

Status actions entered today are **listed in bold**.

**File name: Master**

## California

### 1. CA AB 10



#### SESSION ADJOURNMENT

September 13, 2019  
273 Days Remaining



Introduced



1st Committee



1st Chamber



2nd Committee



2nd Chamber



**Disposition:** Pending

**Author:** Chiu (D)

**Title:** Income Taxes: Credits: Low-Income Housing

**Summary:** Increases the aggregate housing credit dollar amount that may be allocated among low-income housing projects by an additional \$500 million, and allocates to farmworker housing projects \$25 million per year of that amount.

**Location:** ASSEMBLY

### 2. CA AB 36



#### SESSION ADJOURNMENT

September 13, 2019  
273 Days Remaining



Introduced



1st Committee



1st Chamber



2nd Committee



2nd Chamber



**Disposition:** Pending

**Author:** Bloom (D)

**Title:** Affordable Housing: Rental Prices

**Summary:** States the findings and declarations of the Legislature that, among other things, affordable housing has reached a crisis stage that threatens the quality of life of millions of Californians as well as the state economic outlook. Expresses the Legislature's intent to enact legislation in order to stabilize rental prices and increase the availability of affordable housing.

**Location:** ASSEMBLY

### 3. CA AB 68



#### SESSION ADJOURNMENT

September 13, 2019  
273 Days Remaining



Introduced



1st Committee



1st Chamber



2nd Committee



2nd Chamber



**Disposition:** Pending

**Author:** Ting (D)

**Title:** Land Use: Accessory Dwelling Units

**Summary:** Prohibits an ordinance from imposing requirements on minimum lot size, lot coverage, or floor area ratio. Prohibits an ordinance from establishing size requirements for accessory dwelling units that do not permit at least an 800 square foot unit of at least 16 feet in height to be constructed. Provides that, if a local agency imposes an owner-occupancy restriction, the

monitoring for compliance shall not be more frequent than annually and be based on specified published documents.

**Location:** ASSEMBLY

4. **CA AB 145**



**SESSION ADJOURNMENT**  
September 13, 2019  
273 Days Remaining



**Disposition:** Pending

**Author:** Frazier (D)

**Title:** High-Speed Rail Authority: Senate Confirmation

**Summary:** Provides that the members of the High-Speed Rail Authority appointed by the Governor are subject to appointment with the advice and consent of the Senate.

**Location:** ASSEMBLY

5. **CA SB 4**



**SESSION ADJOURNMENT**  
September 13, 2019  
273 Days Remaining



**Disposition:** Pending

**Author:** McGuire (D)

**Title:** Housing

**Summary:** States the intent of the Legislature to enact legislation that would limit restrictive local land use policies and legislation that would encourage increased housing development near transit and job centers, in a manner that ensures that every jurisdiction contributes its fair share to a housing solution, while acknowledging relevant differences among communities.

**Location:** SENATE

6. **CA SB 6**



**SESSION ADJOURNMENT**  
September 13, 2019  
273 Days Remaining



**Disposition:** Pending

**Author:** Beall (D)

**Title:** Housing Production

**Summary:** States the intent of the Legislature to enact legislation that would help encourage housing production throughout the state, including streamlining approval processes, identifying sufficient

and adequate sites for housing construction, and penalizing local planning that restricts housing production.

**Location:** SENATE

## 7. CA SB 43



### SESSION ADJOURNMENT

September 13, 2019  
273 Days Remaining



Introduced



1st Committee



1st Chamber



2nd Committee



2nd Chamber



**Disposition:** Pending

**Author:** Allen (D)

**Title:** Carbon Taxes

**Summary:** Requires the State Air Resources Board in consultation with the Department of Tax and Fee Administration, to submit a report to the Legislature on the results of a study to propose and determine the feasibility and practicality of a system to replace the tax imposed pursuant to the Sales and Use Tax Law with an assessment on retail products sold or used in the state based on the carbon intensity of the product to encourage the use of less carbon-intensive products.

**Location:** SENATE

## 8. CA SB 50



### SESSION ADJOURNMENT

September 13, 2019  
273 Days Remaining



Introduced



1st Committee



1st Chamber



2nd Committee



2nd Chamber



**Disposition:** Pending

**Author:** Wiener (D)

**Title:** Planning and Zoning: Housing Development

**Summary:** Requires a city or county to grant upon request an equitable communities incentive when a development proponent seeks and agrees to construct a residential development that satisfies specified criteria, including, among other things, that the residential development is either a job-rich housing project or a transit-rich housing project.

**Location:** SENATE

**From:** [Simon and Company](#)  
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Washington Friday Report

Volume XX, Issue 49

**SIMON AND COMPANY**  
*Intergovernmental Relations and Federal Affairs*

# Washington Friday Report

December 7, 2018

## *Inside this Issue...*

- President George Herbert Walker Bush: Mission Completed
- FY19 Appropriations Update
- DOT BUILD Grants
- Climate Change
- Farm Bill
- EPA Brownfields Grants
- White House Intergovernmental Update
- FCC Small Cells Orders
- Transportation and Infrastructure
- FY17 Byrne JAG Grants
- Education

*There is no surprise that the passing of the most civil of gentlemen – George Herbert Walker Bush – led to a rare week of civility all throughout Washington, as most of the typical acrimony we regard as the new normal was suspended out of respect and affection for this good man. We have more to say on that below, along with some updates on other important developments this week. Have a good weekend, everybody.*



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## TOP STORIES

### President George Herbert Walker Bush: Mission Completed

When he accepted the presidential nomination of his party in New Orleans in 1988, Vice President George Bush said, “I’m a man who sees life in terms of missions – defined and missions completed.” His greatest mission – setting an example for the nation of a life well-lived with meaning – is now completed. Within that mission was the great grace in which he conducted his 25-year post-presidency and his journey into advanced age and declining health, always self-effacing and ever-optimistic.

Those of us who worked the intergovernmental field during the 1989–1992 years of the George H.W. Bush presidency were not always happy. There were concerns about budget cuts, the savings and loan crisis, the 1991 recession, and the unwillingness of the President to meet with Mayors, among other issues. Speaking of mayors, we thought you might be interested in Houston Mayor’s Annise Parker’s [op-ed](#) on the late President. But the passage of time helps to adjust your perspective.

Revisiting that presidency in the last few days, you realize that President Bush the father brought in some really exceptional leaders who played a major role in significant accomplishments that have stood the test of time. Jack Kemp was an inspiring Secretary of HUD who fought passionately to end poverty. The HOME program and HOPE VI (Choice Neighborhoods today) were enacted under his watch. William Reilly was a deeply respected EPA Administrator who helped to bring about a landmark reauthorization of the Clean Air Act, and the quality of our air today is much better because of that accomplishment. Sam Skinner, who had chaired a regional transportation authority in Chicago, served as Secretary of Transportation and helped shepherd the landmark ISTEA transportation reauthorization in 1991. The law enhanced the role of local officials in federal transportation decision-making. Numerous Bush Administration officials were actively involved in the passage and implementation of the Americans with Disability Act, which has profoundly improved the lives of millions of Americans. The President also had a very accessible Intergovernmental Affairs Office – our liaison was former New York Council Member Bill Canary, who we met with on his very first day in office and saw regularly throughout the next four years.

All of the accomplishment mentioned above, and others, were the product of the Bush Administration’s serious engagement with a Congress where the House and Senate were governed by Democratic majorities. There was friction, no doubt, but compared to the atmosphere today it seems like harmony, and the work product of their collaboration speaks volumes. As one news anchor noted yesterday, President Bush’s life was one of *“public service done right.”* How different the world would be today if that submarine had not rescued the 18-year old downed navy pilot, who also happened to be the youngest U.S. pilot in World War II. We thank “41” for his service – and we thank history for helping us to understand his time in a better way.

## FY19 Appropriations Update

With the Continuing Resolution (CR) funding the government running out today, Congress passed another [short-term CR](#) to fund the government through December 21<sup>st</sup> yesterday afternoon. This gives legislators two more weeks to negotiate a larger FY19 spending package. It also extends several expiring programs through the two weeks. The remaining spending bills that need to be negotiated are as follows: Agriculture; Commerce–Justice–Science; Financial Services; Homeland Security; Interior–Environment; State–Foreign Operations; and Transportation–Housing and Urban Development. As far as the remaining appropriations, Senate Appropriations leadership has indicated they would like to attach legislation related to public assistance, which would extend the Temporary Assistance for Needy Families (TANF) program for three years. There are additional efforts to address other programs as well, such as reauthorization of the Land and

Water Conservation Fund. However, one of the largest barriers remains border wall funding and assuring the President's signature on any final spending deal. *We will keep you updated.*

## DOT BUILD Grants

Last night, we learned from U.S. Department of Transportation (DOT) staff that Secretary Elaine Chao had officially notified all Members of Congress who had a project selected for a federal award under the FY 2018 BUILD Discretionary Grant Program in their state or district yesterday. Members started issuing press releases announcing those grants awarded locally. The official DOT announcement will most likely come early next week. The Department received more than 850 proposals totaling \$11 billion worth of infrastructure demand. Only 91 projects were ultimately selected to receive the \$1.5 billion available under this highly competitive solicitation. *Please let us know if you have any questions or if you would like us to facilitate any follow up with DOT in response to the announcement.*

## Climate Change

The Environmental Protection Agency (EPA) has [announced](#) a [proposed rule](#) to roll back regulations on newly built coal plants, which would ease barriers to constructing them. Specifically, the restrictions currently in place require new plants to include systems to capture their carbon dioxide emissions. The proposed rule would amend the “*Standard of Performance for Greenhouse Gas Emissions from New, Modified, and Reconstructed Stationary Sources: Electric Utility Generating Units.*” It rescinds the rules previous determination that partial capture and storage (CCS) is the best system for reducing reductions in new coal plants, among other changes to how coal plants operated and regulated. The EPA is accepting comments on this proposal 60 days after it is officially published on the Federal Register. You can read more information [here](#).

This comes on the heels of recently published data, courtesy of the [Global Carbon Project](#), projecting that global emissions of carbon dioxide are reaching the highest levels on record. Emissions remained mostly flat between 2014 and 2016, rose 1.6 percent in 2017, and are projected to rise 2.7 percent in 2018. You can read the full report [here](#). On a related note, Senate Minority Leader Chuck Schumer penned a [letter](#) to the President urging the enactment of federal legislation to combat climate change. He also recommended that any forthcoming infrastructure package include clean energy provisions that mitigate the risks of climate change.

Fortunately, cities continue to lead the way in combating climate change. We learned more about these local government efforts on a call this week hosted by the U.S. Conference of Mayors (USCM) Alliance for Sustainable Futures, chaired by Salt Lake City Mayor Jackie Biskupski, and the Center for Climate and Energy Solutions (C2ES). The focus of the call was on energy efficient cities, including how mayors are successfully partnering with businesses to work toward a low-carbon future. Specific examples shared are taking place in Charlotte, NC; Kansas City,

MO; and Asheville, NC. Two supplemental presentations were provided: (1) [Mayors Leading the Way on Climate](#), and (2) [American Mayors and Businesses: Building Partnerships for a Low-Carbon Future](#).

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## OTHER NEWS AND GRANTS

### Farm Bill

Lawmakers are nearing the end of their negotiations on the next Farm Bill – the House and Senate needed to reconcile their different versions of the legislation ([H.R. 2](#)). While the final version has not yet been shared, House Agriculture Ranking Member Collin Peterson indicated it will not contain the controversial work requirements for the Supplemental Nutrition Assistance Program (SNAP) as originally included in the House version. He characterized the final version as “*mostly a status quo*” bill in an interview this week. However, as it pertains to SNAP, U.S. Department of Agriculture Secretary Sonny Perdue concurrently indicated he is waiting to see the legislation and has drafted regulations regarding the SNAP program in case the Farm bill does not address certain components of the program. *We will be sure to share details of this legislation upon its release, as well as any other related federal updates.*

### EPA Brownfields Grants

In case you missed it, we wanted to let you know that the Environmental Protection Agency (EPA) is currently soliciting applications for three Brownfield grants: *Cleanup, Assessment, and Multipurpose*. They will be offering [workshops](#) to assist applicants. The deadline to apply is January 31, 2019. You can refer to our [grant memorandum](#) on these funding opportunities for more information. *Please let us know if you have any questions or need assistance applying.*

### White House Intergovernmental Update

We joined a teleconference hosted by the White House Office of Intergovernmental Affairs earlier this week to hear from U.S. Department of Housing and Urban Development (HUD) Secretary Ben Carson, U.S. Department of Interior Secretary Ryan Zinke, and Senior Advisor to the President Kellyanne Conway.

Each cabinet member gave an update on their related departments, while Conway briefly discussed the Administration’s efforts combating the opioid crisis. Secretary Carson mentioned opportunity zones and the “enthusiasm” around them, as well as future plans to address current zoning laws and HUD regulations. Secretary Carson also mentioned, referencing the Cato Institute, how housing vouchers are awarded to the most restrictively zoned states and how the apartment will be “*looking at*

*that and who gets the most aid.*” Secretary Zinke discussed the California wildfires and the future Bureau of Land Management headquarters, among other topics. On the fires, he discussed the lack of forest management and how *“this Administration is very forward leaning on restoring management on forests.”* He also said the potential relocation of the BLM headquarters is “still in play,” which includes restructuring of each of the 12 new regions. He said a forthcoming decision on the potential relocation will be in the spring.

Finally, we wanted to let you know that the White House is currently accepting applications for the [Summer 2019 White House Internship Program](#). You can apply [here](#). The deadline to apply is January 11, 2019.

### Grants This Week

Recently, we sent many of you a notice on the following grants: [EPA FY19 Brownfields Assessment, Cleanup, and Multipurpose Grants](#).

*Please contact Jen Covino with any questions about grants.*

### FCC Small Cells Orders

We joined a teleconference hosted by the U.S. Conference of Mayors this week to learn more about the three Federal Communications Commissions (FCC) Small Cell orders. As many of you know, there are several lawsuits led by cities against the orders – San Jose and Portland are two of the leading cities in the pending appeals of the orders. An important date to keep in mind is January 14, 2019, which is when the orders will take effect. The presentation highlighted actions cities can take before this deadline.

### Transportation and Infrastructure

As we referenced in our [report](#) last week, incoming House Transportation and Infrastructure Committee Chairman Peter DeFazio has been contemplating priorities for the 116<sup>th</sup> Congress. At an event this week, he mentioned he hopes to work with the Administration to garner support for his proposal to raise the gas to fund the Highway Trust Fund. We spoke with his staff about this last week, and they indicated that there will be a swift reintroduction of his bill ([H.R. 1664](#)) to do so in the next Congress and efforts to gain support will continue.

### FY17 Byrne JAG Grants

Late last week, a U.S. District Court judge ruled in favor of New York City and a

group of States in their challenge to the 2017 Byrne JAG immigration-related conditions. The ruling rejects the immigration grant conditions the U.S. Department of Justice imposed on grant agreements. You can read the full ruling [here](#).

## Education

U.S. Department of Education Secretary Betsy DeVos gave remarks recently in which she warned of a “*crisis in higher education*.” She is referring to student aid and how the program is in jeopardy if there aren’t changes made to how it is currently distributed, administered, and managed. You can read more, including her full comments, [here](#).

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If you have any questions about this edition of the *Washington Friday Report*, please feel free to contact [Silvana Caldera](#) or [Len Simon](#).

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Washington Friday Report

Volume XX, Issue 50

**SIMON AND COMPANY**  
*Intergovernmental Relations and Federal Affairs*

# Washington Friday Report

December 14, 2018

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- Criminal Justice Reform
- Opportunity Zones
- Farm Bill
- WOTUS
- 116<sup>th</sup> Congress
- DOT FY18 BUILD Grants
- Education
- POLITICO Women's Summit
- Sexual Assault Legislation
- 2020: Another Mayor Ponders Running

*The post-election session of Congress continues in a surprisingly productive manner, with the farm bill and criminal justice reform as prime examples. But the stalemate on funding for the President's wall could still lead to a shutdown next week despite progress in other areas. And, of course, all of this is done with the looming report by the Special Counsel, ongoing indictments and plea bargains, and the change in House party control which means continued bad news for the White House (which is looking for a new Chief of Staff – anyone interested?) All this summarized and highlighted for your reading below. Have a good weekend – only two more weeks until Christmas!*



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## TOP STORIES

### FY19 Appropriations

Following an explosive meeting between the President, Vice President, House Minority Leader Nancy Pelosi, and Senate Minority Leader Chuck Schumer, the FY19 appropriations negotiations have shifted slightly. For those of you who missed the [televised meeting](#), which was focused on creating a pathway to avoiding a government shutdown, border wall funding is still at the forefront of any spending

deal. The President affirmed several times he would shut down the government without funding for the wall. Considering this position, Senate Republicans plan to postpone work on the Homeland Security spending measure – which would contain funding for border security provisions – until next year and pass legislation now excluding that department. However, Democratic leaders are still offering a full-year Continuing Resolution (CR) containing all the remaining bills, including Homeland Security. Leadership has until December 22<sup>nd</sup>, when the current CR runs out, to figure out the most feasible path forward.

## Criminal Justice Reform

This week, Senate Majority Leader Mitch McConnell announced the upper chamber will take a vote on the criminal justice reform bill – the *First Step Act of 2018* ([S.3649](#)) – during the lame duck session. The legislation will clarify and reduce enhanced mandatory minimum sentencing for certain firearm offenses; increase programming to reduce recidivism and provide incentives for participation in those programs; provide judges with greater discretion at sentencing for lower-level drug crimes; establish eligibility criteria for evidence-based recidivism reduction programs, and more. For additional information, please click [Full Bill Text](#), [Section-by-Section Summary](#), or [Chairman's Fact Sheet](#). If the Senate passes it and the House accepts the Senate changes to the bill it passed earlier this year, it could become law – the President has said he'll support and sign it. *We'll keep you updated.*

## Opportunity Zones

The President signed an [Executive Order](#) (EO) this week on *Establishing the White House Opportunity Revitalization Council*. According to the EO, the Council's mission will be to “encourage public and private investment in urban and economically distressed areas, including qualified opportunity zones.” The Council is also charged with engaging with all levels of government to “find ways to better use public funds” to revitalize these areas. For more information, please click [Video of EO Signing](#), [Presidential Remarks](#), [NYT Article on Opportunity Zones](#), or [Opportunity Zones FAQs](#).

## Farm Bill

Congress has come to an agreement on the final version of the Farm Bill and released its conference report ([H. Rept. 115-1072](#)). The compromised version excludes the House work requirements we reported on last week. The legislation extends most major federal farm programs, such as land conservation programs, crop insurance, nutrition assistance, rural development, and other initiatives through Fiscal Year 2023. It also includes proposals to expand subsidies to more

farmers' relatives and legalize hemp production. The final report was passed by Congress this week and has been sent to the President's desk for signature. *Please let us know if you have any questions about provisions contained in this legislation.*

## WOTUS

The Environmental Protection Agency (EPA) has submitted a new proposal "clarifying" the definition of the Waters of the United States (WOTUS) rule. The proposal would make WOTUS narrower in scope than the version previously proposed by the Obama Administration, tightening the jurisdiction of the Clean Water Act to exclude "ephemeral" wetlands, underground streams or rivers, and other bodies of water that flow into large bodies of water. The EPA is accepting comments on the proposal for 60 days after publication on the Federal Register. You can read more [here](#).

## 116<sup>th</sup> Congress

The US Senate released its calendar for the next Congress this week. Please see the joint [Congressional Calendar 2019](#) for both the House and Senate schedules in the 116<sup>th</sup> Congress. We also wanted to note that for those of you joining us here in D.C. in January for the U.S. Conference of Mayors Winter Meeting, both chambers will be out of session the week of the conference. In other 116<sup>th</sup> Congress related news, both chambers made progress on Committee chairs for the next Congress. House Minority Leader Nancy Pelosi published her list of recommendations for House Committee Chairs. Senate Minority Leader Chuck Schumer announced Senate Ranking Member assignments. You can read the list of both the House recommendations and Senate picks, courtesy of CQ, [here](#). By the way, it looks like Leaders Pelosi is poised to become Speaker Pelosi next month – she has made peace with Democrats who wanted her out by agreeing to serve only four years once she becomes Speaker again. *We will keep you updated.*

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## OTHER NEWS AND GRANTS

### DOT FY18 BUILD Grants

The U.S. Department of Transportation officially [announced](#) the awardees for the Fiscal Year 2018 round of BUILD grants on Tuesday. The Department awarded \$1.5 billion in federal funding to 91 projects in 49 states and D.C. They received almost 900 applications with a collective request of roughly \$11 billion. Thus, this round was highly competitive. *We expect a new round of funding for the FY19 BUILD cycle*

*to be announced early next year.*

## Education

We wanted to share recent [remarks](#) given by the U.S. Department of Education Secretary Betsy DeVos on the Administration's five-year strategic plan to ensure that all Americans have access to quality STEM education. The National Science and Technology Council Committee on STEM Education and the White House Office of Science and Technology Policy developed the plan. You can read more by clicking [STEM Strategic Plan](#), [Fact Sheet](#), or [Blog Post](#).

## Grants This Week

Recently, we sent many of you a notice on the following grants: [NEH Preservation Assistance Grants for Smaller Institutions](#).

*Please contact Jen Covino with any questions about grants.*

## POLITICO Women's Summit

Earlier this week, we had the opportunity to attend POLITICO's 6th Annual WOMEN RULE Summit here in Washington. Speakers included US Senator Joni Ernst, Senator Jeanne Shaheen, Rep. Elect Carol Miller, and Rep. Elect Deb Haaland. We also had the chance to hear directly from White House Press Secretary Sarah Huckabee Sanders, who offered some insights on balancing work and family, the Administration's priorities, and President Trump's whirlwind meeting with Chuck and Nancy in the Oval Office.

## Sexual Assault Legislation

We thought you would be interested in knowing that following months of negotiations, lawmakers passed a package of legislation which would reform how sexual harassment is handled in Congress. Some key changes include requiring an annual report listing which lawmakers reach settlements as a result of complaints; streamlining the process for handling harassment; shortening the time victims need to wait to report; and requiring members to pay for settlements personally and not through public funds. The legislation has been sent to the President's desk for his signature. You can read more about the bill from its Senator sponsor, Senator Amy Klobuchar, [here](#).

2020: Another Mayor Ponders Running

We thought you might be interested to learn that another Mayor is unofficially in the running for President in 2020. Former Mayor and Secretary of HUD Julian Castro launched an exploratory committee to contemplate a run. However, he added a formal announcement would come in January. You can read more [here](#).

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If you have any questions about this edition of the *Washington Friday Report*, please feel free to contact [Silvana Caldera](#) or [Len Simon](#).

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