



## AGENDA ITEM 1

### County of Santa Barbara Meeting of the Legislative Program Committee

#### MINUTES

Date: Monday, May 2, 2011

Time: 10:30AM – 12:00PM

Place: **Board of Supervisors Conference Room, Fourth Floor**  
105 E. Anapamu Street, Santa Barbara

Committee Members: Salud Carbajal, First District Supervisor  
Doreen Farr, Third District Supervisor  
Chandra L. Wallar, County Executive Officer  
Robert Geis, Auditor-Controller  
Dennis A. Marshall, County Counsel

#### Public Comment

#### Action Items:

**1. Approve minutes from the March 14, 2011 meeting.**

*Motion made by Dennis Marshall, seconded by Supervisor Carbajal, to approve the minutes of the March 14, 2011 meeting of the Legislative Program Committee. Motion passed by a vote of 3-2, with Supervisor Farr abstaining and Robert Geis absent for the vote.*

**2. Receive an update on federal issues of interest to the County and direct staff to take action as necessary.**

Thomas Walters provided an update to the Legislative Program Committee.

- Action: Supervisor Carbajal directed staff to look at the Resolution and background of HR 1231 regarding the possibility of bringing the item before the full Board of Supervisors.

**3. Receive an update on State issues of interest to the County including State Budget, legislation and direct staff to take action as necessary.**

Monica Miller of Governmental Advocates, Inc. provided an update to the Legislative Program Committee.

- Supervisor Farr addressed the Committee regarding special election on tax extensions.
- Chandra Wallar addressed the Committee regarding the capitol cost of constructing a jail.

- Glenn Russell addressed the Committee regarding the possibility of a possible compromised continued existence of RDAs.
  - Monica Miller of Governmental Advocates, Inc. responded that there will be no debate regarding RDAs at the state level.
- Supervisor Carbajal addressed the Committee regarding why the County of Santa Barbara has not taken an independent position on the RDA issue.
  - Supervisor Farr stated that the RDAs within the County of Santa Barbara have been successful and have not been a part of the abuse that Governor Brown has referred to.
  - Terri Nisich stated that the County of Santa Barbara has joined with CSAC on its position.

**4. Receive update on Maddy and direct staff to take action as necessary.**

Michele Mickiewicz of the Public Health Department provided an update to the Legislative Program Committee.

- Chandra Wallar addressed the Committee regarding whether MADDY will be at all open-ended following the 4-year sunset.

**5. Consider whether to take a position on State legislation:**

- A. **AB 669**, as introduced, Monning. Taxation: sweetened beverage tax: Children's Health Promotion Fund. Recommendation to support.

Michele Mickiewicz of the Public Health Department addressed the Committee regarding AB 669.

- Michele Mickiewicz stated that diet sodas do not apply, that 20% of revenue would go toward local public health departments, and 35% of revenue would go toward community-based prevention.
- Chandra Wallar asked whether AB 669 included language regarding reporting requirements.
- Supervisor Farr asked how AB 669 revenue would be collected.
  - Monica Miller responded that revenue would be collected at the point of sale.
  - Dennis Marshall asked how the County would keep track of the revenue and the need for regulation.
- Hillary Blackerby of Assemblymember Williams' office addressed the Committee regarding support and opposition.
- Chandra Wallar addressed the Board regarding the need for language to address:
  - Ensuring that the revenue goes toward community-based prevention programs that are actively doing what they are intended to do
  - Regulations and supplantation
- Supervisor Farr voiced support for AB 669 but stated that the County needs to be careful with regard to regulations and supplantation.
- Action: Supervisor Carbajal directed staff to discuss legislation with the County's legislative advocates prior to bringing the items before the Committee.

- Action: Supervisor Carbajal directed staff to bring AB 669 back before the Committee in June after addressing questions raised.

- B. **SB 594**, as amended, Wolk. Health and Safety Code: local public health laboratories. Recommendation to oppose unless amended.

Michele Mickiewicz of the Public Health Department provided a report to the Legislative Program Committee.

- Michele Mickiewicz stated that Public Health is concerned with SB 594 because it limits the ability to contract out services.

*Motion made by Supervisor Carbajal, seconded by Supervisor Farr, to approve staff recommendations and oppose SB 594 unless amended. Motion passed by a vote of 5-0.*

- C. **AB 1297**, as introduced, Chesbro. Medi-Cal: mental health. Recommendation to support.

Terri Nisich relayed a requested from Ann Detrick, Director of Alcohol, Drug and Mental Health Services, to continue discussion on AB 1297 until the June meeting of the Legislative Program Committee.

- Action: AB 1297 will be continued to the June 20, 2011 meeting of the Legislative Program Committee.

- D. **HR 1416**, as introduced, Congressman Erik Paulsen (R-MN), together with Congressmen Peter. Recommendation to support.

Megan Rheinschild of the Victim Witness Assistance Program provided a report to the Legislative Program Committee.

*Motion made by Supervisor Carbajal, seconded by Supervisor Farr, to approve staff recommendations and support HR 1416. Motion passed by a vote of 5-0.*

- E. **S. 755**: as introduced, Senator Ron Wyden (D-OR), with Senators Jeff Sessions (R-AL), Claire McCaskill (D-MO), John Thune (R-SD), Barbara Boxer (D-CA), and Lindsey Graham (R-SC) introduced. Recommendation to support.

Megan Rheinschild of the Victim Witness Assistance Program provided a report to the Legislative Program Committee.

*Motion made by Supervisor Carbajal, seconded by Supervisor Farr, to approve staff recommendations and support S. 755. Motion passed by a vote of 5-0.*

6. **SB 602**, Padilla. Food safety. (Adopted by Governor in 2010): Update on bill revisions.

Michele Mickiewicz provided an update on revisions made to SB 602.

- SB 602 is now SB 303.

*Motion made by Supervisor Carbajal, seconded by Supervisor Farr, to support SB 303.*

*Motion passed by a vote of 5-0.*

7. **AB 579**, Monning. Mobilehome parks. Review of legislation. Recommendation to watch.

Monica Miller of Governmental Advocates, Inc. provided a report to the Legislative Program Committee.

- Terri Nisich addressed the Committee regarding unintended consequences for non-profits and environmental groups.
- Action: Supervisor Farr directed staff to gather information regarding the City of Goleta's position on AB 579.

*Motion made by Supervisor Farr, seconded by Dennis Marshall, to continue to watch AB 579 and bring back to the Committee after the hearing. Motion passed by a vote of 5-0.*

8. Receive an update on **AB 591**, as amended (Wieckowski). Oil and gas production: hydraulic fracturing and direct staff to take action as necessary. Recommendation to watch.

Glenn Russell, Director of Planning and Development, provided a report to the Legislative Program Committee.

- Glenn Russell stated that the bill language is vague and questions regarding its effectiveness have arisen.
- Supervisor Carbajal stated that hydraulic fracturing is a national issue, and that a loophole has been created that does not require disclosure of chemicals used in hydraulic fracturing.
- Supervisor Carbajal stated that CSAC is planning a workshop on the issue.
- Action: Supervisor Farr requested that Planning & Development prepare an informational briefing on the County of Santa Barbara's relationship to this issue for submission to the full Board of Supervisors.
- Action: Chandra Wallar directed staff to gather more information from Thomas Walters regarding federal legislation on this issue.
- Action: Supervisor Farr suggested that the Committee watch AB 591 and bring the item back in June to decide whether the Committee will take a position.

Public Comment: Kathy Staples addressed the Committee regarding the safety of hydraulic fracturing and suggested that a field expert discuss the issue with the Committee.

*Motion made by Supervisor Farr, seconded by Supervisor Carbajal, to approve staff recommendations and take a watch position on AB 591 with enhanced legislation, bring AB 591 to the full Board of Supervisors for an informational briefing, and bring back a companion bill at the Federal level. Motion passed by a vote of 5-0.*

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9. Review Resolution supporting **Extended Producer Responsibility (EPR)** and determine whether to forward Resolution to the Board of Supervisors for consideration and whether to recommend a position of support to the Board of Supervisors.

Representatives of the Solid Waste division provided a report to the Legislative Program Committee.

- Chandra Wallar stated that there are other benefits to EPR, such as the fact that it will discourage manufacturers from using these products in the first place.

*Motion made by Supervisor Farr, seconded by Carbajal, to bring this item to the full Board of Supervisors.*

*Motion made by Dennis Marshall, seconded by Supervisor Farr, to adjourn the Legislative Program Committee meeting of May 2, 2011. Motion passed by a vote of 4-0, with Supervisor Carbajal absent for the vote.*

**Note: Next meeting is scheduled for Monday, June 27, 2011 from 10:30AM – 12:00PM.**

"Writings that are a public record under Government Code § 54957.5(a) and that relate to an agenda item for open session of a regular meeting of the County Legislative Program Committee and that are distributed to a majority of the members of the County Legislative Program Committee less than 72 hours prior to that meeting shall be available for public inspection at Santa Barbara County Clerk of the Board at 105 E. Anapamu Street, 4<sup>th</sup> Floor in Santa Barbara, and also on the County's website at:

<http://www.countyofsbq.org/ceo/legis.aspx?id=308>"