote.

AB 531 is currently on the suspense file in the Assembly Appropriations Committee.

County opposed AB 537 (Bonta), which was amended on April 17, 2013, would propose changes contrary to the central premise of the Meyers-Miliias-Brown Act, the collective bargaining law that has governed local public agencies since 1968 that permits each local agency to enact its own reasonable rules and regulations for governing employee relations, passed the Assembly Public Employees, Retirement and Social Security Committee on a 5-2 vote.

AB 537 has been referred to the Assembly Appropriations Committee.

County opposed AB 616 (Bocanegra), which was amended on April 25, 2013, would shift many elements of labor relations from local rules to the jurisdiction of the Public Employment Relations Board (PERB) and would extend the timeline from 30-60 days for an employee representative to submit a dispute to fact-finding and would give PERB jurisdiction to hear challenges to declaration of impasse, passed the Assembly Public Employees, Retirement and Social Security Committee on a 5-2 vote.

AB 616 is currently on the suspense file in the Assembly Appropriations Committee.

County opposed AB 667 (Hernandez), which was amended on March 19, 2013, would mandate that a city or county require a project applicant to prepare an

economic impact report prior to the city or county approving or denying a development project that would permit the construction of a superstore retailer, passed the Assembly Local Government Committee on a 5-4 vote.

AB 667 has been referred to the Assembly Appropriation Committee.

County supported AB 841 (Torres), which was amended on April 10, 2013, would strengthen the capacity of law enforcement to prevent metal theft by requiring recyclers to issue check payments for copper recycling, passed the Assembly Floor on a 57-16 vote.

AB 841 has been referred to the Senate Business, Professions and Economic Development Committee.

County supported AB 1065 (Holden), which was introduced on February 22, 2013, would require individuals who have been previously certified as Mentally Disordered Offenders (MDO) or Mentally Disordered Sex Offenders (MDSO) to remain under State supervision.

AB 1065 was made into a two-year bill.

County supported AB 1313 (Donnelly), which was amended on April 29, 2013, would require the Judicial Council, upon the availability of funding, to allocate 12 additional judges each fiscal year to counties that have disproportionate judicial position allocations.

AB 1313 was made into a two-year bill.

County opposed AB 1373 (Perez), which was introduced on February 22, 2013, would extend the statute of limitations for a presumptive death benefit claim to be filed on behalf of a firefighter or peace officer, passed the Assembly Floor on a 60-12 vote.

AB 1373 is currently in Assembly Rules.

County supported SB 21 (Roth), which was amended on April 23, 2013, would provide the appropriation of urgent and ongoing funding to support the University Of California Riverside School Of Medicine, passed the Senate Education Committee on a 9-0 vote.

SB 21 is currently on the suspense file in the Senate Appropriation Committee.

County supported SB 225 (Emmerson), which was amended on April 1, 2013, would revise the public safety realignment by requiring that defendants convicted of a felony and sentenced to an aggregate term of more than three years shall serve that sentence in prison.

SB 225 was made into a two-year bill.

County supported SB 580 (Leno), which was amended on April 17, 2013, would establish a grant program to be administered by the Victim Compensation and Government Claims Board (VCGCB) which will provide for the creation and funding of Trauma Recovery Centers (TRCs) across the state, passed the Senate Public Safety Committee on a 7-0 vote.

SB 580 is scheduled to be heard in the Senate Appropriation Committee.

County supported SB 785 (Wolk), which was amended on May 2, 2013, would streamline, consolidate and simplify the design-build process in California, passed the Senate Governance and Finance Committee on a 7-0 vote.

SB 785 has been referred to the Senate Appropriation Committee.

County opposed SB 791 (Wyland), which was amended on April 4, 2013, would require legislative approval by a two-thirds vote to adjust the fuel excise tax rate pursuant to the Transportation Tax Swap and would require the Department of Finance to annually calculate the fuel excise tax rather than the Board of Equalization.

SB 791 was made into a two-year bill.

State Budget: Given the large bump in January, the expectation was that April would drop well below the \$13.3 billion projected for the month. The LAO estimated that personal income tax collections in April must only reach \$8.5 billion in order to keep on track with the budget estimates. Personal income tax collections remain strong, with the preliminary tally from the Franchise Tax Board estimating personal income tax collections at \$13.02 billion for April, this exceeds the baseline by about \$4.5 billion.

The Department of Finance is now updating its revenue forecast and trying to determine how much of this surplus revenue is unanticipated growth and how much is accelerated income. The Governor and Legislative Analyst are stressing that the majority of any extra revenue will be used to fulfill Prop 98 obligations including debt and past obligations to schools. Many interest groups and legislators see the surplus as an opportunity to begin to restore years of cuts to health and welfare programs. While the Governor and legislative leadership are urging restraint, it will be difficult to hold back efforts to restore funds to safety net programs.

Tomorrow, Governor Brown is expected to release his Budget May Revision. Since March, both the Senate and Assembly budget and budget subcommittees have held hearings. Action was taken on a few items, however the majority of items have been held open.

Medi-Cal Optional Expansion: CSAC Officers met with the Governor, Department of Finance Director Ana Matosantos, and Executive Secretary Nancy McFadden last Wednesday to discuss county concerns about the Governor's proposal as it relates to the Medi-Cal Optional Expansion. Because the May Revision will be released on May 14th, and the Administration hasn't moved from their original position of wanting programmatic realignment to balance savings they contend counties will incur from the implementation of the Affordable Care Act (ACA).

State Legislative Update
May 13, 2013

The Officers focused on partnership with the Governor, problems with child care realignment, the assumption of huge savings that are not accurate, residual uninsured, and using any realized savings to reinvest in safety net care. A new coalition of public hospital systems, community clinics, public health and consumer advocates, labor, and other health care providers joined forces to promote implementation of the Affordable Care Act in a way that maximizes opportunities to cover uninsured Californians while also strengthening the health care safety net.

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