

**ALAMEDA COUNTY
BOARD OF SUPERVISORS'
PERSONNEL/ADMINISTRATION/LEGISLATION
COMMITTEE**

**Monday, July 20, 2015
1:30 p.m.**

**Supervisor Keith Carson, Chair
Supervisor Wilma Chan**

Location: *Board of Supervisors Chambers – Room 512 5th floor*
County Administration Building
1221 Oak Street, Oakland, CA 94612

Summary/Action Minutes

I. Federal Legislative Update – CJ Lake

The House and Senate are both in session this week. Members will receive a briefing on the nuclear deal with Iran, and a possible conference agreement on the FY16 Defense Authorization bill. The Senate will be primarily focused on its alternative to the 5 month highway extension that passed in the House last week.

Surface Transportation Reauthorization

On Wednesday, July 15, 2015, the House passed a 5 month bill extending federal highway spending. The bill provides \$8.1 billion to keep the Highway Trust Fund (HTF) solvent through December 18, 2015. According to the House Ways and Means Committee, the bill would generate about \$5 billion over 10 years via tax-compliance changes and about \$3 billion by extending higher airport security fees levied on airline tickets for two more years, to 2026.

Many House Republicans would like to use revenue captured from repatriating nearly \$2 trillion in corporate profits held overseas to fund a long-term bill. However, most Members and Ways and Means Chairman Paul Ryan, say that repatriation must be part of a broader international corporate tax reform plan that needs more time to develop.

The Senate will hold a procedural vote to begin debate on its multi-year DRIVE Act. The Finance Committee worked through the weekend on potential offsets and is expected to provide enough offsets for a long-term bill. When the legislation goes to the floor, the Commerce, Banking, and Finance titles will be folded into the EPW Committee's bill as a substitute amendment.

Congress must pass some type of extension by the end of this month to ensure funding is available for transportation projects after July 31, 2015, when the HTF's authorization to spend money expires. Even if the Senate is able to pass its DRIVE Act prior to July 31st it is expected that the House and Senate will need to pass at least one more short term bill in order to provide enough time to reach a deal between the chambers on a multiyear bill.

Appropriations

House Republicans continue to search for a way to jump-start the appropriations process, which was derailed over a dispute regarding the display of Confederate battle flags in federal cemeteries. Speaker Boehner pulled the Interior-Environment spending bill and also dropped tentative plans to bring the Financial Services appropriations bill to the floor since Democrats stated they would continue to offer amendments that would ban the flag from federal cemeteries. As a result, the full House is not anticipated to take up any further individual appropriations bills.

Senate Democrats blocked the FY16 Defense Appropriations bill from coming to the floor in June in opposition to the overall spending levels for FY16. Other FY16 bills are not expected to come to the Senate floor, however the Appropriations Committee will continue to mark up their FY16 bills. However the bills won't go any further until a larger budget deal is in place. The House, Senate, and Administration will work on a deal to raise the budget caps over the course of the next few months.

Sanctuary Cities

The House Rules Committee has scheduled a July 22nd meeting to consider H.R. 3009, the “Enforce the Law for Sanctuary Cities Act.” The legislation would deny federal funding for the State Criminal Alien Assistance Program, the Byrne Justice Assistance Grant Program and the Community Oriented Policing Services Grant Program to state and municipalities with ‘sanctuary city’ policies that conflict with federal immigration law. The legislation could come to the House floor later this week. In addition, the House Judiciary Subcommittee on Immigration and Border Security will hold a hearing on Thursday, July 23rd entitled, “Sanctuary Cities: A Threat to Public Safety.”

House FY16 Homeland Security Appropriations

Last week, the House Appropriations Committee accepted an amendment on a mostly party line vote that would prohibit certain state and local grants from going to “Sanctuary Cities.”

Summary of Amendment: A sanctuary city will not be eligible for at least one year to receive any Homeland Security grant funded under the Federal Emergency Management Agency for State & Local Programs. A jurisdiction found to be a sanctuary city will only become eligible to receive grants or funding after the Secretary of Homeland Security certifies that it is no longer a sanctuary city. It is now the Secretary of Homeland Security’s responsibility to identify all jurisdictions within a state that are sanctuary cities by March 1st each year and report these cities to Congress. Any remaining funds that originally would have been allocated to sanctuary cities will be reallocated to non-sanctuary cities.

Purpose:

- Report progress
- Advocacy or Education
- Request PAL Committee Recommendation or Position
- Other: Federal legislative update**

This item was informational only and required no Committee action.

II. State Legislative Update –Platinum Advisors

The Legislature has recessed until August 17, 2015, when they will commence their end-of-session push to get bills to the Governor by September 11, 2015 when they adjourn for the year.

Proposition 47

Members from both parties were trying to push legislation that would undo some components of Proposition 47, the controversial measure that reduced certain felonies to misdemeanors. The measure also provided for individuals convicted of certain felonies to petition the court to have specified felonies stricken and replaced by misdemeanor convictions. However, the initial pushback to Proposition 47 has faded, with most of the bills introduced having been held in committee or substantially amended. Only two of the initial bills remain viable.

Tobacco Legislation

Senate Pro Tem Kevin de León and Assembly Speaker Toni Atkins announced support for a full package of tobacco related legislation to be introduced in the special session on health care financing.

The same package of six bills (SBX2 5, SBX2 6, SBX2 7, SBX2 8, SBX2 9, SBX2 10) are to be introduced in both houses, with the goals of decreasing smoking, reducing the availability of tobacco to teenagers, and raising funds to treat illness and disease resulting from tobacco use.

Save Lives California, a coalition of labor, health advocates and health care providers are supporting the above legislation. Simultaneously, Attorney General Kamala Harris has reviewed and cleared for signature gathering a tobacco-tax initiative to be placed on the November 2016 ballot. The proposal would increase the tax on cigarettes by \$2 per pack, to total \$2.87. The Legislative Analyst's office estimated that if successful, the ballot measure would raise between \$1.3 and \$1.5 billion annually.

Transportation Special Session

Before leaving town for summer recess, several more bills were introduced in the Transportation Special Session. While the proclamation calling the special session focused solely on funding roadway maintenance needs, many of the new bills would provide additional funding for public transit. Measures were introduced in the Senate and the Assembly that would increase the share of Cap & Trade revenue dedicated to Low Carbon Transit Operations from 5% to 10%, and the amount dedicated to Transit & Intercity Rail Capital Program from 10% to 20%. In addition, bills were introduced in both houses that would increase the amount of revenue allocated to transit operators through the State Transit Assistance Program.

Legislation was also introduced in the Special Session to extend the CEQA exemption for road repair projects in rural counties, create an office of Transportation Inspector General, to extend the ability to use public-private partnerships and to make the CTC an independent entity. Assemblyman Roger Hernandez also introduced legislation dedicating 20% of the funds allocated to the Affordable Housing & Sustainable Communities Program to projects located in rural areas.

Sustainable Freight

Governor Brown issued an Executive Order before leaving town calling on state agencies to take action on implementing an integrated plan for freight. The Governor has directed the California State Transportation Agency, CAL EPA and the Natural Resources Agency to work with various state departments to develop an integrated action plan by July 2016 that sets targets to improve freight efficiency, transition to zero-emission technologies and increases the competitiveness of California's freight system.

The Executive Order also calls on these agencies to initiate work this year on corridor level freight pilot projects that integrate advanced technologies, alternative fuels, freight and fuel infrastructure and local economic development opportunities. These potential projects could benefit operations at the Port of Oakland along with associated air quality benefits throughout Alameda County.

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Request for Legislation Position – Action Items

- i. **[HR 2442 and S 1387](#)** (Grijalva/Brown) Supplemental Security Income Restoration Act of 2015
Recommendation: Support: Alex Briscoe, Director, Health Care Services Agency
- i. **[AB 80](#)** (Campos/Alejo/Bonta/Jones-Sawyer/Williams) **Interagency Task Force on the Status of Boys and Men of Color**
Recommendation: Support: Lori Cox, Director, Social Services Agency

- ii. **AB 329 (Weber) Pupil instruction: sexual health education**
Recommendation: Support: Alex Briscoe, Director, Health Care Services Agency
- iii. **AB 371 (Mullin) CalWORKs Family Unity Act of 2015**
Recommendation: Support: Lori Cox, Director, Social Services Agency
- iv. **AB 702 (Maienschein) CalWORKs: Temporary Shelter Assistance**
Recommendation: Support: Lori Cox, Director, Social Services Agency and Chris Bazar, Director, Community Development Agency
- v. **AB 718 (Chu) Local Government: Powers**
Recommendation: Support: Lori Cox, Director, Social Services Agency and Chris Bazar, Director, Community Development Agency
- vi. **AB 858 (Wood) Medi-Cal: federally qualified health centers and rural health clinics**
Recommendation: Support: Alex Briscoe, Director, Health Care Services Agency
- vii. **AB 870 (Cooley) Homelessness: Rapid Rehousing**
Recommendation: Support: Lori Cox, Director, Social Services Agency and Chris Bazar, Director, Community Development Agency
- viii. **SB 708 (Mendoza) Pupil Nutrition: Free or Reduced-Priced Meals: Online Applications**
Recommendation: Support: Lori Cox, Director, Social Services Agency
- ix. **SB 738 (Huff) Pupil health: epinephrine auto-injectors: liability limitation**
Recommendation: Support: Alex Briscoe, Director, Health Care Services Agency

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- Other:

Recommendation from PAL Committee: Approve. Move to the full Board of Supervisors.

- III. **Support resolution to approve the name “Jay Mahler Recovery Center” for the facility under construction by the General Services Agency and referred to as the Villa Fairmont Short Stay Treatment Program at 15430 Foothill Boulevard, San Leandro, a County-owned facility on the Fairmont Hospital Campus**

Recommendation: Support: Caroline Judy, Acting Director, General Care Services Agency

[Attachment](#)

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- Other:

Recommendation from PAL Committee: Approve. Move to the full Board of Supervisors.

PUBLIC COMMENT

None.

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