File	No.	210429

Committee Item No.		
Board Item No.	36	

COMMITTEE/BOARD OF SUPERVISORS

AGENDA PACKET CONTENTS LIST

Committee:		Date:	
Board of Su	pervisors Meeting	Date:	April 27, 2021
Cmte Boar	G	t Repoi	rt
OTHER			
	Assembly Bill No. 897 - 4/19/21 CSAC and LCC Position		
Prepared by Prepared by		Date: Date:	April 23, 2021

of regional climate adaptation action plans.

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3 Resolution supporting California State Assembly Bill No. 897, introduced on February 17, 2021, by Assembly Member Kevin Mullin (AD-22), which would authorize eligible 4 entities to establish and participate in a regional climate network, require the regional 6 climate network to develop a regional climate adaptation plan, and authorize the regional climate network to engage in activities to address climate change, including 8 recommending options for distributing state funds for the creation and implementation

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WHEREAS, The California Natural Resources Agency (CNRA) prepared reports to the Governor in 2009 and 2013 detailing the existing and expected impacts of global warming in California, including the potential for sea level rise by as much as 55 inches by the end of the 21st century, putting nearly half a million people and \$100 billion worth of property and infrastructure at risk of flooding, as well as the devastating impacts of California fire seasons, which now start earlier and last longer with more intensity, and the serious threats posed to California's agricultural industry, which generate multiple billions of dollars annually and is responsible for more than half of all domestic fruits and vegetables; and

WHEREAS, The Office of Environmental Health Hazard Assessment stated in its 2013 and 2018 reports that Californians experience some of the worst air quality in the country as a result of the crisis of global warming, which creates higher temperatures and increased particulate matter, and disproportionately impacts the urban poor, the elderly, children, agricultural workers and communities of color; and

WHEREAS, Governor Brown signed Senate Bill 246 (Wieckowski) in 2015, which directed the Office of Planning and Research to form the Integrated Climate Adaptation and

1	Resilience Program, a program to implement a cohesive, strategic and coordinated response
2	to the debilitating real-world impacts of climate change across the state, while advancing
3	social equity; and

WHEREAS, Assembly Member Kevin Mullin (AD-22) introduced Assembly Bill No. 897 on February 17, 2021, which would authorize eligible entities to establish and participate in a regional climate network, require the regional climate network to develop a regional climate adaptation plan, and authorize the regional climate network to engage in activities to implement the regional climate adaptation action plan; and

WHEREAS, Assembly Bill No. 897 provides needed flexibility for each region to determine the most appropriate form of regional collaboration to develop and implement their regional adaptation planning efforts; and

WHEREAS, Assembly Bill No. 897 seeks to address the constrained funding environment that has hampered adaptation progress by directing the Governor's Office of Planning and Research to make recommendations on viable funding and financing pathways for regional adaptation planning and implementation; now, therefore, be it

RESOLVED, That the Board of Supervisors of the City and County of San Francisco supports California State Assembly Bill No. 897, introduced on February 17, 2021 by Assembly Member Kevin Mullin (AD-22), which would authorize eligible entities to establish and participate in a regional climate network, require the regional climate network to develop a regional climate adaptation plan, and authorize the regional climate network to engage in activities to address climate change, including distributing state funds for the creation and implementation of regional climate adaptation action plans; and, be it

FURTHER RESOLVED, That the Board of Supervisors directs the Clerk of the Board to transmit this Resolution to the offices of the State Legislative Delegation and the City Lobbyist upon final passage.

AMENDED IN ASSEMBLY APRIL 19, 2021 AMENDED IN ASSEMBLY APRIL 7, 2021

CALIFORNIA LEGISLATURE—2021–22 REGULAR SESSION

ASSEMBLY BILL

No. 897

Introduced by Assembly Members Mullin, Bennett, Quirk, and Ward (Coauthor: Assembly Member Eduardo Garcia)

February 17, 2021

An act to add Sections 71133, 71134, 71135, and 71136 to, and to add and repeal Section 71137 of, the Public Resources Code, relating to climate change.

LEGISLATIVE COUNSEL'S DIGEST

AB 897, as amended, Mullin. Office of Planning and Research: regional climate networks: climate adaptation action plans.

Existing law requires, by July 1, 2017, and every 3 years thereafter, the Natural Resources Agency to update, as prescribed, the state's climate adaptation strategy, known as the Safeguarding California Plan. Existing law establishes the Office of Planning and Research in state government in the Governor's office. Existing law establishes the Integrated Climate Adaptation and Resiliency Program to be administered by the office to coordinate regional and local efforts with state climate adaptation strategies to adapt to the impacts of climate change, as prescribed.

This bill would authorize eligible entities, as defined, to establish and participate in a regional climate network, as defined. The bill would require the office to encourage the inclusion of agencies with land use planning authority into regional climate networks. The bill would

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authorize a regional climate network to engage in activities to address climate change, as specified.

This bill would—authorize require a regional climate network to develop a regional climate adaptation action—plan, plan and to submit the plan to the office for review, comments, and approval, as described. The bill would require, on or before July 1, 2022, the office to establish geographic boundaries for regional climate networks, and to develop and publish on its internet website guidelines on how eligible entities may establish regional climate networks and how governance boards may be established within regional climate networks. The bill would also require, on or before January 1, 2023, the office to develop and publish on its internet website guidelines, as prescribed, establishing how a regional climate network may develop a standards and required content for a regional climate adaptation action plan, including certain information, analyses, and contents to be included in a plan and certain considerations and procedures for a regional climate network when preparing a plan.

This bill would require the office to provide technical assistance to regions seeking to establish a regional climate network and to regional climate networks in developing regional climate adaptation action plans. The bill would require, on or before January 1, 2023, the office to make recommendations to certain policy and budget committees of the Legislature *related to regional adaptation* on developing expanding state support for the work of regional climate networks, as prescribed, and the potential sources of financial assistance and options for distributing state funds to support the creation and implementation of regional climate adaptation action plans.

Vote: majority. Appropriation: no. Fiscal committee: yes. State-mandated local program: no.

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The people of the State of California do enact as follows:

- 1 SECTION 1. It is the intent of the Legislature to do all of the following:
 - (a) Foster regional-scale climate adaptation by encouraging collaboration among local, regional, and state entities on adaptation solutions in a way that promotes coordination within each region of the state, as well as coordination among neighboring regions.
- 7 (b) Support the development of regional climate adaptation 8 plans that build upon and enhance local climate adaptation actions

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to reduce climate risk and help achieve multiple benefits, including benefits to public health, to the protection of infrastructure and natural resources, and to California's economy.

- (c) Support the implementation of regional climate adaptation efforts by developing guidance for potential state, federal, or private investment in funding regional priority climate adaptation projects in California.
- (d) Build upon the work of the Integrated Climate Adaptation and Resiliency Program under the Office of Planning and Research.
- (e) Reduce the risk of climate change impacts across the state, including, but not limited to, sea level rise, wildfire, drought, flooding, extreme heat, negative effects to agriculture, and invasive species spread.
- SEC. 2. Section 71133 is added to the Public Resources Code, to read:
- 71133. For purposes of this section and Sections 71134 to 71137, inclusive, the following definitions apply:
- (a) "Eligible entity" means a local, regional, or state organization, including, but not limited to, a city, county, special district, council of government, metropolitan planning organization, joint powers authority, climate collaborative, as defined in subdivision (b) of Section 71130, regional member of the Alliance of Regional Collaboratives for Climate Adaptation, nonprofit organization, community-based organization, tribal government, school district, and higher education institution.
- (b) "Plan" means a regional climate adaptation action plan as described in Section 71135.
- (c) "Regional climate network" means a group of eligible entities whose jurisdictions are located in the same region, and whose combined jurisdiction enhances their effectiveness in responding to climate risks.
- SEC. 3. Section 71134 is added to the Public Resources Code, to read:
- 71134. On or before July 1, 2022, the Office of Planning and Research shall establish geographic boundaries for regional climate networks. In establishing the boundaries, the Office of Planning and Research shall do all of the following:
- (a) Use regions identified in California's Fourth Climate Change
 Assessment, or subsequent updates, as a basis for establishing the
 boundaries. The Office of Planning and Research may also consider

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the geographic boundaries of a metropolitan planning organization responsible for the development of a sustainable communities strategy pursuant to paragraph (2) of subdivision (b) of Section 65080 of the Government Code.

- (b) Solicit public input before determining the final geographic boundaries.
- (c) (1) Develop and publish on its internet website guidelines on both of the following subjects:
- (A) How eligible entities may establish regional climate networks. The guidelines shall account for differences in regional needs and priorities, ensure applicability and relevance to all regions throughout California, including underresourced communities, and provide guidance to eligible entities for determining the structure of the regional climate networks in their regions.
- (B) How governance boards may be established within regional climate networks, including how to ensure equity in representation of eligible entities.
- (2) Publish on its internet website the draft guidelines for public review and comment at least 60 days before its adoption of the guidelines.
- (3) Consult with other relevant state agencies in developing the guidelines pursuant to this subdivision.
- SEC. 4. Section 71135 is added to the Public Resources Code, to read:
- 71135. (a) Eligible entities may establish and participate in a regional climate network. Eligible entities shall notify the Office of Planning and Research in writing before the establishment, expansion, or consolidation of a regional climate network. As part of this written notice, the proposed or established regional climate network shall inform the Office of Planning and Research of each eligible entity's role within the network.
- (b) A regional climate network may be expanded or consolidated at any time consistent with this section.
- (c) The Office of Planning and Research shall provide technical assistance to regions seeking to establish a regional climate network, facilitate coordination between regions, and encourage regions to incorporate as many eligible entities into one network as feasible, taking into consideration each region's unique vulnerabilities and land use challenges. The Office of Planning

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and Research shall also encourage the inclusion of eligible entities with land use planning authority into regional climate networks.

- (d) A regional climate network—may shall develop a regional climate adaptation action—plan. plan and submit the plan to the Office of Planning and Research for review, comments, and approval.
- (e) On or before January 1, 2023, the Office of Planning and Research shall develop and publish on its internet website guidelines that establish how a regional climate network may develop a regional climate adaptation action plan. The guidelines shall establish standards and required content for a regional climate adaptation action plan, including, but not limited to, all of the following:
- (1) A description of the climate vulnerabilities the plan seeks to address, and planning assumptions as they relate to the climate vulnerabilities identified in the plan.
- (2) An identification of key challenges and barriers to building resilience to climate adaptation facing the region.
- (3) A prioritization of projects or actions that are necessary to respond to the climate vulnerabilities facing the region.
- (4) Clear identification of the adaptation goals the priority projects or actions are designed to achieve, and the anticipated benefits, including, when feasible, metrics to reflect these benefits. When prioritizing projects or actions in a plan, a regional climate network shall consider all of the following:
- (A) How much of the region's geography will be affected by the project or action.
- (B) The expected nature and anticipated timing of the climate vulnerability that the project or action seeks to address and the ability of the project or action to minimize climate change impacts.
- (C) Equity considerations, including the impacts the project or action has on economically disadvantaged communities, climate-vulnerable communities, as defined by the Integrated Climate Adaptation and Resiliency Program's advisory council established pursuant to Section 71358, and other communities at risk of being disproportionately impacted by climate change.
- (D) The benefits of the project or action on public health, infrastructure, and natural resources.
 - (E) Multibenefits generated by the project or action.
 - (E) Whether the project or action creates multiple benefits.

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(5) An assessment of the regional climate adaptation action plan's ability to create regional benefits in response to climate vulnerabilities.

- (6) A schedule for phasing implementation of projects and actions across a region.
- (7) Required monitoring to assess the ongoing effectiveness of projects and actions and to determine appropriate course corrections that may be needed to minimize the impacts of climate change within a region.
- (8) An assessment of the cost of, and the associated financing strategy for, implementing the plan's priority projects and actions, including the costs of ongoing monitoring and any necessary postimplementation evaluations.
- (9) The use of natural infrastructure to respond to climate vulnerabilities where feasible.
- (10) A timeline for the regional climate network to revisit the plan to reassess and make necessary updates to the plan. The regional climate network shall be encouraged to update the plan at least once every five years.
- (11) Use of the best available science as research, observations, and understanding of the impact—and levels of emissions of greenhouse gases advance. of varying levels of greenhouse gas emissions.
- (12) Planning information from existing and relevant local or regional planning documents, to the extent appropriate, including, but not limited to, all of the following:
- (A) Climate adaptation action plans and vulnerability assessments.
- (B) Climate action plans.
 - (C) Safety elements of general plans.
- 31 (D) Local hazard mitigation plans.
- 32 (E) Sustainable communities strategies.
- 33 (F) Certified local coastal programs that have been updated to address sea level rise.
 - (G) Groundwater sustainability plans.
- 36 (H) Urban water management plans.
- 37 (I) Integrated regional water management plans.
- 38 (J) Regional transportation plans.
- 39 (K) Long-range county transportation plans.
- 40 (L) Coastal management programs and plans.

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(f) In developing the guidelines pursuant to this section, the Office of Planning and Research shall engage in a public process that encourages participation from all impacted communities, including, but not limited to, local governments and other proposed eligible entities, community-based organizations, nongovernmental organizations, private sector groups, and relevant state agencies.

- (g) The Office of Planning and Research shall provide technical assistance to regional climate networks in developing plans, including guidance on how to submit the plan for review, comments, and approval.
- (h) The Office of Planning and Research shall publish on its internet website the draft guidelines all of the following:
- (1) Draft guidelines for public review and comment at least 60 days before its adoption of the guidelines, and shall publish on its internet website submitted plans developed pursuant to this section. guidelines.
 - (2) Final guidelines developed pursuant to this section.
- (3) Any approved plans submitted by regional climate networks pursuant to this section.
- SEC. 5. Section 71136 is added to the Public Resources Code, to read:
- 71136. (a) A regional climate network may engage in activities to address climate change that include, but are not limited to, any of the following:
- (1) Supporting the development of and updates to regional *climate* adaptation plans, strategies, and programs, including performing qualitative and quantitative research, compiling and hosting relevant data and resources, developing tools, and providing technical assistance.
- (2) Supporting the implementation of regional *climate* adaptation plans, mitigation strategies, and programs, including evaluating funding and financing mechanisms, monitoring and evaluating progress, and providing technical assistance.
- (3) Facilitating the exchange of adaptation and mitigation best practices, policies, projects, and strategies among participating local agencies and stakeholders, and between regions.
- (4) Conducting activities to support ongoing coordination and capacity building among participating local agencies and eligible entities, including convening working groups, organizing training opportunities, and creating mechanisms for collaboration.

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(5) Conducting educational activities for local agencies, decisionmakers, key stakeholders, eligible entities, and the general public, to increase their understanding of climate change risks and adaptation solutions.

- (6) Administering grants to local agencies and eligible entities.
- (b) Regional climate networks shall have, and may exercise, all powers, expressed or implied, that are necessary to carry out the intent and purposes of this part, including, but not limited to, the power to do all of the following:
 - (1) Apply for and receive grants from federal and state agencies.
 - (2) Enter into and perform all necessary contracts.
- (3) Enter into joint power agreements pursuant to the Joint Exercise of Powers Act (Chapter 5 (commencing with Section 6500) of Division 7 of Title 1 of the Government Code).
- (4) Hire staff, define their qualifications and duties, and provide a schedule of compensation for the performance of their duties.
- (c) A regional climate network may establish distinct governance procedures and policies that acknowledge regional conditions and accommodate regional needs to administer activities pursuant to this section. Governance procedures and policies shall include processes for eligible entities to participate and be consistent with guidelines described in subdivision (c) of Section 71134.
- (d) A regional climate network shall comply with requirements of the Ralph M. Brown Act (Chapter 9 (commencing with Section 54950) of Part 1 of Division 2 of Title 5 of the Government Code).
- (e) The Office of Planning and Research may request that established regional climate networks submit a biennial report to the Office of Planning and Research that includes, but need not be limited to, all of the following:
- 30 (1) The participating eligible entities of the regional climate network.
 - (2) An outline of all activities and the outcome of each activity.
 - (3) Actions taken by the regional climate network.
 - (4) An accounting of the administration of, and expenditures made by, the regional climate networks.
- SEC. 6. Section 71137 is added to the Public Resources Code, 36 37 to read:
- 38 71137. (a) As part of developing the guidelines pursuant to 39 Sections 71134 and 71135, On or before January 1, 2023, the 40 Office of Planning and Research shall make recommendations

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related to regional adaptation to relevant policy and budget committees of the Legislature on or before January 1, 2023, on both of the following: Legislature. The recommendations shall include both of the following:

- (1) Developing Expanding state support for the work of regional climate networks, including all of the following:
- (A) Exploring ways the state can best partner with regions *eligible entities* to provide technical assistance to regional climate networks.
- (B) How to offer climate services to assist local and regional adaptation practitioners in identifying, developing, and translating the most appropriate and actionable science for adaptation efforts. Practitioners include, but are not limited to, staff at eligible entities, community-based organizations, and nonprofit organizations, who plan and implement, or are impacted by, adaptation projects or actions.
- (2) Potential sources of financial assistance and options for distributing state funds to support the creation and implementation of regional climate adaptation action plans pursuant to Section 71135. As part of this recommendation, the Office of Planning and Research may consider providing higher levels of funding to plans with more robust network—membership. membership with a greater number and diversity of eligible entities.
- (b) (1) A report submitted pursuant to subdivision (a) shall be submitted in compliance with Section 9795 of the Government Code.
- (2) Pursuant to Section 10231.5 of the Government Code, this section shall become inoperative on July 1, 2025, and, as of January 1, 2026, is repealed.

From: Angulo, Sunny (BOS) BOS Legislation, (BOS) To:

Cc: Somera, Alisa (BOS); Peskin, Aaron (BOS); Gee, Natalie (BOS)

RE: PESKIN - Resolution - Supporting AB 897 Subject: Date: Tuesday, April 20, 2021 5:25:05 PM

Attachments: image001.png

My understanding is that neither the CSAC nor the League of California Cities have taken a position but hopefully our resolution will help.

The full bill text can be found here: https://leginfo.legislature.ca.gov/faces/billPdf.xhtml? bill id=202120220AB897&version=20210AB89797AMD

From: BOS Legislation, (BOS) <bos.legislation@sfgov.org>

Sent: Tuesday, April 20, 2021 5:17 PM

To: Angulo, Sunny (BOS) <sunny.angulo@sfgov.org>; BOS Legislation, (BOS)

<bos.legislation@sfgov.org>

Cc: Somera, Alisa (BOS) <alisa.somera@sfgov.org>; Peskin, Aaron (BOS) <aaron.peskin@sfgov.org>

Subject: RE: PESKIN - Resolution - Supporting AB 897

Thank you Sunny. Please provide the following to complete the submission:

- A copy of AB 897 to be included in the file
- Pursuant to Board Rule 2.8.2, please confirm that organizations such as the California State Association of Counties and League of California Cities have not taken a position on this bill. If they have, please provide a copy of their statement for completeness of the file.

Jocelyn Wong

San Francisco Board of Supervisors 1 Dr. Carlton B. Goodlett Place, Room 244 San Francisco, CA 94102 T: 415.554.7702 | F: 415.554.5163

jocelyn.wong@sfgov.org | www.sfbos.org

(VIRTUAL APPOINTMENTS) To schedule a "virtual" meeting with me (on Microsoft Teams), please ask and I can answer your questions in real time.

Due to the current COVID-19 health emergency and the Shelter in Place Order, the Office of the Clerk of the Board is working remotely while providing complete access to the legislative process and our services



The Legislative Research Center provides 24-hour access to Board of Supervisors legislation, and archived matters since August 1998.

Disclosures: Personal information that is provided in communications to the Board of Supervisors is subject to disclosure under the California Public Records Act and the San Francisco Sunshine Ordinance. Personal information provided will not be redacted. Members of the public are not required to provide personal identifying information when they communicate with the Board of Supervisors and its committees. All written or oral communications that members of the public submit to the Clerk's Office regarding pending legislation or hearings will be made available to all members of the public for inspection and copying. The Clerk's Office does not redact any information from these submissions. This means that personal information—including names, phone numbers, addresses and similar information that a member of the public elects to submit to the Board and its committees—may appear on the Board of Supervisors' website or in other public documents that members of the public may inspect or copy.

From: Angulo, Sunny (BOS) < sunny.angulo@sfgov.org>

Sent: Tuesday, April 20, 2021 5:15 PM

To: BOS Legislation, (BOS) < bos.legislation@sfgov.org>

Cc: Somera, Alisa (BOS) <a in the image of t

Subject: PESKIN - Resolution - Supporting AB 897

Good evening -

Please find Supervisor Peskin's subjection resolution and introduction form attached for introduction today. I'm also copying President Walton's Chief of Staff with a request that this be considered at the next Board of Supervisors meeting along with the items agendized without reference to a Committee, given its non-controversial nature.

Thank you, and please let me know if you have any questions.

Best, Sunny

Sunny Angulo
Supervisor Aaron Peskin, Chief of Staff
Sunny.Angulo@sfgov.org
415.554.7451 DIRECT
415.554.7450 VOICE
415.430.7091 CELL

District 3 Website

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Print Form

Introduction Form

By a Member of the Board of Supervisors or Mayor

Time stamp or meeting date

I hereby submit the following item for introduction (select only one):	or meeting date
1. For reference to Committee. (An Ordinance, Resolution, Motion or Charter Amendment	nt).
2. Request for next printed agenda Without Reference to Committee.	
3. Request for hearing on a subject matter at Committee.	
4. Request for letter beginning: "Supervisor	inquiries"
5. City Attorney Request.	
6. Call File No. from Committee.	
7. Budget Analyst request (attached written motion).	
8. Substitute Legislation File No.	
9. Reactivate File No.	
10. Topic submitted for Mayoral Appearance before the BOS on	
Please check the appropriate boxes. The proposed legislation should be forwarded to the fol	lowing:
☐ Small Business Commission ☐ Youth Commission ☐ Ethics C	ommission
Planning Commission Building Inspection Commis	sion
Note: For the Imperative Agenda (a resolution not on the printed agenda), use the Imper	ative Form.
Sponsor(s):	
Supervisor Peskin	· · · · · · · · · · · · · · · · · · ·
Subject:	
[Supporting California State Assembly Bill No. 897 (Mullin) – Regional Climate Adaptation]	
The text is listed:	
Resolution supporting California State Assembly Bill No. 897, introduced on February 17, 20 Member Kevin Mullin (AD-22), which would authorize eligible entities to establish and particlimate network, require the regional climate network to develop a regional climate adaptation regional climate network to engage in activities to address climate change, including recomm distributing state funds for the creation and implementation of regional climate adaptation act	cipate in a regional n plan, and authorize the ending options for
Signature of Sponsoring Supervisor:	1007
For Clerk's Use Only	