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2020 Legislative Session
Update
November 10, 2020

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2020 State Legislative Session

Legislature introduced: 2,223 bills
Legislature passed: 428 bills

Governor signed 372 bills in law – 13.1% veto rate
2019 – 870 bills signed into law
2018 – 1,016 bills signed into law
2017 – 859 bills signed into law



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POST MEETING MATERIAL

2020 Hot Topics



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COVID Response – Federal Stimulus Funding

Phase 1 - March 6th - Coronavirus Preparedness and Response Supplemental Appropriations Act (H.R. 6074)

- \$8.3 billion to increase funding for the response to treat and prevent the spread of COVID-19

Phase 2 - March 18th - Families First Coronavirus Response Act (H.R. 6201)

- Targeted financial relief for individuals, including paid family leave

Phase 3 - March 27th - Phase 3: CARES Act (H.R. 748)

- \$2.2 trillion to provide relief to individuals, businesses, and industries
 - \$15.3 billion to California
 - \$1,594,064 for the City of Santa Clara

Phase 3.5 - April 23rd - Paycheck Protection Program and Health Care Enhancement (H.R. 266)

- \$484 billion for the Paycheck Protection Program and Small Business Support

Phase 4 - Discussions Ongoing

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COVID Response – State Legislation

AB 685 (Reyes) – Requires employers to provide written notice and instructions to employees who may have been exposed to COVID-19 at their worksite and enhances CalOSHA's ability to enforce health and safety standards to prevent workplace exposure to, and spread of, COVID-19. *This bill was signed into law by the Governor.*

AB 3088 (Chiu) – This measure represents the agreement reached between the Governor, legislative leaders, and industry stakeholders establishing a COVID-19-related eviction moratorium until January 31, 2021. This measure builds upon previous Executive Orders issued by the Governor. *This bill was signed into law by the Governor.*

- Prohibits residential tenants who are unable to pay rent due to the COVID-19 emergency from being evicted if they meet the following requirements:
 - For the period September 1, 2020 – January 31, 2021 A COVID-19 impacted tenant will be responsible for at least 25 percent of their rents due.
 - Unpaid rent will be converted to consumer debt, that will be collectible in small claims court beginning March 1, 2021
 - Tenants who fail to pay this 25 percent can be evicted beginning on February 1, 2021

SB 1159 (Hill) – Codifies the Governor's Executive Order that created a rebuttable presumption that essential employees who contracted COVID-19 were infected on the job and establishes the scope and terms of a similar presumption for infected employees outside of the Executive Order. *This bill was signed into law by the Governor.*

Public Safety Reform

AB 1196 (Gipson) – This measure prohibits law enforcement agencies from authorizing carotid restraint holds and choke holds. *This bill was signed into law by the Governor.*

AB 1506 (McCarthy) – This measure requires a state prosecutor (the Attorney General) to investigate incidents of an officer-involved shooting resulting in the death of an unarmed civilian. Additionally, the measure requires the Attorney General, beginning July 1, 2023, to operate a Police Practices Division to, upon request of a local law enforcement agency, review the use of deadly force policies of that agency. *This bill was signed into law by the Governor.*

AB 2054 (Kamlager) – This measure would establish a pilot program to expand the participation of community organizations in emergency response for vulnerable populations. *This bill was vetoed by the Governor due to cost and policy concerns.*

Housing

AB 434 (Daly) – This bill aligns six rental housing programs with the Multifamily Housing Program, to enable the Department of Housing and Community Development to implement a single application and scoring system for making coordinated awards under all seven programs. *This bill was signed into law by Governor Newsom.*

AB 725 (Wicks) – This measure requires 25% of a local government's moderate- and above moderate-income RHNA allocation to be allocated to sites with zoning that allows for 4-100 units of housing per acre. *This bill was signed into law by Governor Newsom.*

AB 1851 (Wicks) – This measure allows a housing development project on religious institution-owned land to eliminate parking spaces without replacement and allows religious-use parking spaces to count towards local parking requirements for housing. *This bill was signed into law by Governor Newsom.*

AB 2345 (Gonzalez) – This measure revises Density Bonus Law to increase the maximum allowable density and the number of concessions a developer can seek. *This bill was signed into law by Governor Newsom.*

AB 2405 (Burke) – This bill declares a state policy that every individual in California has the right to safe, decent, and affordable housing. *This measure was vetoed by Governor Newsom.*

Additional Legislation

Regional and Statewide Water Supply and Conservation

AB 3005 (Rivas) – This measure authorizes the Santa Clara Valley Water District's Anderson Dam project to receive expedited permitting and CEQA review, award contracts on a best value basis, and impose additional environmental requirements on the project. *This measure was vetoed by Governor Newsom.* In his veto message, the Governor noted, "Although the Anderson Dam projects are a key element of dam safety, it is problematic to set a precedent for a special process and timeline for one project that may undermine the quality of review by departments. Furthermore, a public works project of this magnitude will have significant environmental impacts, and therefore, review through the full CEQA process is necessary."

SB 1386 (Moorlach) – This measure provides that fire hydrants are a part of water service for the purposes of Proposition 218, which was approved by voters in 1996. *This measure was signed into law by Governor Newsom.*

Local Authority over Wireless Telecommunications Facilities and Cable Services

AB 2421 (Quirk) – This bill requires, until January 1, 2024, a local agency to administratively review an application to install an emergency standby generator at an existing macro cell tower site. *This measure was signed into law by Governor Newsom.*

SB 1441 (McGuire) – This measure would extend the sunset on local governments' ability to collect Utility User Taxes from retail sales of prepaid wireless telecommunication products and services to January 1, 2026 and would assist the California Department of Tax and Fee Administration with administration of the program. *This measure was signed into law by Governor Newsom.*

Additional Legislation

Human Resources/Public Sector Employment

SB 1383 (Jackson) – Expands the California Family Rights Act to allow employees to use unpaid job protected leave to care for a domestic partner, grandparent, grandchild, sibling, or parent-in-law who has a serious health condition. *This measure was signed into law by Governor Newsom.*

Regional Transportation Issues

AB 1286 (Muratsuchi) – This bill places requirements on companies that provide shared mobility devices and the local authorities that allow such devices to be operated within their jurisdictions. These requirements include obtain local permits, maintaining commercial general liability insurance coverage, and requires local jurisdictions to adopt rules for operating devices in the authority's jurisdiction. *This measure was signed into law by Governor Newsom.*

Sustainability and Environmental Legislation, Regulations and Issues

SB 1044 (Allen) – This bill prohibits the manufacture, sale, distribution, and use of class B firefighting foam containing PFAS chemicals by January 1, 2022 and requires notification of the presence of PFAS in the protective equipment of firefighters. *This measure was signed into law by Governor Newsom.*

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Questions?



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