



Orange County Council of Governments

AGENDA

Orange County Council of Governments
Board of Directors Meeting

September 22, 2022 at 10:30 AM

As set forth in Orange County Council of Governments Bylaws and Joint Powers Agreement - the Orange County Council of Governments is a voluntary agency established to serve as a sub- regional organization to the Southern California Association of Governments representing Orange County on mandated and non-mandated regional planning activities, to provide a vehicle for Members to engage cooperatively on such activities, and to conduct studies and projects designed to improve and coordinate common governmental responsibilities and services on an area-wide and regional basis.

This meeting is being held in accordance with the Brown Act as currently in effect and will take place in accordance with Government Code section 54953(e) et seq. (AB 361), which allows attendance by the OCCOG Board of Directors, OCCOG staff/consultants, and the public to participate and conduct the meeting by teleconference, videoconference, or both. Those persons wishing to speak on any item included on the agenda, or on any matter within the subject matter jurisdiction of the OCCOG Board, are invited to call in using the teleconference information stated below or, alternatively, may submit electronic written comments to kathryn@occog.com. If you do not have access to email, you may also call the Board Clerk at (949) 357-3342 before 9:00 a.m. on September 22, 2022, to submit your comments over the phone.

If you would like to participate and speak via the teleconference, please use the following link:

Join Zoom Meeting

<https://us06web.zoom.us/j/89512620743?pwd=ekE0RitLYVJ0bUI1ZG9GM1hBWnBldz09>

Meeting ID: 895 1262 0743

Passcode: 483873

One tap mobile

+16699006833,,89512620743# US (San Jose)

+16694449171,,89512620743# US

Dial by your location

+1 669 900 6833 US (San Jose)

+1 669 444 9171 US

Meeting ID: 895 1262 0743

Find your local number: <https://us06web.zoom.us/j/89512620743>

In compliance with the Americans with Disabilities Act, if you require a reasonable accommodation to participate in this meeting, please contact the Board Clerk at (949) 357-3342 at least 48 hours prior to the advertised starting time of the meeting. Any documents produced by the Board and distributed to a majority of the Board regarding any item on this agenda will be posted on the Board's website at <https://www.occog.com/>. For all other questions, please call the Board Clerk at (949) 357-3342.



Zoom Format Only

1 (669) 900-6833 Meeting ID Number: 895 1262 0743

Password: 483873 - 10:30 a.m. to 12:30 p.m.

Board Members (Voting)

District 13 Chair Wendy Bucknum

County of Orange SCAG Representative Vice Chair Donald Wagner

District 12 Fred Minagar

District 14 Tammy Kim

District 15 Diane Dixon

District 16 Phil Bacerra

District 17 Letitia Clark

District 18 Kim Nguyen

District 19 Trevor O'Neil

District 20 Joe Kalmick

District 21 Art Brown

District 22 Marty Simonoff

District 64 Mike Posey

Cities-at-Large Rose Espinoza

Independent Special Districts of Orange County (ISDOC) Mike Schaefer

Orange County Sanitary District (OCSD) David Shawver

Orange County Transportation Authority (OCTA) Brian Goodell

South Coast Air Quality Management District (SCAQMD) Carlos Rodriguez

Transportation Corridor Agency (TCA) Scott Voigts

Ex-Officio Members (Non-Voting)

Anaheim Resort Transportation (ART) (Ex-Officio) Diana Kotler

Association of California Cities, Orange County (ACC-OC) (Ex-Officio) Bruce Channing

Business Community (OCBC) (Ex-Officio) Jennifer Ward

Caltrans District 12 Ryan Chamberlain

League of California Cities, Orange County, (LOCC-OC) (Ex-Officio) Tony Cardenas

Orange Co. Local Agency Formation Commission (OC-LAFCO) (Ex-Officio) Carolyn Emery

Non-Profit Housing Community (Ex-Officio) Helen O'Sullivan

Private Sector (Ex-Officio) Adam Wood

University Community (Ex-Officio) Amanda Hughes

Vacant

County-at-Large



Agenda Descriptions

The agenda descriptions are intended to provide members of the public a general summary of items of business to be transacted or discussed. The posting of the recommended actions does not indicate what action will be taken. The Board of Directors may take any action deemed to be appropriate and is not limited by the notice of the recommended action.

Public Comments on Agenda Items

Members of the public wishing to address the Board of Directors regarding any item appearing on the agenda may do so by completing a Speaker Card and submitting it to the Clerk of the Board. Speakers will be recognized by the Chair at the time the agenda item is considered. A speaker's comments shall be limited to three minutes.

Public Availability of Agenda Materials

All documents relative to the items referenced in this agenda are available for public inspection at www.occog.com

Accessibility

Any person with a disability requiring a modification or accommodation in order to participate in this meeting should contact the Clerk of the Board at (949) 357-3342, no less than three business days prior to this meeting to enable the Orange County Council of Governments to make reasonable arrangements to assure accessibility to this meeting.

Call to Order

Roll Call

Pledge of Allegiance

Public Comments

Members of the public may address the Board of Directors regarding any items within the subject matter jurisdiction of the Board of Directors; however, action may not be taken on matters that are not listed on the agenda unless authorized by law. Comments shall be limited to three minutes per speaker, unless different time limits are set by the Chairman, subject to the approval of the Board of Directors.



- 1. Approve AB 361 Resolution**
Fred Galante, OCCOG General Counsel

Recommended Action: *Approve AB 361 Resolution allowing OCCOG to meet remotely.*

Consent Calendar (Item Nos. 2 - 4)

All matters listed under the Consent Calendar are routine and will be enacted by one vote without separate discussion unless Members of the Board, the public, or staff request specific items be removed for separate action or discussion.

- 2. Approval of Meeting Minutes for August 25, 2022, Regular Meeting**
Kathryn Morrison, OCCOG Clerk of the Board

Recommended Action: *Receive and file the minutes as amended or presented.*

- 3. OCCOG Financial Reports for August of 2022**
John Hanson, OCCOG Treasurer

Recommended Action: *Approve the OCCOG Financial Reports for August 2022.*

- 4. September Legislative Update**
Wendy Strack, OCCOG Legislative Consultant

Recommended Action: *Receive and file.*

Action Items

- 5. Approve Contract with Eric C. Shen for REAP and SCAG monitoring support**
Marnie O'Brien Primmer, Executive Director

Recommended Action: *Approve contract with Eric C. Shen to provide REAP program management and SCAG oversight and agenda preparation services for the amount not to exceed \$80,400 through June 2023.*

- 6. Approve Intent to Apply for SCAG REAP 2021 Subregional Partners Program**
Marnie O'Brien Primmer, Executive Director

Recommended Action: *Authorize the Executive Director to submit the intent to Apply form to SCAG for participation in the REAP 2021 Subregional Partnership Program and begin outreach to OCCOG member jurisdictions in support of OCCOG's application.*



- 7. Approve Orange County Hispanic Chamber of Commerce as new Ex-Officio member**
Marnie O'Brien Primmer, Executive Director

Recommended Action: *Approve the inclusion of the Orange County Hispanic Chamber of Commerce as an ex-officio member of the OCCOG Board of Directors with Eddie Marquez serving as the primary representative.*

- 8. Approval of the 2022 Orange County Projections**
Deborah Diep, CDR Director

Recommended Action: *Approve 2022 Orange County Projections at the County and Regional Statistical Area (RSA) levels and transmit OCP-2022 to the Southern California Association of Governments (SCAG) for incorporation into SCAG's growth forecast for the 2024 Regional Transportation Plan/Sustainable Communities Strategy (Connect SoCal 2024).*

Presentations

- 9. REAP 2.0 Housing Supportive Infrastructure Program (HSIP) Status Update**
Jacob Noonan (Housing Program Manager, Housing and Economic Empowerment)

Recommended Action: *Receive and file.*

- 10. **Brownfield Rehab Presentation****
Deni Chambers, President of Northgate Environmental Management, Inc.

Recommended Action: *Receive and file.*

OCCOG Leadership Reports

- 11. Chair's Report**
Wendy Bucknum, OCCOG Chair
- 12. Executive Director's Report**
Marnie O'Brien Primmer, OCCOG Executive Director



AGENDA

September 22, 2022 at 10:30 AM

Brief Reports

This section is set aside for brief reports or presentations from listed agencies. Speakers are requested to keep their comments brief. Any speaker wishing to provide a more detailed discussion should request the discussion be placed on the agenda at a future meeting.

- **OCCOG Technical Advisory Committee**
Justin Equina, Technical Advisory Committee Chair
- **Southern California Association of Governments**
Jonathan Hughes, Regional Affairs Officer, SCAG
- **South Coast Air Quality Management District**
Carlos Rodriguez, OCCOG Director; Debra Ashby, Senior Public Information Specialist SCAQMD;
Link to August edition of SCAQMD Advisor Newsletter:
<http://www.aqmd.gov/home/research/publications/advisor-archive/current-edition>
- **Board Member Reports**
- **Member Agency Reports**
- **Staff Member Reports**

Future Agenda Items

Adjournment of Regular Meeting

The next OCCOG Regular Meeting will be on October 27, 2022, at a place to be determined, pending state and local public health orders in force at the time of the meeting.



AGENDA ITEM # 1

Resolution authorizing the use of remote teleconference meetings by the Board

STAFF RECOMMENDATION

Adopt Resolution No. 00021-12 authorizing the continued use of remote teleconference meetings by the OCCOG Board, as authorized by Government Code Section 54953(e) et seq., for the extended period of September 22, 2022 through October 22, 2022.

SUMMARY

On March 4, 2020, amid rising concern surrounding the spread of COVID-19 throughout communities in the state, California Governor Gavin Newsom issued a series of Executive Orders aimed at containing the novel coronavirus, including modification of certain requirements created by the Ralph M. Brown Act (Brown Act), the state's local agency public meetings law. The orders waived several requirements, including provisions in the Brown Act requiring the physical presence of members of the legislative body, the clerk or other personnel of the body, or of the public as a condition of participation in or for the purpose of establishing a quorum for a public meeting.

At this time, due to a variety of factors related to the circumstances of the State of Emergency, including the highly contagious Delta variant, the anticipated number of attendees, the likely inability to socially distance, it is recommended that the OCCOG Board meetings be conducted by the remote teleconference meeting requirements as authorized by Government Code section 54953(e), as meeting in person would present an imminent risk to the health or safety of meeting attendees due to the aforementioned reasons.

Approval of this item finds that, as a consequence of the State of Emergency, the OCCOG Board meetings shall continue to be conducted by the remote teleconference meeting requirements as authorized by Government Code section 54953(e) et seq. and will allow for observation and participation by the Board Members and the public via Zoom teleconferencing and phone access.

If approved, this authorization will remain valid for 30 days and per Government Code section 54953(e), and will need to be revisited every 30 days thereafter.

ATTACHMENTS

- OCCOG Board of Directors Resolution 00021-12



Orange County Council of Governments

STAFF REPORT September 22, 2022

STAFF CONTACT

Fred Galante
OCCOG General Counsel
(949)250-5410
fgalante@awattorneys.com

RESOLUTION NO. 00021-12

A RESOLUTION OF THE BOARD OF DIRECTORS OF THE ORANGE COUNTY COUNCIL OF GOVERNMENTS ACKNOWLEDGING THE CONTINUED EXISTENCE OF THE GOVERNOR'S STATE OF EMERGENCY DECLARATION AND AUTHORIZING THE USE OF REMOTE TELECONFERENCE MEETING PROCEDURES BY THE BOARD OF DIRECTORS, AS AUTHORIZED BY GOVERNMENT CODE SECTION 54953(E) ET SEQ., FOR THE PERIOD OF SEPTEMBER 22, 2022 THROUGH OCTOBER 22, 2022

RECITALS

WHEREAS, the Orange County Council of Governments (OCCOG) is committed to preserving and nurturing public access, transparency, observation and participation in meetings of the OCCOG Board; and

WHEREAS, all meetings of the OCCOG Board are open and public, as required by the Ralph M. Brown Act, codified in Government Code sections 54950 *et seq.*, so that any member of the public may attend, participate, and observe the OCCOG Board and conduct its business; and

WHEREAS, the Brown Act, as amended by Assembly Bill 361 (2021), codified in Government Code sections 54953(e) *et seq.*, allows for remote teleconferencing observation and participation in meetings by members of a legislative body and members of the public, without compliance with the requirements of Government Code section 54953(b)(3) regarding teleconferencing, subject to the existence of certain conditions; and

WHEREAS, the initial required condition is that a state of emergency is a declaration of a state of emergency by the Governor pursuant to the California Emergency Services Act at Government Code section 8625, proclaiming the existence of conditions of disaster or of extreme peril to the safety of persons and property within the state and within the boundaries of the OCCOG, caused by conditions as described in Government Code section 8558; and

WHEREAS, on March 4, 2020, pursuant to Government Code Section 8625, Governor Newsom declared the existence of a state of emergency for the State of California, in response to the outbreak of respiratory illness due to a novel coronavirus (a disease now known as COVID-19); and

WHEREAS, Government Code section 54953(e) *et seq.* further requires that state or local officials have imposed or recommended measures to promote social distancing; or, the legislative body of the OCCOG finds that meeting in person would present imminent risk to the health and safety of attendees; and

WHEREAS, the OCCOG Board hereby acknowledges that such emergency conditions now exist in the OCCOG, such that meeting in person for the meetings of the OCCOG Board would present imminent risk to the health and safety of attendees as a result of the increased risk of the spread of the COVID-19 virus among those in attendance; and

WHEREAS, the OCCOG Board hereby finds that due to the ongoing State of Emergency and the public health threat posed by COVID-19, the Board seeks to make findings, as required by Assembly Bill 361, that as a result of the COVID-19 State of Emergency, the highly contagious

Delta variant, the anticipated number of attendees, the likely inability to socially distance, and due to the unique characteristics of the size and capacity of its meeting location, meeting in person would present an imminent risk to the health or safety of meeting attendees; and

WHEREAS, the circumstances of the State of Emergency continue to directly impact the ability of the members of the legislative body and members of the public to meet safely in person at the meeting facilities utilized by the OCCOG; and

WHEREAS, the OCCOG Board hereby finds that, as a consequence of the State of Emergency, the OCCOG Board shall conduct its meetings without compliance with Government Code section 54953(b)(3), and shall instead comply with the remote teleconference meeting requirements as authorized by Government Code section 54953(e) *et seq.*; and

WHEREAS, the OCCOG Board affirms that it will allow for observation and participation by Board Members and the public via Zoom teleconferencing and phone access in an effort to protect the constitutional and statutory rights of all attendees.

NOW, THEREFORE, THE BOARD OF DIRECTORS OF THE ORANGE COUNTY COUNCIL OF GOVERNMENTS, RESOLVES, AND ORDERS AS FOLLOWS:

Section 1. The Recitals set forth above are true and correct and are incorporated into this Resolution by this reference.

Section 2. The OCCOG Board hereby recognizes and acknowledges the continued existence and conditions of the State of Emergency as proclaimed by the Governor.

Section 3. Before the State of Emergency, the OCCOG Board met at a facility in the City of Irvine at which approximately 40-60 people would regularly attend, and periodically filling the meeting room and thereby limiting the ability of attendees to socially distance.

Section 4. As a result of the March 4, 2020, State of Emergency, and the highly contagious Delta variant, meeting in person at the meeting facilities of the OCCOG would present an imminent risk to the health or safety of attendees due to the unique characteristics of the size and capacity of its meeting location, the anticipated number of attendees, and the likely inability to socially distance.

Section 5. The Executive Director is hereby authorized and directed to take all actions necessary to carry out the intent and purpose of this Resolution including, conducting open and public meetings in accordance with Government Code section 54953(e) and other applicable provisions of the Brown Act, for all OCCOG Board meetings.

Section 6. This Resolution shall take effect immediately upon its adoption and shall be effective until the earlier of (i) October 22, 2022, or such time the OCCOG Board adopts a subsequent resolution in accordance with Government Code section 54953(e)(3) to extend the time during which the OCCOG Board may continue to teleconference without compliance with Government Code section 54953(b)(3), but otherwise as permitted by Government Code section 54953(e) *et seq.*.

ADOPTED, SIGNED AND APPROVED this 22nd day of September 2022.

Chair

APPROVED AS TO FORM:

Aleshire & Wynder, LLP

Fred Galante, General Counsel



Call to Order

Vice Chair Wagner called the Regular Meeting of the Orange County Council of Governments to order at 10:30 a.m. on Thursday, August 25, 2022, via Zoom; at (669) 900 6833, Meeting ID Number: 873 7981 7740.

Board Members Present

District 19 Chair Wendy Bucknum

District 12 Fred Minagar

District 14 Tammy Kim

District 15 Diane Dixon

District 17 Letitia Clark

District 18 Kim Nguyen

District 20 Joe Kalmick

District 22 Marty Simonoff

District 64 Mike Posey

Cities-at-Large Rose Espinoza

Orange County Sanitary District (OCSD) David Shawver

Independent Special Districts of Orange County (ISDOC) Mark Monin on behalf of Mike Schaefer

Orange County Transportation Authority (OCTA) Brian Goodell

Transportation Corridor Agency (TCA) Scott Voigts

Caltrans District 12 (Ex-Officio) Chris Flynn on behalf of Ryan Chamberlain

Business Community (OCBC) (Ex-Officio) Jennifer Bullard

Private Sector (Ex-Officio) Adam Wood

Board Members Absent

County of Orange SCAG Representative Vice Chair Donald Wagner

District 16 Phil Bacerra

District 19 Trevor O'Neil

District 21 Art Brown

South Coast Air Quality Management District (SCAQMD) Carlos Rodriguez

Anaheim Resort Transportation (ART) (Ex-Officio) Diana Kotler

Association of California Cities, Orange County (ACC-OC) (Ex-Officio) Bruce Channing

Non-Profit Housing Community (Ex-Officio) Helen O'Sullivan

Orange Co. Local Agency Formation Commission (OC-LAFCO) (Ex-Officio) Carolyn Emery

League of California Cities, Orange County, (LOCC-OC) (Ex-Officio) Tony Cardenas

University Community (Ex-Officio) Amanda Walsh

Board Vacancies

Health Care/Hospital Industry (Ex-Officio)



MINUTES

Orange County Council of Governments
Board of Directors Regular Meeting

Orange County Council of Governments

Thursday, August 25, 2022 | 10:30 a.m.

Staff Present

- Marnie O’Brien Primmer, Executive Director
- Fred Galante, General Counsel
- Wendy Strack, OCCOG Legislative Consultant
- Lisa Telles, Consultant
- Michelle Boehm, REAP Project Manager
- Kathryn Morrison, Clerk of the Board

Others Present

- Ben Zdeba, TAC Vice Chair
- Deborah Diep, Center for Demographic Research Director
- Gail Shiimoto-Lohr, City of Mission Viejo
- Jonathan Hughes, SCAG Public Affairs Officer
- ISDOC Mark Monin (Alternate)
- Trevor O’Neil, Former OCCOG Chair

Pledge of Allegiance Director Posey

Public Comments None

Quorum Present

Wendy Bucknum (Chair), Fred Minagar, Tammy Kim, Diane Dixon, Kim Nguyen, Joe Kalmick, Rose Espinoza, David Shawver, Mark Monin, Marty Simonoff, Mike Posey, Brian Goodell, Scott Voigts

1. Approve AB 361 Resolution

Fred Galante, General Counsel

Recommended Action: *Approve AB 361 Resolution.*

It was moved by Director Shawver and seconded by Director Goodell to approve AB 361 Resolution. Said motion was carried by the following vote:

WB	DW	FM	TK	DD	PB	LC	KN	JK	AB	MS	MP	RE	DS	BG	CR	SV
Y	A	Y	Y	Y	A	Y	Y	Y	A	Y	Y	Y	Y	Y	A	Y



TO = T. O’Neil	DD = D. Dixon	JK = J. Kalmick	DW = D. Wagner	BG = B. Goodell
WB = W. Bucknum	PB = P. Bacerra	AB = A. Brown	RE = R. Espinoza	CR = C. Rodriguez
FM = F. Minagar	LC = L. Clark	MS = M. Simonoff	MS = M. Schaefer	SV = S. Voigts
TK = T. Kim	KN = K. Nguyen	MP = M. Posey	DS = D. Shawver	

Legend: Y=YES, N=NO, C=CONFLICT, ABS=ABSTAIN, A=ABSENT, P=PRESENT



MINUTES

Orange County Council of Governments
Board of Directors Regular Meeting

Thursday, August 25, 2022 | 10:30 a.m.

Orange County Council of Governments

Consent Calendar (Item Nos. 2 - 3)

All matters listed under the Consent Calendar are routine and will be enacted by one vote without separate discussion unless Members of the Board, the public, or staff request specific items be removed for separate action or discussion.

2. Approval of Meeting Minutes for June 23 , 2022 , Regular Meeting

Kathryn Morrison, OCCOG Clerk of the Board

Recommended Action: *Receive and file the minutes as amended or presented.*

3. OCCOG Financial Reports for June/July of 2022

John Hanson, OCCOG Treasurer

Recommended Action: *Approve the OCCOG Financial Reports for June/July 2022.*

It was moved by Director Posey and seconded by Director Espinoza to approve consent calendar items 2-3. Said motion was carried by the following vote:

WB	DW	FM	TK	DD	PB	LC	KN	JK	AB	MS	MP	RE	DS	BG	CR	SV
Y	A	Y	Y	Y	A	Y	Y	Y	A	Y	Y	Y	Y	Y	A	Y

Action Items

4. OCCOG 2022/2023 General Assembly Venue and Date Decision

Marnie O'Brien Primmer, Executive Director and Lisa Telles, OCCOG Consultant

Recommended Action: *Select the preferred venue for the 2023 General Assembly and authorize staff to enter into a contract with the selected venue.*

It was moved by Director Posey and seconded by Director Simonoff to approve the selected venue for the 2023 General Assembly and authorize staff to enter into a contract with the selected venue. Said motion was carried by the following vote:

WB	DW	FM	TK	DD	PB	LC	KN	JK	AB	MS	MP	RE	DS	BG	CR	SV
Y	A	Y	Y	Y	A	Y	Y	Y	A	Y	Y	Y	Y	Y	A	Y

5. OCCOG 18-Month Communication Plan, July 2022 - December 2023

Marnie O'Brien Primmer, Executive Director and Lisa Telles, OCCOG Consultant

Recommended Action: *Approve 18-Month communication plan, July 2022 - December 2023.*



MINUTES

Orange County Council of Governments
Board of Directors Regular Meeting

Orange County Council of Governments

Thursday, August 25, 2022 | 10:30 a.m.

It was moved by Director Voigts and seconded by Director Posey to approve the 18-Month communication plan, July 2022- December 2023. Said motion was carried by the following vote:

WB	DW	FM	TK	DD	PB	LC	KN	JK	AB	MS	MP	RE	DS	BG	CR	SV
Y	A	Y	Y	Y	A	Y	Y	Y	A	Y	Y	Y	Y	Y	A	Y

6. August Legislative Update

Wendy Strack, OCCOG Legislative Consultant

Recommended Action: *Receive and file the report.*

Wendy Strack OCCOG Legislative Affairs Consultant updated the Board on the status major OCCOG bills of interest. The last day to pass bills for this session is August 31. The deadline for the governor’s signature or veto is September 30, 2022. The following information was reported on bills of particular interest:

AB 2133 -- This bill has been amended to change the state’s greenhouse gas target to 55% below 1990 levels 2030.

AB 2011 (Wicks D) – Establishes by right authority for affordable housing on sites currently zoned for commercial, retail or parking. This bill has been moved off the suspense file with amendments.

SB 6 (Caballero D) – Establishes allowable used authority for affordable housing on sites currently zoned for commercial, retail or parking. This bill was amended to require HCP to study the impacts of the bill if approved.

AB 1845 (Calderon D) – This bill is supported by OCCOG and is on its way to the governor. It allows Metropolitan Water District to use alternative project delivery methods.

AB 2438 (Friedman D) – This bill and it is currently pending on the Senate Floor. It requires that specified transportation programs be consistent with the 2021 Climate Action for Transportation Infrastructure Program. OCCOG recorded an oppose position on this bill.

AB 2449 (Rubio, Blanca D) – This is the remaining bill that deals with permanent remote participation structure for public meetings. It is back in the Assembly pending approval of amendments. It would require a quorum of the Board to be present in person with those participating remotely noted on the agenda with a brief explanation for the remote participation. OCCOG did not take a formal position on this bill.

SB 922 (Wiener D) – This OCCOG supported bill expands existing CEQA exemptions for bicycle, active transportation and pedestrian plans. It has been sent to the governor.

SB 942 (Newman D) – OCTA sponsored this bill which allows for the use of Low Carbon Transit Operations Program (CTOP) funds for free or reduced fare transit programs. It is on its way to the governor. OCCOG supported this bill.



7. REAP Update

Marnie O'Brien Primmer, Executive Director

Recommended Action: *Receive and File.*

Executive Director, Marnie Primmer gave a REAP update:

The timeline for the completion of REAP 1.0 projects has been extended one year to June 2024. The source of funding for REAP 2.0 has changed. It will all come from the state's general fund, not federal funds. This will allow OCCOG greater flexibility in terms of how 2.0 funding can be used. OCCOG is expecting to receive \$3.245 million REAP 2.0 grant funds. An agenda item will come to the Board next month with "preliminary intent to apply for funds" that needs to be submitted to SCAG by September 30. Marnie will be working with the TAC and Executive Management Committee to develop the program projects to support the implementation phase of the housing element for Orange County jurisdictions. Under the REAP 2.0 program, any funds that are not used by OCCOG, will roll to OCTA.

Presentation

8. University of California Irvine - OC Affordable Housing Impact Study Public Presentation

George E. Tita, Professor of UCI

Recommended Action: *Receive and file.*

Professor George E. Tita of UCI's Livable Cities Lab presented the findings of the recent Orange County Affordable Housing Impact Study. The study looked at the impact of affordable housing on property value and crime. In conclusion, data does not support concern that affordable housing lowers income values, homes located closest to affordable housing have largest gains in value and at worse, there is no effect on crime after affordable housing is built.

9. SB9 Presentation

Pam Lee, Aleshire & Wynder, LLP

Recommended Action: *Presentation of SB9 Lawsuit.*

Lawsuits challenging SB 9 have been filed by six cities because of its impact on local control of land use, impacts to public health, safety and the environment, and the removal of public engagement and due process. The Board received a presentation from Aleshire & Wynder, LLP Partner Pam Lee explaining the legal arguments for general law and charter cities. Charter law cities have a stronger chance for success with the lawsuit because of SB 9's unnecessary interference into local governance.



What can cities do to avoid continued erosion of local control by the State over other areas of municipal affairs, including but not limited to land use?

- Become a Charter City
- Make comments known to legislators
- Support legislation for local control
- Support local government retention of local control and power on behalf of the community

OCCOG Leadership Reports

13. Chair's Report

Wendy Bucknum, OCCOG Chair

Chair Bucknum announced the upcoming OCCOG Woman's Leadership Reception sponsored by Southern California Edison. All OCCOG Board Members and Committee Representatives are invited to this event that will support women in leadership on October 6 from 4 – 6 p.m. at Casa del Sol at The District in Tustin.

14. Executive Director's Report

Marnie O'Brien Primmer, OCCOG Executive Director

Marnie gave an updated that OCCOG is working on the General Assembly and REAP-funded projects are moving forward. OCCOG is beginning to plan for REAP 2.0 as reported in the update provided earlier in the meeting.

ACC-OC is holding its 2nd Annual Leadership Conference on September 30, 2022. <http://www.accoc.org/2022leadershipconference/>

The nomination deadline for OCBC's Turning Red Tape into Red Carpet Awards is September 9. <https://ocbc.org/event/12th-annual-turning-red-tape-into-red-carpet-awards-and-reception/>

Brief Reports

This section is set aside for brief reports or presentations from listed agencies. Speakers are requested to keep their comments brief. Any speaker wishing to provide a more detailed discussion should request the discussion be placed on the agenda at a future meeting.

- **OCCOG Technical Advisory Committee**

Justin Equina , Technical Advisory Committee TAC Chair

The August TAC meeting took place on Tuesday, August 2, 2022 Placeworks presented sample objective design standards for a toolkit package that is being created for OCCOG Members. ULI presented the first Technical Assistance Panel (TAP), which covered best practices and case



studies for the conversion of industrial and commercial property to residential uses.

The TAC was updated on SCAG's preliminary growth forecast for 2024. SCAG is seeking feedback from jurisdictions by December 2.

- **Southern California Association of Governments**
Jonathan Hughes, Regional Affairs Officer, SCAG

At the September 1 SCAG Governing Board meeting there will be a special tribute honoring SCAG Vice Chair Carmen Ramirez who was tragically hit by a car on August 12. The meetings are hybrid, but members are encouraged to attend this meeting in person. The 33rd Annual Demographic Workshop will take place on September 14 and September 21 from 1:30 – 4:45 p.m. Click here for more information: <https://scag.ca.gov/33rd-annual-demographic-workshop> The 13th Annual Southern California Economic Summit is scheduled for December 1, 2022 from 9 a.m. – noon. SCAG is continuing to conduct REAP 2.0 and 2.1 stakeholder meetings.

- **South Coast Air Quality Management District**

Debra Ashby, Senior Public Information Specialist SCAQMD;

Link to August edition of SCAQMD Advisor Newsletter:

<http://www.aqmd.gov/home/research/ublications/advisor-archive/current-edition>

Nominations for SCAQMD's 33rd Annual Clear Air Awards are now open. The awards program honors those who have made outstanding clean air contributions to improve the health of our communities and the economy. Categories include "Leadership in Air Quality", "Innovative Clean Air Technology & Strategy" and "Young Leadership in Air Quality." Nominations are due no later than Monday, October 31, 2022, at 12:00 p.m., PST. Click here for more information: <http://www.aqmd.gov/clean-air-awards/nominations>

Funding is available for Zero-Emission Class 8 Freight and Port Drayage Trucks. Click here for information: <https://xappprod.aqmd.gov/vw/>

- **Board Member Reports**
No Reports
- **Member Agency Reports**
No Reports
- **Staff Member Reports**
No Reports

Future Agenda Items

Adjournment of Regular Meeting – 12:58 PM

The next OCCOG Regular Meeting will be on September 22, 2022, at a place to be determined, pending state and local public health orders in force at the time of the meeting.



AGENDA ITEM # 3

OCCOG August 2022 Financial Report

STAFF RECOMMENDATION

Approve financial report.

SUMMARY

OCCOG financial information is provided for Board review.

As of August, 31 2022, OCCOG had combined cash and investments of \$490,668.84 consisting of the following: a bank balance of \$636,497.54 at Citizens Business Bank outstanding checks in the amount of \$324,040.02 and an investment balance at the State Local Agency Investment Fund of \$179,075.32.

ATTACHMENTS

- A. OCCOG Fiscal Year 2022-23 Cash and Investments
- B. Citizens Business Bank Statement as of August, 31 2022
- C. State Local Agency Investment Fund (LAIF) Monthly Statement for August 31, 2022
- E. LAIF Performance Report - Period Ending August 10, 2022, Pooled Money Investment Account (PMIA) Average Monthly Effective Yields – May 2022 – June 2022 – July 2022 and PMIA Portfolio Composition at 7/31/22.
- F. OCCOG Fiscal Year 2022-23 Cash Receipts/Disbursements Report

STAFF CONTACT

John Hanson, CPA
OCCOG Treasure
949-929-0073
jhoccog@gmail.com

**Orange County Council of Governments
Cash and Investments
Fiscal Year 2022-23**




Date	Check #	Description	Amount	General Ledger Balance	Bank Balances and Reconciliation
July					
		Balance Forward		207,323.58	Citizens Business Bank 343,919.03
7/1/2022	2305	Connected Consulting	(15,107.70)	192,215.88	O/S Checks (181,092.86)
7/1/2022	2306	Lisa Telles Communications	(2,500.00)	189,715.88	State LAIF 179,075.32
7/1/2022	2307	WJS Consulting	(2,500.00)	187,215.88	<u>341,901.49</u>
7/1/2022	2308	Kathryn Morrison	(3,671.54)	183,544.34	
7/1/2022	2311	John Hanson	(707.32)	182,837.02	
7/14/2022		SCAG	151,691.80	334,528.82	
7/14/2022		City of La Habra	9,010.01	343,538.83	
7/15/2022	2309	WSP USA	(9,192.90)	334,345.93	
7/15/2022	2310	Orange County Housing Finance Trust	(130,000.00)	204,345.93	
7/15/2022		Local Agency Investment Fund	462.55	204,808.48	
7/22/2022		City of Seal Beach	6,090.24	210,898.72	
7/22/2022		City of Placentia	8,173.26	219,071.98	
7/22/2022		City of Los Alamitos	5,065.00	224,136.98	
7/22/2022		City of Villa Park	4,583.65	228,720.63	
7/22/2022		City of Fullerton	15,406.54	244,127.17	
7/22/2022		City of San Juan Capistrano	6,876.73	251,003.90	
7/22/2022		City of Laguna Woods	5,510.90	256,514.80	
7/22/2022		City of Stanton	7,230.53	263,745.33	
7/25/2022		Citizens Business Banks	(46.74)	263,698.59	
7/26/2022		City of Irvine	28,645.17	292,343.76	
7/29/2022		City of Laguna Beach	5,921.12	298,264.88	
7/29/2022		Transportation Corridor Agencies	10,000.00	308,264.88	
7/29/2022		City of Cypress	8,063.09	316,327.97	
7/29/2022		City of Laguna Niguel	9,209.47	325,537.44	
7/29/2022		City of Costa Mesa	12,929.96	338,467.40	
7/29/2022		City of Buena Park	10,720.01	349,187.41	
7/29/2022		City of La Palma	5,338.36	354,525.77	
7/29/2022		City of San Clemente	9,135.50	363,661.27	
7/29/2022		City of Dana Point	6,730.13	370,391.40	
7/29/2022		City of Garden Grove	17,603.05	387,994.45	
7/31/2022	2312	Aleshire & Wynder, LLP	(2,538.00)	385,456.45	
7/31/2022	2313	Trevor O'Neil	(200.00)	385,256.45	
7/31/2022	2314	Tammy Kim	(300.00)	384,956.45	
7/31/2022	2315	Diane Dixon	(300.00)	384,656.45	
7/31/2022	2316	Joseph Kalmick	(300.00)	384,356.45	
7/31/2022	2317	Arthur Brown	(200.00)	384,156.45	
7/31/2022	2318	David Shawver	(300.00)	383,856.45	
7/31/2022	2319	Pictometry International Inc.	(6,750.00)	377,106.45	
7/31/2022	2320	John Hanson	(1,201.20)	375,905.25	
7/31/2022	2321	Lisa Telles Communications	(2,500.00)	373,405.25	
7/31/2022	2322	Connected Consulting	(12,113.43)	361,291.82	
7/31/2022	2323	WJS Consulting	(3,000.00)	358,291.82	
7/31/2022	2324	Michelle Boehm	(7,000.00)	351,291.82	
7/31/2022	2325	AJ Design	(926.25)	350,365.57	

**Orange County Council of Governments
Cash and Investments
Fiscal Year 2022-23**

Date	Check #	Description	Amount	General Ledger Balance	Bank Balances and Reconciliation
7/31/2022	2326	AJ Design	(2,034.00)	348,331.57	
7/31/2022	2327	Kathryn Morrison	(3,929.98)	344,401.59	
7/31/2022	2328	Lucy Dunn	(2,500.00)	341,901.59	
August					
8/5/2022		City of Huntington Beach	19,624.11	361,525.70	Citizens Business Bank \$636,497.54
8/5/2022		City of Tustin	10,412.20	371,937.90	O/S Checks (324,904.02)
8/5/2022		City of Newport Beach	10,743.48	382,681.38	State LAIF 179,075.32
8/5/2022		City of Laguna Hills	6,556.82	389,238.20	\$490,668.84
8/5/2022		City of Yorba Linda	9,440.00	398,678.20	
8/5/2022		Orange County Sanitation District	10,000.00	408,678.20	
8/5/2022		City of Rancho Santa Margarita	7,863.07	416,541.27	
8/5/2022		City of Fountain Valley	8,596.85	425,138.12	
8/11/2022		City of Mission Viejo	11,437.99	436,576.11	
8/11/2022		City of Lake Forest	10,984.37	447,560.48	
8/11/2022		City of Santa Ana	28,503.63	476,064.11	
8/18/2022		County of Orange	10,000.00	486,064.11	
8/23/2022		Citizens Business Bank Fees	(32.32)	486,031.79	
8/23/2022		SCAG	19,475.17	505,506.96	
8/29/2022		SCAG	69,472.00	574,978.96	
8/29/2022		SCAG	235,094.00	810,072.96	
8/31/2022	2329	Aleshire & Wynder LLP	(1,115.00)	808,957.96	
8/31/2022	2330	CSUF ASC	(28,731.00)	780,226.96	
8/31/2022	2331	WSP	(8,324.35)	771,902.61	
8/31/2022	2332	WSP	(56,664.85)	715,237.76	
8/31/2022	2333	John Hanson	(1,046.78)	714,190.98	
8/31/2022	2334	AJ Design	(498.75)	713,692.23	
8/31/2022	2335	Orange County Housing Finance Trust	(172,000.00)	541,692.23	
8/31/2022	2336	September 1 check to Baird Driskell	-	541,692.23	
8/31/2022	2337	WSP	(22,295.25)	519,396.98	
8/31/2022	2338	VOID	-	519,396.98	
8/31/2022	2339	WJS Consulting	(3,000.00)	516,396.98	
8/31/2022	2340	Lisa Telles Communications	(2,875.00)	513,521.98	
8/31/2022	2341	Eide Bailly LLP	(4,925.00)	508,596.98	
8/31/2022	2342	Connected Consulting	(12,489.06)	496,107.92	
8/31/2022	2343	Kathryn Morrison	(4,203.98)	491,903.94	
8/31/2022	2344	AJ Design	(1,235.00)	490,668.94	

ORANGE COUNTY COUNCIL OF GOVERNMENTS
3972 BARRANCA PKWY STE J127
IRVINE CA 92606-1204

Managing Your Accounts

	Phone Number	888.222.5432
	Website	cbbank.com
	Email	customersupport@cbbank.com

IMPORTANT INFORMATION ABOUT YOUR CITIZENS BUSINESS BANK AGREEMENTS

The Citizens Business Bank Disclosure Information and Agreement, along with the Business Banking Products, Services, and Fees governing your account(s), will be updated effective October 1, 2022. Please review the Addendum Information at the end of your statement carefully and note that you may not be impacted by these changes.

Summary of Accounts

Account Type	Account Number	Ending Balance
ANALYZED BUSINESS PLAN GOVERNMENT SRVCS	591004948	\$636,497.54

ANALYZED BUSINESS PLAN GOVERNMENT SRVCS-591004948

Account Summary

Date	Description	Amount
07/30/2022	Beginning Balance	\$343,919.03
	6 Credit(s) This Period	\$468,203.69
	17 Debit(s) This Period	\$175,625.18
08/31/2022	Ending Balance	\$636,497.54

Deposits

Date	Description	Amount
08/05/2022	DEPOSIT	\$83,236.53
08/11/2022	DEPOSIT	\$50,925.99
08/19/2022	DEPOSIT	\$10,000.00
		3 item(s) totaling \$144,162.52

Electronic Credits

Date	Description	Amount
08/23/2022	PAYABLES SO CAL ASSOC OF 111	\$19,475.17
08/23/2022	PAYABLES SO CAL ASSOC OF 112	\$69,472.00
08/29/2022	PAYABLES SO CAL ASSOC OF 112 JUNE	\$235,094.00
		3 item(s) totaling \$324,041.17

Other Debits

Date	Description	Amount
08/23/2022	Account Analysis Fees	\$32.32
		1 item(s) totaling \$32.32

OUTSTANDING CHECKS		INSTRUCTIONS
No.	Amount	<p style="text-align: center;">PLEASE EXAMINE THIS STATEMENT AT ONCE AND IMMEDIATELY NOTIFY THE BANK OF ANY ERRORS.</p> <p style="text-align: center;">ALL ITEMS CREDITED ARE SUBJECT TO FINAL PAYMENT.</p> <ol style="list-style-type: none"> 1. Compare each paid check with your check stub or register and mark as paid. 2. Bank balance shown on front of your statement..... _____ 3. Compare any deposits shown on statement, including bank originated credits, with those entered in your check register. Add any not shown on statement..... _____ 4. Subtotal..... _____ 5. Subtract total of outstanding checks..... _____ 6. Account Balance..... _____ 7. Your check book balance..... _____ 8. Subtract any bank charges including monthly service charge or transfers you have authorized and have been deducted on this statement..... _____ 9. Adjusted check book balance..... _____ <p style="font-size: small; margin-top: 10px;"><i>*Denotes a point at which one or more check serial numbers are unaccounted for this statement period. It may indicate outstanding checks or checks shown on previous statements.</i></p>
TOTAL		

STATEMENTS AND IMAGES

Your account statement will include the following information with respect to each check paid against your account during the statement cycle: (1) the check number (2) the amount of the check; and (3) the date of the payment. Copies of checks can be requested by calling customer service at (888) 222-5432. Please refer to our Bank Product and Service Information for applicable fees under Research Requests.

THE FOLLOWING NOTICE CONCERNING ELECTRONIC TRANSFER APPLIES IF YOUR ACCOUNT IS MAINTAINED FOR PERSONAL, FAMILY OR HOUSEHOLD PURPOSES.

IN CASE OF ERRORS OR QUESTIONS ABOUT YOUR ELECTRONIC TRANSFERS CONTACT US AT:

Telephone: (888) 222-5432
or write us at:
Citizens Business Bank P O Box 51000, Ontario, CA 91761

Contact us as soon as you can if you think your statement or receipt is wrong or if you need more information about a transfer on the statement or a receipt. We must hear from you no later than 60 days after we sent you the FIRST statement on which the error or problem appeared. If you have a question concerning your statement, please be prepared to:

1. Provide your name and account number (if any).
2. Provide the dollar amount of the suspected error.
3. Describe the error or the transfer you are unsure about and clearly explain why you believe it is an error or why you need more information.

We will investigate your complaint and will correct any error promptly. If we take more than 10 business days to do this, we will credit your account for the amount you think is in error, so that you will have the use of the money during the time it takes us to complete our investigation

ANALYZED BUSINESS PLAN GOVERNMENT SRVCS-591004948 (continued)**Checks Cleared**

Check Nbr	Date	Amount	Check Nbr	Date	Amount	Check Nbr	Date	Amount
2310	08/10/2022	\$130,000.00	2319	08/08/2022	\$6,750.00	2325	08/12/2022	\$926.25
2312*	08/08/2022	\$2,538.00	2320	08/02/2022	\$1,201.20	2326	08/12/2022	\$2,034.00
2314*	08/15/2022	\$300.00	2321	08/11/2022	\$2,500.00	2327	08/05/2022	\$3,929.98
2316*	08/08/2022	\$300.00	2322	08/08/2022	\$12,113.43	2328	08/08/2022	\$2,500.00
2317	08/08/2022	\$200.00	2323	08/23/2022	\$3,000.00			
2318	08/09/2022	\$300.00	2324	08/08/2022	\$7,000.00			

* Indicates skipped check number

16 item(s) totaling \$175,592.86

Daily Balances

Date	Amount	Date	Amount	Date	Amount
08/02/2022	\$342,717.83	08/10/2022	\$260,322.95	08/19/2022	\$315,488.69
08/05/2022	\$422,024.38	08/11/2022	\$308,748.94	08/23/2022	\$401,403.54
08/08/2022	\$390,622.95	08/12/2022	\$305,788.69	08/29/2022	\$636,497.54
08/09/2022	\$390,322.95	08/15/2022	\$305,488.69		

California State Treasurer *Fiona Ma, CPA*



Local Agency Investment Fund
P.O. Box 942809
Sacramento, CA 94209-0001
(916) 653-3001

September 01, 2022

[LAIF Home](#)
[PMIA Average Monthly Yields](#)

ORANGE COUNTY COUNCIL OF GOVERNMENTS

TREASURER
3972 BARRANCA PKWY
SUITE J127
IRVINE , CA 92606

[Tran Type Definitions](#)

Account Number: 40-30-020

August 2022 Statement

Account Summary

Total Deposit:	0.00	Beginning Balance:	179,075.32
Total Withdrawal:	0.00	Ending Balance:	179,075.32



PMIA/LAIF Performance Report as of 08/10/22



PMIA Average Monthly Effective Yields⁽¹⁾

July	1.090
June	0.861
May	0.684

Quarterly Performance Quarter Ended 06/30/22

LAIF Apportionment Rate ⁽²⁾ :	0.75
LAIF Earnings Ratio ⁽²⁾ :	0.00002057622201151
LAIF Fair Value Factor ⁽¹⁾ :	0.987125414
PMIA Daily ⁽¹⁾ :	0.99%
PMIA Quarter to Date ⁽¹⁾ :	0.69%
PMIA Average Life ⁽¹⁾ :	311

Pooled Money Investment Account Monthly Portfolio Composition ⁽¹⁾ 07/31/22 \$229.9 billion

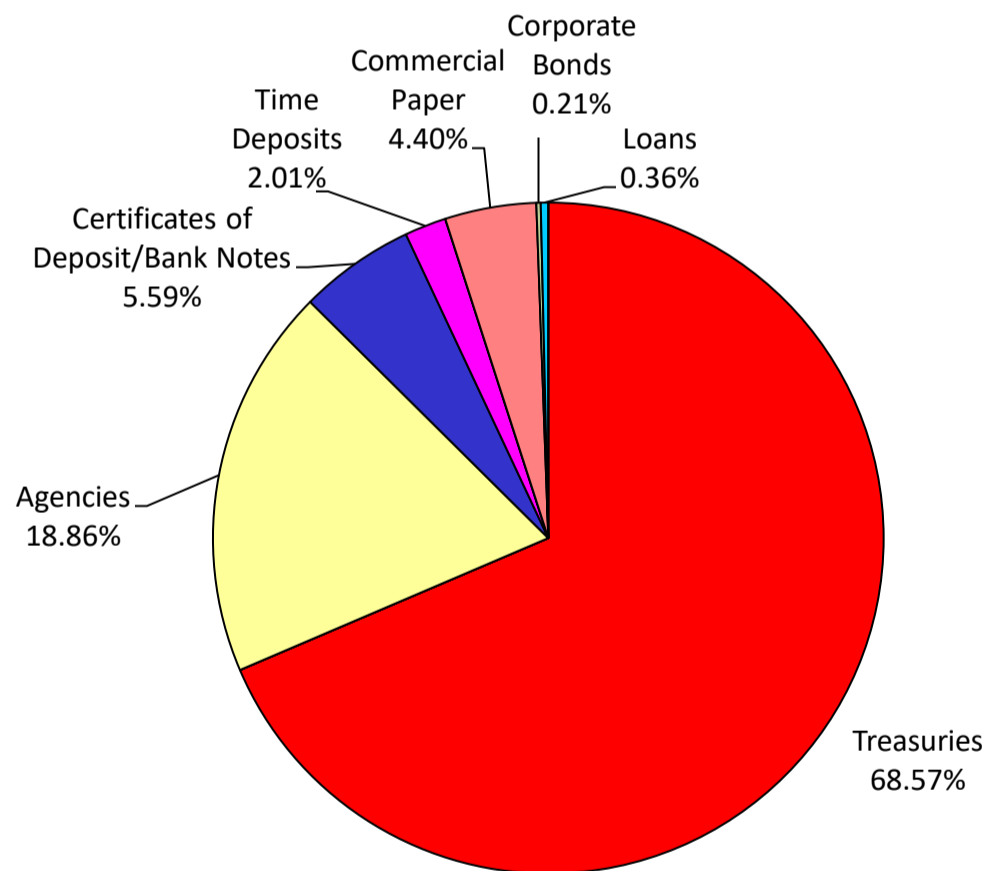


Chart does not include \$4,432,000.00 in mortgages, which equates to 0.002%. Percentages may not total 100% due to rounding.

Daily rates are now available here. [View PMIA Daily Rates](#)

Notes: The apportionment rate includes interest earned on the CalPERS Supplemental Pension Payment pursuant to Government Code 20825 (c)(1) and interest earned on the Wildfire Fund loan pursuant to Public Utility Code 3288 (a).

Source:

⁽¹⁾ State of California, Office of the Treasurer

⁽²⁾ State of California, Office of the Controller

**Orange County Council of Governments
Cash Receipts/Disbursements Report
For the Quarter ending September 30, 2022**

Cash Receipts

Date	Payer	Description	Amount
7/14/2022	SCAG	REAP Grant	151,691.80
7/14/2022	City of La Habra	OCCOG Dues and CDR Fees FY 2022-23	9,010.01
7/15/2022	Local Agency Investment Fund	Investment Interest	462.55
7/22/2022	City of Seal Beach	OCCOG Dues and CDR Fees FY 2022-25	6,090.24
7/22/2022	City of Placentia	OCCOG Dues and CDR Fees FY 2022-26	8,173.26
7/22/2022	City of Los Alamitos	OCCOG Dues and CDR Fees FY 2022-27	5,065.00
7/22/2022	City of Villa Park	OCCOG Dues and CDR Fees FY 2022-28	4,583.65
7/22/2022	City of Fullerton	OCCOG Dues and CDR Fees FY 2022-29	15,406.54
7/22/2022	City of San Juan Capistrano	OCCOG Dues and CDR Fees FY 2022-30	6,876.73
7/22/2022	City of Laguna Woods	OCCOG Dues and CDR Fees FY 2022-31	5,510.90
7/22/2022	City of Stanton	OCCOG Dues and CDR Fees FY 2022-32	7,230.53
7/26/2022	City of Irvine	OCCOG Dues and CDR Fees FY 2022-33	28,645.17
7/29/2022	City of Laguna Beach	OCCOG Dues and CDR Fees FY 2022-34	5,921.12
7/29/2022	Transportation Corridor Agencies	OCCOG Dues FY 2022-35	10,000.00
7/29/2022	City of Cypress	OCCOG Dues and CDR Fees FY 2022-36	8,063.09
7/29/2022	City of Laguna Niguel	OCCOG Dues and CDR Fees FY 2022-37	9,209.47
7/29/2022	City of Costa Mesa	OCCOG Dues and CDR Fees FY 2022-38	12,929.96
7/29/2022	City of Buena Park	OCCOG Dues and CDR Fees FY 2022-39	10,720.01
7/29/2022	City of La Palma	OCCOG Dues and CDR Fees FY 2022-40	5,338.36
7/29/2022	City of San Clemente	OCCOG Dues and CDR Fees FY 2022-41	9,135.50
7/29/2022	City of Dana Point	OCCOG Dues and CDR Fees FY 2022-42	6,730.13
7/29/2022	City of Garden Grove	OCCOG Dues and CDR Fees FY 2022-43	17,603.05
8/5/2022	City of Huntington Beach	OCCOG Dues and CDR Fees FY 2022-43	19,624.11
8/5/2022	City of Tustin	OCCOG Dues and CDR Fees FY 2022-43	10,412.20
8/5/2022	City of Newport Beach	OCCOG Dues and CDR Fees FY 2022-43	10,743.48
8/5/2022	City of Laguna Hills	OCCOG Dues and CDR Fees FY 2022-43	6,556.82
8/5/2022	City of Yorba Linda	OCCOG Dues and CDR Fees FY 2022-43	9,440.00
8/5/2022	Orange County Sanitation District	OCCOG Dues FY 2022-43	10,000.00
8/5/2022	City of Rancho Santa Margarita	OCCOG Dues and CDR Fees FY 2022-43	7,863.07
8/5/2022	City of Fountain Valley	OCCOG Dues and CDR Fees FY 2022-43	8,596.85
8/11/2022	City of Mission Viejo	OCCOG Dues and CDR Fees FY 2022-43	11,437.99
8/11/2022	City of Lake Forest	OCCOG Dues and CDR Fees FY 2022-43	10,984.37
8/11/2022	City of Santa Ana	OCCOG Dues and CDR Fees FY 2022-43	28,503.63
8/18/2022	County of Orange	OCCOG Dues FY 2022-43	10,000.00
8/23/2022	SCAG	REAP Grant	19,475.17
8/29/2022	SCAG	REAP Grant	69,472.00
8/29/2022	SCAG	REAP Grant	235,094.00
			<u><u>812,600.76</u></u>

Cash Disbursements

Date	Check #	Payee	Description	Amount
7/1/2022	2305	Connected Consulting	June Executive Director	(15,107.70)
7/1/2022	2306	Lisa Telles Communications	General Assembly, Special Events, REAP June 2022	(2,500.00)
7/1/2022	2307	WJS Consulting	Strategy and Advocacy Services June 2022	(2,500.00)
7/1/2022	2308	Kathryn Morrison	Administrative Assistant/Clerk June 2022	(3,671.54)
7/1/2022	2311	John Hanson	Treasurer service June 2022	(707.32)
7/15/2022	2309	WSP USA	REAP Contract GEO-Spatial March 2022	(9,192.90)
7/15/2022	2310	Orange County Housing Finance Trust	REAP Contract OCHFT March 2022	(130,000.00)
7/25/2022		Citizens Business Banks	Bank Fees	(46.74)
7/31/2022	2312	Aleshire & Wynder, LLP	Legal June 2022	(2,538.00)
7/31/2022	2313	Trevor O'Neil	4th Quarter Board Stipend	(200.00)
7/31/2022	2314	Tammy Kim	5th Quarter Board Stipend	(300.00)
7/31/2022	2315	Diane Dixon	6th Quarter Board Stipend	(300.00)
7/31/2022	2316	Joseph Kalmick	7th Quarter Board Stipend	(300.00)
7/31/2022	2317	Arthur Brown	8th Quarter Board Stipend	(200.00)
7/31/2022	2318	David Shawver	9th Quarter Board Stipend	(300.00)
7/31/2022	2319	Pictometry International Inc.	Mapping Software FY 2022-23	(6,750.00)
7/31/2022	2320	John Hanson	Treasurer service July 2022	(1,201.20)
7/31/2022	2321	Lisa Telles Communications	General Assembly, Special Events, REAP July 2022	(2,500.00)
7/31/2022	2322	Connected Consulting	General Assembly, Special Events, REAP July 2022	(12,113.43)
7/31/2022	2323	WJS Consulting	Strategy and Advocacy Services July 2022	(3,000.00)
7/31/2022	2324	Michelle Boehm	REAP Reporting Support	(7,000.00)
7/31/2022	2325	AJ Design	REAP Video July 2022	(926.25)
7/31/2022	2326	AJ Design	Social Media/Web Site July 2022	(2,034.00)
7/31/2022	2327	Kathryn Morrison	Administrative Assistant/Clerk July 2022	(3,929.98)
7/31/2022	2328	Lucy Dunn	REAP Contract OCHT Development FY 21-22	(2,500.00)
8/23/2022		Citizens Business Bank Fees	August Bank Fees	(32.32)
8/31/2022	2329	Aleshire & Wynder LLP	Legal July 2022	(1,115.00)
8/31/2022	2330	CSUF ASC	1st Quarter CDR Fees	(28,731.00)
8/31/2022	2331	WSP	April REAP Geospatial	(8,324.35)
8/31/2022	2332	WSP	May REAP Geospatial	(56,664.85)
8/31/2022	2333	John Hanson	Treasurer Services August	(1,046.78)
8/31/2022	2334	AJ Design	August Video Housing REAP	(498.75)
8/31/2022	2335	Orange County Housing Finance Trust	June REAP Task 4.5.1, 4.5.2	(172,000.00)
8/31/2022	2336	September 1 check to Baird Driskell		-
8/31/2022	2337	WSP	June REAP Geospatial	(22,295.25)
8/31/2022	2338	VOID		-
8/31/2022	2339	WJS Consulting	August Executive Director	(3,000.00)
8/31/2022	2340	Lisa Telles Communications	Marketing Comms Support August	(2,875.00)
8/31/2022	2341	Eide Bailly LLP	FY 2022-23 Audit Fees	(4,925.00)
8/31/2022	2342	Connected Consulting	August Executive Director	(12,489.06)
8/31/2022	2343	Kathryn Morrison	Administrative Assistant/Clerk August 2022	(4,203.98)
8/31/2022	2344	AJ Design	Social Media/Web Site August 2022	(1,235.00)

(529,255.40)



AGENDA ITEM # 4

LEGISLATIVE UPDATE

STAFF RECOMMENDATIONS

Receive and file the report.

SUMMARY

The Legislative Update is provided to keep the OCCOG Board apprised of legislative and regulatory actions that address land use and housing, energy, mobility, air quality and water issues. This report provides an overview of pending state legislation of interest to OCCOG.

BACKGROUND

On August 31, 2022, the California Legislature concluded their work on bills for the 2022 Legislative Session. The Governor has until September 30, 2022 to sign or veto the over 800 bills that remain on his desk for action, as of the writing of this report.

Below is a brief overview of the status of bills of interest where OCCOG holds a position that are presently awaiting action by the Governor.

Bill Number	Author	Title	OCCOG Position	Status
AB 1845	Calderon	Metropolitan Water District of Southern California: alternative project delivery methods	SUPPORT	Chaptered
AB 2011	Wicks	Affordable Housing and High Road Jobs Act of 2022	OPPOSE	Enrolled
AB 2438	Friedman	Transportation funding: guidelines and plans	OPPOSE	Enrolled
AB 2449	Rubio	Open meetings: local agencies: teleconferences	WATCH	Chaptered
SB 6	Caballero	Local planning: housing: commercial zones	OPPOSE	Enrolled
SB 886	Wiener	California Environmental Quality Act: exemption: public universities: university housing development projects	WATCH	Enrolled
SB 922	Wiener	California Environmental Quality Act: exemptions: transportation-related projects	SUPPORT	Enrolled
SB 942	Newman	Low Carbon Transit Operations Program: free or reduced fare transit program	SUPPORT	Enrolled



Attachment A includes all the bills where OCCOG has a position and Attachment B is a full list of bills monitored by OCCOG.

Below are the remaining deadlines for the year, as of the writing of this report.

September 30	Governor’s Sign/Veto Deadline
November 30	Adjournment
December 5	2023-2024 Legislative Session Begins

Federal Update

FFY 2023 Appropriations

As the Federal Government nears the end of their fiscal year without a new budget adopted for Federal Fiscal Year (FFY) 2023, a continuing resolution will be needed by September 30th to avoid a shutdown. The House could take up a measure as early as the week of the 19th, but it is likely to be pushed closer to the September 30th deadline as various other policy issues that could be included as part of the stopgap vote are debated. As of the writing of this report, it appears the continuing resolution would provide funding through December 16th.

California Electric Vehicle Infrastructure Deployment Plans Approved

On September 14th, the Federal Highway Administration announced that California’s Electric Vehicle Infrastructure Deployment Plan, along with 34 other states and territories, was approved. This allows the state to access \$4.2 billion over five years from the National Electric Vehicle Infrastructure (NEVI) Formula Program created under the Infrastructure Investment and Jobs Act (IIJA). California is expected to receive \$383.7 million over five years, including \$56.8 million in FY 2022 and \$81.7 million in FY 2023.

Funding from this program is for projects directly related to vehicle charging including upgrade of or construction of EV charging infrastructure, operation and maintenance of EV charging stations, installation of on-site electrical equipment, community engagement, workforce development, EV charging station signage, data sharing, and mapping.



Grants Update

National Electric Vehicle Infrastructure (NEVI) Formula Program

FHWA has a Notice of Proposed Waiver of Buy America requirements for electric vehicle chargers and components of chargers purchased under the NEVI program in 2023. Comments must be received by September 30, 2022. More information can be found at:

<https://www.federalregister.gov/documents/2022/08/31/2022-18831/notice-of-proposed-waiver-of-buy-america-requirements-for-electric-vehicle-chargers>

Local Transportation Infrastructure Climate Adaptation Project Guidelines

The California Transportation Commission will be hosting the first workshop for the development of the new Local Transportation Infrastructure Climate Adaption Project (LITCAP) Program on **October 13, 2022, from 1:30 to 3:30 pm** in Santa Barbara.

Attendees will be able to participate in person or virtually. For those that wish to participate virtually, you may use the following link to register:

<https://attendee.gotowebinar.com/register/2122974860077877516>

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Attachment A OCCOG Bills with Positions

[AB 989](#)

(Gabriel D) Housing Accountability Act: appeals: Office of Housing Appeals.

Last Amend: 8/18/2021

Status: 8/31/2022-Failed Deadline pursuant to Rule 61(b)(18). (Last location was INACTIVE FILE on 9/10/2021)

Is Fiscal: Y

Location: 8/31/2022-S. DEAD

Desk	Policy	Fiscal	Floor	Desk	Policy	Fiscal	Dead	Conf. Conc.	Enrolled	Vetoed	Chaptered
1st House				2nd House							

Summary: The Housing Accountability Act prohibits a local agency from disapproving, or conditioning approval in a manner that renders infeasible, specified housing development projects, including projects for very low, low-, or moderate-income households and projects for emergency shelters that comply with applicable, objective general plan, zoning, and subdivision standards and criteria in effect at the time the application for the project is deemed complete, unless the local agency makes specified written findings based on a preponderance of the evidence in the record. This bill would, until January 1, 2029, establish an Office of Housing Appeals (office) within the department, administered by the director of the department, to review housing development projects that are alleged to have been denied or subject to conditions in violation of the Housing Accountability Act. The bill would establish housing appeals panels, consisting of administrative law judges with specified qualifications, within the office.

Notes:

OCCOG - Oppose
League of California Cities - Oppose
ACC-OC - Oppose

[AB 1778](#)

(Garcia, Cristina D) State transportation funding: freeway projects: poverty and pollution: Department of Transportation.

Last Amend: 6/20/2022

Status: 7/5/2022-Failed Deadline pursuant to Rule 61(b)(14). (Last location was S. TRANS. on 6/1/2022)

Is Fiscal: Y

Location: 7/5/2022-S. DEAD

Desk	Policy	Fiscal	Floor	Desk	Dead	Fiscal	Floor	Conf. Conc.	Enrolled	Vetoed	Chaptered
1st House				2nd House							

Summary: Would require the Department of Transportation to consult the California Healthy Places Index, as defined, as a condition of using state funds or personnel time to fund or permit freeway projects, as provided. The bill would require the department to analyze housing and environmental indicators through the index, as provided, and would prohibit any state funds or personnel time from being used to fund or permit freeway projects in certain areas that fall within the zero to 40th percentile on the housing and environmental indicators analyzed through the index, as provided.

Notes: OCCOG - Oppose
OCTA - Oppose
BIA - Oppose
OCBC - Oppose

[AB 1845](#)

(Calderon D) Metropolitan Water District of Southern California: alternative project delivery methods.

Last Amend: 8/15/2022

Status: 9/13/2022-Approved by the Governor. Chaptered by Secretary of State - Chapter 275, Statutes of 2022.

Is Fiscal: Y

Location: 9/13/2022-A. CHAPTERED

Desk	Policy	Fiscal	Floor	Desk	Policy	Fiscal	Floor	Conf. Conc.	Enrolled	Vetoed	Chaptered
1st House				2nd House							

Summary: Would authorize the Metropolitan Water District of Southern California to use the design-build procurement process for certain regional recycled water projects or other water infrastructure projects. The bill would define "design-build" to mean a project delivery process in which both the design and construction of a project are procured from a single entity. The bill would require the district to use a specified design-build procedure to assign contracts for the design and construction of a project, as defined.

Notes: OCCOG - Support
OCBC - Support

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

Last Amend: 5/25/2022

Status: 7/5/2022-Failed Deadline pursuant to Rule 61(b)(14). (Last location was S. GOV. & F. on 6/8/2022)

Is Fiscal: N

Location: 7/5/2022-S. DEAD

Desk	Policy	Fiscal	Floor	Desk	Dead	Fiscal	Floor	Conf. Conc.	Enrolled	Vetoed	Chaptered
1st House				2nd House							

Summary: The Ralph M. Brown Act requires, with specified exceptions, that all meetings of a legislative body of a local agency, as those terms are defined, be open and public and that all persons be permitted to attend and participate. The act contains specified provisions regarding the timelines for posting an agenda and providing for the ability of the public to observe and provide comment. The act allows for meetings to occur via teleconferencing subject to certain requirements, particularly that the legislative body notice each teleconference location of each member that will be participating in the public meeting, that each teleconference location be accessible to the public, that members of the public be allowed to address the legislative body at each teleconference location, that the legislative body post an agenda at each teleconference location, and that at least a quorum of the legislative body participate from locations within the boundaries of the local agency’s jurisdiction. The act provides an exemption to the jurisdictional requirement for health authorities, as defined. This bill would require the agenda to identify any member of the legislative body that will participate in the meeting remotely.

Notes: OCCOG - Support
ACC-OC - Watch
CALCOG - Support
SCAG - Support
TCA - Support with Amendments

AB 1976 (Santiago D) Planning and zoning: housing element compliance: very low and lower income households.

Last Amend: 3/17/2022

Status: 4/29/2022-Failed Deadline pursuant to Rule 61(b)(5). (Last location was H. & C.D. on 3/17/2022)

Is Fiscal: Y

Location: 4/29/2022-A. DEAD

Desk	Dead	Fiscal	Floor	Desk	Policy	Fiscal	Floor	Conf. Conc.	Enrolled	Vetoed	Chaptered
1st House				2nd House							

Summary: Current law requires the Department of Housing and Community Development, in consultation with each council of governments, to determine each region’s existing and projected housing need, and requires each council of governments, or the department for cities and counties without a council of governments, to adopt a final regional housing need plan that allocates a share of the regional housing need to each city and county, as provided. If the inventory of sites included in a housing element does not identify adequate sites to accommodate the need for groups of all household income levels pursuant to the allocation of regional housing need, current law requires that the local government rezone sites within specified deadlines. This bill would authorize the department, after notifying the city or county of the violation of the housing element provision and before notifying the Attorney General, either to complete the rezoning to accommodate 100% of the allocated need for housing for very low and lower income households on behalf of a local government within the Counties of Imperial, Los Angeles, Orange, Riverside, San Bernardino, or Ventura that failed to complete that rezoning by the required deadline, or to impose administrative civil penalties upon the local government of up to \$10,000 per day until the local government is no longer in violation of state law or the department decides to refer the violation to the Attorney General.

Notes: OCCOG - Oppose
SCAG - Oppose

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

Last Amend: 8/25/2022

Status: 9/6/2022-Enrolled and presented to the Governor at 4 p.m.

Is Fiscal: Y

Location: 9/6/2022-A. ENROLLED

Desk	Policy	Fiscal	Floor	Desk	Policy	Fiscal	Floor	Conf. Conc.	Enrolled	Vetoed	Chaptered
1st House				2nd House							

Summary: Would create the Affordable Housing and High Road Jobs Act of 2022, which would authorize a development proponent to submit an application for a housing development that meets specified objective standards and affordability and site criteria, including being located within a zone where office, retail, or parking are a principally permitted use, and would make the development a use by right and subject to one of 2 streamlined, ministerial review processes. The bill would require a

development proponent for a housing development project approved pursuant to the streamlined, ministerial review process to require, in contracts with construction contractors, that certain wage and labor standards will be met, including a requirement that all construction workers be paid at least the general prevailing rate of wages, as specified. The bill would require a development proponent to certify to the local government that those standards will be met in project construction. By expanding the crime of perjury, the bill would impose a state-mandated local program.

Notes: OCCOG - Oppose
ACCOC - Oppose

AB 2237 (Friedman D) Transportation planning: regional transportation improvement plan: sustainable communities strategies: alternative planning strategy: state transportation funding.

Last Amend: 6/13/2022

Status: 7/5/2022-Failed Deadline pursuant to Rule 61(b)(14). (Last location was S. TRANS. on 6/16/2022)

Is Fiscal: Y

Location: 7/5/2022-S. DEAD

Desk	Policy	Fiscal	Floor	Desk	Dead	Fiscal	Floor	Conf. Conc.	Enrolled	Vetoed	Chaptered
1st House				2nd House							

Summary: Current law requires each regional transportation planning agency or county transportation commission to biennially adopt and submit to the California Transportation Commission and the Department of Transportation a 5-year regional transportation improvement program that includes, among other things, regional transportation improvement projects and programs proposed to be funded, in whole or in part, in the state transportation improvement program. This bill would require that those projects and programs included in each regional transportation improvement program also be consistent with the most recently prepared sustainable communities strategy of the regional transportation planning agency or county transportation commission, or, if applicable, the alternative planning strategy, and state and federal air quality standards. The bill would prohibit funds collected from any local transportation tax measure passed on or after January 1, 2023, from being spent until the transportation projects or programs to be funded by the tax measure are included in the most recently adopted sustainable communities strategy of the applicable regional transportation planning agency or county transportation commission or, if applicable, the alternative planning strategy.

Notes: OCCOG - Oppose
OCTA - Oppose
CALCOG - Oppose Unless Amended
OCBC - Oppose

AB 2438 (Friedman D) Transportation funding: guidelines and plans.

Last Amend: 8/25/2022

Status: 9/9/2022-Enrolled and presented to the Governor at 4 p.m.

Is Fiscal: Y

Location: 9/9/2022-A. ENROLLED

Desk	Policy	Fiscal	Floor	Desk	Policy	Fiscal	Floor	Conf. Conc.	Enrolled	Vetoed	Chaptered
1st House				2nd House							

Summary: Current law provides for the funding of projects on the state highway system and other transportation improvements, including under the interregional transportation improvement program, the state highway operation and protection program, the Solutions for Congested Corridors Program, the Trade Corridor Enhancement Program, and the program within the Road Maintenance and Rehabilitation Program commonly known as the Local Partnership Program. This bill would require, no later than January 1, 2024, the guidelines or plans applicable to those programs to include the strategies established in the Climate Action Plan for Transportation Infrastructure adopted by the Transportation Agency, as provided.

Notes: OCCOG - Oppose
BIA - Oppose
OCTA - Oppose
CALCOG - Oppose Unless Amended
OCBC - Oppose

AB 2449 (Rubio, Blanca D) Open meetings: local agencies: teleconferences.

Last Amend: 8/8/2022

Status: 9/13/2022-Approved by the Governor. Chaptered by Secretary of State - Chapter 285, Statutes of 2022.

Is Fiscal: N

Location: 9/13/2022-A. CHAPTERED

Desk	Policy	Fiscal	Floor	Desk	Policy	Fiscal	Floor	Conf. Conc.	Enrolled	Vetoed	Chaptered
1st House				2nd House							

Summary: Current law, the Ralph M. Brown Act, requires, with specified exceptions, that all meetings of a legislative body of a local agency, as those terms are defined, be open and public and that all persons be permitted to attend and participate. The act generally requires posting an agenda at least 72 hours before a regular meeting that contains a brief general description of each item of business to be transacted or discussed at the meeting, and prohibits any action or discussion from being undertaken on any item not appearing on the posted agenda. This bill would revise and recast those teleconferencing provisions and, until January 1, 2026, would authorize a local agency to use teleconferencing without complying with the teleconferencing requirements that each teleconference location be identified in the notice and agenda and that each teleconference location be accessible to the public if at least a quorum of the members of the legislative body participates in person from a singular physical location clearly identified on the agenda that is open to the public and situated within the local agency's jurisdiction.

Notes: OCCOG - Watch
TCA - Support with Amendments

SB 6

(Caballero D) Local planning: housing: commercial zones.

Last Amend: 8/25/2022

Status: 9/6/2022-Enrolled and presented to the Governor at 3:30 p.m.

Is Fiscal: Y

Location: 9/6/2022-S. ENROLLED

Desk	Policy	Fiscal	Floor	Desk	Policy	Fiscal	Floor	Conf. Conc.	Enrolled	Vetoed	Chaptered
1st House				2nd House							

Summary: The Planning and Zoning Law requires each county and city to adopt a comprehensive, long-term general plan for its physical development, and the development of certain lands outside its boundaries, that includes, among other mandatory elements, a housing element. Current law requires that the housing element include, among other things, an inventory of land suitable and available for residential development. If the inventory of sites does not identify adequate sites to accommodate the need for groups of all households pursuant to specified law, existing law requires the local government to rezone sites within specified time periods and that this rezoning accommodate 100% of the need for housing for very low and low-income households on sites that will be zoned to permit owner-occupied and rental multifamily residential use by right for specified developments. This bill, the Middle Class Housing Act of 2022, would deem a housing development project, as defined, an allowable use on a parcel that is within a zone where office, retail, or parking are a principally permitted use, if specified conditions are met, including requirements relating to density, public notice, comment, hearing, or other procedures, site location and size, consistency with sustainable community strategy or alternative plans, prevailing wage, and a skilled and trained workforce.

Notes:
OCCOG - Oppose
ACCOC - Oppose
OCBC - Support If Amended
SCAG - Watch

SB 12

(McGuire D) Local government: planning and zoning: wildfires.

Last Amend: 6/6/2022

Status: 7/5/2022-Failed Deadline pursuant to Rule 61(b)(14). (Last location was A. H. & C.D. on 5/24/2022)

Is Fiscal: Y

Location: 7/5/2022-A. DEAD

Desk	Policy	Fiscal	Floor	Desk	Dead	Fiscal	Floor	Conf. Conc.	Enrolled	Vetoed	Chaptered
1st House				2nd House							

Summary: The Planning and Zoning Law requires the legislative body of a city or county to adopt a comprehensive, long-term general plan that includes various elements, including, among others, a housing element and a safety element for the protection of the community from unreasonable risks associated with the effects of various geologic and seismic hazards, flooding, and wildland and urban fires. Current law requires the housing element to be revised according to a specific schedule. Current law requires the planning agency to review and, if necessary, revise the safety element upon each revision of the housing element or local hazard mitigation plan, but not less than once every 8 years to identify new information relating to flood and fire hazards and climate adaptation and resiliency strategies applicable to the city or county that was not available during the previous revision of the safety element. Current law requires that the Office of Planning and Research, among other things, coordinate with appropriate entities, including state, regional, or local agencies, to establish a clearinghouse for climate adaptation information for use by state, regional, and local entities, as provided. This bill would require the safety element, upon the next revision of the housing element or the hazard mitigation plan, on or after July 1, 2024, whichever occurs first, to be reviewed and updated as necessary to include a comprehensive retrofit strategy to reduce the risk of property loss and damage during wildfires, as specified, and would require the planning agency to submit the adopted strategy to the Office of Planning and Research for inclusion into the above-described

clearinghouse

Notes: OCCOG - Oppose Unless Amended
BIA - Oppose Unless Amended
OCBC - Oppose

SB 15

(Portantino D) Housing development: incentives: rezoning of idle retail sites.

Last Amend: 5/20/2021

Status: 7/5/2022-Failed Deadline pursuant to Rule 61(b)(14). (Last location was A. 2 YEAR on 7/14/2021)

Is Fiscal: Y

Location: 7/5/2022-A. DEAD

Desk	Policy	Fiscal	Floor	Desk	Dead	Fiscal	Floor	Conf. Conc.	Enrolled	Vetoed	Chaptered
1st House				2nd House							

Summary: Current law establishes, among other housing programs, the Workforce Housing Reward Program, which requires the Department of Housing and Community Development to make local assistance grants to cities, counties, and cities and counties that provide land use approval to housing developments that are affordable to very low and low-income households. This bill, upon appropriation by the Legislature in the Budget Act or other act, would require the department to administer a program to provide incentives in the form of grants allocated as provided to local governments that rezone idle sites used for a big box retailer or a commercial shopping center to instead allow the development of housing, as defined.

Notes: OCCOG - Support
ACCOC - Support
OCBC - Support
SCAG - Support
League of California Cities - Support

SB 886

(Wiener D) California Environmental Quality Act: exemption: public universities: university housing development projects.

Last Amend: 8/18/2022

Status: 8/30/2022-Enrolled and presented to the Governor at 3 p.m.

Is Fiscal: Y

Location: 8/30/2022-S. ENROLLED

Desk	Policy	Fiscal	Floor	Desk	Policy	Fiscal	Floor	Conf. Conc.	Enrolled	Vetoed	Chaptered
1st House				2nd House							

Summary: Would, until January 1, 2030, exempt from CEQA a university housing development project, as defined, carried out by a public university, as defined, on real property owned by the public university if the project meets certain requirements, including that each building within the project is certified as Leadership in Energy and Environmental Design (LEED) platinum or better by the United States Green Building Council, that the project's construction impacts are fully mitigated, and that the project is not located, in whole or in part, on certain types of sites, including a site that is within a special flood hazard area subject to inundation by a 1% annual chance flood or within a regulatory floodway as determined by the Federal Emergency Management Agency, as provided. The bill, with respect to a site that is within a special flood hazard area subject to inundation by a 1% annual chance flood or within a regulatory floodway, would prohibit a local government from denying an application on the basis that a public university did not comply with any additional permit requirement, standard, or action adopted by that local government applicable to the site if the public university is able to satisfy all applicable federal qualifying criteria in order to demonstrate that the site meets these criteria and is otherwise eligible to be exempt from CEQA pursuant to the above requirements. By imposing additional duties on local governments, this bill would impose a state-mandated local program.

Notes:
OCCOG - Watch

SB 922

(Wiener D) California Environmental Quality Act: exemptions: transportation-related projects.

Last Amend: 8/4/2022

Status: 8/23/2022-Enrolled and presented to the Governor at 12:30 p.m.

Is Fiscal: Y

Location: 8/23/2022-S. ENROLLED

Desk	Policy	Fiscal	Floor	Desk	Policy	Fiscal	Floor	Conf. Conc.	Enrolled	Vetoed	Chaptered
1st House				2nd House							

Summary: The California Environmental Quality Act (CEQA), until January 1, 2030, exempts from its requirements bicycle transportation plans for an urbanized area for restriping of streets and highways, bicycle parking and storage, signal timing to improve street and highway intersection operations, and related signage for bicycles, pedestrians, and vehicles under certain conditions. This bill would delete

the requirement that the bicycle transportation plan is for an urbanized area. The bill would extend the exemption to an active transportation plan or pedestrian plan. The bill would define "active transportation plan" and "pedestrian plan." The bill would specify that individual projects that are a part of an active transportation plan or pedestrian plan remain subject to the requirements of CEQA unless those projects are exempt by another provision of law.

Notes: OCCOG - Support
 ACCOC - Support
 OCTA - Support
 CALCOG - Support

SB 930 (Wiener D) Alcoholic beverages: hours of sale.

Last Amend: 8/18/2022

Status: 8/31/2022-Failed Deadline pursuant to Rule 61(b)(18). (Last location was RECONSIDERATION on 8/16/2022)

Is Fiscal: Y

Location: 8/31/2022-A. DEAD

Desk	Policy	Fiscal	Floor	Desk	Policy	Fiscal	Dead	Conf. Conc.	Enrolled	Vetoed	Chaptered	
1st House				2nd House								

Summary: Would, beginning January 1, 2025, and before January 2, 2028, require the Department of Alcoholic Beverage Control to conduct a pilot program that would authorize the department to issue an additional hours license to an on-sale licensee located in a qualified city that would authorize, with or without conditions, the selling, giving, or purchasing of alcoholic beverages at the licensed premises between the hours of 2 a.m. and 4 a.m. on weekends and specified holidays, and between the hours of 2 a.m. and 3 a.m. on all other days upon completion of specified requirements by the qualified city in which the licensee is located. The bill would impose specified fees related to the license to be deposited in the Alcohol Beverage Control Fund. The bill would require the applicant to notify specified persons of the application for an additional hours license and would provide a procedure for protest and hearing regarding the application. The bill would require the Department of the California Highway Patrol and each qualified city that has elected to participate in the program to submit reports to the Legislature and specified committees regarding the regional impact of the additional hours licenses, as specified. The bill would provide that any person under 21 years of age who enters and remains in the licensed public premises during the additional serving hour without lawful business therein is guilty of a misdemeanor, as provided. The pilot program would apply to the Cities of Palm Springs and West Hollywood and the City and County of San Francisco.

Notes: OCCOG - Oppose
 ACCOC - Oppose
 SCAG - Oppose

SB 942 (Newman D) Low Carbon Transit Operations Program: free or reduced fare transit program.

Last Amend: 6/29/2022

Status: 8/30/2022-Enrolled and presented to the Governor at 3 p.m.

Is Fiscal: Y

Location: 8/30/2022-S. ENROLLED

Desk	Policy	Fiscal	Floor	Desk	Policy	Fiscal	Floor	Conf. Conc.	Enrolled	Vetoed	Chaptered	
1st House				2nd House								

Summary: Current law continuously appropriates specified portions of the annual proceeds in the Greenhouse Gas Reduction Fund to various programs, including 5% for the Low Carbon Transit Operations Program, which is administered by the Department of Transportation and provides operating and capital assistance for transit agencies to reduce the emissions of greenhouse gases and improve mobility. Current law requires each of those transit agencies to demonstrate that each expenditure of program moneys allocated to the transit agency reduces the emissions of greenhouse gases and does not supplant another source of funds, to use those moneys to provide transit operating or capital assistance, to use at least 50% of those moneys to benefit disadvantaged communities, and to submit specified information to the department before seeking a disbursement of those program moneys, as specified. Current law authorizes a transit agency that has used program moneys for certain authorized operational assistance purposes in a previous fiscal year to use those moneys to continue the same service or program in any subsequent fiscal year if the transit agency can demonstrate that reductions in the emissions of greenhouse gases can be realized. This bill would exempt a transit agency using program moneys for the continuation of a free or reduced fare transit program from the above-described requirement to demonstrate that reductions in the emissions of greenhouse gases can be realized through the continuation of its transit program, and authorize the transit agency to continue to use those moneys for that purpose without any restriction to length of time.

Notes: OCCOG - Support
 CALCOG - Support
 OCTA Sponsored Bill
 OCBC - Support

Total Measures: 16

Total Tracking Forms: 16

Attachment B OCCOG All Tracked Bills

[AB 106](#) (Salas D) Regions Rise Grant Program.

Last Amend: 5/3/2021

Status: 7/5/2022-Failed Deadline pursuant to Rule 61(b)(14). (Last location was S. 2 YEAR on 7/14/2021)

Is Fiscal: Y

Location: 7/5/2022-S. DEAD

Desk	Policy	Fiscal	Floor	Desk	Dead	Fiscal	Floor	Conf. Conc.	Enrolled	Vetoed	Chaptered
1st House				2nd House							

Summary: Would establish the Regions Rise Grant Program within the Office of Planning and Research for the purpose of supporting inclusive, cross-jurisdictional, and innovative engagement processes that lead to inclusive strategies to address barriers and challenges confronting communities in creating economic prosperity for all. The bill would define "region" as a geographic area composed of one or more counties and cities that form a functional economy.

[AB 363](#) (Medina D) Carl Moyer Memorial Air Quality Standards Attainment Program.

Last Amend: 7/5/2021

Status: 7/5/2022-Failed Deadline pursuant to Rule 61(b)(14). (Last location was S. 2 YEAR on 7/14/2021)

Is Fiscal: Y

Location: 7/5/2022-S. DEAD

Desk	Policy	Fiscal	Floor	Desk	Dead	Fiscal	Floor	Conf. Conc.	Enrolled	Vetoed	Chaptered
1st House				2nd House							

Summary: Current law requires the State Air Resources Board to establish or update grant criteria and guidelines for covered vehicle and infrastructure projects as soon as practicable, but not later than July 1, 2017. The state board's program guidelines describe the minimum criteria and requirements for on-road heavy-duty vehicles and the types of projects that can be incentivized to provide surplus emissions reductions from on-road heavy-duty vehicles through contracts or through the On-Road Heavy-Duty Voucher Incentive Program (VIP). The VIP guidelines allow for the early retirement of existing on-road heavy-duty vehicles, allowing these high-polluting vehicles to be replaced with newer, lower emission vehicles. The VIP guidelines further describe the minimum criteria and requirements for eligibility in the VIP, including, but not limited to, limiting the fleet size and vehicle weight class of eligible vehicles, excluding from program eligibility vehicles subject to the solid waste collection vehicle rule and the fleet rule for transit agencies, and prohibiting the leasing of replacement vehicles. This bill would require the state board, upon appropriation by the Legislature, to develop project grant criteria and guidelines for a new On-Road Heavy-Duty Vehicle Incentive Program (VIP2) that shall provide additional incentives for projects eligible for program funding that are deployed in disadvantaged communities, as provided, and in low-income communities, as defined.

[AB 411](#) (Irwin D) Veterans Housing and Homeless Prevention Bond Act of 2022.

Last Amend: 1/24/2022

Status: 8/31/2022-Failed Deadline pursuant to Rule 61(b)(18). (Last location was APPR. SUSPENSE FILE on 6/27/2022)

Is Fiscal: Y

Location: 8/31/2022-S. DEAD

Desk	Policy	Fiscal	Floor	Desk	Policy	Dead	Floor	Conf. Conc.	Enrolled	Vetoed	Chaptered
1st House				2nd House							

Summary: Existing law, the Veterans Housing and Homeless Prevention Bond Act of 2014 (the 2014 bond act), authorizes the issuance of bonds in the amount of \$600,000,000, as specified, for expenditure by the California Housing Finance Agency, the Department of Housing and Community Development, and the Department of Veterans Affairs to provide housing to veterans and their families pursuant to the Veterans Housing and Homeless Prevention Act of 2014 (VHHPA). This bill would enact the Veterans Housing and Homeless Prevention Bond Act of 2022 to authorize the issuance of bonds in an amount not to exceed \$600,000,000 to provide additional funding for the VHHPA. The bill would provide for the handling and disposition of the funds in the same manner as the 2014 bond act. This bill contains other related provisions.

[AB 482](#) (Ward D) Housing authorities: City of San Diego, County of San Bernardino, and County of Santa Clara: middle-income housing projects pilot program.

Last Amend: 6/14/2022

Status: 8/31/2022-Failed Deadline pursuant to Rule 61(b)(18). (Last location was INACTIVE FILE on 6/16/2022)

Is Fiscal: N

Location: 8/31/2022-S. DEAD

Desk	Policy	Fiscal	Floor	Desk	Policy	Fiscal	Dead	Conf. Conc.	Enrolled	Vetoed	Chaptered
1st House				2nd House							

Summary: The Housing Authorities Law authorizes a housing authority of a city or county to, among other things, prepare, carry out, acquire, lease, and operate housing projects and housing developments for persons of low income, as provided. Previously existing law, until January 1, 2022, authorized a housing authority located in the City of San Diego, the County of San Bernardino, or the County of Santa Clara to implement a pilot program to develop and finance a middle-income housing project, as defined, if the project received gap financing, as defined. Previously existing law required any gap financing to be approved by the housing authority’s legislative body, as provided. Previously existing law required the housing authority to provide a report to the Legislature, as specified, on and before January 1, 2020, and on or before January 1, 2022. This bill would reenact the above-described authorization for a housing authority located in the City of San Diego, the County of San Bernardino, or the County of Santa Clara to implement a pilot program to develop and finance a middle-income housing project, as provided.

[AB 500](#)

(Ward D) Local planning: coastal development: streamlined permitting.

Last Amend: 8/31/2021

Status: 8/31/2022-Failed Deadline pursuant to Rule 61(b)(18). (Last location was INACTIVE FILE on 9/9/2021)

Is Fiscal: Y

Location: 8/31/2022-S. DEAD

Desk	Policy	Fiscal	Floor	Desk	Policy	Fiscal	Dead	Conf. Conc.	Enrolled	Vetoed	Chaptered
1st House				2nd House							

Summary: The Coastal Act generally requires each local government lying, in whole or in part, within the coastal zone to prepare a local coastal program for that portion of the coastal zone within its jurisdiction. This bill would require a local government lying, in whole or in part, within the coastal zone that has a certified land use plan or a fully certified local coastal program to adopt, by January 1, 2024, an amendment to that plan or program, as applicable, specifying streamlined permitting procedures in nonhazardous zones for the approval of (1) accessory dwelling units or junior accessory dwelling units, consistent with specified requirements relating to the rental of those units (2) projects in which a specified percentage of the units will be affordable to lower income households or designated for supportive housing, as those terms are defined, and (3) Low Barrier Navigation Centers, as defined. The bill would require that the amendment be submitted to, and processed and approved by, the commission consistent with the above-described requirements for the amendment of a local coastal program.

Notes: League of California Cities - Oppose
ACC-OC - Oppose

[AB 585](#)

(Rivas, Luz D) Climate change: Extreme Heat and Community Resilience Program.

Last Amend: 7/13/2021

Status: 8/12/2022-Failed Deadline pursuant to Rule 61(b)(15). (Last location was APPR. SUSPENSE FILE on 8/16/2021)

Is Fiscal: Y

Location: 8/12/2022-S. DEAD

Desk	Policy	Fiscal	Floor	Desk	Policy	Dead	Floor	Conf. Conc.	Enrolled	Vetoed	Chaptered
1st House				2nd House							

Summary: Would establish the Extreme Heat and Community Resilience Program for the purpose of coordinating state efforts and supporting local and regional efforts to mitigate the impacts of, and reduce the public health risks of, extreme heat and the urban heat island effect, and would require the Office of Planning and Research to administer the program through the Integrated Climate Adaptation and Resiliency Program.

Notes:
League of California Cities - Support

[AB 682](#)

(Bloom D) Planning and zoning: density bonuses: shared housing buildings.

Last Amend: 8/24/2022

Status: 9/7/2022-Enrolled and presented to the Governor at 4 p.m.

Is Fiscal: Y

Location: 9/7/2022-A. ENROLLED

Desk	Policy	Fiscal	Floor	Desk	Policy	Fiscal	Floor	Conf. Conc.	Enrolled	Vetoed	Chaptered
1st House				2nd House							

Summary: The Density Bonus Law requires a city or county to provide a developer that proposes a housing development within the city or county with a density bonus and other incentives or

concessions, as specified, if the developer agrees to construct, among other options, 10% of the total units of a housing development for rental or sale to lower income households, as defined; or 5% of the total units for rental or sale to very low income households, as defined; a senior citizen housing development, as defined, or a mobilehome park that limits residency based on age requirements, as specified; or 100% of all units in the development for lower income households, as defined, subject to certain exceptions, and meets other requirements. This bill would provide that a housing development eligible for a density bonus be provide under these provisions includes a shared housing building, as defined, that will contain 10% of the total units for lower income households; contain or 5% of the total units for very low income households; is a senior housing development; or in which 100% of all the units are for lower income households, as described above. The bill would prohibit the city, county, or city and county from requiring any minimum unit size requirements or minimum bedroom requirements in conflict with the bill's provisions with respect to a shared housing building eligible for a density bonus under these provisions.

[AB 713](#) (Garcia, Cristina D) State Air Resources Board: greenhouse gas emissions scoping plan: comprehensive health analysis.

Last Amend: 5/24/2021

Status: 8/12/2022-Failed Deadline pursuant to Rule 61(b)(15). (Last location was APPR. SUSPENSE FILE on 7/15/2021)

Is Fiscal: Y

Location: 8/12/2022-S. DEAD

Desk	Policy	Fiscal	Floor	Desk	Policy	Dead	Floor	Conf. Conc.	Enrolled	Vetoed	Chaptered
1st House				2nd House							

Summary: The State Air Resources Board as the state agency charged with monitoring and regulating sources of emissions of greenhouse gases. The state board is required to approve a statewide greenhouse gas emissions limit equivalent to the statewide greenhouse gas emissions level in 1990 to be achieved by 2020 and to ensure that statewide greenhouse gas emissions are reduced to at least 40% below the 1990 level by 2030. The act requires the state board to prepare and approve a scoping plan for achieving the maximum technologically feasible and cost-effective reductions in greenhouse This bill would require the state board to conduct a comprehensive health analysis in conjunction with the development of each update of the scoping plan that includes a framework to provide an overview of the breadth of health impacts and health benefits that may accrue from the outcomes in the scoping plan, as specified.

[AB 897](#) (Mullin D) Office of Planning and Research: regional climate networks: regional climate adaptation and resilience action plans.

Last Amend: 7/14/2021

Status: 8/12/2022-Failed Deadline pursuant to Rule 61(b)(15). (Last location was APPR. SUSPENSE FILE on 8/16/2021)

Is Fiscal: Y

Location: 8/12/2022-S. DEAD

Desk	Policy	Fiscal	Floor	Desk	Policy	Dead	Floor	Conf. Conc.	Enrolled	Vetoed	Chaptered
1st House				2nd House							

Summary: Current law requires, by July 1, 2017, and every 3 years thereafter, the Natural Resources Agency to update, as prescribed, the state's climate adaptation strategy, known as the Safeguarding California Plan. Current law establishes the Office of Planning and Research in state government in the Governor's office. Current law establishes the Integrated Climate Adaptation and Resiliency Program to be administered by the office to coordinate regional and local efforts with state climate adaptation strategies to adapt to the impacts of climate change, as prescribed. This bill would authorize eligible entities, as defined, to establish and participate in a regional climate network, as defined. The bill would require the office, through the program, to encourage the inclusion of eligible entities with land use planning and hazard mitigation planning authority into regional climate networks. The bill would authorize a regional climate network to engage in activities to address climate change, as specified.

Notes:

League of California Cities - Support

[AB 916](#) (Salas D) Zoning: bedroom addition.

Last Amend: 8/22/2022

Status: 9/7/2022-Enrolled and presented to the Governor at 4 p.m.

Is Fiscal: Y

Location: 9/7/2022-A. ENROLLED

Desk	Policy	Fiscal	Floor	Desk	Policy	Fiscal	Floor	Conf. Conc.	Enrolled	Vetoed	Chaptered
1st House				2nd House							

Summary: Would prohibit a city or county legislative body from adopting or enforcing an ordinance requiring a public hearing as a condition of reconfiguring existing space to increase the bedroom count within an existing dwelling unit. The bill would apply these provisions only to a permit application for no

more than 2 additional bedrooms within an existing dwelling unit. The bill would specify that these provisions are not to be construed to prohibit a local agency from requiring a public hearing for a proposed project that would increase the number of dwelling units within an existing structure. The bill would include findings that ensuring adequate housing is a matter of statewide concern and is not a municipal affair, and that the provision applies to all cities, including charter cities.

Notes: SCAG - Oppose

[AB 950](#) (Ward D) Department of Transportation: sales of excess real property: affordable housing, emergency shelters, and feeding programs.

Last Amend: 7/13/2021

Status: 8/12/2022-Failed Deadline pursuant to Rule 61(b)(15). (Last location was APPR. SUSPENSE FILE on 8/8/2022)

Is Fiscal: Y

Location: 8/12/2022-S. DEAD

Desk	Policy	Fiscal	Floor	Desk	Policy	Dead	Floor	Conf. Conc.	Enrolled	Vetoed	Chaptered
1st House				2nd House							

Summary: Would authorize the Department of Transportation to sell its excess real property to the city, county, or city and county where the real property is located if the city, county, or city and county agrees to use the real property for the sole purpose of implementing affordable housing, emergency shelters, or feeding programs, as specified. The bill would exempt these sales from the California Environmental Quality Act, except the department would be required to file a notice of exemption with the Office of Planning and Research and the county clerk of the county in which the real property is located.

[AB 989](#) (Gabriel D) Housing Accountability Act: appeals: Office of Housing Appeals.

Last Amend: 8/18/2021

Status: 8/31/2022-Failed Deadline pursuant to Rule 61(b)(18). (Last location was INACTIVE FILE on 9/10/2021)

Is Fiscal: Y

Location: 8/31/2022-S. DEAD

Desk	Policy	Fiscal	Floor	Desk	Policy	Fiscal	Dead	Conf. Conc.	Enrolled	Vetoed	Chaptered
1st House				2nd House							

Summary: The Housing Accountability Act prohibits a local agency from disapproving, or conditioning approval in a manner that renders infeasible, specified housing development projects, including projects for very low, low-, or moderate-income households and projects for emergency shelters that comply with applicable, objective general plan, zoning, and subdivision standards and criteria in effect at the time the application for the project is deemed complete, unless the local agency makes specified written findings based on a preponderance of the evidence in the record. This bill would, until January 1, 2029, establish an Office of Housing Appeals (office) within the department, administered by the director of the department, to review housing development projects that are alleged to have been denied or subject to conditions in violation of the Housing Accountability Act. The bill would establish housing appeals panels, consisting of administrative law judges with specified qualifications, within the office.

Notes:

OCCOG - Oppose

League of California Cities - Oppose

ACC-OC - Oppose

[AB 1001](#) (Garcia, Cristina D) Environment: mitigation measures for air quality impacts: environmental justice.

Last Amend: 3/22/2022

Status: 7/5/2022-Failed Deadline pursuant to Rule 61(b)(14). (Last location was S. E.Q. on 5/4/2022)

Is Fiscal: Y

Location: 7/5/2022-S. DEAD

Desk	Policy	Fiscal	Floor	Desk	Dead	Fiscal	Floor	Conf. Conc.	Enrolled	Vetoed	Chaptered
1st House				2nd House							

Summary: The California Environmental Quality Act (CEQA) requires a lead agency to prepare a mitigated negative declaration for a project that may have a significant effect on the environment if revisions in the project would avoid or mitigate that effect and there is no substantial evidence that the project, as revised, would have a significant effect on the environment. This bill would require mitigation measures, identified in an environmental impact report or mitigated negative declaration to mitigate the adverse effects of a project on air quality of a disadvantaged community, to include measures for avoiding, minimizing, or otherwise mitigating for the adverse effects on that community. The bill would require mitigation measures to include measures conducted at the project site that avoid or minimize to less than significant the adverse effects on the air quality of a disadvantaged community or measures conducted in the affected disadvantaged community that directly mitigate

those effects.

Notes: BIA - Oppose
OCBC - Oppose
ACCOC - Oppose

[AB 1154](#) ([Patterson R](#)) California Environmental Quality Act: exemption: egress route projects: fire safety.

Last Amend: 6/16/2022

Status: 8/12/2022-Failed Deadline pursuant to Rule 61(b)(15). (Last location was APPR. SUSPENSE FILE on 8/2/2022)

Is Fiscal: Y

Location: 8/12/2022-S. DEAD

Desk	Policy	Fiscal	Floor	Desk	Policy	Dead	Floor	Conf. Conc.	Enrolled	Vetoed	Chaptered	
1st House				2nd House								

Summary: Would, until January 1, 2029, exempt from the California Environmental Quality Act (CEQA) egress route projects undertaken by a public agency to improve emergency access to and evacuation from a subdivision without a secondary egress route if the State Board of Forestry and Fire Protection has recommended the creation of a secondary access to the subdivision and certain conditions are met. The bill would require the lead agency to hold a noticed public meeting to hear and respond to public comments before determining that a project is exempt. The bill would require the lead agency, if it determines that a project is not subject to CEQA and approves or carries out that project, to file a notice of exemption with the Office of Planning and Research and with the clerk of the county in which the project will be located.

[AB 1260](#) ([Chen R](#)) California Environmental Quality Act: exemptions: transportation-related projects.

Last Amend: 7/6/2021

Status: 8/12/2022-Failed Deadline pursuant to Rule 61(b)(15). (Last location was APPR. SUSPENSE FILE on 8/16/2021)

Is Fiscal: Y

Location: 8/12/2022-S. DEAD

Desk	Policy	Fiscal	Floor	Desk	Policy	Dead	Floor	Conf. Conc.	Enrolled	Vetoed	Chaptered	
1st House				2nd House								

Summary: CEQA includes exemptions from its environmental review requirements for numerous categories of projects, including, among others, projects for the institution or increase of passenger or commuter services on rail or highway rights-of-way already in use and projects by a public transit agency to construct or maintain infrastructure to charge or refuel zero-emission transit buses. This bill would further exempt from the requirements of CEQA projects by a public transit agency to construct or maintain infrastructure to charge or refuel zero-emission trains, provided certain requirements are met, including giving prior notice to the public and holding a noticed public meeting, as provided.

[AB 1384](#) ([Gabriel D](#)) Resiliency Through Adaptation, Economic Vitality, and Equity Act of 2022.

Last Amend: 8/26/2021

Status: 8/30/2022-Enrolled and presented to the Governor at 4 p.m.

Is Fiscal: Y

Location: 8/30/2022-A. ENROLLED

Desk	Policy	Fiscal	Floor	Desk	Policy	Fiscal	Floor	Conf. Conc.	Enrolled	Vetoed	Chaptered	
1st House				2nd House								

Summary: Current law requires the Natural Resources Agency to release a draft of the state's climate adaptation strategy, known as the Safeguarding California Plan, by January 1, 2017, and every 3 years thereafter, to update the plan by July 1, 2017, and every 3 years thereafter, and to coordinate with other state agencies to identify vulnerabilities to climate change by sectors and priority actions needed to reduce the risks in those sectors. Current law requires, to address the vulnerabilities identified in the plan, state agencies to maximize specified objectives. This bill would instead require the agency to release the draft plan by January 1, 2024, and every 3 years thereafter, and to update the plan by July 1, 2024, and every 3 years thereafter. The bill would require the agency to also coordinate with the Office of Planning and Research and identify, among other things, vulnerabilities to climate change for vulnerable communities, an operational definition of "climate resilience" for each sector and for vulnerable communities, special protections of vulnerable communities and industries that are disproportionately impacted by climate change, opportunities to improve policy and budget coordination across jurisdictions, and timetables and specific metrics to measure and evaluate the state's progress in implementing the plan.

[AB 1395](#) ([Muratsuchi D](#)) The California Climate Crisis Act.

Last Amend: 9/3/2021

Status: 8/31/2022-Failed Deadline pursuant to Rule 61(b)(18). (Last location was THIRD READING on

8/23/2022)

Is Fiscal: Y

Location: 8/31/2022-S. DEAD

Desk	Policy	Fiscal	Floor	Desk	Policy	Fiscal	Dead	Conf. Conc.	Enrolled	Vetoed	Chaptered
1st House				2nd House							

Summary: The California Global Warming Solutions Act of 2006 requires the State Air Resources Board to prepare and approve a scoping plan for achieving the maximum technologically feasible and cost-effective reductions in greenhouse gas emissions and to update the scoping plan at least once every 5 years. This bill, the California Climate Crisis Act, would declare the policy of the state both to achieve net zero greenhouse gas emissions as soon as possible, but no later than 2045, and achieve and maintain net negative greenhouse gas emissions thereafter, and to ensure that by 2045, statewide anthropogenic greenhouse gas emissions are reduced to at least 90% below the 1990 levels.

[AB 1401](#) (Friedman D) Residential and commercial development: remodeling, renovations, and additions: parking requirements.

Last Amend: 7/5/2021

Status: 8/12/2022-Failed Deadline pursuant to Rule 61(b)(15). (Last location was APPR. SUSPENSE FILE on 8/16/2021)

Is Fiscal: Y

Location: 8/12/2022-S. DEAD

Desk	Policy	Fiscal	Floor	Desk	Policy	Dead	Floor	Conf. Conc.	Enrolled	Vetoed	Chaptered
1st House				2nd House							

Summary: Would prohibit a public agency in a county with a population of 600,000 or more from imposing a minimum automobile parking requirement, or enforcing a minimum automobile parking requirement, on residential, commercial, or other development if the development is located on a parcel that is within 1/2 mile, as specified, of public transit, as defined. The bill would prohibit a public agency in a city with of 75,000 or more located in a county with a population of less than 600,000 from imposing a minimum automobile parking requirement, or enforcing a minimum automobile parking requirement, on residential, commercial, or other development if the project is located within 1/4 mile, as specified, of public transit, as defined. The bill would create authorizations in this regard for a city or a county to which these prohibitions do not apply.

Notes: League of California Cities - Oppose

[AB 1445](#) (Levine D) Planning and zoning: regional housing need allocation: climate change impacts.

Last Amend: 8/24/2022

Status: 9/7/2022-Enrolled and presented to the Governor at 4 p.m.

Is Fiscal: Y

Location: 9/7/2022-A. ENROLLED

Desk	Policy	Fiscal	Floor	Desk	Policy	Fiscal	Floor	Conf. Conc.	Enrolled	Vetoed	Chaptered
1st House				2nd House							

Summary: The Planning and Zoning Law requires each county and city to adopt a comprehensive, long-term general plan for the physical development of the county or city, and specified land outside its boundaries, that includes, among other mandatory elements, a housing element. For the 4th and subsequent revisions of the housing element, existing law requires the Department of Housing and Community Development to determine the existing and projected need for housing for each region. Current law requires the appropriate council of governments, or the department for cities and counties without a council of governments, to adopt a final regional housing need plan that allocates a share of the regional housing need to each city, county, or city and county, as provided. Current law requires that the final regional housing plan adopted by a council of governments, or a delegate subregion, as applicable, be based on a methodology that includes specified factors, and similarly requires that the department take into consideration specified factors in distributing regional housing need, as provided. Commencing January 1, 2025, this bill would instead require a council of governments or a delegate subregion to consider including specified factors in developing the above-mentioned methodology.

[AB 1551](#) (Santiago D) Planning and zoning: development bonuses: mixed-use projects.

Last Amend: 1/13/2022

Status: 8/30/2022-Enrolled and presented to the Governor at 4 p.m.

Is Fiscal: Y

Location: 8/30/2022-A. ENROLLED

Desk	Policy	Fiscal	Floor	Desk	Policy	Fiscal	Floor	Conf. Conc.	Enrolled	Vetoed	Chaptered
1st House				2nd House							

Summary: Current law, commonly referred to as the Density Bonus Law, requires a city or county to provide a developer that proposes a housing development within the city or county with a density bonus and other incentives or concessions, as specified, if the developer agrees to construct specified percentages of units for lower income, very low income, or senior citizen housing, among other things,

and meets other requirements. Previously law, until January 1, 2022, required a city, county, or city and county to grant a commercial developer a development bonus, as specified, when an applicant for approval of a commercial development had entered into an agreement for partnered housing with an affordable housing developer to contribute affordable housing through a joint project or 2 separate projects encompassing affordable housing. This bill would reenact the above-described provisions regarding the granting of development bonuses to certain projects. The bill would require a city or county to annually submit to the Department of Housing and Community Development information describing an approved commercial development bonus. The bill would repeal these provisions on January 1, 2028.

AB 1640 (Ward D) Office of Planning and Research: regional climate networks: regional climate adaptation and resilience action plans.

Last Amend: 5/19/2022

Status: 8/12/2022-Failed Deadline pursuant to Rule 61(b)(15). (Last location was APPR. SUSPENSE FILE on 8/2/2022)

Is Fiscal: Y

Location: 8/12/2022-S. DEAD

Desk	Policy	Fiscal	Floor	Desk	Policy	Dead	Floor	Conf. Conc.	Enrolled	Vetoed	Chaptered
1st House				2nd House							

Summary: Current law establishes the Integrated Climate Adaptation and Resiliency Program to be administered by the Office of Planning and Research to coordinate regional and local efforts with state climate adaptation strategies to adapt to the impacts of climate change, as prescribed. This bill would authorize eligible entities, as defined, to establish and participate in a regional climate network, as defined. The bill would require the office, through the program, to encourage the inclusion of eligible entities with land use planning and hazard mitigation planning authority into regional climate networks. The bill would authorize a regional climate network to engage in activities to address climate change, as specified.

AB 1695 (Santiago D) Affordable housing loan and grant programs: adaptive reuse.

Last Amend: 8/24/2022

Status: 9/12/2022-Enrolled and presented to the Governor at 4 p.m.

Is Fiscal: Y

Location: 9/12/2022-A. ENROLLED

Desk	Policy	Fiscal	Floor	Desk	Policy	Fiscal	Floor	Conf. Conc.	Enrolled	Vetoed	Chaptered
1st House				2nd House							

Summary: Current law establishes various programs and funding sources administered by the Department of Housing and Community Development to enable the development of affordable housing, including, among others, the Building Homes and Jobs Act, the Multifamily Housing Program, and the Housing for a Healthy California Program. This bill would provide that any notice of funding availability issued by the department for an affordable multifamily housing loan program shall state that adaptive reuse of a property for affordable housing purposes is an eligible activity. The bill would define "adaptive reuse" for these purposes to mean the retrofitting and repurposing of an existing building to create new residential units, as specified.

Notes: SCAG - Support

AB 1738 (Boerner Horvath D) Building standards: installation of electric vehicle charging stations: existing buildings.

Last Amend: 8/11/2022

Status: 8/31/2022-Enrolled and presented to the Governor at 4 p.m.

Is Fiscal: Y

Location: 8/25/2022-A. ENROLLED

Desk	Policy	Fiscal	Floor	Desk	Policy	Fiscal	Floor	Conf. Conc.	Enrolled	Vetoed	Chaptered
1st House				2nd House							

Summary: Current law requires the Department of Housing and Community Development to propose to the California Building Standards Commission for consideration mandatory building standards for the installation of future electric vehicle charging infrastructure for parking spaces in multifamily dwellings, as specified. Current law requires the commission to adopt, approve, codify, and publish mandatory building standards for the installation of electric vehicle charging infrastructure for parking spaces in multifamily dwellings and nonresidential development. This bill would, commencing with the next triennial edition of the California Building Standards Code, require the commission and the Department of Housing and Community Development to research and develop, and authorize the commission and department to propose for adoption, mandatory building standards for the installation of electric vehicle charging stations with low power level 2 or higher electric vehicle chargers in existing multifamily dwellings, hotels, motels, and nonresidential development during certain retrofits, additions, and alterations to existing parking facilities, as specified.

AB 1749 (Garcia, Cristina D) Community emissions reduction programs: toxic air contaminants and criteria air pollutants.

Last Amend: 8/25/2022

Status: 9/12/2022-Enrolled and presented to the Governor at 4 p.m.

Is Fiscal: Y

Location: 9/12/2022-A. ENROLLED

Desk	Policy	Fiscal	Floor	Desk	Policy	Fiscal	Floor	Conf. Conc.	Enrolled	Vetoed	Chaptered
1st House				2nd House							

Summary: Current law requires the State Air Resources Board to prepare, and to update at least once every 5 years, a statewide strategy to reduce emissions of toxic air contaminants and criteria air pollutants in communities affected by a high cumulative exposure burden. Current law requires the state board to include in the statewide strategy, among other components, an assessment and identification of communities with high cumulative exposure burdens for toxic air contaminants and criteria air pollutants, prioritizing disadvantaged communities and sensitive receptor locations based on specified factors. Current law requires the state board, based on the assessment and identification of communities with high cumulative exposure burdens, to select locations around the state for preparation of community emissions reduction programs. Current law requires an air district encompassing any location selected by the state board to adopt, within one year of the state board’s selection, a community emissions reduction program to achieve emissions reductions for the location selected using cost-effective measures, as specified. Current law also requires an air district to submit the community emissions reduction program to the state board for review and approval as prescribed, and to prepare an annual report summarizing the results and actions taken to further reduce emissions pursuant to the community emissions reduction program, among other things. This bill would require the state board to additionally identify in each statewide strategy update measures to reduce criteria air pollutants and toxic air contaminants. The bill would authorize an air district that is required to adopt a community emissions reduction program to take up to one additional year to adopt the program, if the state board and a majority of the persons who are designated by the district to participate in the development and adoption of the program agree.

Notes: BIA - Watch

AB 1778 (Garcia, Cristina D) State transportation funding: freeway projects: poverty and pollution: Department of Transportation.

Last Amend: 6/20/2022

Status: 7/5/2022-Failed Deadline pursuant to Rule 61(b)(14). (Last location was S. TRANS. on 6/1/2022)

Is Fiscal: Y

Location: 7/5/2022-S. DEAD

Desk	Policy	Fiscal	Floor	Desk	Dead	Fiscal	Floor	Conf. Conc.	Enrolled	Vetoed	Chaptered
1st House				2nd House							

Summary: Would require the Department of Transportation to consult the California Healthy Places Index, as defined, as a condition of using state funds or personnel time to fund or permit freeway projects, as provided. The bill would require the department to analyze housing and environmental indicators through the index, as provided, and would prohibit any state funds or personnel time from being used to fund or permit freeway projects in certain areas that fall within the zero to 40th percentile on the housing and environmental indicators analyzed through the index, as provided.

Notes: OCCOG - Oppose

OCTA - Oppose

BIA - Oppose

OCBC - Oppose

AB 1845 (Calderon D) Metropolitan Water District of Southern California: alternative project delivery methods.

Last Amend: 8/15/2022

Status: 9/13/2022-Approved by the Governor. Chaptered by Secretary of State - Chapter 275, Statutes of 2022.

Is Fiscal: Y

Location: 9/13/2022-A. CHAPTERED

Desk	Policy	Fiscal	Floor	Desk	Policy	Fiscal	Floor	Conf. Conc.	Enrolled	Vetoed	Chaptered
1st House				2nd House							

Summary: Would authorize the Metropolitan Water District of Southern California to use the design-build procurement process for certain regional recycled water projects or other water infrastructure projects. The bill would define “design-build” to mean a project delivery process in which both the design and construction of a project are procured from a single entity. The bill would require the district to use a specified design-build procedure to assign contracts for the design and construction of a project, as defined.

Notes: OCCOG - Support
OCBC - Support

AB 1850 (Ward D) Public housing: unrestricted multifamily housing.

Last Amend: 6/23/2022

Status: 7/5/2022-Failed Deadline pursuant to Rule 61(b)(14). (Last location was S. GOV. & F. on 6/22/2022)

Is Fiscal: N

Location: 7/5/2022-S. DEAD

Desk	Policy	Fiscal	Floor	Desk	Dead	Fiscal	Floor	Conf. Conc.	Enrolled	Vetoed	Chaptered
1st House				2nd House							

Summary: Would prohibit a city, county, city and county, joint powers authority, or any other political subdivision of a state or local government from acquiring unrestricted multifamily housing, as defined, unless the development meets specified criteria, including, among other things, that units are subject to a long-term recorded regulatory agreement with a public entity that requires the unit to be affordable to, and occupied by, low- or moderate-income persons and families for a term of 55 years, and the public entity agrees to make certain reports and data public on its internet website. The bill would specify that those provisions do not apply to a development that is or will be subject to a regulatory agreement with the California Tax Credit Allocation Committee, the Department of Housing and Community Development, or a public entity that restricts use of the development to serve specified lower income individuals, or when a public entity purchases unrestricted multifamily housing that within one year will be removed from the housing market.

AB 1938 (Friedman D) Traffic safety: speed limits.

Last Amend: 8/18/2022

Status: 9/13/2022-Enrolled and presented to the Governor at 4 p.m.

Is Fiscal: Y

Location: 9/13/2022-A. ENROLLED

Desk	Policy	Fiscal	Floor	Desk	Policy	Fiscal	Floor	Conf. Conc.	Enrolled	Vetoed	Chaptered
1st House				2nd House							

Summary: Current law establishes various default speed limits for vehicles upon highways, as specified. Current law requires the Department of Transportation (Caltrans), by regulation, to require Caltrans or a local authority to round speed limits up or down to the nearest 5 miles per hour of the 85th percentile of free-flowing traffic. This bill would, if the speed limit needs to be rounded down to the nearest 5 miles per hour increment of the 85th-percentile speed, authorize Caltrans or a local authority to lower the speed limit by 5 miles per hour from the nearest 5 miles per hour of the 85th percentile, as specified. The bill would prohibit the total reduction in the speed limit from exceeding 12.4 miles per hour from the 85th-percentile speed and would authorize a local authority to retain the currently adopted speed limit without further reduction or restore the immediately prior adopted speed limit without further reduction.

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

Last Amend: 5/25/2022

Status: 7/5/2022-Failed Deadline pursuant to Rule 61(b)(14). (Last location was S. GOV. & F. on 6/8/2022)

Is Fiscal: N

Location: 7/5/2022-S. DEAD

Desk	Policy	Fiscal	Floor	Desk	Dead	Fiscal	Floor	Conf. Conc.	Enrolled	Vetoed	Chaptered
1st House				2nd House							

Summary: The Ralph M. Brown Act requires, with specified exceptions, that all meetings of a legislative body of a local agency, as those terms are defined, be open and public and that all persons be permitted to attend and participate. The act contains specified provisions regarding the timelines for posting an agenda and providing for the ability of the public to observe and provide comment. The act allows for meetings to occur via teleconferencing subject to certain requirements, particularly that the legislative body notice each teleconference location of each member that will be participating in the public meeting, that each teleconference location be accessible to the public, that members of the public be allowed to address the legislative body at each teleconference location, that the legislative body post an agenda at each teleconference location, and that at least a quorum of the legislative body participate from locations within the boundaries of the local agency's jurisdiction. The act provides an exemption to the jurisdictional requirement for health authorities, as defined. This bill would require the agenda to identify any member of the legislative body that will participate in the meeting remotely.

Notes: OCCOG - Support
ACC-OC - Watch
CALCOG - Support
SCAG - Support

AB 1976 (Santiago D) Planning and zoning: housing element compliance: very low and lower income households.**Last Amend:** 3/17/2022**Status:** 4/29/2022-Failed Deadline pursuant to Rule 61(b)(5). (Last location was H. & C.D. on 3/17/2022)**Is Fiscal:** Y**Location:** 4/29/2022-A. DEAD

Desk	Dead	Fiscal	Floor	Desk	Policy	Fiscal	Floor	Conf. Conc.	Enrolled	Vetoed	Chaptered
1st House				2nd House							

Summary: Current law requires the Department of Housing and Community Development, in consultation with each council of governments, to determine each region's existing and projected housing need, and requires each council of governments, or the department for cities and counties without a council of governments, to adopt a final regional housing need plan that allocates a share of the regional housing need to each city and county, as provided. If the inventory of sites included in a housing element does not identify adequate sites to accommodate the need for groups of all household income levels pursuant to the allocation of regional housing need, current law requires that the local government rezone sites within specified deadlines. This bill would authorize the department, after notifying the city or county of the violation of the housing element provision and before notifying the Attorney General, either to complete the rezoning to accommodate 100% of the allocated need for housing for very low and lower income households on behalf of a local government within the Counties of Imperial, Los Angeles, Orange, Riverside, San Bernardino, or Ventura that failed to complete that rezoning by the required deadline, or to impose administrative civil penalties upon the local government of up to \$10,000 per day until the local government is no longer in violation of state law or the department decides to refer the violation to the Attorney General.

Notes: OCCOG - Oppose

SCAG - Oppose

AB 2011 (Wicks D) Affordable Housing and High Road Jobs Act of 2022.**Last Amend:** 8/25/2022**Status:** 9/6/2022-Enrolled and presented to the Governor at 4 p.m.**Is Fiscal:** Y**Location:** 9/6/2022-A. ENROLLED

Desk	Policy	Fiscal	Floor	Desk	Policy	Fiscal	Floor	Conf. Conc.	Enrolled	Vetoed	Chaptered
1st House				2nd House							

Summary: Would create the Affordable Housing and High Road Jobs Act of 2022, which would authorize a development proponent to submit an application for a housing development that meets specified objective standards and affordability and site criteria, including being located within a zone where office, retail, or parking are a principally permitted use, and would make the development a use by right and subject to one of 2 streamlined, ministerial review processes. The bill would require a development proponent for a housing development project approved pursuant to the streamlined, ministerial review process to require, in contracts with construction contractors, that certain wage and labor standards will be met, including a requirement that all construction workers be paid at least the general prevailing rate of wages, as specified. The bill would require a development proponent to certify to the local government that those standards will be met in project construction. By expanding the crime of perjury, the bill would impose a state-mandated local program.

Notes: OCCOG - Oppose

ACCOC - Oppose

AB 2053 (Lee D) The Social Housing Act.**Last Amend:** 6/23/2022**Status:** 7/5/2022-Failed Deadline pursuant to Rule 61(b)(14). (Last location was S. GOV. & F. on 6/22/2022)**Is Fiscal:** Y**Location:** 7/5/2022-S. DEAD

Desk	Policy	Fiscal	Floor	Desk	Dead	Fiscal	Floor	Conf. Conc.	Enrolled	Vetoed	Chaptered
1st House				2nd House							

Summary: Would enact the Social Housing Act and would create the California Housing Authority, as an independent state body, the mission of which would be to produce and acquire social housing developments for the purpose of eliminating the gap between housing production and regional housing needs assessment targets, as specified. The bill would prescribe a definition of social housing that would describe, in addition to housing owned by the authority, housing owned by other entities, as specified, provided that all social housing developed by the authority would be owned by the authority. The bill would prescribe the composition of the California Housing Authority Board, which would govern the authority, and would be composed of appointed members and members who are

elected by residents of social housing developments, as specified. The bill would prescribe the powers and duties of the authority and the board. The bill would provide that the authority seeks to achieve revenue neutrality, as defined, and would require the authority to seek to recover the cost of development and operations over the life of its properties through the mechanism of rent cross-subsidization, as defined. The bill would require the authority to prioritize the development of specified property, including vacant parcels and parcels near transit, and would prescribe a process for the annual determination of required social housing units. Under the bill, social housing would accommodate a mix of household income ranges and would provide specified protections for residents, who would participate in the operation and management of the units in which they reside.

Notes: SCAG - Oppose

[AB 2094](#) (Rivas, Robert D) General plan: annual report: extremely low-income housing.

Last Amend: 8/24/2022

Status: 9/12/2022-Enrolled and presented to the Governor at 4 p.m.

Is Fiscal: Y

Location: 9/12/2022-A. ENROLLED

Desk	Policy	Fiscal	Floor	Desk	Policy	Fiscal	Floor	Conf. Conc.	Enrolled	Vetoed	Chaptered
1st House				2nd House							

Summary: The Planning and Zoning Law requires a city or county to adopt a general plan for land use development within its boundaries that includes, among other things, a housing element. Current law requires the planning agency of a city or county to provide an annual report to certain specified entities by April 1 of each year that includes, among other information, the city or county's progress in meeting its share of regional housing needs and local efforts to remove governmental constraints to the maintenance, improvement, and development of housing, as specified. This bill would additionally require a city or county's annual report to include the locality's progress in meeting the housing needs of extremely low income households, as specified.

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

Last Amend: 8/24/2022

Status: 9/12/2022-Enrolled and presented to the Governor at 4 p.m.

Is Fiscal: Y

Location: 9/12/2022-A. ENROLLED

Desk	Policy	Fiscal	Floor	Desk	Policy	Fiscal	Floor	Conf. Conc.	Enrolled	Vetoed	Chaptered
1st House				2nd House							

Summary: The bill, notwithstanding the above-described prohibition, would authorize a city, county, or city and county to impose or enforce minimum automobile parking requirements on a housing development project if the public agency makes written findings, within 30 days of the receipt of a completed application, that not imposing or enforcing minimum automobile parking requirements on the development would have a substantially negative impact, supported by a preponderance of the evidence in the record, on the public agency's ability to meet its share of specified housing needs or existing residential or commercial parking within 1/2 mile of the housing development.

[AB 2217](#) (Reyes D) CalHome Program: grant allocation.

Last Amend: 8/2/2022

Status: 8/29/2022-Approved by the Governor. Chaptered by Secretary of State - Chapter 207, Statutes of 2022.

Is Fiscal: Y

Location: 8/29/2022-A. CHAPTERED

Desk	Policy	Fiscal	Floor	Desk	Policy	Fiscal	Floor	Conf. Conc.	Enrolled	Vetoed	Chaptered
1st House				2nd House							

Summary: Current law establishes the CalHome Program, administered by the Department of Housing and Community Development, to support existing home ownership programs aimed at lower and very low income households, among other purposes. Under the CalHome program, the department issues grants and loans to local public agencies and nonprofit corporations for specified purposes, including the construction of home ownership units. This bill would require the department to consider setting higher per-unit and total project allocations based on local development costs when appropriate. The bill would also require the department to consider adjustments to the maximum unit and project allocations for each new round of funding.

[AB 2234](#) (Rivas, Robert D) Planning and zoning: housing: postentitlement phase permits.

Last Amend: 8/18/2022

Status: 9/6/2022-Enrolled and presented to the Governor at 4 p.m.

Is Fiscal: Y

Location: 9/6/2022-A. ENROLLED

Desk	Policy	Fiscal	Floor	Desk	Policy	Fiscal	Floor	Conf. Conc.	Enrolled	Vetoed	Chaptered
1st House				2nd House							

Summary: The Housing Accountability Act, among other things, prohibits a local agency from disapproving, or conditioning approval in a manner that renders infeasible, specified housing development projects, including projects for very low, low, or moderate-income households and projects for emergency shelters, that comply with applicable, objective general plan, zoning, and subdivision standards and criteria in effect at the time the application for the project is deemed complete, unless the local agency makes specified written findings supported by a preponderance of the evidence in the record. The act authorizes a project applicant, a person who would be eligible to apply for residency in the housing development or emergency shelter, or a housing organization to bring a lawsuit to enforce its provisions. This bill would require a local agency to compile a list of information needed to approve or deny a postentitlement phase permit, as defined, to post an example of a complete, approved application and an example of a complete set of postentitlement phase permits for at least 5 types of housing development projects, as defined, in the jurisdiction, as specified, and to make those items available to all applicants for these permits no later than January 1, 2024. The bill would define "local agency" for these purposes to mean a city, county, or city and county.

[AB 2237](#)

(Friedman D) Transportation planning: regional transportation improvement plan: sustainable communities strategies: alternative planning strategy: state transportation funding.

Last Amend: 6/13/2022

Status: 7/5/2022-Failed Deadline pursuant to Rule 61(b)(14). (Last location was S. TRANS. on 6/16/2022)

Is Fiscal: Y

Location: 7/5/2022-S. DEAD

Desk	Policy	Fiscal	Floor	Desk	Dead	Fiscal	Floor	Conf. Conc.	Enrolled	Vetoed	Chaptered
1st House				2nd House							

Summary: Current law requires each regional transportation planning agency or county transportation commission to biennially adopt and submit to the California Transportation Commission and the Department of Transportation a 5-year regional transportation improvement program that includes, among other things, regional transportation improvement projects and programs proposed to be funded, in whole or in part, in the state transportation improvement program. This bill would require that those projects and programs included in each regional transportation improvement program also be consistent with the most recently prepared sustainable communities strategy of the regional transportation planning agency or county transportation commission, or, if applicable, the alternative planning strategy, and state and federal air quality standards. The bill would prohibit funds collected from any local transportation tax measure passed on or after January 1, 2023, from being spent until the transportation projects or programs to be funded by the tax measure are included in the most recently adopted sustainable communities strategy of the applicable regional transportation planning agency or county transportation commission or, if applicable, the alternative planning strategy.

Notes: OCCOG - Oppose
 OCTA - Oppose
 CALCOG - Oppose Unless Amended
 OCBC - Oppose

[AB 2334](#)

(Wicks D) Density Bonus Law: affordability: incentives or concessions in very low vehicle travel areas: parking standards: definitions.

Last Amend: 8/24/2022

Status: 9/9/2022-Enrolled and presented to the Governor at 4 p.m.

Is Fiscal: Y

Location: 9/9/2022-A. ENROLLED

Desk	Policy	Fiscal	Floor	Desk	Policy	Fiscal	Floor	Conf. Conc.	Enrolled	Vetoed	Chaptered
1st House				2nd House							

Summary: Existing law, for developments where 100% of all units are for lower income households, except as provided, requires that rent for 20% of the units be set at an affordable rent and that rent for the remaining units be at an amount consistent with the maximum rent levels for a housing development that receives an allocation of state or federal low-income housing tax credits from the California Tax Credit Allocation Committee (CTCAC). Existing law, with respect to a for-sale unit that qualified the applicant for a density bonus, also requires that the local government enforce an equity sharing agreement, as provided, unless it is in conflict with the requirements of another public funding source or law. This bill, with respect to the affordability requirements applicable to 100% lower income developments, would instead require the rent for the remaining units in the development be set at an amount consistent with the maximum rent levels for lower income households, as those rents and incomes are determined by CTCAC. The bill, with regard to the enforcement of equity sharing agreements for for-sale units, would also permit the local government to defer to the recapture provisions of the public funding source. The bill would also make a technical change to the Density Bonus Law by deleting duplicative provisions relating to for-sale units subject to the above-described provisions. This bill contains other related provisions and other existing laws.

Notes: OCCOG - Oppose

[AB 2339](#) (Bloom D) Housing element: emergency shelters: regional housing need.

Last Amend: 8/25/2022

Status: 9/9/2022-Enrolled and presented to the Governor at 4 p.m.

Is Fiscal: Y

Location: 9/9/2022-A. ENROLLED

Desk	Policy	Fiscal	Floor	Desk	Policy	Fiscal	Floor	Conf. Conc.	Enrolled	Vetoed	Chaptered
1st House				2nd House							

Summary: (1)The Planning and Zoning Law requires the legislative body of each county and city to adopt a comprehensive, long-term general plan for the physical development of the county or city that includes a housing element. Existing law requires that the housing element identify adequate sites for housing, including rental housing, factory-built housing, mobilehomes, and emergency shelters, and make adequate provision for the existing and projected needs of all economic segments of a community. Existing law also requires that the housing element include an analysis of potential and actual governmental constraints upon the maintenance, improvement, or development of housing for all income levels. This bill would revise the requirements of the housing element, as described above, in connection with zoning designations that allow residential use, including mixed use, where emergency shelters are allowed as a permitted use without a conditional use or other discretionary permit. The bill would delete language regarding emergency shelter standards structured in relation to residential and commercial developments and instead require that emergency shelters only be subject to specified written, objective standards. The bill would specify that emergency shelters for purposes of these provisions include other interim intervention, including, but not limited to, navigation centers, bridge housing, and respite or recuperative care. This bill contains other related provisions and other existing laws.

Notes: SCAG - Oppose

[AB 2419](#) (Bryan D) Environmental justice: federal Infrastructure Investment and Jobs Act: Justice40 Advisory Committee.

Last Amend: 6/9/2022

Status: 8/12/2022-Failed Deadline pursuant to Rule 61(b)(15). (Last location was APPR. SUSPENSE FILE on 8/2/2022)

Is Fiscal: Y

Location: 8/12/2022-S. DEAD

Desk	Policy	Fiscal	Floor	Desk	Policy	Dead	Floor	Conf. Conc.	Enrolled	Vetoed	Chaptered
1st House				2nd House							

Summary: The federal Infrastructure Investment and Jobs Act (IIJA) provides additional federal funds to rebuild the nation’s infrastructures. Executive orders issued by President Biden established the federal Justice40 Initiative with the goal that 40% of the overall federal benefits flow to disadvantaged communities and stating that the implementation of the IIJA should prioritize investing public dollars equitably, including through the Justice40 Initiative. This bill would require a minimum of 40% of funds received by the state under the IIJA and certain other federal funds to be allocated to projects that provide direct benefits to disadvantaged communities and disadvantaged unincorporated communities and, except as specified, a minimum of an additional 10% be allocated for projects that provide direct benefits to low-income households and low-income communities, as provided. The bill would require state agencies administering those federal funds to perform specified tasks related to the expenditure of those federal funds.

[AB 2438](#) (Friedman D) Transportation funding: guidelines and plans.

Last Amend: 8/25/2022

Status: 9/9/2022-Enrolled and presented to the Governor at 4 p.m.

Is Fiscal: Y

Location: 9/9/2022-A. ENROLLED

Desk	Policy	Fiscal	Floor	Desk	Policy	Fiscal	Floor	Conf. Conc.	Enrolled	Vetoed	Chaptered
1st House				2nd House							

Summary: Current law provides for the funding of projects on the state highway system and other transportation improvements, including under the interregional transportation improvement program, the state highway operation and protection program, the Solutions for Congested Corridors Program, the Trade Corridor Enhancement Program, and the program within the Road Maintenance and Rehabilitation Program commonly known as the Local Partnership Program. This bill would require, no later than January 1, 2024, the guidelines or plans applicable to those programs to include the strategies established in the Climate Action Plan for Transportation Infrastructure adopted by the Transportation Agency, as provided.

Notes: OCCOG - Oppose
BIA - Oppose

OCTA - Oppose
 CALCOG - Oppose Unless Amended
 OCBC - Oppose

AB 2449 (Rubio, Blanca D) Open meetings: local agencies: teleconferences.

Last Amend: 8/8/2022

Status: 9/13/2022-Approved by the Governor. Chaptered by Secretary of State - Chapter 285, Statutes of 2022.

Is Fiscal: N

Location: 9/13/2022-A. CHAPTERED

Desk	Policy	Fiscal	Floor	Desk	Policy	Fiscal	Floor	Conf. Conc.	Enrolled	Vetoed	Chaptered
1st House				2nd House							

Summary: Current law, the Ralph M. Brown Act, requires, with specified exceptions, that all meetings of a legislative body of a local agency, as those terms are defined, be open and public and that all persons be permitted to attend and participate. The act generally requires posting an agenda at least 72 hours before a regular meeting that contains a brief general description of each item of business to be transacted or discussed at the meeting, and prohibits any action or discussion from being undertaken on any item not appearing on the posted agenda. This bill would revise and recast those teleconferencing provisions and, until January 1, 2026, would authorize a local agency to use teleconferencing without complying with the teleconferencing requirements that each teleconference location be identified in the notice and agenda and that each teleconference location be accessible to the public if at least a quorum of the members of the legislative body participates in person from a singular physical location clearly identified on the agenda that is open to the public and situated within the local agency's jurisdiction.

Notes: OCCOG - Watch
 TCA - Support with Amendments

AB 2451 (Wood D) State Water Resources Control Board: drought planning.

Last Amend: 8/1/2022

Status: 8/12/2022-Failed Deadline pursuant to Rule 61(b)(15). (Last location was APPR. SUSPENSE FILE on 8/8/2022)

Is Fiscal: Y

Location: 8/12/2022-S. DEAD

Desk	Policy	Fiscal	Floor	Desk	Policy	Dead	Floor	Conf. Conc.	Enrolled	Vetoed	Chaptered
1st House				2nd House							

Summary: (1)Current law establishes within the Natural Resources Agency the State Water Resources Control Board and the California regional water quality control boards. Current law requires the work of the state board to be divided into at least 2 divisions, known as the Division of Water Rights and the Division of Water Quality. Current law requires the state board to formulate and adopt state policy for water quality control. This bill would create a Drought Section within the state board, as specified. The bill would require the state board, in consultation with the Department of Fish and Wildlife, to adopt principles and guidelines for diversion and use of water in coastal watersheds, as specified, during times of water shortage for drought preparedness and climate resiliency. The bill would require that the principles and guidelines provide for the development of watershed-level contingency plans to support public trust uses, public health and safety, and the human right to water in times of water shortage, among other things. The bill also would require the state board, prior to adopting those principles and guidelines, to allow for public comment and hearing, as provided. The bill would require the state board to adopt those principles and guidelines no later than March 31, 2024.

AB 2560 (Bonta, Mia D) Housing: blighted and other property: lists and social equity investor plan.

Last Amend: 8/1/2022

Status: 8/12/2022-Failed Deadline pursuant to Rule 61(b)(15). (Last location was APPR. SUSPENSE FILE on 8/8/2022)

Is Fiscal: Y

Location: 8/12/2022-S. DEAD

Desk	Policy	Fiscal	Floor	Desk	Policy	Dead	Floor	Conf. Conc.	Enrolled	Vetoed	Chaptered
1st House				2nd House							

Summary: (1)Current law, the Planning and Zoning Law, sets forth various requirements relating to the development of property in local jurisdictions. This bill would require a qualified jurisdiction, as defined, to develop, by January 1, 2024, and execute a plan to collaborate with social equity investors, as described. The bill would also require a qualified jurisdiction to compile, by January 1, 2024, a list of properties meeting certain conditions in the prior 3 years and a list of properties that the qualified jurisdiction considers blighted properties, as defined.

AB 2594 (Ting D) Vehicle registration and toll charges.

Last Amend: 8/1/2022

Status: 9/9/2022-Enrolled and presented to the Governor at 4 p.m.

Is Fiscal: Y

Location: 9/9/2022-A. ENROLLED

Desk	Policy	Fiscal	Floor	Desk	Policy	Fiscal	Floor	Conf. Conc.	Enrolled	Vetoed	Chaptered	
1st House				2nd House								

Summary: Current law requires the application for an original driver’s license or renewal of a driver’s license to contain specified information, including the applicant’s name, age, gender category, mailing address, and residence address. This bill, with respect to a toll bridge, would require an issuing agency that permits pay-by-plate toll payment or that permits payment by a transponder or other electronic toll payment device to send an invoice by mail for any unpaid toll to the registered vehicle owner. The bill would require the invoice to include a notice to the registered owner that, unless the registered owner pays the toll by the due date shown on the invoice, a toll evasion penalty will be assessed. The bill would require that if the toll charge is not paid within a specified amount of time, the nonpayment would be deemed an evasion of tolls and would require the issuing agency or processing agency to mail a notice of toll evasion violation to the registered owner, as specified. These provisions would become operative on July 1, 2024.

Notes: TCA - Oppose Unless Amended

AB 2647 (Levine D) Local government: open meetings.

Last Amend: 8/4/2022

Status: 8/29/2022-Enrolled and presented to the Governor at 3:30 p.m.

Is Fiscal: N

Location: 8/29/2022-A. ENROLLED

Desk	Policy	Fiscal	Floor	Desk	Policy	Fiscal	Floor	Conf. Conc.	Enrolled	Vetoed	Chaptered	
1st House				2nd House								

Summary: Current law, the California Public Records Act, requires state agencies and local agencies to make public records available for inspection, subject to specified criteria, and with specified exceptions. Current law, the Ralph M. Brown Act, requires the meetings of the legislative body of a local agency to be conducted openly and publicly, with specified exceptions. Current law makes agendas of public meetings and other writings distributed to the members of the governing board disclosable public records, with certain exceptions. This bill would instead require a local agency to make those writings distributed to the members of the governing board available for public inspection at a public office or location that the agency designates and list the address of the office or location on the agenda for all meetings of the legislative body of the agency unless the local agency meets certain requirements, including the local agency immediately posts the writings on the local agency’s internet website in a position and manner that makes it clear that the writing relates to an agenda item for an upcoming meeting.

AB 2649 (Garcia, Cristina D) Natural Carbon Sequestration and Resilience Act of 2022.

Last Amend: 6/16/2022

Status: 8/12/2022-Failed Deadline pursuant to Rule 61(b)(15). (Last location was APPR. SUSPENSE FILE on 8/2/2022)

Is Fiscal: Y

Location: 8/12/2022-S. DEAD

Desk	Policy	Fiscal	Floor	Desk	Policy	Dead	Floor	Conf. Conc.	Enrolled	Vetoed	Chaptered	
1st House				2nd House								

Summary: Would declare the goal of the state to sequester, through natural carbon sequestration in California, at least 60,000,000 metric tons of carbon dioxide equivalent annually on or before December 31, 2030, and 75,000,000 metric tons of carbon dioxide equivalent annually on or before December 31, 2035. The bill would require, on or before January 1, 2024, the Natural Resources Agency, in coordination with other state entities, to review and, as necessary, update the Natural and Working Lands Climate Smart Strategy, as described, and the Pathways to 30x30: Accelerating Conservation of California’s Nature, as described, to achieve this goal, and to update those documents every 5 years, as described. The bill would also require on December 31, 2025, and every year thereafter, the Natural Resources Agency and the State Air Resources Board to submit a report to the Legislature on progress toward meeting the goal. The bill would also require, on or before March 31, 2026, and annually thereafter, the Natural Resources Agency and the State Air Resources Board to present the findings of the report before the relevant policy committees of the Legislature.

AB 2653 (Santiago D) Planning and Zoning Law: housing elements.

Last Amend: 8/25/2022

Status: 9/9/2022-Enrolled and presented to the Governor at 4 p.m.

Is Fiscal: Y

Location: 9/9/2022-A. ENROLLED

Desk	Policy	Fiscal	Floor	Desk	Policy	Fiscal	Floor	Conf. Conc.	Enrolled	Vetoed	Chaptered
1st House				2nd House							

Summary: Current law, the Planning and Zoning Law, requires a city or county to adopt a general plan for land use development within its boundaries that includes, among other things, a housing element. Current law requires the planning agency of a city or county to provide an annual report to the Department of Housing and Community Development by April 1 of each year that includes, among other information, a housing element portion that includes, as provided, the city or county's progress in meeting its share of regional housing needs and local efforts to remove governmental constraints on the maintenance, improvement, and development of housing, as specified; the net number of new units of housing; and data from a sample of projects, selected by the planning agency, that were approved to receive a density bonus from the city or county. This bill would require the planning agency to additionally include in its annual report the number of all new housing units, the number of housing units demolished, and data from all projects approved to receive a density bonus from the city or county, as specified.

[AB 2656](#) (Ting D) Housing Accountability Act: disapprovals: California Environmental Quality Act.

Last Amend: 8/2/2022

Status: 8/12/2022-Failed Deadline pursuant to Rule 61(b)(15). (Last location was APPR. SUSPENSE FILE on 8/8/2022)

Is Fiscal: Y

Location: 8/12/2022-S. DEAD

Desk	Policy	Fiscal	Floor	Desk	Policy	Dead	Floor	Conf. Conc.	Enrolled	Vetoed	Chaptered
1st House				2nd House							

Summary: The Housing Accountability Act, prohibits a local agency from disapproving a housing development project, as described, unless it makes certain written findings based on a preponderance of the evidence in the record. The act defines "disapprove the housing development project" as including any instance in which a local agency either votes and disapproves a proposed housing development project application, including any required land use approvals or entitlements necessary for the issuance of a building permit, or fails to comply with specified time periods. Current law, the California Environmental Quality Act (CEQA), requires a lead agency, as defined, to prepare, or cause to be prepared, and certify the completion of, an environmental impact report on a project that the lead agency proposes to carry out or approve that may have a significant effect on the environment or to adopt a negative declaration if the lead agency finds that the project will not have that effect. This bill would define "disapprove the housing development project" as also including any instance in which a local agency fails to issue a project an exemption from CEQA for which it is eligible, as described, or fails to adopt a negative declaration or addendum for the project, to certify an environmental impact report for the project, or to approve another comparable environmental document, if certain conditions are satisfied.

Notes:

BIA - Support

[AB 2668](#) (Grayson D) Planning and zoning.

Last Amend: 8/25/2022

Status: 9/13/2022-Enrolled and presented to the Governor at 4 p.m.

Is Fiscal: N

Location: 9/13/2022-A. ENROLLED

Desk	Policy	Fiscal	Floor	Desk	Policy	Fiscal	Floor	Conf. Conc.	Enrolled	Vetoed	Chaptered
1st House				2nd House							

Summary: The Planning and Zoning Law, until January 1, 2026, authorizes a development proponent to submit an application for a multifamily housing development that is subject to a streamlined, ministerial approval process, as provided, and not subject to a conditional use permit, if the development satisfies specified objective planning standards. Current law specifies that a development is consistent with the objective planning standards if there is substantial evidence that would allow a reasonable person to conclude that the development is consistent with the objective planning standards. This bill would clarify that a development subject to these provisions is subject to a streamlined, ministerial approval process, and not subject to a conditional use permit or any other nonlegislative discretionary approval. The bill would specify that a local government is required to approve a development if it determines that the development is consistent with objective planning standards, as specified.

[AB 2700](#) (McCarty D) Transportation electrification: electrical distribution grid upgrades.

Last Amend: 8/2/2022

Status: 9/9/2022-Enrolled and presented to the Governor at 4 p.m.

Is Fiscal: Y

Location: 9/9/2022-A. ENROLLED

Desk	Policy	Fiscal	Floor	Desk	Policy	Fiscal	Floor	Conf. Conc.	Enrolled	Vetoed	Chaptered
1st House				2nd House							

Summary: Would prohibit electrical corporations and local publicly owned electric utilities from disclosing that data to third parties. The bill would require electrical corporations and local publicly owned electric utilities, as part of their distribution planning processes, to consider the fleet data produced by the Energy Commission pursuant to this bill, and other available data, to facilitate the readiness of their distribution systems to support the state's anticipated level of electric vehicle charging, as specified.

[AB 2705](#) (Quirk-Silva D) Housing: fire safety standards.

Last Amend: 5/23/2022

Status: 8/12/2022-Failed Deadline pursuant to Rule 61(b)(15). (Last location was APPR. SUSPENSE FILE on 8/8/2022)

Is Fiscal: Y

Location: 8/12/2022-S. DEAD

Desk	Policy	Fiscal	Floor	Desk	Policy	Dead	Floor	Conf. Conc.	Enrolled	Vetoed	Chaptered
1st House				2nd House							

Summary: Current law requires the State Fire Marshal to prepare, adopt, and submit building standards and other fire and life safety regulations to the California Building Standards Commission for approval establishing minimum requirements for the storage, handling, and use of hazardous materials. Current law requires the State Fire Marshal to seek the advice of the Secretary for Environmental Protection in establishing those requirements. This bill would prohibit the legislative body of a city or county from approving a discretionary entitlement, as defined, that would result in a new residential development project, as defined, being located within a very high fire hazard severity zone, unless the city or county finds that the residential development project will meet specified standards intended to address wildfire risks, as specified, and would provide that these provisions do not limit or prohibit a legislative body of a city or county from adopting more stringent standards.

Notes: BIA - Sponsor

[ACA 1](#) (Aguiar-Curry D) Local government financing: affordable housing and public infrastructure: voter approval.

Status: 8/31/2022-Failed Deadline pursuant to Rule 61(b)(18). (Last location was L. GOV. on 4/22/2021)

Is Fiscal: N

Location: 8/31/2022-A. DEAD

Desk	Dead	Fiscal	Floor	Desk	Policy	Fiscal	Floor	Conf. Conc.	Enrolled	Vetoed	Chaptered
1st House				2nd House							

Summary: The California Constitution prohibits the ad valorem tax rate on real property from exceeding 1% of the full cash value of the property, subject to certain exceptions. This measure would create an additional exception to the 1% limit that would authorize a city, county, city and county, or special district to levy an ad valorem tax to service bonded indebtedness incurred to fund the construction, reconstruction, rehabilitation, or replacement of public infrastructure, affordable housing, or permanent supportive housing, or the acquisition or lease of real property for those purposes, if the proposition proposing that tax is approved by 55% of the voters of the city, county, or city and county, as applicable, and the proposition includes specified accountability requirements.

Notes:

ACCOC - Watch

SCAG - Support

OCBC - Oppose

[SB 6](#) (Caballero D) Local planning: housing: commercial zones.

Last Amend: 8/25/2022

Status: 9/6/2022-Enrolled and presented to the Governor at 3:30 p.m.

Is Fiscal: Y

Location: 9/6/2022-S. ENROLLED

Desk	Policy	Fiscal	Floor	Desk	Policy	Fiscal	Floor	Conf. Conc.	Enrolled	Vetoed	Chaptered
1st House				2nd House							

Summary: The Planning and Zoning Law requires each county and city to adopt a comprehensive, long-term general plan for its physical development, and the development of certain lands outside its boundaries, that includes, among other mandatory elements, a housing element. Current law requires that the housing element include, among other things, an inventory of land suitable and available for residential development. If the inventory of sites does not identify adequate sites to accommodate the need for groups of all households pursuant to specified law, existing law requires the local government to rezone sites within specified time periods and that this rezoning accommodate 100% of the need for housing for very low and low-income households on sites that will be zoned to permit owner-

occupied and rental multifamily residential use by right for specified developments. This bill, the Middle Class Housing Act of 2022, would deem a housing development project, as defined, an allowable use on a parcel that is within a zone where office, retail, or parking are a principally permitted use, if specified conditions are met, including requirements relating to density, public notice, comment, hearing, or other procedures, site location and size, consistency with sustainable community strategy or alternative plans, prevailing wage, and a skilled and trained workforce.

Notes:

OCCOG - Oppose
 ACCOC - Oppose
 OCBC - Support If Amended
 SCAG - Watch

SB 12 (McGuire D) Local government: planning and zoning: wildfires.

Last Amend: 6/6/2022

Status: 7/5/2022-Failed Deadline pursuant to Rule 61(b)(14). (Last location was A. H. & C.D. on 5/24/2022)

Is Fiscal: Y

Location: 7/5/2022-A. DEAD

Desk	Policy	Fiscal	Floor	Desk	Dead	Fiscal	Floor	Conf. Conc.	Enrolled	Vetoed	Chaptered
1st House				2nd House							

Summary: The Planning and Zoning Law requires the legislative body of a city or county to adopt a comprehensive, long-term general plan that includes various elements, including, among others, a housing element and a safety element for the protection of the community from unreasonable risks associated with the effects of various geologic and seismic hazards, flooding, and wildland and urban fires. Current law requires the housing element to be revised according to a specific schedule. Current law requires the planning agency to review and, if necessary, revise the safety element upon each revision of the housing element or local hazard mitigation plan, but not less than once every 8 years to identify new information relating to flood and fire hazards and climate adaptation and resiliency strategies applicable to the city or county that was not available during the previous revision of the safety element. Current law requires that the Office of Planning and Research, among other things, coordinate with appropriate entities, including state, regional, or local agencies, to establish a clearinghouse for climate adaptation information for use by state, regional, and local entities, as provided. This bill would require the safety element, upon the next revision of the housing element or the hazard mitigation plan, on or after July 1, 2024, whichever occurs first, to be reviewed and updated as necessary to include a comprehensive retrofit strategy to reduce the risk of property loss and damage during wildfires, as specified, and would require the planning agency to submit the adopted strategy to the Office of Planning and Research for inclusion into the above-described clearinghouse

Notes: OCCOG - Oppose Unless Amended
 BIA - Oppose Unless Amended
 OCBC - Oppose

SB 15 (Portantino D) Housing development: incentives: rezoning of idle retail sites.

Last Amend: 5/20/2021

Status: 7/5/2022-Failed Deadline pursuant to Rule 61(b)(14). (Last location was A. 2 YEAR on 7/14/2021)

Is Fiscal: Y

Location: 7/5/2022-A. DEAD

Desk	Policy	Fiscal	Floor	Desk	Dead	Fiscal	Floor	Conf. Conc.	Enrolled	Vetoed	Chaptered
1st House				2nd House							

Summary: Current law establishes, among other housing programs, the Workforce Housing Reward Program, which requires the Department of Housing and Community Development to make local assistance grants to cities, counties, and cities and counties that provide land use approval to housing developments that are affordable to very low and low-income households. This bill, upon appropriation by the Legislature in the Budget Act or other act, would require the department to administer a program to provide incentives in the form of grants allocated as provided to local governments that rezone idle sites used for a big box retailer or a commercial shopping center to instead allow the development of housing, as defined.

Notes: OCCOG - Support
 ACCOC - Support
 OCBC - Support
 SCAG - Support
 League of California Cities - Support

SB 99 (Dodd D) Community Energy Resilience Act of 2021.

Last Amend: 7/5/2021

Status: 8/12/2022-Failed Deadline pursuant to Rule 61(b)(15). (Last location was APPR. SUSPENSE FILE on 8/19/2021)

Is Fiscal: Y

Location: 8/12/2022-A. DEAD

Desk	Policy	Fiscal	Floor	Desk	Policy	Dead	Floor	Conf. Conc.	Enrolled	Vetoed	Chaptered
1st House				2nd House							

Summary: Current law establishes within the Natural Resources Agency the State Energy Resources Conservation and Development Commission. Current law assigns the commission various duties, including applying for and accepting grants, contributions, and appropriations, and awarding grants consistent with the goals and objectives of a program or activity the commission is authorized to implement or administer. This bill, the Community Energy Resilience Act of 2021, would require the commission to develop and implement a grant program for local governments to develop community energy resilience plans and expedite permit review of distributed energy resources by local governments.

Notes: League of California Cities - Support

[SB 361](#) (Umberg D) Surplus land: City of Anaheim.

Last Amend: 8/15/2022

Status: 8/31/2022-Failed Deadline pursuant to Rule 61(b)(18). (Last location was INACTIVE FILE on 8/18/2022)

Is Fiscal: Y

Location: 8/31/2022-A. DEAD

Desk	Policy	Fiscal	Floor	Desk	Policy	Fiscal	Dead	Conf. Conc.	Enrolled	Vetoed	Chaptered
1st House				2nd House							

Summary: Would require the City of Anaheim to hold an open and public session if it is notified by the Department of Housing and Community Development that its planned sale of surplus land is in violation of existing law in order to review and consider the substance of the notice of violation. The bill would require the city council to provide prescribed notice prior to the session, no later than 14 days prior to the public session. The bill would prohibit the city council from taking final action to ratify or approve the proposed disposal until a public session is held as required.

[SB 581](#) (Atkins D) General plan.

Status: 8/31/2022-Failed Deadline pursuant to Rule 61(b)(18). (Last location was INACTIVE FILE on 7/1/2021)

Is Fiscal: Y

Location: 8/31/2022-A. DEAD

Desk	Policy	Fiscal	Floor	Desk	Policy	Fiscal	Dead	Conf. Conc.	Enrolled	Vetoed	Chaptered
1st House				2nd House							

Summary: The Planning and Zoning Law, requires a city or county to adopt a general plan for land use development within its boundaries that includes, among other things, a housing element. That law requires the planning agency of a city or county to provide by April 1 of each year an annual report to, among other entities, the Department of Housing and Community Development. The law requires that the annual report include, among other specified information, the number of housing development applications received and the number of units approved and disapproved in the prior year. This bill would additionally require the planning agency include in the annual report whether the city or county is a party to a court action related to a violation of state housing law, and the disposition of that action.

[SB 649](#) (Cortese D) Local governments: affordable housing: local tenant preference.

Last Amend: 8/23/2022

Status: 9/6/2022-Enrolled and presented to the Governor at 3:30 p.m.

Is Fiscal: Y

Location: 9/6/2022-S. ENROLLED

Desk	Policy	Fiscal	Floor	Desk	Policy	Fiscal	Floor	Conf. Conc.	Enrolled	Vetoed	Chaptered
1st House				2nd House							

Summary: Would provide that, to the extent feasible and consistent with other laws, the low-income housing tax credit program and tax-exempt bonds for qualified residential rental property used for affordable housing may be used to support access to housing that would allow households facing or at risk of displacement to remain in the community. The bill would specify that a local tenant preference adopted pursuant to the bill's provisions is subject to the duty of public agencies to affirmatively further fair housing, as specified. The bill would require any local government adopting a local tenant preference policy to create a webpage on its internet website containing the ordinance and its supporting materials, and to annually submit a link to its tenant preference webpage to the Department of Housing and Community Development. The bill would require the department to post on its internet website a list of jurisdictions that have tenant preference policies. The bill would repeal

these provisions on January 1, 2033.

[SB 726](#) (Gonzalez D) Alternative fuel and vehicle technologies: sustainable transportation.

Last Amend: 8/30/2021

Status: 8/31/2022-Failed Deadline pursuant to Rule 61(b)(18). (Last location was INACTIVE FILE on 8/25/2022)

Is Fiscal: Y

Location: 8/31/2022-A. DEAD

Desk	Policy	Fiscal	Floor	Desk	Policy	Fiscal	Dead	Conf. Conc.	Enrolled	Vetoed	Chaptered
1st House				2nd House							

Summary: Current law establishes the Alternative and Renewable Fuel and Vehicle Technology Program, administered by the State Energy Resources Conservation and Development Commission, to provide funding to certain entities to develop and deploy innovative technologies that transform California’s fuel and vehicle types to help attain the state’s climate change policies. Current law requires the commission to give preference to those projects that maximize the goals of the program based on specified criteria and to fund specified eligible projects, including, among others, alternative and renewable fuel projects to develop and improve alternative and renewable low-carbon fuels. Current law creates the Alternative and Renewable Fuel and Vehicle Technology Fund, to be administered by the commission, and requires the moneys in the fund, upon appropriation by the Legislature, to be expended by the commission to implement the program. This bill would revise and recast the program to expand the purpose of the program to include developing and deploying innovative technologies that transform California’s fuel and vehicle types to help reduce criteria air pollutants and air toxics.

[SB 833](#) (Dodd D) Community Energy Resilience Act of 2022.

Last Amend: 6/30/2022

Status: 8/12/2022-Failed Deadline pursuant to Rule 61(b)(15). (Last location was APPR. SUSPENSE FILE on 8/3/2022)

Is Fiscal: Y

Location: 8/12/2022-A. DEAD

Desk	Policy	Fiscal	Floor	Desk	Policy	Dead	Floor	Conf. Conc.	Enrolled	Vetoed	Chaptered
1st House				2nd House							

Summary: Current law establishes within the Natural Resources Agency the State Energy Resources Conservation and Development Commission. Current law assigns the commission various duties, including applying for and accepting grants, contributions, and appropriations, and awarding grants consistent with the goals and objectives of a program or activity the commission is authorized to implement or administer. This bill, the Community Energy Resilience Act of 2022, would require the commission to develop and implement a grant program to award grants through a noncompetitive process for local governments to develop community energy resilience plans that help achieve energy resilience objectives and state clean energy and air quality goals.

[SB 852](#) (Dodd D) Climate resilience districts: formation: funding mechanisms.

Last Amend: 8/8/2022

Status: 9/9/2022-Approved by the Governor. Chaptered by Secretary of State. Chapter 266, Statutes of 2022.

Is Fiscal: Y

Location: 9/9/2022-S. CHAPTERED

Desk	Policy	Fiscal	Floor	Desk	Policy	Fiscal	Floor	Conf. Conc.	Enrolled	Vetoed	Chaptered
1st House				2nd House							

Summary: Current law authorizes the legislative body of a city or a county to establish an enhanced infrastructure financing district to finance public capital facilities or other specified projects of communitywide significance, including projects that enable communities to adapt to the impacts of climate change. Current law also requires the legislative body to establish a public financing authority, defined as the governing board of the enhanced infrastructure financing district, prior to the adoption of a resolution to form an enhanced infrastructure district and adopt an infrastructure financing plan. This bill would authorize a city, county, city and county, special district, or a combination of any of those entities to form a climate resilience district, as defined, for the purposes of raising and allocating funding for eligible projects and the operating expenses of eligible projects. The bill would deem each district to be an enhanced infrastructure financing district and would require each district to comply with existing law concerning enhanced infrastructure financing districts, except as specified. The bill would require a district to finance only specified projects that meet the definition of an eligible project. The bill would define “eligible project” to mean projects that address sea level rise, extreme heat, extreme cold, the risk of wildfire, drought, and the risk of flooding, as specified.

[SB 867](#) (Laird D) Sea level rise: planning and adaptation.

Last Amend: 8/15/2022

Status: 9/6/2022-Enrolled and presented to the Governor at 3:30 p.m.

Is Fiscal: Y

Location: 9/6/2022-S. ENROLLED

Desk	Policy	Fiscal	Floor	Desk	Policy	Fiscal	Floor	Conf. Conc.	Enrolled	Vetoed	Chaptered
1st House				2nd House							

Summary: Current law creates within the Ocean Protection Council the California Sea Level Rise State and Regional Support Collaborative to provide state and regional information to the public and support to local, regional, and other state agencies for the identification, assessment, planning, and, where feasible, the mitigation of the adverse environmental, social, and economic effects of sea level rise within the coastal zone, as provided. This bill would require a local government, as defined, lying, in whole or in part, within the coastal zone, as defined, or within the jurisdiction of the San Francisco Bay Conservation and Development Commission, as defined, to implement sea level rise planning and adaptation through either submitting, and receiving approval for, a local coastal program, as defined, to the California Coastal Commission or submitting, and receiving approval for, a subregional San Francisco Bay shoreline resiliency plan to the San Francisco Bay Conservation and Development Commission, as applicable, on or before January 1, 2033. By imposing additional requirements on local governments, the bill would impose a state-mandated local program.

[SB 886](#)

(Wiener D) California Environmental Quality Act: exemption: public universities: university housing development projects.

Last Amend: 8/18/2022

Status: 8/30/2022-Enrolled and presented to the Governor at 3 p.m.

Is Fiscal: Y

Location: 8/30/2022-S. ENROLLED

Desk	Policy	Fiscal	Floor	Desk	Policy	Fiscal	Floor	Conf. Conc.	Enrolled	Vetoed	Chaptered
1st House				2nd House							

Summary: Would, until January 1, 2030, exempt from CEQA a university housing development project, as defined, carried out by a public university, as defined, on real property owned by the public university if the project meets certain requirements, including that each building within the project is certified as Leadership in Energy and Environmental Design (LEED) platinum or better by the United States Green Building Council, that the project’s construction impacts are fully mitigated, and that the project is not located, in whole or in part, on certain types of sites, including a site that is within a special flood hazard area subject to inundation by a 1% annual chance flood or within a regulatory floodway as determined by the Federal Emergency Management Agency, as provided. The bill, with respect to a site that is within a special flood hazard area subject to inundation by a 1% annual chance flood or within a regulatory floodway, would prohibit a local government from denying an application on the basis that a public university did not comply with any additional permit requirement, standard, or action adopted by that local government applicable to the site if the public university is able to satisfy all applicable federal qualifying criteria in order to demonstrate that the site meets these criteria and is otherwise eligible to be exempt from CEQA pursuant to the above requirements. By imposing additional duties on local governments, this bill would impose a state-mandated local program.

Notes:

OCCOG - Watch

[SB 897](#)

(Wieckowski D) Accessory dwelling units: junior accessory dwelling units.

Last Amend: 8/25/2022

Status: 9/13/2022-Enrolled and presented to the Governor at 3 p.m.

Is Fiscal: Y

Location: 9/13/2022-S. ENROLLED

Desk	Policy	Fiscal	Floor	Desk	Policy	Fiscal	Floor	Conf. Conc.	Enrolled	Vetoed	Chaptered
1st House				2nd House							

Summary: Current law authorizes a local agency to impose standards on accessory dwelling units that include, but are not limited to, parking, height, setback, landscape, architectural review, and maximum size of a unit. This bill would require that the standards imposed on accessory dwelling units be objective. For purposes of this requirement, the bill would define “objective standard” as a standard that involves no personal or subjective judgment by a public official and is uniformly verifiable, as specified. The bill would also prohibit a local agency from denying an application for a permit to create an accessory dwelling unit due to the correction of nonconforming zoning conditions, building code violations, or unpermitted structures that do not present a threat to public health and safety and are not affected by the construction of the accessory dwelling unit.

Notes: OCCOG - Oppose

ACCOC - Oppose

[SB 922](#)

(Wiener D) California Environmental Quality Act: exemptions: transportation-related projects.

Last Amend: 8/4/2022

Status: 8/23/2022-Enrolled and presented to the Governor at 12:30 p.m.

Is Fiscal: Y

Location: 8/23/2022-S. ENROLLED

Desk	Policy	Fiscal	Floor	Desk	Policy	Fiscal	Floor	Conf. Conc.	Enrolled	Vetoed	Chaptered	
1st House				2nd House								

Summary: The California Environmental Quality Act (CEQA), until January 1, 2030, exempts from its requirements bicycle transportation plans for an urbanized area for restriping of streets and highways, bicycle parking and storage, signal timing to improve street and highway intersection operations, and related signage for bicycles, pedestrians, and vehicles under certain conditions. This bill would delete the requirement that the bicycle transportation plan is for an urbanized area. The bill would extend the exemption to an active transportation plan or pedestrian plan. The bill would define "active transportation plan" and "pedestrian plan." The bill would specify that individual projects that are a part of an active transportation plan or pedestrian plan remain subject to the requirements of CEQA unless those projects are exempt by another provision of law.

Notes: OCCOG - Support

ACCOC - Support

OCTA - Support

CALCOG - Support

SB 930

(Wiener D) Alcoholic beverages: hours of sale.

Last Amend: 8/18/2022

Status: 8/31/2022-Failed Deadline pursuant to Rule 61(b)(18). (Last location was RECONSIDERATION on 8/16/2022)

Is Fiscal: Y

Location: 8/31/2022-A. DEAD

Desk	Policy	Fiscal	Floor	Desk	Policy	Fiscal	Dead	Conf. Conc.	Enrolled	Vetoed	Chaptered	
1st House				2nd House								

Summary: Would, beginning January 1, 2025, and before January 2, 2028, require the Department of Alcoholic Beverage Control to conduct a pilot program that would authorize the department to issue an additional hours license to an on-sale licensee located in a qualified city that would authorize, with or without conditions, the selling, giving, or purchasing of alcoholic beverages at the licensed premises between the hours of 2 a.m. and 4 a.m. on weekends and specified holidays, and between the hours of 2 a.m. and 3 a.m. on all other days upon completion of specified requirements by the qualified city in which the licensee is located. The bill would impose specified fees related to the license to be deposited in the Alcohol Beverage Control Fund. The bill would require the applicant to notify specified persons of the application for an additional hours license and would provide a procedure for protest and hearing regarding the application. The bill would require the Department of the California Highway Patrol and each qualified city that has elected to participate in the program to submit reports to the Legislature and specified committees regarding the regional impact of the additional hours licenses, as specified. The bill would provide that any person under 21 years of age who enters and remains in the licensed public premises during the additional serving hour without lawful business therein is guilty of a misdemeanor, as provided. The pilot program would apply to the Cities of Palm Springs and West Hollywood and the City and County of San Francisco.

Notes: OCCOG - Oppose

ACCOC - Oppose

SCAG - Oppose

SB 932

(Portantino D) General plans: circulation element: bicycle and pedestrian plans and traffic calming plans.

Last Amend: 8/25/2022

Status: 9/6/2022-Enrolled and presented to the Governor at 3:30 p.m.

Is Fiscal: Y

Location: 9/6/2022-S. ENROLLED

Desk	Policy	Fiscal	Floor	Desk	Policy	Fiscal	Floor	Conf. Conc.	Enrolled	Vetoed	Chaptered	
1st House				2nd House								

Summary: Current law states the Legislature's intention that a county or city general plan and the elements and parts of that general plan comprise an integrated, internally consistent and compatible statement of policies for the adopting agency. This bill would emphasize the intent of the Legislature to support and encourage communities in reaching environmental and climate change objectives with these provisions.

Notes: OCCOG - Oppose

ACCOC - Oppose

SB 942

(Newman D) Low Carbon Transit Operations Program: free or reduced fare transit program.

Last Amend: 6/29/2022

Status: 8/30/2022-Enrolled and presented to the Governor at 3 p.m.

Is Fiscal: Y

Location: 8/30/2022-S. ENROLLED

Desk	Policy	Fiscal	Floor	Desk	Policy	Fiscal	Floor	Conf. Conc.	Enrolled	Vetoed	Chaptered
1st House				2nd House							

Summary: Current law continuously appropriates specified portions of the annual proceeds in the Greenhouse Gas Reduction Fund to various programs, including 5% for the Low Carbon Transit Operations Program, which is administered by the Department of Transportation and provides operating and capital assistance for transit agencies to reduce the emissions of greenhouse gases and improve mobility. Current law requires each of those transit agencies to demonstrate that each expenditure of program moneys allocated to the transit agency reduces the emissions of greenhouse gases and does not supplant another source of funds, to use those moneys to provide transit operating or capital assistance, to use at least 50% of those moneys to benefit disadvantaged communities, and to submit specified information to the department before seeking a disbursement of those program moneys, as specified. Current law authorizes a transit agency that has used program moneys for certain authorized operational assistance purposes in a previous fiscal year to use those moneys to continue the same service or program in any subsequent fiscal year if the transit agency can demonstrate that reductions in the emissions of greenhouse gases can be realized. This bill would exempt a transit agency using program moneys for the continuation of a free or reduced fare transit program from the above-described requirement to demonstrate that reductions in the emissions of greenhouse gases can be realized through the continuation of its transit program, and authorize the transit agency to continue to use those moneys for that purpose without any restriction to length of time.

Notes: OCCOG - Support
 CALCOG - Support
 OCTA Sponsored Bill
 OCBC - Support
 ACCOC - Support

[SB 989](#) (Hertzberg D) Property taxation: taxable value transfers: disclosure and deferment.

Last Amend: 8/15/2022

Status: 9/13/2022-Enrolled and presented to the Governor at 3 p.m.

Is Fiscal: Y

Location: 9/13/2022-S. ENROLLED

Desk	Policy	Fiscal	Floor	Desk	Policy	Fiscal	Floor	Conf. Conc.	Enrolled	Vetoed	Chaptered
1st House				2nd House							

Summary: Current property tax law authorizes, pursuant to constitutional authorization, on and after April 1, 2021, any person who is over 55 years of age, any severely and permanently disabled person, or a victim of wildfire or natural disaster who resides in property that is eligible for the homeowner's exemption or the disabled veteran's exemption to transfer the taxable value of that property to a replacement dwelling that is purchased or newly constructed as a principal residence within 2 years of the sale of the original property, as provided. Current property tax law provides for the payment of taxes on the secured roll in 2 installments, which are due and payable on November 1 and February 1, respectively. Under current property tax law, unpaid property taxes become delinquent, and subject to a delinquent penalty of 10%, as provided. Current property tax law, after the 2nd installment becomes delinquent, requires the tax collector to collect a cost of \$10 for preparing the delinquent tax records and giving notice of delinquency and to prepare a delinquent roll, as provided. Under current property tax law, the taxes, assessments, penalties, and costs on certain real property which have not been paid are declared to be in default at 12:01 a.m. on July 1. This bill would require, except as provided, payment of property taxes for a property to be deferred, without penalty or interest, if the property owner has claimed the property tax relief described above, but the county assessor has not completed its determination of the property's eligibility for that relief, and the person requests deferment with the county assessor within one calendar year, but before January 1, 2024, of receiving the first tax bill for the property. The bill would defer those property taxes until the county assessor has reassessed the property and a corrected tax bill has been prepared and sent to the property owner or the county assessor has determined the property is not eligible for the property tax relief.

[SB 991](#) (Newman D) Public contracts: progressive design-build: local agencies.

Last Amend: 8/11/2022

Status: 9/2/2022-Approved by the Governor. Chaptered by Secretary of State. Chapter 243, Statutes of 2022.

Is Fiscal: Y

Location: 9/2/2022-S. CHAPTERED

Desk	Policy	Fiscal	Floor	Desk	Policy	Fiscal	Floor	Conf. Conc.	Enrolled	Vetoed	Chaptered
1st House				2nd House							

Summary: Current law authorizes the Director of General Services to use the progressive design-build procurement process for the construction of up to 3 capital outlay projects, as jointly determined by the Department of General Services and the Department of Finance, and prescribes that process. Current law defines "progressive design-build" as a project delivery process in which both the design and construction of a project are procured from a single entity that is selected through a qualifications-based selection at the earliest feasible stage of the project. Current law, pursuant to the process, after selection of a design-build entity, authorizes the Department of General Services to contract for design and preconstruction services sufficient to establish a guaranteed maximum price, as defined. Current law authorizes the department, upon agreement on a guaranteed maximum price, to amend the contract in its sole discretion, as specified. Current law requires specified information to be verified under penalty of perjury. This bill, until January 1, 2029, would authorize local agencies, defined as any city, county, city and county, or special district authorized by law to provide for the production, storage, supply, treatment, or distribution of any water from any source, to use the progressive design-build process for up to 15 public works projects in excess of \$5,000,000 for each project, similar to the progressive design-build process authorized for use by the Director of General Services.

SB 1020 (Laird D) Clean Energy, Jobs, and Affordability Act of 2022.

Last Amend: 8/29/2022

Status: 9/2/2022-Enrolled and presented to the Governor at 1 p.m.

Is Fiscal: Y

Location: 9/2/2022-S. ENROLLED

Desk	Policy	Fiscal	Floor	Desk	Policy	Fiscal	Floor	Conf. Conc.	Enrolled	Vetoed	Chaptered
1st House				2nd House							

Summary: The California Global Warming Solutions Act of 2006 requires the state board to prepare and approve a scoping plan for achieving the maximum technologically feasible and cost-effective reductions in greenhouse gas emissions and to update the scoping plan at least once every 5 years. The act requires the state board to conduct a series of public workshops to give interested parties an opportunity to comment on the plan and requires a portion of those workshops to be conducted in regions of the state that have the most significant exposure to pollutants. The act specifically includes as regions for these workshops communities with minority populations, communities with low-income populations, or both. This bill would instead include as regions for these workshops federal extreme nonattainment areas that have communities with minority populations, communities with low-income populations, or both.

SB 1036 (Newman D) California Conservation Corps: California Ocean Corps Program.

Last Amend: 6/6/2022

Status: 8/30/2022-Enrolled and presented to the Governor at 3 p.m.

Is Fiscal: Y

Location: 8/30/2022-S. ENROLLED

Desk	Policy	Fiscal	Floor	Desk	Policy	Fiscal	Floor	Conf. Conc.	Enrolled	Vetoed	Chaptered
1st House				2nd House							

Summary: Current law requires the director of the California Conservation Corps to establish a forestry corps program to accomplish specified objectives related to forest health. This bill would require the director to establish and administer the California Ocean Corps Program to provide competitive grants to certified local conservation corps located in coastal counties in order to provide opportunities for young people to complete workforce preparation, training, and education programs, and, ultimately, to obtain employment, or continue education, in ocean and coastal conservation or related fields, as provided. The bill would require the director to develop and adopt program guidelines before awarding any grants, as provided. The bill would require the director to develop performance measures and accountability controls to track progress and outcomes of all grants. The bill would require the director, on or before January 1, 2026, to report these outcomes to the appropriate fiscal and policy committees of the Legislature. The bill would make these provisions contingent upon an appropriation by the Legislature in the annual Budget Act or another statute.

SB 1049 (Dodd D) Transportation Resilience Program.

Last Amend: 5/19/2022

Status: 7/5/2022-Failed Deadline pursuant to Rule 61(b)(14). (Last location was A. TRANS. on 6/2/2022)

Is Fiscal: Y

Location: 7/5/2022-A. DEAD

Desk	Policy	Fiscal	Floor	Desk	Dead	Fiscal	Floor	Conf. Conc.	Enrolled	Vetoed	Chaptered
1st House				2nd House							

Summary: Would establish the Transportation Resilience Program in the Department of Transportation, to be funded in the annual Budget Act from 15% of the available federal National Highway Performance Program funds and 100% of the available federal Promoting Resilient Operations for Transformative, Efficient, and Cost-Saving Transportation program funds. The bill would provide for funds to be

allocated by the California Transportation Commission for climate adaptation planning and resilience improvements, as defined, that address or mitigate the risk of recurring damage to, or closures of, the state highway system, other federal-aid roads, public transit facilities, and other surface transportation assets from extreme weather events, sea level rise, or other climate change-fueled natural hazards. The bill would establish specified eligibility criteria for projects to receive funding under the program and would require the commission to prioritize projects that meet certain criteria.

SB 1067 (Portantino D) Housing development projects: automobile parking requirements.

Last Amend: 6/30/2022

Status: 8/12/2022-Failed Deadline pursuant to Rule 61(b)(15). (Last location was APPR. SUSPENSE FILE on 8/3/2022)

Is Fiscal: Y

Location: 8/12/2022-A. DEAD

Desk	Policy	Fiscal	Floor	Desk	Policy	Dead	Floor	Conf. Conc.	Enrolled	Vetoed	Chaptered
1st House				2nd House							

Summary: Would prohibit a city, county, or city and county from imposing any minimum automobile parking requirement on a housing development project, as defined, that is located within 1/2 mile of public transit, as defined. The bill, notwithstanding the above-described prohibition, would authorize a city, county, or city and county to impose or enforce minimum automobile parking requirements on a housing development project if the local government makes written findings, within 30 days of the receipt of a completed application, that not imposing or enforcing minimum automobile parking requirements on the development would have a substantially negative impact, supported by a preponderance of the evidence in the record, on the city's, county's, or city and county's ability to meet its share of specified housing needs or existing residential or commercial parking within 1/2 mile of the housing development. The bill would create an exception from the above-described provision if the development (1) dedicates a minimum of 20% of the total number of housing units to very low, low-, or moderate-income households, students, the elderly, or persons with disabilities, (2) contains fewer than 20 housing units, or (3) is not subject to parking requirements based on any other state law. The bill would prohibit these provisions from reducing, eliminating, or precluding the enforcement of any requirement imposed on a housing development project that is located within 1/2 mile of public transit to provide electric vehicle supply equipment installed parking spaces or parking spaces that are accessible to persons with disabilities.

Notes: OCCOG - Oppose
SCAG - Oppose

SB 1078 (Allen D) Sea Level Rise Revolving Loan Pilot Program.

Last Amend: 8/23/2022

Status: 9/13/2022-Enrolled and presented to the Governor at 3 p.m.

Is Fiscal: Y

Location: 9/13/2022-S. ENROLLED

Desk	Policy	Fiscal	Floor	Desk	Policy	Fiscal	Floor	Conf. Conc.	Enrolled	Vetoed	Chaptered
1st House				2nd House							

Summary: Would require the Ocean Protection Council, in consultation with the State Coastal Conservancy, to develop the Sea Level Rise Revolving Loan Pilot Program, within 12 months of receiving specified requests from local jurisdictions to do so, for purposes of providing low-interest loans to local jurisdictions, as defined, for the purchase of coastal properties in their jurisdictions identified as vulnerable coastal property, as defined, located in specified communities, including low-income communities, as provided. The bill would require the council in consultation with other state planning and coastal management agencies, as provided, to adopt guidelines and eligibility criteria for the program. The bill would authorize specified local jurisdictions to apply for, and be awarded, a low-interest loan under the program from the conservancy, in consultation with the council, if the local jurisdiction develops and submits to the conservancy a vulnerable coastal property plan and completes all other requirements imposed by the council. The bill would require the conservancy, in consultation with the council, to review the plans to determine whether they meet the required criteria and guidelines for vulnerable coastal properties to be eligible for participation in the program.

SB 1100 (Cortese D) Open meetings: orderly conduct.

Last Amend: 6/6/2022

Status: 8/22/2022-Approved by the Governor. Chaptered by Secretary of State. Chapter 171, Statutes of 2022.

Is Fiscal: N

Location: 8/22/2022-S. CHAPTERED

Desk	Policy	Fiscal	Floor	Desk	Policy	Fiscal	Floor	Conf. Conc.	Enrolled	Vetoed	Chaptered
1st House				2nd House							

Summary: Current law authorizes the members of the legislative body conducting the meeting to order the meeting room cleared and continue in session, as prescribed, if a group or groups have

willfully interrupted the orderly conduct of a meeting and order cannot be restored by the removal of individuals who are willfully interrupting the meeting. This bill would authorize the presiding member of the legislative body conducting a meeting or their designee to remove, or cause the removal of, an individual for disrupting the meeting. The bill, except as provided, would require removal to be preceded by a warning to the individual by the presiding member of the legislative body or their designee that the individual's behavior is disrupting the meeting and that the individual's failure to cease their behavior may result in their removal. The bill would authorize the presiding member or their designee to then remove the individual if the individual does not promptly cease their disruptive behavior. The bill would define "disrupting" for this purpose.

[SB 1121](#) (Gonzalez D) State and local transportation system: needs assessment.

Last Amend: 8/23/2022

Status: 9/6/2022-Enrolled and presented to the Governor at 3:30 p.m.

Is Fiscal: Y

Location: 9/6/2022-S. ENROLLED

Desk	Policy	Fiscal	Floor	Desk	Policy	Fiscal	Floor	Conf. Conc.	Enrolled	Vetoed	Chaptered
1st House				2nd House							

Summary: Would require the California Transportation Commission, in consultation with the Transportation Agency and the Department of Transportation, to prepare a needs assessment of the cost to operate, maintain, and provide for the necessary future growth of the state and local transportation system for the next 10 years, as provided. As part of the needs assessment, the bill would require the commission to forecast the expected revenue, including federal, state, and local revenues, to pay for the cost identified in the needs assessment, any shortfall in revenue to cover the cost, and recommendations on how any shortfall should be addressed. The bill would require the commission to submit to the Legislature an interim needs assessment on or before January 1, 2024, and a completed needs assessment on or before January 1, 2025, and every 5 years thereafter.

[SB 1156](#) (Grove R) Motor Vehicle Fuel Tax: Diesel Fuel Tax: inflation adjustment.

Status: 8/31/2022-Failed Deadline pursuant to Rule 61(b)(18). (Last location was GOV. & F. on 3/17/2022)

Is Fiscal: Y

Location: 8/31/2022-S. DEAD

Desk	Dead	Fiscal	Floor	Desk	Policy	Fiscal	Floor	Conf. Conc.	Enrolled	Vetoed	Chaptered
1st House				2nd House							

Summary: Current law, the Motor Vehicle Fuel Tax Law and Diesel Fuel Tax Law, impose a tax upon each gallon of motor vehicle fuel or diesel fuel removed from a refinery or terminal rack in this state, entered into this state, or sold in this state, at a specified rate per gallon. Current law annually adjusts the rates of the taxes imposed by those laws based on inflation. This bill would remove the requirement for future inflation adjustments of those taxes. This bill contains other related provisions.

[SB 1196](#) (Umberg D) State Transit Assistance Program: eligibility: Anaheim Transportation Network.

Last Amend: 4/18/2022

Status: 7/5/2022-Failed Deadline pursuant to Rule 61(b)(14). (Last location was A. TRANS. on 6/2/2022)

Is Fiscal: Y

Location: 7/5/2022-A. DEAD

Desk	Policy	Fiscal	Floor	Desk	Dead	Fiscal	Floor	Conf. Conc.	Enrolled	Vetoed	Chaptered
1st House				2nd House							

Summary: Pursuant to the State Transit Assistance (STA) Program, existing law requires certain funds in the account to be allocated by the Controller by formula to specified local transportation agencies for public transportation purposes. Current law provides that only STA-eligible operators are eligible to receive an allocation from a local transportation agency from the portion of program funds based on transit operator revenues and makes those operators eligible for other certain funds under the STA program, as provided. Under current law, an STA-eligible operator is defined as a public transportation operator eligible to claim local transportation funds. This bill would, for purposes of the STA program funds allocated based on transit operator revenues, expand the definition of an STA-eligible operator to include the Anaheim Transportation Network if its bylaws are revised to increase transparency and accountability, including to provide for the appointment of its board of directors by the Anaheim City Council.

[SB 1205](#) (Allen D) Water rights: appropriation.

Last Amend: 8/24/2022

Status: 9/13/2022-Enrolled and presented to the Governor at 3 p.m.

Is Fiscal: Y

Location: 9/13/2022-S. ENROLLED

Desk	Policy	Fiscal	Floor	Desk	Policy	Fiscal	Floor	Conf. Conc.	Enrolled	Vetoed	Chaptered
1st House				2nd House							

Summary: Would require the State Water Resources Control Board to develop and adopt regulations to govern consideration of climate change effects in water availability analyses used in the board's review of applications for water rights permits, including consideration of the effects of climate change, as specified, upon watershed hydrology, as specified. The bill would require the board to consult with the Department of Water Resources, the Department of Fish and Wildlife, and qualified hydrologists and climate change scientists, among others, in preparing the regulations. The bill would prohibit the board from refusing to accept or delay processing or approval of an application on the grounds that the regulations have not yet been adopted.

SB 1217 (Allen D) State-Regional Collaborative for Climate, Equity, and Resilience.

Status: 7/5/2022-Failed Deadline pursuant to Rule 61(b)(14). (Last location was A. NAT. RES. on 6/2/2022)

Is Fiscal: Y

Location: 7/5/2022-A. DEAD

Desk	Policy	Fiscal	Floor	Desk	Dead	Fiscal	Floor	Conf. Conc.	Enrolled	Vetoed	Chaptered
1st House				2nd House							

Summary: Would establish, until January 1, 2028, the State-Regional Collaborative for Climate, Equity, and Resilience to provide guidance, on or before January 1, 2024, to the State Air Resources Board for approving new guidelines for sustainable communities strategies. The collaborative would consist of one representative each of the state board, the Transportation Agency, the Department of Housing and Community Development, and the Strategic Growth Council, along with 10 public members representing various local and state organizations, as specified. The bill would require, on or before December 31, 2025, the state board to update the guidelines for sustainable communities strategies to incorporate suggestions from the collaborative.

Notes: BIA - Watch

SB 1219 (Hurtado D) 21st century water laws and agencies: committee.

Last Amend: 4/6/2022

Status: 7/5/2022-Failed Deadline pursuant to Rule 61(b)(14). (Last location was A. W.,P. & W. on 6/2/2022)

Is Fiscal: Y

Location: 7/5/2022-A. DEAD

Desk	Policy	Fiscal	Floor	Desk	Dead	Fiscal	Floor	Conf. Conc.	Enrolled	Vetoed	Chaptered
1st House				2nd House							

Summary: Would require the Secretary of the Natural Resources Agency and the Secretary for Environmental Protection to convene a committee to develop and submit, on or before December 31, 2024, to the Governor and to the Legislature a strategic vision, proposed statutes, and recommendations for a modern 21st century set of water laws and regulations and state and local water agencies for the state, as provided. The committee would consist of 5 specified heads of state agencies, 2 members appointed by the Senate Committee on Rules, and 2 members appointed by the Speaker of the Assembly. The bill would require the Governor or the committee to appoint a "blue ribbon" citizen commission or taskforce, a stakeholder advisory committee, and any other group that the Governor or the committee deems necessary or desirable to assist in carrying out these provisions. The bill would require all relevant state agencies, at the request of the committee, to make available staff and resources to assist in the preparation of the strategic vision and proposed statutes.

SB 1230 (Limón D) Zero-emission and near-zero-emission vehicle incentive programs: requirements.

Last Amend: 8/22/2022

Status: 9/9/2022-Enrolled and presented to the Governor at 3 p.m.

Is Fiscal: Y

Location: 9/9/2022-S. ENROLLED

Desk	Policy	Fiscal	Floor	Desk	Policy	Fiscal	Floor	Conf. Conc.	Enrolled	Vetoed	Chaptered
1st House				2nd House							

Summary: Current law establishes or authorizes the establishment of various incentive programs that are administered or funded by the State Air Resources Board to provide financial assistance for the purchase of zero-emission or near-zero-emission vehicles by individuals, including, among others, the Clean Cars 4 All Program. This bill would, on or before July 1, 2024, require the state board, with respect to the various zero-emission and near-zero-emission vehicle incentive programs administered or funded by the state board, to adopt certain revisions to those programs if the state board finds those revisions to be feasible. The bill would require the state board, if it finds that the adoption of the revisions is infeasible, to prepare a report, as specified, describing the rationale for the finding, to post the report on its internet website, and to provide a notice of the report to the relevant policy and fiscal committees of the Legislature. The bill would require the state board, contingent upon an

appropriation by the Legislature, to create a single unified education and application portal that enables an applicant for any of those programs to access information about the program and to submit one application for all of the programs.

[SB 1252](#) (Committee on Housing) Housing.

Last Amend: 6/14/2022

Status: 9/9/2022-Enrolled and presented to the Governor at 3 p.m.

Is Fiscal: Y

Location: 9/9/2022-S. ENROLLED

Desk	Policy	Fiscal	Floor	Desk	Policy	Fiscal	Floor	Conf. Conc.	Enrolled	Vetoed	Chaptered
1st House				2nd House							

Summary: The Davis-Stirling Common Interest Development Act defines and regulates common interest developments. Current law requires an association to distribute specified annual reports to its members, to solicit members' delivery preference for notices from the association, and to record the collected preferences at least 30 days before distributing the annual budget report. This bill would require an association to record the collected preferences at least 30 days before distributing the annual budget report and the annual policy statement.

[SB 1391](#) (Kamlager D) greenhouse gases: market-based compliance mechanism.

Last Amend: 6/14/2022

Status: 8/31/2022-Failed Deadline pursuant to Rule 61(b)(18). (Last location was RECONSIDERATION on 8/15/2022)

Is Fiscal: Y

Location: 8/31/2022-A. DEAD

Desk	Policy	Fiscal	Floor	Desk	Policy	Fiscal	Dead	Conf. Conc.	Enrolled	Vetoed	Chaptered
1st House				2nd House							

Summary: The California Global Warming Solutions Act of 2006 authorizes the State Air Resources Board to include in its regulation of greenhouse gases the use of market-based compliance mechanisms. This bill would require the state board, at least once every 3 years, to conduct a review, as provided, of the market-based compliance mechanisms to, among other things, evaluate and address concerns related to allowance overallocation and offset credit eligibility. The bill would require the state board, in conducting the review, to consult with the Independent Emissions Market Advisory Committee and the environmental justice advisory committee. The bill would require the first review to begin by a certain date. The bill would require the state board, in consultation with the Independent Emissions Market Advisory Committee, to develop and publish allowance banking metrics, as defined, concurrently with the first review and would require the review to be based on observed and expected outcomes resulting from the application of allowance banking metrics.

[SB 1410](#) (Caballero D) California Environmental Quality Act: transportation impacts.

Last Amend: 5/2/2022

Status: 8/12/2022-Failed Deadline pursuant to Rule 61(b)(15). (Last location was APPR. SUSPENSE FILE on 6/29/2022)

Is Fiscal: Y

Location: 8/12/2022-A. DEAD

Desk	Policy	Fiscal	Floor	Desk	Policy	Dead	Floor	Conf. Conc.	Enrolled	Vetoed	Chaptered
1st House				2nd House							

Summary: The California Environmental Quality Act (CEQA) requires the Office of Planning and Research to prepare and develop proposed guidelines for the implementation of CEQA by public agencies and requires the Secretary of the Natural Resources Agency to certify and adopt those guidelines. CEQA requires the office to prepare, develop, and transmit to the secretary for certification and adoption proposed revisions to the guidelines establishing criteria for determining the significance of transportation impacts of projects within transit priority areas, as defined, that promote the reduction of greenhouse gas emissions, the development of multimodal transportation networks, and a diversity of land uses. Current law requires the office to recommend potential metrics to measure transportation impacts, as specified. CEQA authorizes the office to adopt guidelines establishing alternative metrics to the metrics used for traffic levels of service for transportation impacts outside transit priority areas. This bill would require the office, by January 1, 2025, to conduct and submit to the Legislature a study on the impacts and implementation of the guidelines described above relating to transportation impacts. The bill would require the office, upon appropriation, to establish a grant program to provide financial assistance to local jurisdictions for implementing those guidelines.

Notes: BIA - Sponsor
 SCAG - Support
 OCBC - Support

[SCA 2](#) (Allen D) Public housing projects.

Status: 9/13/2022-Chaptered by Secretary of State- Chapter 182, Statutes of 2022.

Is Fiscal: N

Location: 9/13/2022-S. CHAPTERED

Desk	Policy	Fiscal	Floor	Desk	Policy	Fiscal	Floor	Conf. Conc.	Enrolled	Vetoed	Chaptered
1st House				2nd House							

Summary: The California Constitution prohibits the development, construction, or acquisition of a low-rent housing project, as defined, in any manner by any state public body until a majority of the qualified electors of the city, town, or county in which the development, construction, or acquisition of the low-rent housing project is proposed approve the project by voting in favor at an election, as specified. This measure would repeal these provisions.

Notes: SCAG - Support

ACCOC - Oppose

SCA 9

(Gonzalez D) Personal rights: right to housing.

Status: 8/31/2022-Failed Deadline pursuant to Rule 61(b)(18). (Last location was HOUSING on 3/23/2022)

Is Fiscal: Y

Location: 8/31/2022-S. DEAD

Desk	Dead	Fiscal	Floor	Desk	Policy	Fiscal	Floor	Conf. Conc.	Enrolled	Vetoed	Chaptered
1st House				2nd House							

Summary: Would declare that the fundamental human right to housing exists in this state. The measure would specify that it is the shared obligation of state and local jurisdictions to respect, protect, and fulfill this right through progressively implemented measures, consistent with available resources, within an aggressive but reasonable timeframe.

Total Measures: 90

Total Tracking Forms: 90



AGENDA ITEM # 5

Approve Contract With Eric C. Shen for REAP Program Management and SCAG Oversight and Agenda Preparation Services

STAFF RECOMMENDATION

Authorize the Executive Director to enter into a new 10-month agreement for REAP Program Management and SCAG Oversight and Agenda Preparation with Mr. Eric C. Shen, retroactive to September 1, 2022. SCAG meeting support retainer of \$2000/month, REAP activities billed separately for SCAG reimbursement, with an overall contract amount not to exceed \$80,400.

SUMMARY

Staff is requesting approval by the OCCOG Board of Directors to authorize a new 10-month contract for services to be provided by Mr. Shen, starting September 1, 2022, and proceeding until June 30, 2022 for REAP 1.0 Project Management services, support for SCAG working group, policy committee, and Regional Council meeting monitoring and support, and services related to preparing OCCOG's application for REAP 2021 (aka REAP 2.0) subregional partnership program. These services align with the Board-approved 2022-25 Strategic Plan and 2022-23 Work Plan which address the increasing needs of the OCCOG, including administering the REAP Grant.

BACKGROUND

Consistent with the proposed FY 2022-23 Budget approved by the OCCOG Board of Directors on June 23, 2022, staff is requesting the Board approve a contract through the end of the fiscal year with Eric C. Shen. Mr. Shen will replace REAP Program Manager Michelle Boehm who has accepted a position with Deloitte and is no longer available to provide the specified services to OCCOG as identified in our annual Board-approved Work Plan and in support of the Board-approved 2022-25 Strategic Plan. The OCCOG Executive Director has identified Mr. Shen as meeting the needs of the agency in terms of skill sets, experience, and availability and proposes to enter into a contract for professional services for the remainder of the REAP 1.0 term period. The Executive Director has worked directly with Mr. Shen over the course of several years. He was most recently the Director of Capital Projects/Chief Engineer for San Gabriel Valley Council of Governments. His background includes management positions with Maritime Administration in



the U.S. Department of Transportation, Port of Long Beach, and City of Pasadena. The scope of Mr. Shen's engagement is spelled out in the Professional Services Agreement Contract Attachment A and is summarized below:

SCAG Oversight and Agenda Preparation, REAP Program Management. Execute a 10-month agreement with Mr. Shen for new SCAG agenda monitoring services to include attendance at all SCAG working group meetings. Monitor agendas for potential policy issue concerns and provide meeting synopsis and issue alerts to technical staff. Attend SCAG monthly policy committee meetings and Regional Council meetings. Prepare and provide briefing materials for OCCOG board and policy committee members and assist Executive Director with developing strategy for OCCOG approach to policy proposals under consideration by SCAG. Assist Executive Director with management and implementation of all OCCOG REAP projects, acting as REAP Manager for OCCOG. Assist Executive Director to solicit input from OCCOG member jurisdictions, including TAC and EMC members as well as planning directors and city managers, and prepare OCCOG's application for REAP 2.0 subregional partnership program, and other REAP 2.0 programs as directed by Executive Director and approved by the OCCOG Board of Directors. SCAG oversight and agenda preparation services to be billed at \$2,000/month. REAP-related activities will be billed separately for SCAG reimbursement.

The agreement includes the right for Mr. Shen to transfer the agreement to an entity he intends to create, Shen and Associates, LLC, to perform all services thereunder.

ATTACHMENTS

- A. Professional Services Agreement with Mr. Eric C. Shen for REAP Program Management and SCAG Oversight and Agenda Preparation
- B. Mr. Eric C. Shen CV

STAFF CONTACT

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**AGREEMENT FOR CONTRACT SERVICES
BETWEEN THE ORANGE COUNTY COUNCIL OF GOVERNMENTS AND
ERIC C. SHEN**

THIS AGREEMENT FOR CONTRACT SERVICES (herein “Agreement”) is made and entered into this 1st day of September, 2022 by and between the ORANGE COUNTY COUNCIL OF GOVERNMENTS, a California joint powers authority (“OCCOG”) and ERIC C. SHEN, an individual (“Consultant”). OCCOG and Consultant are sometimes hereinafter individually referred to as “Party” and hereinafter collectively referred to as the “Parties.”

NOW, THEREFORE, the parties hereto agree as follows:

1. SERVICES OF CONSULTANT

1.1 Scope of Services. In compliance with all of the terms and conditions of this Agreement, the Consultant shall perform the work or services set forth in the “Scope of Services” attached hereto as Exhibit “A” and incorporated herein by reference. Consultant warrants that it has the experience and ability to perform all work and services required hereunder and that it shall diligently perform such work and services in a professional and satisfactory manner.

1.2 Compliance With Law. All work and services rendered hereunder shall be provided in accordance with all ordinances, resolutions, statutes, rules, and regulations of the OCCOG and any Federal, State or local governmental agency of competent jurisdiction.

1.3 Licenses, Permits, Fees and Assessments. Consultant shall obtain at its sole cost and expense such licenses, permits, and approvals as may be required by law for the performance of the services required by the Agreement.

2. COMPENSATION

2.1 Contract Sum. For the services rendered pursuant to this Agreement, Consultant shall be compensated in accordance with the “Schedule of Compensation” attached hereto as Exhibit “B” and incorporated herein by this reference, but not exceeding the maximum contract amount of Eighty Thousand, Four Hundred and 00/100 Dollars (\$80,400.00) (“Contract Sum”), billed at the rates set forth in Section 2.4 below.

2.2 Invoices. Each month Consultant shall furnish to OCCOG an original invoice for all work performed and expenses incurred during the preceding month in a form approved by OCCOG’s Treasurer. By submitting an invoice for payment under this Agreement, Consultant is certifying compliance with all provisions of the Agreement. The invoice shall detail charges for all necessary and actual expenses by the following categories: labor (by sub-category), travel, materials, equipment, supplies, and sub-contractor contracts. Sub-contractor charges shall also be detailed by such categories. Consultant shall not invoice OCCOG for any duplicate services performed by more than one person.

OCCOG shall independently review each invoice submitted by the Consultant to determine whether the work performed and expenses incurred are in compliance with the provisions of this Agreement. Except as to any charges for work performed or expenses incurred by Consultant which are disputed by OCCOG, OCCOG will use its best efforts to cause Consultant to be paid within thirty (30) days of receipt of Consultant's correct and undisputed invoice; however, Consultant acknowledges and agrees that due to OCCOG warrant run procedures, the OCCOG cannot guarantee that payment will occur within this time period. In the event any charges or expenses are disputed by OCCOG, the original invoice shall be returned by OCCOG to Consultant for correction and resubmission. Review and payment by the OCCOG of any invoice provided by the Consultant shall not constitute a waiver of any rights or remedies provided herein or any applicable law.

2.3 Additional Services. OCCOG shall have the right at any time during the performance of the services, without invalidating this Agreement, to order extra work beyond that specified in the Scope of Services or make changes by altering, adding to or deducting from said work. No such extra work may be undertaken unless a written order is first given by the Contract Officer to the Consultant, incorporating therein any adjustment in (i) the Contract Sum for the actual cost of the extra work, and/or (ii) the time to perform this Agreement, which said adjustments are subject to the written approval of the Consultant. Any increase in compensation of up to ten percent (10%) of the Contract Sum or in the time to perform of up to ninety (90) days may be approved by the Contract Officer. Any greater increases, taken either separately or cumulatively, must be approved by the OCCOG Council. No claim for an increase in the Contract Sum or time for performance shall be valid unless the procedures established in this Section are followed.

2.4 Consultant's Billing Rates. Consultant's approved billing rate shall be as set forth in Exhibit "B" hereto.

3. PERFORMANCE SCHEDULE

3.1 Time of Essence. Time is of the essence in the performance of this Agreement.

3.2 Schedule. Consultant shall commence the services pursuant to this Agreement upon receipt of a written notice to proceed and shall perform all services within the time period(s) established in the Scope of Services attached hereto as Exhibit "A" and incorporated herein by this reference. When requested by the Consultant, extensions to the time period(s) specified in the Schedule of Performance may be approved in writing by the Contract Officer but not exceeding thirty (30) days cumulatively.

3.3 Term. Unless earlier terminated in accordance with Article 6 of this Agreement, this Agreement shall continue in full force and effect until completion of the services but not exceeding June 30, 2023, except as otherwise provided in the Scope of Services (Exhibit "A").

4. COORDINATION OF WORK

4.1 Representative of Consultant. Eric Shen is hereby designated as being the representative of Consultant authorized to act on its behalf with respect to the work and services

specified herein and make all decisions in connection therewith. All personnel of Consultant and any authorized agents shall be under the exclusive direction of the representative of Consultant. Consultant shall utilize only competent personnel to perform services pursuant to this Agreement. Consultant shall make every reasonable effort to maintain the stability and continuity of Consultant's staff and subcontractors, and shall keep OCCOG informed of any changes.

4.2 Contract Officer. Marnie O'Brien Primmer, Executive Director, is hereby designated as being the representative the OCCOG authorized to act in its behalf with respect to the work and services specified herein and to make all decisions in connection therewith ("Contract Officer").

4.3 Prohibition Against Subcontracting or Assignment. Except for the anticipated assignment to Consultant's entity, Shen and Associates, LLC, which assignment is hereby approved, Consultant shall not contract with any entity to perform in whole or in part the work or services required hereunder without the express written approval of the OCCOG. Neither this Agreement nor any interest herein may be assigned or transferred, voluntarily or by operation of law, without the prior written approval of OCCOG. Any such prohibited assignment or transfer shall be void.

4.4 Independent Consultant. Neither the OCCOG nor any of its employees shall have any control over the manner, mode or means by which Consultant, its agents or employees, perform the services required herein, except as otherwise set forth. Consultant shall perform all services required herein as an independent contractor of OCCOG with only such obligations as are consistent with that role. Consultant shall not at any time or in any manner represent that it or any of its agents or employees are agents or employees of OCCOG, or that it is a member of a joint enterprise with OCCOG.

5. RECORDS, REPORTS, AND RELEASE OF INFORMATION

5.1 Records. Consultant shall keep, and require subcontractors to keep, such ledgers, books of accounts, invoices, vouchers, canceled checks, reports, studies or other documents relating to the disbursements charged to OCCOG and services performed hereunder (the "books and records"), as shall be necessary to perform the services required by this Agreement and enable the Contract Officer to evaluate the performance of such services and shall keep such records for a period of three years following completion of the services hereunder. The Contract Officer shall have full and free access to such books and records at all times during normal business hours of OCCOG, including the right to inspect, copy, audit and make records and transcripts from such records.

5.2 Reports. Consultant shall periodically prepare and submit to the Contract Officer such reports concerning the performance of the services required by this Agreement or as the Contract Officer shall require.

5.3 Ownership of Documents. All studies, surveys, data, notes, computer files, reports, records, drawings, specifications, maps, designs, photographs, documents and other materials (the "documents and materials") prepared by Consultant in the performance of this Agreement shall be the property of the OCCOG and shall be delivered to the OCCOG upon request of the Contract Officer or upon the termination of this Agreement, and Consultant shall

have no claim for further employment or additional compensation as a result of the exercise by the OCCOG of its full rights of ownership use, reuse, or assignment of the documents and materials hereunder. Moreover, Consultant with respect to any documents and materials that may qualify as “works made for hire” as defined in 17 U.S.C. § 101, such documents and materials are hereby deemed “works made for hire” for the OCCOG.

6. ENFORCEMENT OF AGREEMENT AND TERMINATION

6.1 California Law. This Agreement shall be interpreted, construed and governed both as to validity and to performance of the parties in accordance with the laws of the State of California. Legal actions concerning any dispute, claim or matter arising out of or in relation to this Agreement shall be instituted in the Superior Court of the County of Los Angeles, State of California. In the event of litigation in a U.S. District Court, venue shall lie exclusively in the Central District of California, in the County of Los Angeles, State of California.

6.2 Disputes; Default. In the event that Consultant is in default under the terms of this Agreement, the OCCOG shall not have any obligation or duty to continue compensating Consultant for any work performed after the date of default. Instead, the OCCOG may give notice to Consultant of the default and the reasons for the default. The notice shall include the timeframe in which Consultant may cure the default. This timeframe is presumptively thirty (30) days, but may be extended, if circumstances warrant. During the period of time that Consultant is in default, the OCCOG shall hold all invoices and shall, when the default is cured, proceed with payment on the invoices. If Consultant does not cure the default, the OCCOG may take necessary steps to terminate this Agreement under this Article.

6.3 Termination Prior to Expiration of Term. This Section shall govern any termination of this Agreement except as specifically provided in the following Section for termination for cause. Either party reserves the right to terminate this Agreement at any time, with or without cause, upon thirty (30) days’ written notice to the other party, except that where termination is due to the fault of the Consultant, the period of notice may be such shorter time as may be determined by the Contract Officer. Upon receipt of any notice of termination, Consultant shall immediately cease all services hereunder except such as may be specifically approved by the Contract Officer. Except where the Consultant has initiated termination, the Consultant shall be entitled to compensation for all services rendered prior to the effective date of the notice of termination and for any services authorized by the Contract Officer thereafter in accordance with the Schedule of Compensation or such as may be approved by the Contract Officer. In the event the Consultant has initiated termination, the Consultant shall be entitled to compensation only for the reasonable value of the work product actually produced hereunder, but not exceeding the compensation provided therefore in Exhibit “B”. In the event of termination without cause pursuant to this Section, the terminating party need not provide the non-terminating party with the opportunity to cure pursuant to Section 6.2.

6.4 Termination for Default of Consultant. If termination is due to the failure of the Consultant to fulfill its obligations under this Agreement, OCCOG may, after compliance with the provisions of Section 6.2, take over the work and prosecute the same to completion by contract or otherwise, and the Consultant shall be liable to the extent that the total cost for completion of the services required hereunder exceeds the compensation herein stipulated (provided that the OCCOG shall use reasonable efforts to mitigate such damages), and OCCOG

may withhold any payments to the Consultant for the purpose of set-off or partial payment of the amounts owed the OCCOG as previously stated.

7. MISCELLANEOUS

7.1 Covenant Against Discrimination. Consultant covenants that, by and for itself, its heirs, executors, assigns and all persons claiming under or through them, that there shall be no discrimination against or segregation of, any person or group of persons on account of race, color, creed, religion, sex, gender, sexual orientation, marital status, national origin, ancestry, or other protected class in the performance of this Agreement. Consultant shall take affirmative action to ensure that applicants are employed and that employees are treated during employment without regard to their race, color, creed, religion, sex, gender, sexual orientation, marital status, national origin, ancestry, or other protected class

7.2 Non-liability of OCCOG Officers and Employees. No officer or employee of the OCCOG shall be personally liable to the Consultant, or any successor in interest, in the event of any default or breach by the OCCOG or for any amount, which may become due to the Consultant or to its successor, or for breach of any obligation of the terms of this Agreement.

7.3 Notice. Any notice, demand, request, document, consent, approval, or communication either party desires or is required to give to the other party or any other person shall be in writing and either served personally or sent by prepaid, first-class mail, in the case of the OCCOG, to the OCCOG, 3972 Barranca Pkwy. Ste. J127, Irvine, CA 92606; and in the case of the Consultant, to the person(s) at the address designated on the execution page of this Agreement. Either party may change its address by notifying the other party of the change of address in writing. Notice shall be deemed communicated at the time personally delivered or in seventy-two (72) hours from the time of mailing if mailed as provided in this Section.

7.4 Integration; Amendment. It is understood that there are no oral agreements between the parties hereto affecting this Agreement and this Agreement supersedes and cancels any and all previous negotiations, arrangements, agreements and understandings, if any, between the parties, and none shall be used to interpret this Agreement. This Agreement may be amended at any time by the mutual consent of the parties by an instrument in writing.

7.5 Severability. In the event that part of this Agreement shall be declared invalid or unenforceable by a valid judgment or decree of a court of competent jurisdiction, such invalidity or unenforceability shall not affect any of the remaining portions of this Agreement which are hereby declared as severable and shall be interpreted to carry out the intent of the parties hereunder unless the invalid provision is so material that its invalidity deprives either party of the basic benefit of their bargain or renders this Agreement meaningless.

7.6 Waiver. No delay or omission in the exercise of any right or remedy by non-defaulting party on any default shall impair such right or remedy or be construed as a waiver. A party's consent to or approval of any act by the other party requiring the party's consent or approval shall not be deemed to waive or render unnecessary the other party's consent to or approval of any subsequent act. Any waiver by either party of any default must be in writing and shall not be a waiver of any other default concerning the same or any other provision of this Agreement.

7.7 Attorneys' Fees. If either party to this Agreement is required to initiate or defend or made a party to any action or proceeding in any way connected with this Agreement, the prevailing party in such action or proceeding, in addition to any other relief which any be granted, whether legal or equitable, shall be entitled to reasonable attorney's fees, whether or not the matter proceeds to judgment.

7.8 Interpretation. The terms of this Agreement shall be construed in accordance with the meaning of the language used and shall not be construed for or against either party by reason of the authorship of this Agreement or any other rule of construction which might otherwise apply.

7.9 Warranty & Representation of Non-Collusion. No official, officer, or employee of OCCOG has any financial interest, direct or indirect, in this Agreement, nor shall any official, officer, or employee of OCCOG participate in any decision relating to this Agreement which may affect his/her financial interest or the financial interest of any corporation, partnership, or association in which (s)he is directly or indirectly interested, or in violation of any corporation, partnership, or association in which (s)he is directly or indirectly interested, or in violation of any State or municipal statute or regulation. The determination of "financial interest" shall be consistent with State law and shall not include interests found to be "remote" or "noninterests" pursuant to Government Code Sections 1091 or 1091.5. Consultant warrants and represents that it has not paid or given, and will not pay or give, to any third party including, but not limited to, any OCCOG official, officer, or employee, any money, consideration, or other thing of value as a result or consequence of obtaining or being awarded any agreement. Consultant further warrants and represents that (s)he/it has not engaged in any act(s), omission(s), or other conduct or collusion that would result in the payment of any money, consideration, or other thing of value to any third party including, but not limited to, any OCCOG official, officer, or employee, as a result of consequence of obtaining or being awarded any agreement. Consultant is aware of and understands that any such act(s), omission(s) or other conduct resulting in such payment of money, consideration, or other thing of value will render this Agreement void and of no force or effect.

7.10 Corporate Authority. The persons executing this Agreement on behalf of the parties hereto warrant that (i) such party is duly organized and existing, (ii) they are duly authorized to execute and deliver this Agreement on behalf of said party, (iii) by so executing this Agreement, such party is formally bound to the provisions of this Agreement, and (iv) the entering into this Agreement does not violate any provision of any other Agreement to which said party is bound. This Agreement shall be binding upon the heirs, executors, administrators, successors and assigns of the parties.

[SIGNATURES ON NEXT PAGE]

IN WITNESS WHEREOF, the parties hereto have executed this Agreement on the date and year first-above written.

OCCOG: ORANGE COUNTY COUNCIL OF GOVERNMENTS

Marnie O. Primmer, OCCOG Executive Director

ATTEST:

OCCOG Clerk

APPROVED AS TO FORM:
ALESHIRE & WYNDER, LLP

Fred Galante, OCCOG General Counsel

CONSULTANT: ERIC C. SHEN

By: _____
Eric C. Shen

EXHIBIT "A"

SCOPE OF SERVICES

Consultant will perform the following services within the times requested by the OCCOG Contract Officer, with the understanding that timing is critical to assure that all tasks and deliverables described below are delivered timely to allow the work plan, as defined below, to be a success:

Task 1 – REAP Project Management Manage the approximately \$3,577,000.00 OCCOG REAP contract portfolio, under the oversight of the OCCOG Executive Director. Act as a direct liaison with SCAG, on behalf the Executive Director, for REAP related activities, administration, and reporting. Prepare SCAG required Quarterly and annual reports, modify SCAG SAF, as required, support invoicing in conjunction with OCCOG Finance Director, provide status updates at OCCOG Board and TAC meetings. Manage consultant contracting budgets and schedules, and deliverable submittals for REAP Projects 1, 2, 3, and 4.

Additionally, administer and oversee the OCCOG REAP On-call Services program and work with members to identify needs related to REAP activities and connect them to consultant resources on a task order basis. Collaborate with Gateway City COG and Ventura COG on the Joint ADU Toolkit project as the Managing Partner, in support of the Executive Director. Provide direct oversight of the consultant, collaborate on content, and provide support for meeting strategy and scheduling.

Task 2 – Meeting Monitoring and Support Monitor SCAG Committee meetings and provide OCCOG Board Representatives on the Committee with briefing notes in advance of the meetings. Staff OCCOG Board Representatives at such meetings providing insight and advice on current topics and identify opportunities to advocate on behalf of OCCOG to accomplish established legislative goals.

Monitor SCAG working groups: review agendas and provide advance agenda briefings, attend meetings and provide alerts to TAC for policy items of interest, as well as meeting recaps.

Task 3 – Communications Develop content for as needed staff reports for OCCOG Board and TAC meetings and newsletters to be distributed to OCCOG Members. Present updates at OCCOG Board and TAC on REAP activities and SCAG committee meetings.

Task 4 – REAP 2.0 Assist OCCOG Executive Director in outreach to OCCOG member jurisdictions via the regularly schedule TAC meetings and EMC meetings, survey vehicles to TAC members, City managers, and Planning Directors, and one-on-one meetings as directed by OCCOG. Under direction from Executive Director prepare intent to apply, application, and OCCOG planning documents, including staff reports and required forms to enable OCCOG to access the subregional partners program funding for REAP 2.0 and other competitive funding sources as identified with OCCOG staff and stakeholders during the outreach process.

EXHIBIT “B”

SCHEDULE OF COMPENSATION

Consultant shall be paid up to the Contract Sum, which is based on the following breakdown:

Consultant support shall be charged the hourly rate set forth below, not to exceed \$80,400.00 (subject to adjustment per Section 2.3 of this Agreement). Consultant shall receive a monthly retainer of \$2,000.00 for work performed related to the monitoring of SCAG working groups, policy committee and Regional Council meetings. Further, Consultant shall receive compensation of \$5,000.00 monthly for work related to the administration of REAP 1.0 projects and tasks, and preparation of OCCOG’s REAP 2.0 subregional partners program application. The Consultant is entitled to additional compensation for hours worked beyond the agreed upon maximum, 70 hours. For each hour worked over the retainer, the Consultant will be paid at the rate of \$100.00, subject to the prior written approval of the Executive Director. Any additional work beyond scope of work (“Exhibit A” must be approved by the Contract Officer prior to commencement of work.

EXECUTIVE LEADERSHIP:

- Director of Capital Projects/Chief Engineer, San Gabriel Valley Council of Governments
- Designated Federal Officer, U.S. Maritime Transportation System National Advisory Committee (MTSNAC)
- Transportation Research Board, National Academy of Sciences, Engineering and Medicine
 - Chairman, Marine Group (Term 2015-2018)
 - Ex Officio Member, Marine Board (Term 2015-2018)
 - Member, Technical Activities Council (Term 2015-2018)
 - Chair, Ports & Channels Committee (Two Terms: 2009 – 2015)
 - Committee Research Coordinator, US Major Cities Committee (Two Terms: 2005 – 2008)
- Board of Director, EXP, a Southern California 501(c)3 nonprofit organization
- At-Large Board of Director, WTS-Los Angeles (2008-present)
- Board of Director, California Transportation Foundation (Term: 2015-2018)
- Board of Director, Coalition of America's Gateways and Trade Corridors (Team: 2012-2015)
- President, Arcadia Music Club (2017) – oversaw \$1.2 million operations budget and 200+ volunteers

EXPERT ADVISORY SERVICE

- National Cooperate Research Projects, Transportation Research Board, National Academy of Sciences
 - NCHRP 20-59(34): Methodologies to Estimate the Economic Impacts of Disruptions to the Goods Movement
 - NCHRP 25-46: Developing Clean Truck Freight Corridors
 - NCFRP-44: Factors Influencing Freight Modal Shift
 - NCFRP-50: Improving Freight Transportation Resilience in Response to Supply Chain Disruptions
- ITE Trip Generation Handbook (3rd edition), Technical Advisor
- ITE Manual of Transportation Studies (2nd edition), Expert Advisory Committee

PROFESSIONAL REGISTRATIONS:

- Professional Engineer (Civil), California (No. C56116)
- Professional Engineer, Alabama (No. 22587)
- Professional Transportation Planner (No. 9). Transportation Professional Certification Board, Washington DC

TEACHING & RESEARCH

- **Adjunct Associate Professor of USC Civil and Environmental Engineering. Sol Price School of Public Policy:** Transportation Studio (PPD531L) and **Viterbi School of Engineering:** Traffic Engineering & System Management (CE585). 2008 to present
- Lecturer, **School of Engineering, UCLA**, 2000-2006. Courses taught: Introduction to Transportation Engineering
- Lecturer, **School of Engineering, UC Irvine**, 1996-97. Courses taught: Traffic Control Laboratory

PROFESSIONAL AFFILIATIONS

- American Society of Civil Engineers (ASCE)
- Institute of Transportation Engineers (ITE). USC Student Chapter Faculty Advisor
- WTS International

EDUCATION & TRAININGS

- Master of Science in Civil Engineering, UC Irvine 1995
- Bachelor of Science in Civil Engineering with Honors, UC Irvine 1993
- Certified Port Executive™ (CPE)
- AASHTO National Transportation Management Training
- Mentor, U.S. Department of Transportation & WTS-LA

AWARDS

- Recipient of the 2018 WTS-LA Honorable Ray LaHood Award
- Recipient of the 2007 Special Award of Merit – Pasadena Pedestrian Plan (Co-Author), by American Planning Association Los Angeles Section, California Chapter.
- Recipient of the 2005 Best Transportation Planning Program – Pasadena Mobility Element (Co-Author), by the Transportation Planning Council, Institute of Transportation Engineers
- Most Bicycle Friendly City of the Year Award (2004) – Pasadena Bicycle Plan & Implementation (Co-Author), by Los Angeles County Bicycle Coalition

COMMUNITY LEADERSHIP & INVOLVEMENTS

- Tournament of Roses Boy Scout Troop, Scoutmaster 2020
- Boy Scouts of America Tournament Troop Advisor & Crew Advisor
- Boy Scouts of America Assistant Scoutmaster & Committee Chair
- Arcadia Education Foundation Trustee (2006-2012)

HONORS

- UC Irvine Samueli School of Engineering Hall of Fame
- Distinguished Engineering Alumnus, UC Irvine Alumni Association
- Silver Beaver Award, Boy Scouts of America
- District Award of Merit, Boy Scouts of America
- Outstanding Engineering Educator Award, Orange County Engineering Council, CA
- Transportation Educator Award, Institute of Transportation Engineers Western District



AGENDA ITEM # 6

Approve OCCOG Intent to Apply for REAP 2021 Subregional Partnership Program

STAFF RECOMMENDATION

Authorize the Executive Director to submit OCCOG's Intent to Apply form to SCAG for participation in the REAP 2021 Subregional Partnership Program and begin outreach to OCCOG member jurisdictions in support of OCCOG's application.

SUMMARY

Staff is seeking approval from the OCCOG Board of Directors to submit OCCOG's Intent to Apply form to SCAG to participate in the Regional Early Action Planning Grant 2021 Subregional Partnership Program (REAP 2.0 SRP). OCCOG will receive up to \$3.245M in funding via the REAP 2.0 SRP and will need to develop a full application, similar to that prepared and approved by the Board for the current REAP 1.0 program. There are several changes to REAP 2.0, described below, but the process OCCOG staff proposes to use to develop the projects included in our application will mirror the process we used in REAP 1.0: we will outreach to member jurisdictions at the TAC, planning director, and city manager/agency executive level to gather input and discuss options. We will then share the input, requests and recommendations with the OCCOG Executive Management Committee for direction and refinement before bringing the draft project list before the Board for discussion and approval. OCCOG's outreach and preparation for the SRP application process will take place between September and December, with the proposed draft plan brought before the Board at the January 26, 2023 meeting for final approval in compliance with the February 10, 2023 SCAG SRP application submittal deadline.

BACKGROUND

Pursuant to [AB 140](#), SCAG is receiving \$246M in funding for what has become known as the REAP 2.0 program. Modeled after the successful 2019 REAP 1.0 program, this one-time funding source will support "transformative" planning activities related to infill, affirmatively furthering fair housing (AFFH) and reducing vehicle miles traveled (VMT). While the broader SCAG program will have several components that are still being developed in compliance with the [guidelines](#) released by the California Department of Housing and Community Development (HCD) on July 26, 2023, SCAG has indicated that they will once again provide funding directly to the subregions via a



Subregional Partnership Program. SCAG has designated the SRP as part of the “early action” portion of their REAP 2.0 program. SRP allocations will follow the same formula made under REAP 1.0. OCCOG will therefore receive up to \$3.245M in funding via the REAP 2.0 SRP program. Should OCCOG not be able to use the funding allocated to us, it is staff’s understanding at this time that the intent is for funds to remain within the county and be reallocated to the CTC partnership program.

As in REAP 1.0, OCCOG will be required to submit an application that outlines our plans for projects under REAP 2.0. The first step in the application process is to submit an Intent to Apply form to SCAG. While not required by SCAG to have Board approval for the Intent to Apply, OCCOG staff is bringing forward the Intent to Apply for Board discussion and approval to maintain transparency and ensure that OCCOG’s REAP 2.0 SRP application is Board-led.

New requirements and parameters have been placed around the types of projects that will qualify for REAP 2.0 funding, including the imperative that the projects be “transformative” in nature and address AFFH, VMT, and encourage infill. Whereas project planning was the focus of REAP 1.0, project implementation is the focus of REAP 2.0.

Additional information about SCAG’s REAP 2.0 SRP was presented to the Regional Council on September 1 and is included in Attachment B.

ATTACHMENTS

- A. OCCOG Intent to Apply
- B. [SCAG REAP 2.0 Regional Council Staff Report dated Sept. 1, 2022](#)

STAFF CONTACT

Marnie O. Primmer
OCCOG Executive Director
949-216-5288
marnie@occog.com



Item 6 Attachment A

Subregional Partnership 2.0 (SRP 2.0)

Intent to Apply for Funding

By 5:00 p.m. on October 14, 2022, if a subregional partner intends to apply for funding but has not yet submitted a funding application, this form must be submitted to SCAG.

Approval from the subregional partner’s decision-making body is not required.

Eligible entities that do not submit an application or this form by 5:00 p.m. on October 14, 2022, will not receive funding through SRP 2.0. Not participating in SRP 2.0 does not affect an entity’s ability to apply for funding in other REAP 2.0 programs including the Housing Supportive Infrastructure Program.

The final application may differ from the information listed in this intent to apply form. Applicants that submit an intent to apply form must meet with SCAG staff monthly to review proposed project eligibility and receive feedback from SCAG until they submit a program application.

Please submit this intent to apply form no later than October 14, 2022: housing@scag.ca.gov

Date	
Applicant (subregional partner)	
Contact person name	
Contact person title	
Contact person email	
Contact person area code + phone number	
Planned date of application submittal to SCAG	
If consultants will be used, would your organization want SCAG to procure?	<input type="checkbox"/> Subregional Partner <input type="checkbox"/> SCAG
Who would you like to manage the projects, including reimbursable invoices?	<input type="checkbox"/> Subregional Partner <input type="checkbox"/> SCAG

Projects and Activities. Please list the projects and activities proposed for funding.

	Project/Activity Name	Estimated Cost
1		\$
2		\$
3		\$
4		\$
5		\$
6		\$

Name, Title

Signature



AGENDA ITEM # 7

Approve Orange County Hispanic Chamber of Commerce as new Ex-Officio Member

STAFF RECOMMENDATION

Approve the inclusion of the Orange County Hispanic Chamber of Commerce as an ex-officio member of the OCCOG Board of Directors with Eddie Marquez serving as the primary representative.

SUMMARY

Staff is requesting approval by the OCCOG Board of Directors to invite the Orange County Hispanic Chamber of Commerce to join the organization as a non-voting Ex-Officio member representing businesses across the county

BACKGROUND

Established in 1986 in Santa Ana, the Orange County Hispanic Chamber of Commerce (OCHCC) has provided services to businesses in Orange County for 36 years. The OCHCC has a diverse membership comprised of businesses in and around Orange County, Hispanic as well as non-Hispanic, from small businesses and large corporations. The Orange County Hispanic Chamber of Commerce represents the interests of and provides access to Orange County's 30,000 Hispanic-owned businesses. They support the development of these businesses by providing opportunities for networking, legislative advocacy, access to capital, education and training programs.

OCHCC has been active throughout the County in the OCCOG's five policy areas, and seeks to better engage with regional elected leaders on these topics. OCCOG's bylaws allow for new Ex-officio partners to be invited to join the OCCOG with a vote of the Board of Directors. The Executive Director has been in discussion with the OCHCC about joining the Board as an ex-officio member for several months and recommends that the Board extend an invitation to the OCHCC to join.

The OCHCC has identified an experienced and dedicated leader to represent them as their primary representative, Eddie Marquez (see attachment A for more information on his background). Mr. Marquez has been active with the OCHCC for over twenty years, including serving as the past President of the Board. He currently serves as a member of the OCHCC Board of Directors and is a Vice President for an Orange County Trade Association.



Orange County Council of Governments

STAFF REPORT
September 22, 2022

ATTACHMENTS

- A. [Bio for proposed OCHCC Ex-Officio representative Eddie Marquez](#)

STAFF CONTACT

Marnie O. Primmer
OCCOG Executive Director
949-216-5288
marnie@occog.com



AGENDA ITEM # 8

Approval of Orange County Projections 2022

STAFF RECOMMENDATION

Approve 2022 Orange County Projections at the County and Regional Statistical Area (RSA) levels, and transmit OCP-2022 to the Southern California Association of Governments (SCAG) for incorporation into SCAG's growth forecast for the 2024 Regional Transportation Plan/Sustainable Communities Strategy (Connect SoCal 2024).

SUMMARY

OCCOG and Center for Demographic Research (CDR) staff are bringing the attached Orange County Projections 2022 (OCP-2022) to the OCCOG Board for final approval. The current OCP-2022 has been approved by the CDR Technical Advisory Committee, the CDR Management Oversight Committee, and the OCCOG Technical Advisory Committee. Once approved, the OCP-2022 will be transmitted to the Southern California Association of Governments (SCAG) as Orange County's projections and local input for incorporation into SCAG's integrated growth forecast for the 2024 RTP/SCS (Connect SoCal 2024).

BACKGROUND

Since 1996, the OCCOG and other agencies have jointly funded CDR as sponsors for the preparation of demographic projections for use in various planning activities. Sponsoring agencies and partners include the OCCOG, CSUF, County of Orange, Orange County Transportation Authority (OCTA), Transportation Corridor Agencies, Orange County Sanitation District, Municipal Water District of Orange County, Orange County Water District, Southern California Association of Governments, and the Orange County Local Agency Formation Commission.

Approximately every four years, the Center for Demographic Research (CDR) at California State University, Fullerton develops these projections of population, housing and employment. These projections are approved by the OCCOG Board of Directors and transmitted to the Southern California Association of Governments (SCAG) as Orange County's projections for incorporation into SCAG's growth forecast and for use in regional planning, including the Regional Transportation Plan/Sustainable Communities Strategy (RTP/SCS). Additionally, these projections are used by numerous public and private sector entities involved in planning programs for Orange County.

The Orange County Projections are recognized by the agencies that sponsor the CDR as the uniform data set for use in local and regional planning applications. The Orange County Projections is designed as a turnkey dataset and has been successfully integrated the past iterations of the SCAG Regional Transportation Plan.

Developing the OCP is a multi-year, multi-agency endeavor that involves cities, the County of Orange, and special districts, including the Orange County Transportation Authority (OCTA) and



SCAG. The forecast numbers, which are generated with the participation and input of all 34 cities in Orange County and the County of Orange, are approved by the OCCOG Technical Advisory Committee, the CDR Management Oversight Committee, and the CDR Technical Advisory Committee before being presented for approval by the OCCOG Board of Directors.

REPORT

The Orange County Projections 2022 (OCP-2022) is an update of the 2018 Orange County Projections (OCP-2018), which is the existing policy projections dataset for Orange County. Population, housing and employment (jobs) are projected and adopted in five-year increments, beginning with 2019 as the base year and then projecting out on the “fives”, from 2025 to 2050 countywide and for the ten Regional Statistical Areas (RSA). These projections are recognized by the agencies that sponsor the CDR as the uniform data set for use in local and regional planning applications. OCP-2022 is the 14th iteration and is being developed for incorporation in the Orange County Transportation Authority’s (OCTA) Long Range Transportation Plan and the Southern California Association of Governments’ growth forecast for the 2024 Regional Transportation Plan/Sustainable Communities Strategy.

Based on the OCP revision process, the OCP-2022 growth assumptions were developed in 2021 and then approved by the CDR TAC in July 2021. CDR then proceeded with developing the County Control Totals for population, housing and employment. These control totals are somewhat flexible in that the sum of the jurisdictional input can deviate by +/- 1% from these totals.

After discussion at multiple CDR TAC, CDR MOC, & OCCOG TAC meetings, the OCP-2022 County Control Totals were approved by the following committees:

- CDR TAC on December 16, 2021
- CDR MOC on December 21, 2021
- OCCOG TAC on January 11, 2022
- OCCOG Board on January 27, 2022

In March 2022, CDR staff met with all 35 jurisdictions to distribute and discuss the draft projections dataset, which included the 2020 Census disaggregation, 2019 base year and 2025-2050 projections data. Between June and July 2022, CDR incorporated the local input submitted by the jurisdictions at the split traffic analysis zone (TAZ) level for population, housing and employment. Although the approval deadline was extended from May 27, 2022 to June 15, 2022, CDR staff has continued to work with all jurisdictions through July to ensure all comments and data were incorporated or addressed. Feedback from all 35 jurisdictions was incorporated into the final draft OCP and all 35 jurisdictions sent in their official approval forms.

Per the Orange County Projections Update and Revision Process, comments from local jurisdictions may be incorporated if documented and aggregate to within +/-1% of the approved county control totals. The employment and population totals aggregate to within +/-1% of the county control totals



for all years. The housing totals exceed the 1% threshold starting in 2030 and extending through 2050, but CDR staff believes the justifications provided by jurisdictions are valid: recent increase in ADU activity that was not projected or assumed within the OCP control totals; new housing projects not provided to CDR by jurisdictions in fall 2021 during the preparation of the county control totals; and a higher level of projects anticipated as a result of rezoning for the 6th Regional Housing Needs Assessment (RHNA) cycle.

On August 16 and August 30, 2022, respectively, the CDR Technical Advisory and Management Oversight Committees approved and forwarded these data to the OCCOG TAC for approval, reflecting the changes and input provided by the local jurisdictions. On September 13, 2022, with unanimous approval, the OCCOG TAC recommended approval to the OCCOG Board of Directors of the OCP-2022 at the Regional Statistical Area and County levels.

The CDR is presenting the final draft OCP-2022 data at the County and ten Regional Statistical Area levels to the OCCOG Board for approval at the Regional Statistical Area and County levels for years 2019-2050.

A copy of the final draft data was provided to SCAG as a placeholder and initial feedback on behalf of all Orange County jurisdictions for use in the development of their datasets and modeling tools until OCP-2022 is officially approved. The final OCP-2022 dataset will also be transmitted to SCAG for incorporation into the 2024 RTP/SCS (Connect SoCal 2024) as Orange County's official local input after approval by the OCCOG Board to meet SCAG's December 2, 2022 deadline for local input into the 2024 RTP/SCS.

ATTACHMENTS

- A. Final Draft Orange County Projections 2022
- B. Regional Statistical Area map
- C. Presentation

STAFF CONTACTS

Marnie O'Brien Primmer

OCCOG Executive Director

marnie@occog.com

(949) 698-2856

Deborah Diep, Director

Center for Demographic Research

ddiep@fullerton.edu

(657) 278-4596

Final Draft Orange County Projections 2022 (9/12/2022)

POPULATION	July 2019	July 2025	July 2030	July 2035	July 2040	July 2045	July 2050
RSA A-36	234,944	236,598	240,766	245,538	250,419	253,508	252,926
RSA B-41	214,104	213,299	217,633	221,381	223,232	223,256	222,179
RSA C-43	309,095	319,235	325,272	335,835	334,849	330,462	324,139
RSA D-40	305,979	304,811	305,947	306,854	306,309	303,301	299,707
RSA E-44	250,931	258,964	274,356	276,515	279,276	280,653	282,644
RSA F-39	278,931	284,993	287,794	294,437	298,914	302,919	307,584
RSA G-42	544,062	554,814	554,301	555,233	555,817	556,870	554,696
RSA H-37	497,054	507,259	513,481	514,919	516,670	514,024	510,306
RSA I-38	375,162	372,273	376,346	379,131	379,083	376,532	371,837
RSA J-35	185,969	187,228	191,551	197,307	201,096	202,193	201,106
Population Total	3,196,231	3,239,474	3,287,447	3,327,150	3,345,665	3,343,718	3,327,124

HOUSING	July 2019	July 2025	July 2030	July 2035	July 2040	July 2045	July 2050
RSA A-36	81,466	83,915	87,627	90,754	93,228	95,661	97,454
RSA B-41	74,807	77,433	81,136	83,867	85,329	86,459	87,806
RSA C-43	110,341	116,700	120,897	126,187	126,677	126,805	126,870
RSA D-40	135,240	137,967	141,440	143,762	144,660	145,394	146,752
RSA E-44	95,410	102,704	110,405	112,578	114,808	117,429	120,715
RSA F-39	119,381	125,450	128,941	133,764	136,973	140,411	144,362
RSA G-42	157,843	166,279	169,913	172,634	174,651	178,643	182,494
RSA H-37	145,324	155,238	161,966	165,423	168,135	170,331	173,087
RSA I-38	144,459	147,435	152,154	154,944	156,184	157,489	158,739
RSA J-35	60,578	63,044	65,911	68,870	70,793	72,309	73,459
Housing Total	1,124,849	1,176,165	1,220,390	1,252,783	1,271,438	1,290,931	1,311,738

EMPLOYMENT	July 2019	July 2025	July 2030	July 2035	July 2040	July 2045	July 2050
RSA A-36	128,539	134,998	139,058	142,578	145,254	145,549	145,615
RSA B-41	141,296	140,193	143,273	144,575	145,608	146,237	146,723
RSA C-43	119,948	123,249	127,549	131,139	134,172	134,822	135,378
RSA D-40	135,425	143,170	146,628	149,982	152,070	152,228	152,184
RSA E-44	206,872	217,467	233,211	243,672	251,016	252,023	260,435
RSA F-39	293,507	299,127	306,207	311,400	314,499	315,237	316,951
RSA G-42	331,182	335,917	340,657	346,634	352,549	357,736	361,094
RSA H-37	202,390	199,940	207,911	215,745	223,275	233,967	240,517
RSA I-38	154,746	157,490	159,766	161,373	162,572	162,723	162,659
RSA J-35	91,571	91,919	93,513	94,817	95,776	97,363	97,398
Employment Total	1,805,476	1,843,470	1,897,773	1,941,915	1,976,791	1,997,885	2,018,954

Draft OCP-2022 Control Totals

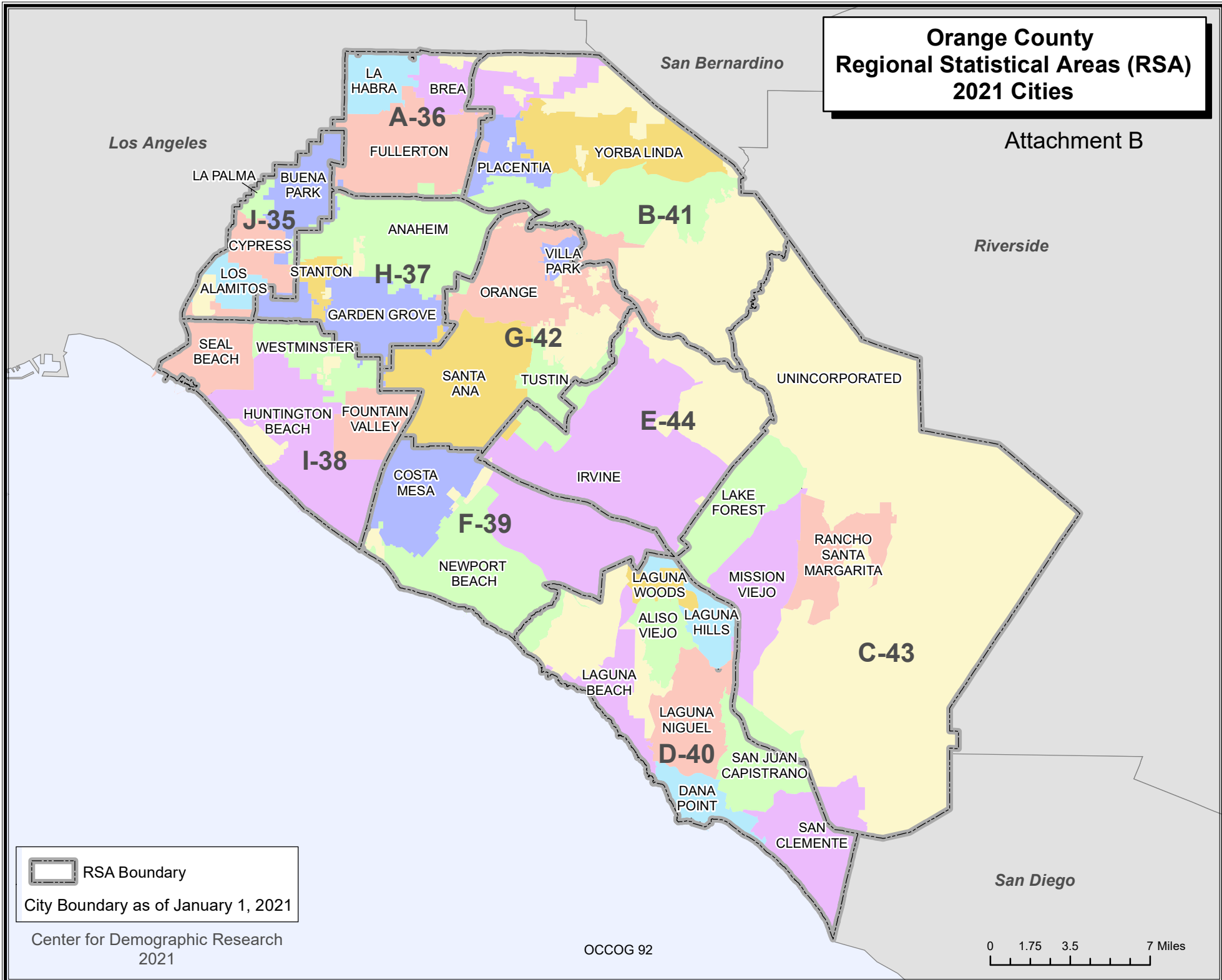
	July 2019	July 2025	July 2030	July 2035	July 2040	July 2045	July 2050
Population controls	3,195,197	3,233,281	3,277,277	3,313,638	3,329,224	3,324,757	3,305,725
OCP-2022	3,196,231	3,239,474	3,287,447	3,327,150	3,345,665	3,343,718	3,327,124
Percent difference	0.03%	0.19%	0.31%	0.41%	0.49%	0.57%	0.65%
Housing controls	1,124,765	1,171,029	1,202,003	1,232,198	1,251,738	1,270,033	1,286,701
OCP-2022	1,124,849	1,176,165	1,220,390	1,252,783	1,271,438	1,290,931	1,311,738
Percent difference	0.01%	0.44%	1.53%	1.67%	1.57%	1.65%	1.95%
Employment controls	1,806,111	1,833,167	1,885,750	1,927,080	1,959,512	1,979,690	1,999,491
OCP-2022	1,805,476	1,843,470	1,897,773	1,941,915	1,976,791	1,997,885	2,018,954
Percent difference	-0.04%	0.56%	0.64%	0.77%	0.88%	0.92%	0.97%

GROWTH RATES

	2019-25	2025-30	2030-35	2035-40	2040-45	2045-50
Population controls	1.2%	1.4%	1.1%	0.5%	-0.1%	-0.6%
OCP-2022	1.4%	1.5%	1.2%	0.6%	-0.1%	-0.5%
Housing controls	4.1%	2.6%	2.5%	1.6%	1.5%	1.3%
OCP-2022	4.6%	3.8%	2.7%	1.5%	1.5%	1.6%
Employment controls	1.5%	2.9%	2.2%	1.7%	1.0%	1.0%
OCP-2022	2.1%	2.9%	2.3%	1.8%	1.1%	1.1%

Orange County Regional Statistical Areas (RSA) 2021 Cities

Attachment B





2022 ORANGE COUNTY PROJECTIONS

Orange County Council of Governments
Board of Directors
September 22, 2022

Deborah Diep, Director
Center for Demographic Research
www.fullerton.edu/cdr

1



Acronyms

- CDPH- CA Department of Public Health
- CDR- Center for Demographic Research
- DOF- CA State Department of Finance
- EDD- CA State Employment Development Dept.
- LRTP- Long Range Transportation Plan
- MOC- Management Oversight Committee
- OCCOG- Orange County Council of Governments
- OCP- Orange County Projections
- OCTA- Orange County Transportation Authority
- RHNA- Regional Housing Needs Assessment
- RSA- Regional Statistical Area
- RTP- Regional Transportation Plan
- PHE- Population, housing, and employment
- SCAG- Southern California Association of Governments
- SCS- Sustainable Communities Strategy
- TAC- Technical Advisory Committee
- TAZ- Traffic Analysis Zone

2



Sponsorship and Administration

The Center for Demographic Research (CDR) was established in 1996 to ensure Orange County continued its presence in the development and support of demographic information. The CDR is located at California State University, Fullerton, ensuring data consistency through the maintenance of a centralized data source of Orange County demographic characteristics.

3



CDR Sponsors



Orange County Council of Governments



ORANGE COUNTY SANITATION DISTRICT



SOUTHERN CALIFORNIA ASSOCIATION OF GOVERNMENTS



SINCE 1933

Contributing Partner:



4



Orange County Projections Series

- OCP-I 1978
- OCP-II 1978
- OCP-III 1981
- OCP-85 1985
- OCP-88 1988
- OCP-92 1992
- OCP-96 1996
- OCP-2000 2000
- OCP-2004 2004
- OCP-2006 2006
- OCP-2010 2012
- OCP-2014 2014
- OCP-2018 2018
- OCP-2022 2022- 14th iteration

5



OCP Process

- Uniform, long-range forecast used in local and regional planning
- Top-down, Bottom-up:
 - Project county-wide population, housing and jobs
 - Meet with, collect & incorporate detailed input from each jurisdiction
- Monitored by technical & management committees
- Wrapping up 14th iteration (OCP-2022)
 - 2024 Regional Transportation Plan/Sustainable Communities Strategy, aka 2024 Connect SoCal (SCAG RTP/SCS)
 - OCTA's Long-Range Transportation Plan (LRTP)

6



OCP-2022 Inputs

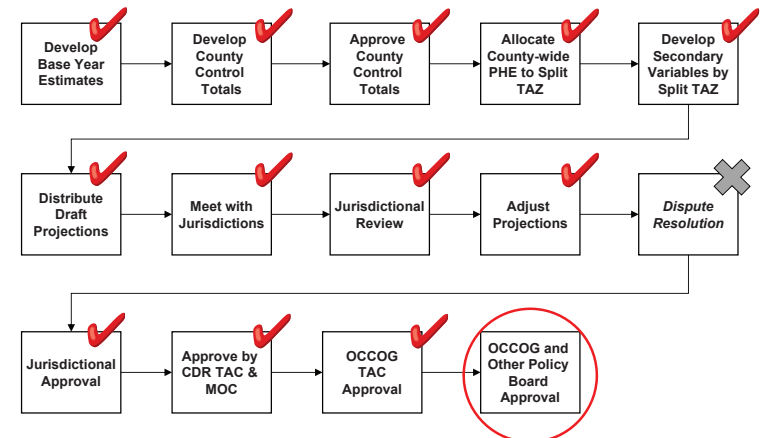
- 2020 Census & American Community Survey
- DOF Population Estimates
- EDD Employment Estimates
- CDR Small Area Population & Housing Estimates
- CDR Small Area Employment Estimates
- CER & WCEAF Short-Term Economic Forecasts
- SCAG & CCSCE Long-Term Economic Forecasts
- CDPH Vital Statistics: Birth & Death data
- City & County General Plans, Economic Development & Redevelopment Plans
- Project Proposals & Entitlements
- City/County Review & Comment

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OCP-2022 Process

Develop TAZ Level Projections

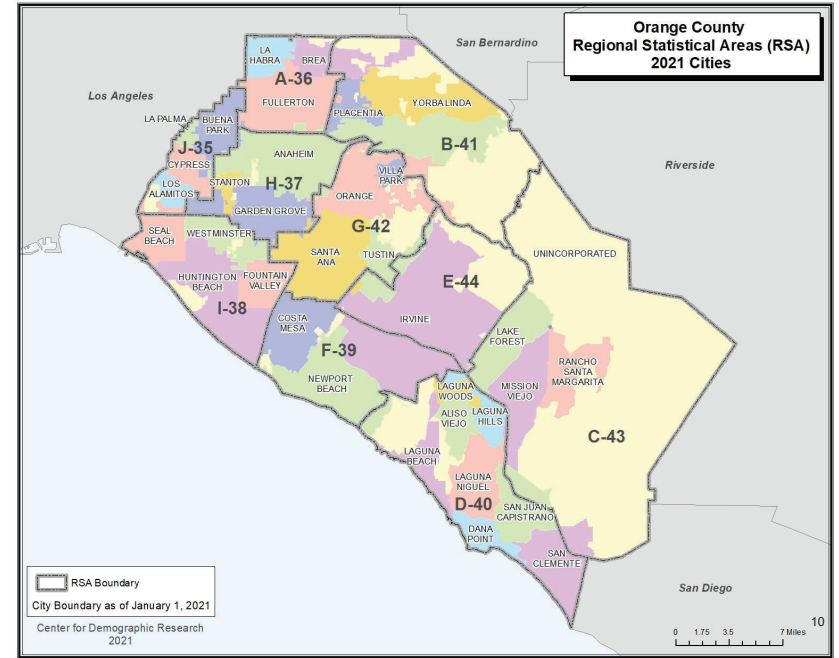
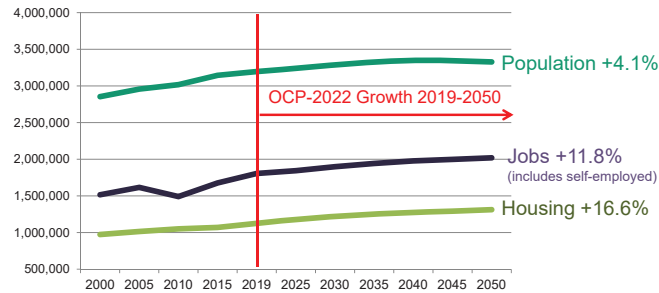


8



Final Draft OCP-2022

	Estimate 2019	Projections					
		2025	2030	2035	2040	2045	2050
Employment	1,805,476	1,843,470	1,897,773	1,941,915	1,976,791	1,997,885	2,018,954
Housing Units	1,124,849	1,176,165	1,220,390	1,252,783	1,271,438	1,290,931	1,311,738
Population	3,196,231	3,239,474	3,287,447	3,327,150	3,345,665	3,343,718	3,327,124



Recommended Action

- Approve the 2022 Orange County Projections for years 2019-2050 at the county and Regional Statistical Area (RSA) levels and forward to SCAG for inclusion in the 2024 RTP/SCS.

Questions?

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 Suite 238
 Fullerton, CA 92831
 (657) 278-3009



Regional Early Action Program (REAP) 2021

Programs to Achieve Transformational Housing (PATH)

September 2022

Update on Program Development

WWW.SCAG.CA.GOV

Agenda

- 1 Overview of REAP 2021**
- 2 Update on program development**
- 3 Timeline**
- 4 Public Comment Period/How to Provide Input**
- 5 Questions**

SCAG REAP 2.0 Program Framework - Overview

\$246 million = SCAG's region's formula share

Obligated by June 2024

Expended by June 2026

"Transformative Planning and Implementation Activities"

Accelerating infill development that Facilitates Housing Supply, Choice, and Affordability

Affirmatively Further Fair Housing

Reduce Vehicle Miles Travelled

Early Action Initiatives

- Subregional Partnership Program 2.0 (Housing Element Support)
- Sustainable Communities Program (SCP)
- Local Information Services / Regional Data Platform

CTC Partnership Program

- Transit and other multi-modal services that will be critical in supporting VMT reduction
- Fund the development of plans, programs, and pilot projects

Programs to Achieve Transformational Housing (PATH)

- Housing Infill Policy & Programs (HIPP)
- Strategic Affordability Funding Efforts (SAFE)
- USE Public Lands (Underutilized, Surplus, Excess) – *Pilot Program*
- Regional Utilities Supporting Housing (RUSH)

Programs to Achieve Transformational Housing (PATH)

- Draft guidelines underway
- Anticipated release mid-Sept
- Seeking your input

Housing Infill Policy and Programs (HIPP)

- Planning and Zoning
- Expiring covenants
- NOAH

Strategic Affordability Funding Efforts (SAFE)

- Regional Housing Trusts and Catalyst Funds
- Land Trusts and Land Banking
- Acquisition, bridge, gap funding

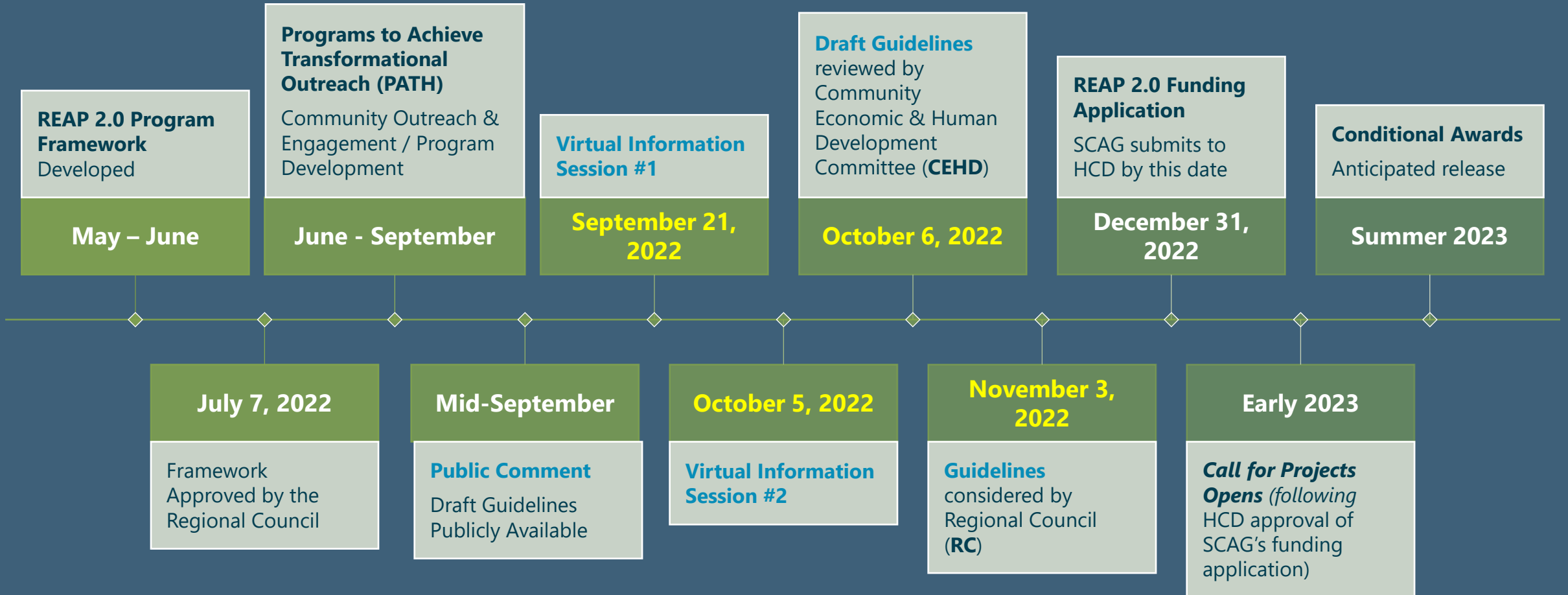
USE Public Lands (Underutilized, Surplus, Excess)

- Surplus land development
- Program set up/
lending/mortgage expertise

Regional Utilities Supporting Housing (RUSH)

- Sewer, water, wastewater, electric,

Major Milestones



Virtual Information Sessions

- ☐ ***Attend a Virtual Information Session or listen to a recorded session***
 - Session 1: Wednesday, September 21 10:00am-12:00pm
 - Session 2: Wednesday, October 5th 9:00am-11:00am

Registration information and recorded sessions will be posted on the SCAG Reap 2.0 webpage: <https://scag.ca.gov/reap2021>

We would like to hear from you!

Written comments until October 14, 2022 at 3:00 p.m.

☐ *Submit Written Comments*

Email written comments to

Jacob Noonan

REAP 2.0 Housing Program Manager

noonan@scag.ca.gov

(213) 236-1472

Questions?



THANK YOU!

For more information, please visit:

<https://scag.ca.gov/reap2021>

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