

# Legislative Update: Public Works Officers Institute

March 2021

# Cal Cities Legislative Staff

**Derek Dolfie, Legislative Representative**

*Community Services; and  
Environmental Quality*

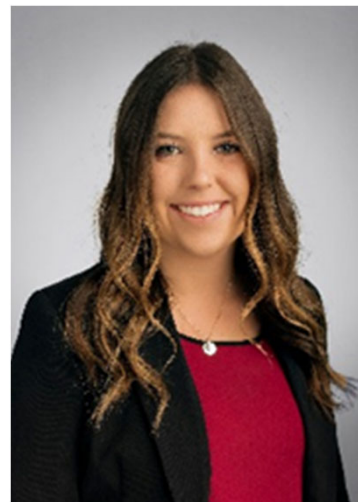
**ddolfie@cacities.org**



**Caroline Cirrincione, Legislative Policy Analyst**

*Community Services,  
Environmental Quality, Public  
Safety, and Transportation,  
Communications and Public  
Works, Federal Issues*

**ccirrincione@cacities.org**



# Underlying Power of Cal Cities

# YOU!

YOU are the cornerstone of our political strength. You are our leaders! Legislators and people in your communities look to you for information and leadership.

# Your Role as an Advocate

## Get Informed:

- Cal Cities Newsletter: *CA Cities Advocate*  
[www.cacities.org/cacitiesadvocate](http://www.cacities.org/cacitiesadvocate)
- Bill information and letters: [www.cacities.org/billsearch](http://www.cacities.org/billsearch)
- Western City Magazine: [www.westerncity.com](http://www.westerncity.com)
- California City Finance: [www.californiacityfinance.com](http://www.californiacityfinance.com)
- Municipal Law Handbook: [www.ceb.com](http://www.ceb.com)
- Cal Cities Take Action Center: [www.cacities.org/takeaction](http://www.cacities.org/takeaction)
- “Like” Cal Cities on Facebook:  
[www.facebook.com/leagueofcities](http://www.facebook.com/leagueofcities)
- Follow Cal Cities on Twitter: @CalCities

# Your Role as an Advocate

## Build Relationships:

- Legislators and district staff
- Local media
- Individuals and organizations
- Administration officials
- Network with other city, county and regional officials

# Your Role as an Advocate

When we issue an **Alert**...

- Send a letter of support or opposition and call your legislators.
- Work with your regional manager to organize meetings, news conferences, letter-writing and media campaigns, etc.

# Transportation, Communications, and Public Works

## Bills of Interest

PWOI – Legislative Update

March 2021

# Broadband (CASF Reform)

- **AB 14 (Aguiar-Curry) Communications: Broadband Services: California Advanced Services Fund**
- **SB 4 (Gonzalez) Communications: California Advanced Services Fund.**
  - Would reform the existing CASF surcharge to help close the digital divide. Specifically, these bills would:
    - Continue to fund CASF beyond the original 2022 sunset date;
    - Make it easier for local governments to apply for these grants;
    - CASF funding can be used to match or leverage federal funding;
    - Expand the definition of unserved;
    - Create Bond Financing and Securitization Accounts; and
    - GO-Biz would develop a model for streamlined permits.

**Support (HOT)**



# Broadband Bond

- **AB 34 (Muratsuchi) Communications: Broadband for All Act of 2022.**
  - \$10 billion general obligation bond measure for the statewide general election ballot on November 8, 2022;
  - Funds would be allocated to cities, counties, special districts, school districts, universities, community colleges, state emergency service providers, California Native American tribes, and joint power authorities;
  - 25% of funding would be reserved for unserved or disadvantaged communities; and
  - Would be administered through Department of Technology.

## Support In Concept

# Broadband Permitting

- **SB 378 (Gonzalez) Local government: Broadband Infrastructure Development project permit processing: microtrenching permit processing ordinance.**
  - Would give providers of fiber facilities sole authority to determine the method of installation of fiber; and
  - Forbid local governments from “prohibiting, or unreasonably discriminating in favor of or against the use of, aerial installations, open trenching or boring, or microtrenching.”

Pending: oppose

# Broadband Permitting (FCC)

- **AB 537 (Quirk) Local permitting: broadband projects.**
  - Would implement FCC rules around broadband permitting into state law; and
  - Cities and counties could not prohibit, or unreasonably discriminate in favor of or against any particular technology in the broadband permitting process.

Pending: oppose

- **SB 556 (Dodd) Utility poles and support structures: attachments.**
  - Would implement FCC rules around broadband permitting into state law;
  - Require cities/counties to make utility poles/traffic signal poles/street light poles available to telecommunications providers;
    - Federal law allows locals to "manage" the public right-of-way; and
    - The mandate of the draft bill does not allow us to manage the public right-of-way.

Pending: oppose

# Broadband (DIVCA)

- **SB 28 (Caballero) Rural Broadband and Digital Infrastructure Video Competition Reform Act of 2021.**
  - CPUC would be able to conduct hearings to determine if a DIVCA license should be transferred back for future licensing to a local franchising authority; and
  - Require the Departments of General Services, Transportation, Education, and Technology to identify all state real properties, rights of way, and other resources suitable for a public private partnership for broadband network development.

No position yet (Maybe PC)

# Micromobility

- **AB 859 (Irwin) Mobility devices: personal information.**
  - Would limit the type of data local agencies could receive from for-profit mobility providers, operating in their jurisdictions, to only aggregated data; and
  - Cal Cities policy says we “oppose efforts to limit... a city’s access to meaningful data from (micromobility) companies operating within their jurisdiction;” and
  - Re-introduction of AB 3116 (Irwin), which we opposed last year.

Oppose

# Electric Vehicle Charging

- **AB 970 (McCarty) Planning and zoning: electric vehicle charging stations: permit application: approval.**
  - Re-introduction of AB 2168 (McCarty) from last year which we opposed in a coalition with RCRC, CALBO, CSAC, Urban Counties, and APA;
  - Would create a 15-day deemed approved permit shot clock for EV charging stations; and
  - Cities are largely out of compliance with existing law AB 1236. GO-Biz created a EV permit streamlining [compliance map](#) illustrating this.

Pending oppose

# Bills Related to SB 1

- **AB 604 (Daly) Road Maintenance and Rehabilitation Account: apportionment of funds: accrued interest.**
  - Would appropriate interest earnings from the RMRA to the Department of Transportation for maintenance of the state highway system or for purposes of the State Highway Operation and Protection Program.

No position yet

- **AB 1035 (Salas) Transportation: Road Maintenance and Rehabilitation Program: recycled material**
  - Would require cities and counties to adopt specifications for the use of recycled materials from the Department of Transportation's most recently published standard specifications book to maintain eligibility for SB 1 funding by 2022.

No position yet (leaning oppose)

# Emergency Telecommunications

- **SB 341 (McGuire) Telecommunications service: outages.**
  - Would require each provider of telecommunications service to maintain a public outage map on its website showing outages; and
  - Require the CPUC to develop and implement backup electrical supply rules requiring providers of telecommunications service to maintain backup electrical supply for their infrastructure sufficient to maintain service for at least 72 hours.

## Support



# Seismic Safety

- **AB 1329 (Nazarian) Building codes: earthquakes: functional recovery standard.**
  - Would require the Building Standards Commission to develop, adopt, and publish building standards that would require new construction of buildings, to be designed and built to a functional recovery standard.

No position yet (have initial concerns)

# Other Bills

- **AB 122 (Boerner Horvath) Vehicles: required stops: bicycles.**

- Would allow bicyclists to yield at stop signs instead of making complete stops.

No position yet (leaning oppose because of previous positions)

- **AB 43 (Friedman) Traffic safety.**

- Would implement the findings of the Zero Traffic Fatalities Task Force.

No position yet

- **SB 640 (Becker) Transportation financing: jointly proposed projects.**

- Would authorize cities and counties to jointly submit proposed SB 1 projects to the Department of Transportation.

No position yet



Put Your Questions in the  
Q&A Box!

# Environmental Quality Bills of Interest

PWOI – Legislative Update  
March 2021

# Solid Waste and Recycling – Part 1

- SB 619 (Laird) & AB 1027 (Seyarto) SB 1383 Implementation
  - Spot bills on SB 1383 implementation
- AB 818 (Bloom) Disposable wipes
  - Would require certain disposable wipes manufactured on or after July 1, 2022, to be labeled clearly and conspicuously with the phrase “Do Not Flush” and a related symbol
  - Support
- SB 343 (Allen) Environmental advertising: recycling symbol
  - Would only allow products CalRecycle deems to be “recyclable” to use the “chasing arrows” recycling symbol
  - No Position

# Solid Waste and Recycling – Part 2

- AB 1200 (Ting)
  - Would prohibit, beginning January 1, 2022, the sale of any food packaging that contains intentionally added PFAS chemicals
  - No Position
- SB 54 (Allen) Plastic Pollution Producer Responsibility Act
  - Spot bill
  - No position

# Climate Change & Air Quality – Part 1

Resiliency Bonds: Will be asking for organics funding

- SB 45 (Portantino) Wildfire Prevention, Safe Drinking Water, Drought Preparation, and Flood Protection Bond Act of 2022
  - \$5.510 billion bond
  - Pending Support, same proposal as last year
- AB 1500 (E Garcia) Safe Drinking Water, Wildfire Prevention, Drought Preparation, Flood Protection, Extreme Heat Mitigation, and Workforce Development Bond Act of 2022
  - \$6.7 billion bond
  - Pending Support, different proposal as last year, but similar goal

# Climate Change & Air Quality – Part 2

## Building De-carbonization:

- SB 30 (Cortese)
  - Would, on or after January 1, 2022, prohibit a state agency from designing or constructing a state facility that is connected to the natural gas grid.
  - Would require the department to develop the California State Building Decarbonization Plan that will lead to the operational carbon-neutrality of all state-owned buildings by January 1, 2035.
  - Would prohibit state agencies from providing funding or other support for projects for the construction of residential and nonresidential buildings that are connected to the natural gas grid.
  - **No position**



# Energy and Utilities

- SB 617 (Wiener) Residential solar energy systems: permitting
  - Would require every city and county, over 10,000 population, to implement an online, automated permitting platform that verifies code compliance and instantaneously issues permits for a residential photovoltaic solar energy system and an energy storage system paired with a residential photovoltaic solar energy system
  - Encouraging the use of the SolarAPP+, app. Developed by US Dept. of Energy
  - Pending Opposition
- AB 1124 (Friedman)
  - Follow up to AB 1414 (Friedman, 2017), which set \$450 cap on permitting
  - Would revise the definition of “solar energy system” to include any structural design feature by eliminating the provision that it be a feature of a building.
  - No position

# Hazardous Materials & Waste – Part 1

- AB 332 (Com. ESTM)
  - Treated wood waste vehicle
  - Amends coming soon
  - Pending Support

# Hazardous Materials & Waste – Part 2

- AB 1 (C. Garcia) & SB 42 (Wieckowski)
  - Department of Toxic Substances Control Reform
  - Would create the Board of Environmental Safety in the California Environmental Protection Agency
  - Unclear how much we care
  - Potential costs to HHW programs?
  - No position

# Water – Part 1

- AB 377 (Rivas) Water quality: impaired waters.
  - Would completely overhaul the current MS4 and storm water permitting system
  - Would require all surface waters to be drinkable, fishable, swimmable by 2050
  - Oppose

# Water – Part 2

- SB 426 (Rubio) Municipal separate storm sewer systems: financial capability analysis.
  - Has been sponsored by the LA Division in past, this year its SGVCOG
  - Would require the SWRCB to establish financial capability assessment guidelines for MS4 permittees that are adequate and consistent when considering the costs to local jurisdictions.
  - Support



Questions?

[www.cacities.org/eq](http://www.cacities.org/eq)



Caroline Cirrincione:  
ccirrincione@cacities.org

Derek Dolfie: ddolfie@cacities.org