

Date of Hearing: June 27, 2018

ASSEMBLY COMMITTEE ON HOUSING AND COMMUNITY DEVELOPMENT

David Chiu, Chair

SB 1078 (Committee on Transportation and Housing) – As Amended June 18, 2018

**SENATE VOTE:** 38-0

**SUBJECT:** Housing

**SUMMARY:** Makes non-controversial and non-policy changes to sections of law relating to housing. Specifically, this bill includes the following provisions, with the proponent of each provision noted in brackets.

**EXISTING LAW:**

**FISCAL EFFECT:** Unknown.

**COMMENTS:** According to the Legislative Analyst's Office, the cost of producing a bill in 2001-2002 was \$17,890. By combining multiple matters into one bill, the Legislature can make minor changes to law in the most cost-effective manner. Proposals included in this housing omnibus bill must abide by the committee policy on omnibus bills. The proposals have to be non-controversial and non-policy changes to various committee-related statutes. The proponent of an item submits proposed language and provides background materials to the committee for the item to be described to legislative staff and stakeholders. Committee staff provides a summary of the items and the proposed statutory changes to all majority and minority consultants in both the Senate and Assembly, as well as all known or presumed interested parties. If an item encounters any opposition and the proponent cannot work out a solution with the opposition, the item is omitted from or amended out of the bill. Proposals in the bill must reflect a consensus and be without opposition from legislative members, agencies, and other stakeholders. There is no known opposition to any item in this bill.

This bill addresses the following issues:

- 1) *Enhanced Infrastructure Financing Districts (EIFD)*. This bill corrects EIFD law by deleting an extra, erroneous word.
- 2) *Regional Housing Needs Allocation*. AB 1086 (Daly, Chapter 206, Statutes of 2017) requires a council of governments to provide the Department of Housing and Community Development (HCD) with data regarding overcrowding, in order to develop the regional housing needs allocation. This bill provides that the overcrowding data pertains to both renter and owner-occupied households by striking the reference to renters.
- 3) *Clarifying Definition of Planning Period*. SB 375 (Steinberg, Chapter 728, Statutes of 2008) added a penalty for local governments who do not adopt their housing element within 120 days of the statutory due date for revisions. It also added definitions of "planning period" and "projection period". However, the statute is not clear from which due date of housing elements the "planning period" time frames refer. This bill clarifies the definition of planning period to cross reference the appropriate statutory references.

- 4) *Changing the Name of the Mobilehome Ombudsman.* HCD has internally changed the name of the Mobilehome Ombudsman to the Mobilehome Assistance Center and has made changes to outreach documents and posters. This bill makes these changes in the statute to match.
- 5) *California Housing Finance Agency.* This bill changes the annual reporting deadline from November 1 to December 31 for California Housing Finance Agency to make the reporting deadline consistent with other state agencies.
- 6) *Swimming Pool Safety Act.* Health and Safety Code Section 115927, which is located within the Swimming Pool Safety Act (Act), contains two erroneous statutory references to other provisions within the Act. Specifically, the references to “subdivision (e) of Section 115922” and “subdivision (c) of Section 115924” are incorrect because the locations do not exist within current Health and Safety Code. Because the California Building Standards Commission is required by Health and Safety Code Section 18942(b) to publish the text of the Act within the California Residential Code (Cal. Code Regs., Title 24, Part 2.5), the erroneous statutory references cause additional inaccuracies within regulation. This bill corrects two erroneous references within the Act.
- 7) *Drafting errors in AB 1397 (Low, 2017) – AB 1397 (Low, 2017) conflicted with SB 106 (Budget, 2017),* which contained certain provisions that sunset in 2028. Because of this sunset, there are two versions of Government Code Section 65583.2 in statute (one currently operative and one that triggers Jan 1, 2029). Unfortunately, when drafting the final language for AB 1397, there were several drafting errors which mean that the two statutes do not align. This bill seeks to reconcile differences between those two provisions so that they match.

**REGISTERED SUPPORT / OPPOSITION:****Support**

None on file

**Opposition**

None on file

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