

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

**Monday, April 23, 2018  
1:30 p.m.**

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

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

**Summary/Action Minutes**

**I. Federal Legislative Update – CJ Lake**

The House and Senate are in session this week. The House will focus on passing legislation aimed at reauthorizing the Federal Aviation Administration. The Senate will continue to approve various judicial nominees and hold nomination hearings and votes for Cabinet-level officials. Congress will not be in session next week.

**Appropriations**

The House and Senate Appropriations Committees will continue to hear testimony this week from Cabinet officials on the President's FY19 budget request. Last week, Director of the Office of Management and Budget, Mick Mulvaney, said he also plans to send Congress a rescission package that will cut between \$30 to \$60 billion from the recently passed FY18 omnibus appropriations bill. However, both Senate Majority Leader Mitch McConnell and Senate Appropriations Committee Chairman Richard Shelby have indicated their unwillingness to take up such a rescission package. Attorney General Jeff Sessions is scheduled to testify on Wednesday before the Senate Commerce-Justice-Science Appropriations Subcommittee and Thursday before the House Appropriations Subcommittee.

**Nominations**

The Senate Foreign Relations Committee will vote later this evening to advance the current CIA Director, Mike Pompeo, to become the next Secretary of State. Senate Republicans ultimately expect to confirm Pompeo even as the Foreign Relations Committee is set to oppose his nomination. With a 51-49 majority, Republicans have little room for error given the fact that Senator John McCain is not available for votes due to health issues. With the support of Senators Joe Manchin, Joe Donnelly, and Heidi Heitkamp, Majority Leader McConnell will likely file cloture tomorrow, limiting debate on the nomination, and setting up a procedural vote on Thursday and a final confirmation vote on Friday.

The Foreign Relations Committee will hold a hearing on May 9<sup>th</sup> for Gina Haspel, current Deputy Director of the CIA, to be elevated as the next CIA Director. The Senate Veterans' Affairs Committee will also hold a nomination hearing on Wednesday for Navy Rear Admiral Ronny Jackson, who is currently serving as the White House physician, to become Secretary of the Department of Veterans Affairs.

**Travel Ban at the Supreme Court**

The Supreme Court will hear oral arguments on Wednesday related to the Trump Administration's travel ban that restricts entry by people from seven countries, five of them predominantly Muslim. The court will consider whether the roots of the travel ban are tied to the anti-Muslim comments President Trump made during his campaign, whether he overstepped his authority under immigration laws and whether judges can second-guess the president's national-security decisions. The arguments are the last in the Supreme Court's nine-month term.

**Purpose:**

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

**II. State Legislative Update – Brownstein Hyatt Farber Schreck**

The Senate and Assembly reconvene today for floor session, prior to heading into policy and budget committees later this afternoon and throughout the week. This is a critical week for fiscal bills as policy committees must hear and report all fiscal bills to fiscal committees by this Friday, April 27, 2018.

**Update on County Sponsored Bills**

AB 2111 (Quirk), Alameda County's sponsored bill, which will align CalWORKs sponsor deeming provisions with those used for CalFresh for sponsored non-citizens indigence determinations, will be heard in the Assembly Human Services Committee on April 24. The bill's separate but parallel budget vehicle, will be heard in the Assembly Budget Subcommittee 1 on Health and Human Services on April 25.

**Initiative Update**

There is an initiative circulating, sponsored by the California Business Roundtable, which seeks to expand the requirement for supermajority approval to enact new local government revenue measures. The campaign has reportedly received millions of dollars from Pepsi, Coca-Cola and other beverage companies – the American Beverage Association has contributed \$4 million thus far. Oil companies, who are often subjected to new local taxes, are also reportedly prepared to support the campaign. The measure is being fought by labor and local governments. This initiative needs 365,880 signatures by June 25 to qualify for the November ballot.

The proposed initiative to eliminate the financial liability of lead-based paint manufacturers and authorize a \$2 billion bond to pay for the cleanup of lead-based paint in California, has also been garnering more support. The proponents have hired numerous lobbyists and are working tirelessly to get the measure on the November ballot. The initiative requires 585,407 signatures by July 25 to qualify. The initiative currently in circulation to repeal the Costa-Hawkins Rental Housing Act, has reportedly collected the signatures it needs to qualify for the November ballot. Given this, the Apartment Association has reportedly raised \$80 million for opposition efforts.

A group called Fight Sanctuary State recently announced a new ballot measure to repeal California's recently enacted immigration laws. The proposed initiative – the "Children, Family, and Community Protection Act" – was submitted to the Attorney General for title and summary on April 18. We do not expect to see this measure on the November ballot. The other two initiatives we are monitoring for the County, related to the restricting parole for non-violent offenders and commercial and industrial real property taxes, are still in circulation.

**Mental Health Services Act Audit Hearing Update**

On April 20, the Joint Legislative Audit Committee concluded their hearing on the Mental Health Services Act (MHSA) Audit. The State Auditor's presentation was critical of the Department of Health Care Services (DHCS), the agency that oversees implementation of the MHSA, and made several recommendations for implementing improvements to department's practices. The Auditor noted that all of the counties in the audit report, including Alameda County, were in compliance and using the plans to allocate the funds and implemented effective monitoring. Counties represented on the local government panel included Los Angeles, Riverside, and Sacramento. All counties represented expressed support for the audit findings and recommendations. All expressed the need for strong leadership, clarification surrounding "innovation" projects and the need for technical assistance. The counties also expressed that while flexibility in spending MHSA funds is important, counties need clear standards.

Using the funding to address homelessness was mentioned several times throughout the hearing. DHCS agreed with majority of the audit findings, but disagreed with findings on prudent reserve levels and the timings of the fiscal regulations. DHCS recommends reserve levels between 63-84% of the annual allocation that a county receives. This is quite different from the Auditor’s recommendation of 23-33% in reserves. There are several bills in the Legislature relating to the MHSA audit, including AB 2843 (Gloria) and SB 1101 (Pan).

### **No Place Like Home**

Senator Kevin De León’s bill, SB 1206, seeks to place on the November 2018 ballot an initiative that would ask voters to approve the No Place Like Home (NPLH) program as a valid use of Mental Health Services Act (Proposition 63) funds. This measure will be heard for the first time in Senate Health Committee on April 25<sup>th</sup> at 1:30 PM.

### **State Auditor’s Report: Homelessness in California**

Last Thursday, the California State Auditor released the findings of an audit it conducted surrounding Homelessness in California. The audit was prompted by claim made by Senator Scott Wilk that the Los Angeles Homeless Services Authority was withholding funding from the Antelope Valley homeless shelter located in his district. The audit, while initially to be focused on the Los Angeles area, expanded in its scope as the auditors explored the topic more thoroughly. The audit criticized the state’s handling of homelessness and concluded that California has lacked in its role in addressing the homelessness crisis – that it does a “poor job of sheltering its vulnerable population.” Based on 2017 information from the U.S. Department of Housing and Urban Development, the audit reports that California has both the highest number of people experiencing homelessness – about 134,000 or 24% of the nation’s total – and the highest proportion of unsheltered homeless persons of any state. The auditor noted that the Homeless Coordinating and Financing Council within the Department of Housing and Community Development, charged with overseeing the implementation of the Housing First program and to identify resources, benefits, and services to prevent, and end, homelessness in California, has no permanent staff and therefore recommended that the Legislature provide the Council with funding for staff, including an executive director, and direct the agency to develop and implement a statewide strategic plan by April 2019.

### **Department of Finance April Finance Bulletin**

The Department of Finance recently released its April finance bulletin, which reports that for the first nine months of the current fiscal year, state tax receipts are ahead of 2018-19 budget projections by \$3.3 billion. This report is positive overall and provides a positive outlook heading in to the Governor’s May Revision.

#### **Purpose:**

- Report progress
- Advocacy or Education
- Request PAL Committee Recommendation or Position
- Other: State Update**

#### **Request for Legislation position – Action Items**

- i. [\*\*AB 1871 \(Bonta\) Charter School: free and reduced price meals\*\*](#)  
*Recommendation: Support:* Lori A. Cox, Director, Social Services Agency and Keith Carson, Board of Supervisors, District 5
- ii. [\*\*AB 2637 \(O’Donnell\) CalWORKs: Aid amounts: education support payment\*\*](#)  
*Recommendation: Support:* Lori A. Cox, Director, Social Services Agency
- iii. [\*\*AB 3200 \(Kalra\) Public social services: SSI/SSP\*\*](#)  
*Recommendation: Support:* Lori A. Cox, Director, Social Services Agency

iv. **Restoration of Funding for SSI/SSP within Governor's proposed budget for FY 2018/2019 Budget Proposal**

*Recommendation: Support:* Lori A. Cox, Director, Social Services Agency

v. **SB 940 (Beall) Student financial aid: Cal Grant Program: foster youth**

*Recommendation: Support:* Lori A. Cox, Director, Social Services Agency

vi. **SB 982 (Mitchell) CalWORKs: grant amount**

*Recommendation: Support:* Lori A. Cox, Director, Social Services Agency and Colleen Chawla, Director, Health Care Services Agency

vii. **SB 1025 (Skinner) Probation eligibility: crimes relating to controlled substances**

*Recommendation: Support:* Brendon Woods, Public Defender, Public Defender's Office and Wendy Still, Chief Probation Officer, Probation Department

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- Other:

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

**Information Item**

Position taken under authority of the adopted 2018 Legislative Platform for immediate action by legislative advocates:

i. **SB 1301 (Beall) State permitting: environment: processing procedures**

*Recommendation: Support:* Daniel Woldesenbet, Director, Public Works Agency

**PUBLIC COMMENT**

None.

*Board of Supervisors' Committees agendas are available via Internet at: <http://www.acgov.org/>*