



City of Encinitas City Council's Office

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October 3, 2024

Ms. Sherry Yardley, CEO
Encinitas Chamber of Commerce & Visitors Center
535 Encinitas Blvd., Suite #116
Encinitas, CA 92024

Re: Updates – Government Affairs Meeting – Thursday, October 3, 2024

Allison Blackwell
Deputy Mayor

Below please find the updates I shared on behalf of the City of Encinitas at the recent Chamber of Commerce Government Affairs Meeting:

- **Leucadia Streetscape:** Construction of the 60-inch RCP storm drain is continuing between Grandview Street and Moorgate Road. To date 417 feet of 60-inch storm drain has been installed. Two construction crews are working on drainage to ensure timely completion of the work. After the storm drain is installed between Grandview Street and Moorgate Road, traffic will shift south between Jupiter and Grandview Streets to allow for additional 60-inch pipe installation.
- **Santa Fe Drive – Western Phase:** The contractor has been on irrigation improvements on the north side, which will supply reclaimed water to future landscaped areas near the school. Simultaneously, the project is starting construction of the westbound bus stop and completing the remaining street parking stalls. These new parking spaces will increase parking capacity in the area by 40%. City staff have coordinated with SDA Architectural Design Teacher, Martin Chaker, to involve his students in reviewing our planting plan and suggesting potential planting alternatives for the Santa Fe project. Once their recommendations are received, the City and its consultants will evaluate the feasibility of incorporating these changes.
- **Batiquitos Lagoon Double Tracking Project:** SANDAG has begun work on their \$166M double-tracking project, with the southern limit of the project lying just north of the La Costa Avenue. The project will continue over four years. The City continues to work with SANDAG to minimize impacts to city streets and Hippie Hill (also known as Surfer's Point) parcel and to improve communication and outreach to Encinitas.
- **Tramonto Music Festival:** The City of Encinitas hosted the Tramonto Music Festival on September 12-14 with artistic director Jacopo Giocopuzzi and a lineup of acclaimed international musicians. The event was a big success, attended by 140 patrons over the course of the festival.

Bruce Ehlers
Council Member

Kellie Shay Hinze
Council Member

Joy Lyndes
Council Member

Pamela Antil
City Manager

- **Local Olympian Recognition:** The City Council recognized several locals who participated in the 2024 Summer Olympics in Paris. On August 28, we recognized Tom Schaar who brought home a Silver Medal in Men's Park Skateboarding final. On September 25, we recognized Bryce Wettstein in Women's Park Skateboarding and Andy Macdonald in Men's Park Skateboarding for their achievements. These athletes have inspired many with their passion, skill, and dedication to skateboarding, representing not only their country but also the City of Encinitas on the world stage.

Please let me know if you have any questions.

Very truly yours,



Allison Blackwell
Deputy Mayor
City of Encinitas



LEGISLATIVE HIGHLIGHTS

- 13 of the Senator's 14 bills that made it to the governor's office were signed into law.
- Her highest profile bill that bans the use of heavy plastic bags at check-out counters in grocery stores beginning in 2026 has made national news.

THE SENATOR'S BILLS SHOWCASE HER FOCUS ON SOLVING PROBLEMS

Here are some examples of recently signed bills that Senator Blakespear authored to save time and money by reducing red tape:

- The Plastic Bag Ban will close a loophole and help reverse the increase in plastic waste that grew from 8 pounds a year per person to 11 pounds when the thicker bags replaced the use of thinner plastic bags. This ban goes into effect at grocery store check-out counter in 2026 and doesn't affect other plastic bag usage in stores, such as produce bags.
- Cities will be able to save time and money by eliminating costly and time-consuming studies and the need for review and approval by the full Coastal Commission for plans to re-stripe existing streets to create safer bike lanes.
- Allowing the construction of ADUs is a popular, low-impact way to increase affordable housing. Encinitas and other coastal cities have already adopted successful ordinances that SB 1077 is designed to achieve by increasing collaboration between the state, the Coastal Commission and coastal cities to update Local Coastal Programs and ADU ordinances.
- CEQA requirements may be waived for local agencies to expedite their efforts to provide shelter-based service provisions to people experiencing homelessness.
- Streamlining government, two advisory boards that are authorized by the County of San Diego's Medi-Cal Multiplan will now be consolidated into one board.
- Local law enforcement will now have the tools and information they need to enforce existing laws that prohibit individuals with severe mental illnesses from having firearms in their possession.
- To keep piles of unused Voter Guides out of landfills, state legislative offices will now receive one physical copy with the option to order more.

SEN. BLAKESPEAR IS ACCEPTING SUGGESTIONS FOR LEGISLATION IN THE NEXT TERM:

If you have an idea for state legislation, please submit it here: [There Ought to be a Law Form](#).

INSURANCE CRISIS IN CALIFORNIA

Senator Blakespear is a member of the Senate's Insurance Working Group. This group and the Insurance Committee are collaborating on reforms to address the state's insurance issues.

UPCOMING EVENTS

- Charting Your Own Exit: Understanding End of Life Choices including Medical Aid in Dying December 4, 2024, 3:00 p.m. to 4:30 p.m. at MiraCosta Community College, San Elijo Campus
- District Office Open Houses and Toy Drives:
 - Encinitas: Tuesday, December 3, Times: TBD
 - Laguna Hills: Tuesday, December 10, Times: TBD
- LOSSAN Subcommittee Hearing in Los Angeles area. Date and time TBD

TOP ISSUES OF CONCERN IDENTIFIED BY CONSTITUENT SURVEY

- 1) Preserving free and fair elections
- 2) Urging the federal government to manage immigration
- 3) Addressing homelessness
- 4) Reducing the budget deficit
- 5) Improving public safety
- 6) Climate change

CHAMPION OF THE MONTH

Laura's House in Aliso Viejo

Senator Blakespear is honoring Laura's House as the October Champion of the Month in recognition of Domestic Violence Awareness Month. Since 1994, Laura's House has provided critical services, including emergency shelter, counseling, legal advocacy, and education to domestic violence survivors. The organization has supported over 7,500 individuals, and fields over 3,000 crisis hotline calls annually.

Nominate a Community Champion of the Month: You can nominate individuals who live, work, study, or volunteer in Senate District 38 whose accomplishments and service have a positive impact. Here's a link to the nomination form: <https://sd38.senate.ca.gov/community-champion-month-district-38>

LOCAL ISSUES

- **DMV:** Sen. Blakespear co-signed a letter with other legislators to recommend that the DMV in Laguna Hills remain open and continue services until a new location in the area is operational. She continues to work with her colleagues and the DMV towards a solution to maintain services in that area.
- **Compass Battery Storage:** Senator Blakespear is closely monitoring the proposed development of the Compass Battery Storage facility in South Orange County.
- **Homeless Shelter capacity:** Senator Blakespear is closely monitoring the possible decrease in available resources to serve homeless individuals in the city and county of San Diego.
- **La Posada in Carlsbad:** Sen. Blakespear is working with HCD to enable the use of available shelter beds by non-migrant farmworkers.



Senator Catherine Blakespear's Legislation

As of October 03, 2024

SUSTAINABILITY

SB 1053 – PLASTIC BAG BAN: Eliminates the option of plastic film bags when buying groceries and instead requires grocery stores to only offer paper bags by January 1, 2026. In addition, this bill increases the post-consumer recyclability rate to 50% by January 1, 2028. *Status: Signed into Law*

SB 1066 – MARINE FLARES EXTENDED PRODUCER RESPONSIBILITY (EPR): Requires manufacturers of pyrotechnic marine flares (a type of visual distress signal) to establish a free and convenient collection program for expired flares that leads to their proper disposal. *Status: Vetoed*

GUN VIOLENCE PREVENTION

SB 1002 – FIREARM RELINQUISHMENTS & MENTAL HEALTH: Provides local law enforcement with the tools and information needed to enforce existing firearm prohibitions for individuals with severe mental illness (e.g., those who were subject to a 72-hour mental health hold), specifically by clarifying how, when, and where to relinquish firearms. Sponsored by San Diego Sheriff. *Status: Signed into Law*

SB 1019 – ENSURES DESTRUCTION OF UNWANTED FIREARMS (CLOSES LOOPHOLE): Instead of being destroyed, guns surrendered at buybacks or confiscated by the police are sometimes being resold - minus one serialized piece - as gun kits online. This bill closes this loophole by clarifying that law enforcement must destroy all parts of these guns. *Status: Signed into Law*

TRANSPORTATION AND MOBILITY

SB 689 – STREAMLINE BIKE LANE PROJECTS: Removes unnecessary delays in the development of bike lanes for coastal cities and counties. *Status: Signed into Law*

SB 1098 – SOUTHERN CALIFORNIA RAIL REVITALIZATION ACT: Aligns local and state action, response, planning, and operations to increase resiliency and performance of the 351 mile coastal LOSSAN rail corridor (i.e. more reliable, with more frequent service and more convenient.). The bill creates a new vision and path forward to recommit to rail and a healthy coastline - ultimately resulting in a high-performing transit corridor for passengers. *Status: Signed into Law*

SB 1216 – RESTRICT “SHARROW” BIKE WAYS: Sharrows (a symbol of a bike and chevrons painted on a road) can be a type of class III bikeway which require cyclists to share the lane with vehicles. They are supposed to be used as a last resort, limited to low speed and volume roads without space for separated bike lanes. This bill would prohibit state Active Transportation Program (ATP) money from being used for class III bikeways unless placed on roads with a design speed 25 mph or less or are

otherwise appropriate for the local context. It would also prohibit new sharrows on roads with a speed limit over 30 mph unless. *Status: Signed into Law*

HOUSING AND HOMELESSNESS

SB 7 – STRENGTHENING THE REGIONAL HOUSING NEEDS ALLOCATION PROCESS: SB 7 will change statutory requirements related to the Regional Housing Needs Determination and Regional Housing Needs Allocation processes according to recommendations made to the Legislature by the Department of Housing and Community Development. *Status: Signed into Law*

SB 1077 – GUIDANCE FOR ZONING AND PERMITTING OF ACCESSORY DWELLING UNITS: Requires the Coastal Commission and Housing and Community Development to collaboratively develop guidance for local governments on how to update their Local Coastal Programs and ADU ordinances. This bill requires HCD and CCC to solicit feedback from the public and publish the guidance document on or before Jan 1, 2026. *Status: Signed into Law*

SB 1361 – CALIFORNIA ENVIRONMENTAL QUALITY ACT (CEQA) HOMELESSNESS SERVICES: Clarifies that actions by local agencies taken to contract for shelter-based service provision to people experiencing homelessness are not subject to CEQA. *Status: Signed into Law*

WOMEN AND CHILDREN

SB 949 – LACTATION ACCESS IN COURTHOUSES: would require courts (starting in January 2026) to grant reasonable break times for people participating in an ongoing court proceeding to express breast milk. This bill idea came from a constituent who, as an attorney, had to ask in open court for a break to express breastmilk. This bill would allow a breastfeeding person to request breaks more discreetly through a form rather than asking in open court. *Status: Signed into Law*

ELECTIONS

SB 1476 – CONFLICT OF INTEREST CODE COMPLIANCE WITH POLITICAL REFORM ACT: Clarifies the State Bar's adopted conflict of interest code must be compliant with the Political Reform Act. *Status: Signed into Law*

SB 1493 – STATE VOTER GUIDES: Requires only one physical copy of the state voter information guide and copies of the full text of measures be mailed to specific offices and members of the legislature. Would allow specific offices or members to request additional copies. In a digital world, this bill aims to reduce paper waste and mailing expenses. *Status: Signed into Law*

HEALTH

SB 1257 – CALIFORNIA ADVANCING AND INNOVATING MEDI-CAL (CALAIM): Improves the implementation of the statewide Cal-AIM initiative to increase health equity and care quality for Medi-Cal patients. This bill consolidates the two advisory boards authorized for the County of San Diego's Medi-Cal Multiplan managed care pilot into one advisory board. The bill will expand the scope of this advisory board to include topics related to the implementation of future Medi-Cal federal waiver programs the state initiates. This bill is sponsored by the County of San Diego. *Status: Signed into Law*



GOVERNOR GAVIN NEWSOM

PROPERTY CRIME & RETAIL THEFT CRACKDOWN

Stronger Enforcement. Serious Penalties. Steep Consequences.

This is the most significant legislation to crack down on property crime in modern California history. These new, stronger laws provide robust tools to hold criminals accountable for smash-and-grab robberies, property crime, retail theft, and auto burglaries.



Cracking down on theft and sale of stolen items

Creates **stricter penalties** for individuals involved in retail and property theft, mandates sentencing enhancements for large-scale operations, and creates new crimes — imposing **enhanced felony charges**.



Increasing enforcement and prosecution

Bolsters existing laws to ensure police can arrest retail theft suspects with probable cause — even if they didn't witness a crime in progress.



Updating felony threshold counts

Permits the aggregation of stolen goods, enabling prosecutors to combine the value of multiple stolen items — even across different victims and counties — to help **meet the threshold for felony grand theft**.



Targeting smash-and-grabs

Creates new **penalties for criminals** who damage businesses and property in the course of theft.



Fighting car break-ins and auto theft

Adds and increases penalties for possession of items stolen from a vehicle with intent to resell. **Boosts prosecution of automotive property thefts**.



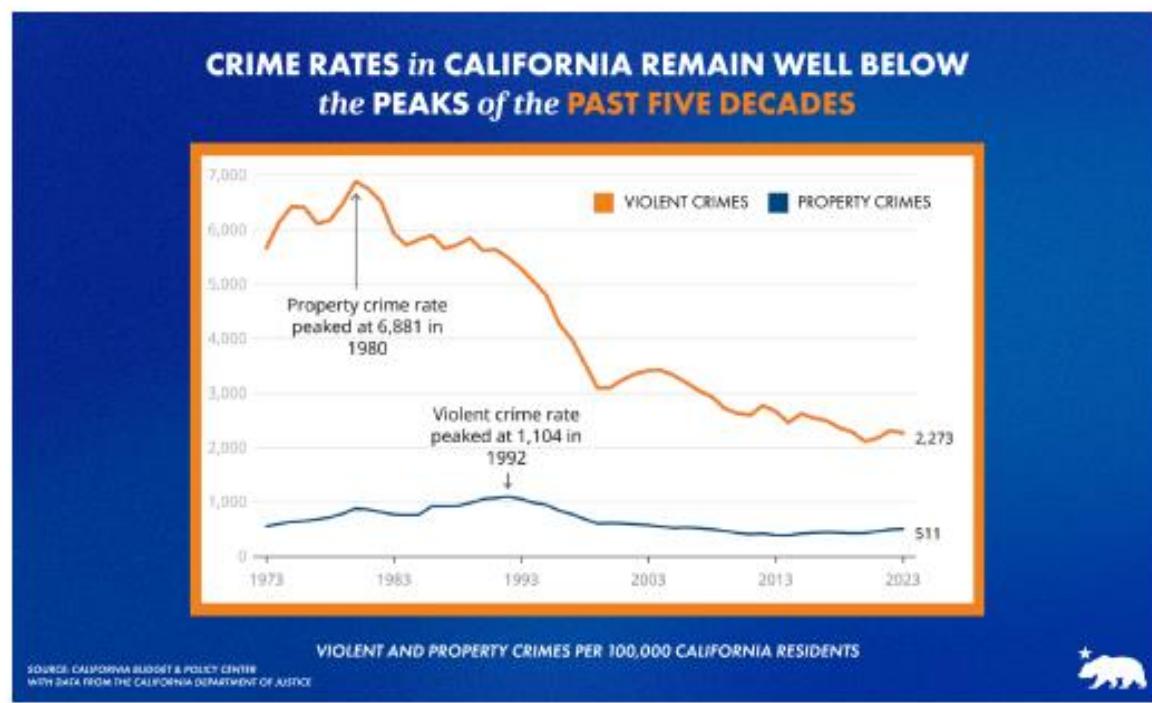
Eliminating organized retail theft sunset provisions

Maintains important **organized retail crime statutes and task forces** used by law enforcement — which would have expired on January 1, 2026.

What these new laws do NOT do.

This landmark package advances California's ongoing efforts to reduce crime and provide law enforcement and prosecutors with the tools they need to continue to end cycles of crime and hold criminals, including retail and property thieves, accountable.

The laws **won't** revert California back to failed war-on-drug policies of the previous century, when the state's crime rates were at record highs. These new laws allow prosecutors and law enforcement to hold criminals accountable without costing California taxpayers hundreds of millions of dollars more each year — and without diverting important resources from schools, first responders, and addressing the homelessness crisis.



The details.

AGGREGATION

- AB 2943.** Allows aggregation of the value of property stolen from different victims or in different counties in order to reach the felony grand theft threshold of \$950.
- SB 905.** Allows aggregation of the value of property stolen from vehicles over multiple acts, in order to charge a person with automotive property theft for resale.

SHOPLIFTING AND PETTY THEFT

- AB 2943.** Allows an officer to arrest a person for shoplifting with probable cause, even if the act did not take place in the officer's presence.
- AB 2943.** Doubles probation for shoplifting and for petty theft from one year to two years. Allows defendants under 25 to be referred to rehabilitative programs.
- AB 3209.** Allows a court to issue a "retail theft restraining order" prohibiting a person convicted of organized retail theft, shoplifting, theft, vandalism, or assault of a retail employee from entering the establishment for up to two years.

CRIME OF ORGANIZED RETAIL THEFT

- AB 2943.** Creates a new crime punishable by up to three years in jail, for possessing more than \$950 of stolen goods with intent to sell, exchange, or return the goods. Facilitates prosecution by eliminating the need for DAs to prove that a defendant knew the goods were stolen.
- AB 1802.** Eliminates the sunset date for the crime of organized retail theft and the sunset date for the highly-successful regional property crimes task force.
- AB 2943.** Extends, until January 1, 2031, a law that prevents suspects of organized retail theft from being released with just a signed promise to appear in court.
- SB 1416.** Mandates sentencing enhancements for large-scale resale of property.
- AB 1972.** Adds cargo theft to the list of property crimes that regional property crimes task forces may address.

INCREASED PENALTIES FOR SMASH & GRABS

- AB 1960.** Establishes mandatory sentencing enhancements for taking, damaging, or destroying property over \$50K during the commission of a felony. (Signature forthcoming)
- SB 1242.** Mandates higher penalties on retail thieves who create fires.

VEHICLE THEFT & ONLINE SALES

- SB 905.** Removes the locked door loophole for automotive property thefts.
- SB 1144.** Requires online platforms to collect information about all "high-volume third-party sellers," in order to combat fencing of stolen goods.

GOVERNMENT RESPONSE

- AB 1779.** Permits the consolidation of theft charges and associated offenses occurring in different counties into a single trial.
- AB 2943.** Protects retailers from being cited or fined for repeatedly reporting retail theft.

Encinitas Chamber of Commerce Government Affairs Legislative Update
Assemblymember Tasha Boerner – AD 77
October 2024

2024 Legislative Deadlines:

Monday, September 30th: Last day for the **Governor to sign or veto bills** passed by the Legislature

Monday, December 2nd – 2025-26 Regular Session convenes.

Recent Events:

Emergency Preparedness Presentation

- Our office hosted an Emergency Preparedness Presentation in recognition of National Readiness Month
- We welcomed a Regional Readiness Manager from the Red Cross, who provided valuable insights on how to effectively prepare for disasters

Upcoming Events:

Environmental Hero Awards

- Join us for the Assemblymember's signature event, where we honor individuals in our community who have devoted their lives to protecting the environment of the 77th Assembly District.
- We will be providing bagels, coffee, and juice
- When: Saturday, October 5, 2024
- Time: 10-11:30am
- Where: Del Mar City Hall (1050 Camino Del Mar)

Bills Signed by the Governor:

[AB 2234:](#) E-Bike Safety Pilot Program

- This Bill establishes an opt-in pilot program in the County of San Diego to prohibit persons under the age of 12 from riding a class 1 or 2 e-bike
- Non-Fiscal
- Sponsored by the City of Carlsbad

[AB 2666:](#) CPUC Rate Adjustment

- This bill requires the CPUC, following the approval of each general rate case (GRC), to review which costs differed from the GRC forecasts for each electrical or gas corporation and to adjust the authorized revenue at the next general rate case based on actual costs.
- Fiscal

[AB 2715:](#) Brown Act: Cybersecurity

- This bill adds threats to cybersecurity as a closed session exception under the Brown Act
- Sponsored by the City of Carlsbad
- Non-Fiscal

[AB 2756:](#) Preventative Postpartum Pelvic Floor Pilot Program

- This Bill establishes a 3-year pilot in the County of San Diego for pelvic floor and core conditioning group therapy within the 6 to 12 week postpartum window to help people rebuild the pelvic floor after pregnancy

- Non-Fiscal

Bills Vetoed by the Governor:

AB 1992: Blue Carbon Projects in Coastal Developments

- This bill would have:
 - Authorize the California Coastal Commission (Commission) to add blue carbon demonstration projects to the suite of factors it considers for potential mitigation when approving coastal development permits, where feasible
- The City of Encinitas wrote a letter of support
- Sponsored by Wildcoast
- Fiscal

AB 2564: Fairness for Senior and Disabled Homeowners Act

- This bill would have:
 - Secured a permanent funding source for the Senior Citizens and Disabled Citizens Property Tax Postponement (PTP Program), supplementing the collections of existing PTP accounts
- Despite the veto, the Assemblymember was able to secure \$7.5 million for this fund in the 2024 Budget Bill
 - This funding will help seniors and disabled Californians pay their property taxes through the Property Tax Postponement program
- Sponsored by the State Controller
- Fiscal

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Assemblymember Tasha Boerner, 77th District

AB 2234 E-BIKE SAFETY TRAINING

(AS AMENDED APRIL 17, 2024)

SUMMARY

AB 2234 would authorize the County of San Diego to establish a pilot program banning e-bikes for anyone under the age of 12.

BACKGROUND

Electric bicycles (e-bikes) are becoming an increasingly common mode of transportation for both recreation and commuting. E-bikes offer a zero emission and accessible way to travel, especially for children and adults who do not drive. However, concerns about e-bike safety have been raised due to the maximum speed that they are able to reach with less effort (up to 28 miles per hour).

As e-bike ridership has increased, so have e-bike injuries. Historically, one of the leading causes of non-fatal injury to children is bicycle related. With the surge of e-bikes, these injuries have occurred both more frequently and with more serious injuries. In fact, e-bike injuries have become more prevalent than traditional bicycle injuries with children 13 and under making up the majority of e-bike injuries that are more serious (requiring a hospital visit) than those sustained while riding traditional bicycles. According to Caltrans Strategic Highway Safety Plans [Traffic Safety Facts](#), bicycle fatalities and serious injuries increased by 26 percent since 2010, with fatalities increasing by 61 percent.

In August 2022, the Carlsbad city council approved an [emergency proclamation](#) due to a 233 percent increase in accidents involving e-bikes and bicycles. The proclamation included the implementation of several traffic safety efforts directed specifically towards making the city's roads safer for cyclists.

Shortly thereafter in May 2023, a teenager in the City of Encinitas lost his life in an e-bike collision with a motorized vehicle. As a response, the city council approved Carlsbad-specific rules for e-bike riders, which provide

Carlsbad police officers with more enforcement options. The new rules include a diversion program, similar to traffic school for driving violations, where minors have the option to complete an e-bike safety course after their first offense.

EXISTING LAW

Existing law requires the Department of the California Highway Patrol to develop, on or before September 1, 2023, statewide safety and training programs based on evidence-based practices for users of electric bicycles, as defined, including, but not limited to, general electric bicycle riding safety, emergency maneuver skills, rules of the road, and laws pertaining to electric bicycles. Existing law requires the safety and training programs to be developed in collaboration with relevant stakeholders and to be posted on the department's internet website.

Existing law defines an electric bicycle and classifies electric bicycles into 3 classes with different restrictions. Under existing law, an electric bicycle is a bicycle and rules pertaining to the operation of bicycles apply to electric bicycles. Existing law prohibits a person under 16 years of age from operating a class 3 electric bicycle. A violation of the Vehicle Code is a crime.

THIS BILL

Specifically, AB 2234 would authorize the County of San Diego to, by ordinance or resolution, prohibit a person under 12 years of age from operating an e-bike.

The bill would also make a violation of this ordinance or resolution an infraction punishable by either a \$25 fine or completion of an e-bike safety and training course with reporting requirements consistent with those outlined in the Racial and Identity Profiling Act (RIPA).

SUPPORT

- City of Carlsbad (Sponsor)
- League of California Cities
- City of Coronado
- City of Encinitas
- City of Laguna Beach
- City of Irvine
- City of Dana Point
- Town of Truckee (if amended)
- American Academy of Pediatrics, CA
- CA Orthopedic Association

OPPOSITION

- Streets For All
- EBikeAccess.org

FOR MORE INFORMATION

Edwin Borbon, Legislative Director
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Assemblymember Tasha Boerner, 77th District
AB 2666 CPUC RATE OF RETURN
(AS AMENDED MAY 16, 2024)

SUMMARY

AB 2666 would require the California Public Utilities Commission (CPUC), following each general rate case (GRC) test year, to review which costs, if any, each electrical or gas corporation was able to reduce to achieve profits and to adjust the authorized revenue requirement in the next GRC, as appropriate, based on the actual past costs the corporation recorded.

BACKGROUND

The CPUC is tasked with regulating investor-owned utilities (IOUs) in California. Four major IOU operators – Pacific Gas & Electric (PG&E), Southern California Edison (SCE), San Diego Gas & Electric (SDG&E), Southern California Gas Company (SoCal Gas) – service a significantly larger number of Californians than other utility companies.

Due to the infrastructure costs to produce and provide electricity, utility companies have historically been allowed to operate as monopolies. In order to protect customers against the abuse of this monopoly power, the CPUC authorizes the rate that IOUs may charge their customers. The CPUC considers the utility company's costs to cover their operating expenses, and provide safe and reliable service while providing sufficient profit for the utility companies to attract investors.

Californians pay some of the highest rates in the country. Electricity rates have consistently increased and rose between 16 percent and 23 percent from January 2022 to January 2023. Along with these increases in rates, some utility corporations have made profits in excess of their approved rate of return.

The California State Auditor's August 2023 report, "[Electricity and Natural Gas Rates](#)," found that along with the rate increases granted to utility companies, some IOUs were generating profits in excess of their approved rate of return.

For example, in nine of the last ten years, SDG&E's actual rate of return was higher than its authorized rate of return, raising questions about the accuracy of SDG&E's forecasted costs and increases the risk of allowing the utility to inappropriately recover costs from its customers that it did not incur. While SDG&E was consistently making profits above their authorized rate of return, San Diego customers continued to see higher electricity and gas bills.

EXISTING LAW

Existing law authorizes the CPUC to fix the rates and charges for every public utility, including electrical and gas corporations, and requires those rates and charges to be just and reasonable.

THIS BILL

Specifically, AB 2666 would:

- Require the CPUC, following each GRC test year, to review which costs, if any, each electrical or gas corporation was able to reduce to achieve profits and to adjust the authorized revenue requirement in the next GRC, as appropriate, based on the actual past costs the corporation recorded.
- Require the CPUC to establish guidelines for electrical and gas corporations to calculate and report annually their actual rates of return to the commission.
- Require electrical and gas corporations to report their actual rates of return to the CPUC annually.
- Require the CPUC to adopt controls to adequately track those corporations' actual rates of return relative to their forecasted rates of return and to require those corporations to identify the cost categories where projected costs exceeded actual costs.

SUPPORT

- The Utility Reform Network (TURN)
- California Environmental Voters
- San Diego 350
- 350 Humboldt
- Media Alliance

OPPOSITION

- California State Association of Electrical Workers
- California State Pipe Trades Council
- Coalition of California Utility Employees
- Pacific Gas & Electric Company
- Southern California Edison
- Southern California Gas Company

FOR MORE INFORMATION

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Assemblymember Tasha Boerner, 77th District

AB 2715 RALPH M. BROWN ACT: CLOSED SESSIONS

(AS AMENDED ON APRIL 24, 2024)

SUMMARY

AB 2715 would allow matters of cybersecurity to be discussed by a legislative body of a local agency during closed session.

BACKGROUND

The current closed session exemption in existing law is for matters posing a threat to the security of public buildings, a threat to the security of essential public services, or a threat to the public's right of access to public services or public facilities. Existing law is unclear about whether current exemptions can be used to hold a closed session discussion about a local agency's cybersecurity risks and vulnerabilities when a cyber-attack is not imminent or underway. Therefore, local agencies do not currently have a method of privately discussing their cybersecurity, which increases local agency's vulnerability to such attacks.

EXISTING LAW

Existing law, the Ralph M. Brown Act, generally requires that all meetings of a legislative body of a local agency be open and that all persons of the public be permitted to attend and participate.

Existing law authorizes a legislative body to hold a closed session on, among other things, matters posing a threat to the security of essential public services, as specified.

Existing constitutional provisions require that a statute that limits the right of access to the meetings of public bodies or the writings of public officials and agencies be adopted with findings demonstrating the interest protected by the limitation and the need for protecting that interest.

The California Constitution requires local agencies, for the purpose of ensuring public access to the meetings of public bodies and the writings of public officials and agencies, to comply with a statutory enactment that amends

or enacts laws relating to public records or open meetings and contains findings demonstrating that the enactment furthers the constitutional requirements relating to this purpose.

THIS BILL

AB 2715 would add cybersecurity to the list of closed session exemptions, thereby allowing local agencies to privately consider their cybersecurity risks.

SUPPORT

- City of Carlsbad (Sponsor)
- Association of California School Administrators
- California State Association of Counties (CSAC)
- Rural County Representatives of California (RCRC)
- Urban Counties of California (UCC)
- City Clerks Association of California
- San Diego County Water Authority
- City of Eastvale
- City of Rancho Cucamonga
- City of Redwood City
- Torrance Unified School District
- Ventura County Employees' Retirement Association
- City of Thousand Oaks

OPPOSITION

- First Amendment Coalition (unless amended)
- Oakland Privacy (unless amended)

FOR MORE INFORMATION

Christian Filbrun, Legislative Aide

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Assemblymember Tasha Boerner, 77th District

AB 2756 PREVENTATIVE POSTPARTUM PELVIC FLOOR & CORE CONDITIONING PILOT

(AS AMENDED APRIL 3, 2024)

SUMMARY

AB 2756 would authorize a three-year pilot program in the county of San Diego for preventative pelvic floor and core conditioning group exercises within the six to twelve week postpartum window to help birthing people rebuild their pelvic floor after pregnancy.

BACKGROUND

One in three birthing people will experience a pelvic floor disorder (PFD) in their lifetime. PFDs occur when a person has weakened pelvic muscles or tears in the connective tissue, which may cause pelvic and bladder problems.

During pregnancy and childbirth, cesarean section (c-section), or vaginal delivery, pelvic floor muscles can be stretched, weakened, and sometimes damaged. This can lead to functional problems of the pelvic floor, which can include:

- Urinary incontinence
- Urinary frequency or urgency
- Fecal incontinence
- Pelvic organ prolapse
- Perineal pain (skin between vagina and anus)
- Dyspareunia (painful intercourse)
- Sexual dysfunction
- Scar pain (may be lower abdominal from a c-section or near the vaginal opening from a vaginal delivery)
- Low back pain or pelvic pain
- Diastasis recti (separation of the abdominal muscles)

After giving birth, people can be marked by these functional problems and physical changes. However, most postpartum check-ups focus on a urine exam, mental health, and a brief pelvic examination, potentially failing to also address real physical changes that birthing people are experiencing.

An American College of Obstetricians and Gynecologists (ACOG) [Committee Opinion](#) (May 2018) recommends an ongoing process for postpartum care to optimize long-term health and well-being. One major component of this postpartum care includes physical recovery by assessing for the presence of urinary and fecal incontinence with referral to physical therapy or urogynecology. The lack of policies for this type of postpartum care is a social injustice as it effects the most disadvantaged people in our society.

The Scripps Health system in San Diego currently offers pelvic floor and core conditioning group exercise classes as a voluntary option for patients experiencing issues with their pelvic floor muscles. Providers who wish to teach these classes go through a third party certification program to learn the proper techniques in strengthening pelvic floor muscles through non-invasive methods.

Pelvic floor and core conditioning exercises have been beneficial in the treatment of these issues since it can address short-term concerns and prevent long-term issues. The pelvic floor muscle exercises will help strengthen the pelvic floor muscles by doing the right kind of exercises and using the proper techniques.

EXISTING LAW

Existing law finds and declares that postpartum care, among other things, is an essential service necessary to ensure maternal health. Existing law establishes the State Department of Health Care Services, and requires the department to, among other things, maintain programs relating to maternal health.

THIS BILL

Specifically, AB 2756 would authorize a three-year pilot program in the county of San Diego for preventative postpartum pelvic floor and core conditioning group exercises.

Pelvic floor muscle exercises are an essential benefit that can prevent long-term issues with incontinence and organ prolapse. However, it is not a standard of care, and some patients have limited access or simply are not informed about preventative postpartum pelvic floor options of care.

Having a protocol for pelvic floor muscle exercises as a standard of postpartum care will increase awareness, resources, and proper treatment, allowing birthing people to improve their quality of life and long-term health.

SUPPORT

- Reproductive Freedom for All California (formerly NARAL Pro-Choice California)
- Maternal and Child Health Access

OPPOSITION

- None on file

FOR MORE INFORMATION

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