

AMENDED IN SENATE SEPTEMBER 5, 2021  
AMENDED IN ASSEMBLY FEBRUARY 17, 2021  
CALIFORNIA LEGISLATURE—2021–22 REGULAR SESSION

**ASSEMBLY BILL**

**No. 175**

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**Introduced by Committee on Budget (Assembly Members Ting (Chair), Arambula, Bennett, Bloom, Carrillo, Chiu, Cooper, Frazier, Friedman, Cristina Garcia, Jones-Sawyer, Lee, McCarty, Medina, Mullin, Nazarian, O’Donnell, Ramos, Reyes, Luz Rivas, Blanca Rubio, Stone, and Wood)**

January 8, 2021

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*An act relating to the Budget Act of 2021: to amend Sections 2924h and 2924m of the Civil Code, to add Section 3332.2 to the Food and Agricultural Code, to amend Section 54234 of the Government Code, and to amend Sections 50218.6, 50220.7, 50220.8, 50515.08, 50515.09, and 50515.10 of the Health and Safety Code, relating to housing, and making an appropriation therefor, to take effect immediately, bill related to the budget.*

LEGISLATIVE COUNSEL’S DIGEST

AB 175, as amended, Committee on Budget. ~~Budget Act of 2021.~~ *Housing: mortgages and deeds of trust: use of state property: surplus land disposal: financing programs.*

*(1) Existing law prescribes various requirements to be satisfied before the exercise of a power of sale under a mortgage or deed of trust and prescribes a procedure for the exercise of that power. Existing law prescribes the dates when a trustee’s sale is deemed final if specified payments are made and, in this regard, a trustee’s sale is deemed final upon the acceptance of the last and highest bid and is deemed perfected*

as of 8 a.m. on the actual date of sale if the trustee's deed is recorded within 18 calendar days after the sale, except as specified.

This bill would extend the date in the above-described condition relating to the recording of the trustee's deed to 21 calendar days. The bill would require this change to become operative on January 1, 2022.

(2) Existing law, until January 1, 2026, prescribes a process in connection with a trustee's sale of property under a power of sale contained in a deed of trust or mortgage on real property containing one to 4 residential units that determines when the trustee's sale is deemed final, depending on different factors. Under existing law, in this regard, if a prospective owner-occupant, as defined, is the last highest bidder, the date upon which specified conditions required of the bidder for the trustee sale to become final is met, and the trustee must require the respective owner-occupant to submit a specified affidavit. If an eligible tenant buyer or eligible bidder, as those terms are defined, submits to the trustee either a bid, as prescribed, or a nonbinding written notice of intent to place a bid, the trustee sale becomes final after 15 days. Existing law requires the bid or written notice of intent to place a bid to be sent to the trustee in certain ways and received no later than 15 days after the trustee sale. Additionally, the trustee sale may become final based upon the date a representative of all eligible tenant buyers submits to the trustee a bid in an amount equal to the last and highest bid at the trustee's sale in the form of payment, as specified, and satisfies other conditions, including receipt by the trustee no later than 45 days after the trustee sale. Finally, the trustee sale may become final 45 days after an eligible bidder, as defined, submits to the trustee a bid in an amount that exceeds the last and highest bid at the trustee's sale in form of payment, as specified.

This bill would revise the above-described process, operative until January 1, 2026, for finalizing the trustee sale. In this regard, the bill would provide that certain information to be submitted to a trustee be provided as an affidavit or declaration given under penalty of perjury, as specified. By expanding the crime of perjury, this bill would impose a state-mandated local program. The bill would authorize the trustee to reasonably rely on such an affidavit or declaration. The bill would impose additional limits on who may be a prospective owner-occupant for these purposes. The bill would prescribe requirements regarding the times by which bids are required to be received and the information that is to accompany them. The bill would specify a limit on the information that a trustee is able to provide to eligible bidders or to

*persons considering whether to submit a bid or notice of intent to bid. The bill would also extend the date that the trustee's sale is deemed perfected, if an eligible bidder submits a written notice of intent to bid, based on the recording of the trustee's deed, as described above, from 48 days to 60 days. The bill would require these changes to become operative on January 1, 2022.*

*(3) Existing law creates the California Exposition and State Fair (Cal Expo) as a separate entity in state government, governed by a board of directors. Existing law authorizes the Cal Expo board of directors to use or manage any of its property for any purpose, with the approval of the Department of General Services. The Bushy Lake Preservation Act requires the Cal Expo board to preserve the Bushy Lake area consistent with the features of a natural preserve, and to manage, or provide, pursuant to an agreement with the American River Parkway Manager, for the management of the Bushy Lake area in accordance with land use designations and policies of the American River Parkway Plan, as defined by the Urban American River Parkway Preservation Act.*

*This bill, among other things, would authorize the Cal Expo board of directors to enter a 5-year agreement with the City of Sacramento (city) and the County of Sacramento (county) for the use of a specified parcel of property, known as Cal Expo Lot Z, for the purposes of providing emergency shelter and other services to individuals experiencing homelessness. The bill would authorize the city and the county to contract with a service provider for this purpose, and would authorize the city and the county to include mental health and substance abuse programs and emergency and interim housing solutions on the Cal Expo Lot Z property. The bill would require the governing bodies of the city and the county to each approve any agreement for the use of the Cal Expo Lot Z property at an open meeting. The bill would require the city and the county to prioritize the provision of emergency shelter and services to specified persons illegally camping in areas of the American River Parkway, as specified.*

*This bill would provide that any agreement pursuant these provisions are exempt from the Bushy Lake Preservation Act and the Urban American River Parkway Preservation Act and would require the city and the county to take specified actions when establishing emergency shelter and other services on the Cal Expo Lot Z property.*

(4) Existing law prescribes requirements for the disposal of surplus land by a local agency, as defined. Existing law provides that certain dispositions of real property by local agencies are subject to surplus land disposal procedures as they existed on December 31, 2019, without regard to specified amendments that took effect on January 1, 2020, if those dispositions comply with specified requirements.

This bill would additionally provide that the surplus land disposal procedures as they existed on December 31, 2019, apply if a local agency, as of September 30, 2019, has entered into an exclusive negotiating agreement or legally binding agreement to dispose of property related to the Metro North Hollywood Joint Development Project, provided that the disposition is completed not later than December 31, 2024. The bill would extend these dates in the event of a judicial challenge to 6 months following the final conclusion of litigation.

This bill would make legislative findings and declarations as to the necessity of a special statute for the County of Los Angeles.

(5) Existing law establishes, among various other programs intended to address homelessness in this state, the Homeless Housing, Assistance, and Prevention program for the purpose of providing jurisdictions with one-time grant funds to support regional coordination and expand or develop local capacity to address their immediate homelessness challenges informed by a best-practices framework focused on moving homeless individuals and families into permanent housing and supporting the efforts of those individuals and families to maintain their permanent housing. Existing law provides for the allocation of funding under the program upon appropriation among continuums of care, cities, counties, and tribal applicants in 4 rounds. Under existing law, the Business, Consumer Services, and Housing Agency administers the first round of funding under the program and the Homeless Coordinating and Financing Council administers all subsequent rounds.

Existing law requires that not more than 2%, or \$20,000,000, of the amount of round 3 program funds be available to tribal applicants, as defined, and allocated in accordance with specified requirements. Existing law requires a tribal applicant seeking an allocation of these funds to submit an application to the council no later than June 30, 2023, as provided, and that any funds available for tribal applicants that are unallocated as of July 1, 2025, be allocated as bonus awards to other eligible applicants, as provided.

*This bill would instead require a tribal applicant seeking an allocation of these funds to submit an application to the council, as described above, no later than June 30, 2022. The bill would also instead require that funds available to tribal applicants be allocated as bonus awards, as described above, if those funds are unallocated as of July 1, 2024.*

*Upon appropriation, existing law requires the council to allocate \$1,000,000,000 in the 2021–22 fiscal year for round 3 of the program, and \$1,000,000,000 in the 2022–23 fiscal year for round 4 of the program. Existing law requires an applicant seeking an allocation of round 3 program funds to submit a standard agreement, which is due within 30 days after the date the council makes that standard agreement available, as provided. Existing law requires the council to allocate 20% of the eligible city’s, county’s, or continuum of care’s total allocation of round 3 program funds upon receipt of the standard agreement from the applicant. To receive the balance of its round 3 program allocation, the applicant is required by existing law to submit an application by June 30, 2022. Existing law requires that an applicant seeking an allocation of round 4 program funds submit an application within 60 days from the date the council makes the application available, as provided.*

*For round 3 program allocations, existing law requires that priority for initial funds be for systems improvement, including capacity building and workforce development for the jurisdiction’s administering staff and providers and improving coordinated entry systems to eliminate racial bias or to create a youth-specific coordinated entry system. Existing law requires that the application for the balance of round 3 program funds include, among other things, a narrative that includes specified information. Existing law requires that the narrative include an outline of proposed uses of funds requested and an explanation of how the proposed use of funds will complement the funds and equitably close the gaps identified in the application as provided. Existing law requires that the narrative include specific and quantifiable systems improvements, including, among other things, capacity building and workforce development for the jurisdiction’s administering staff and providers, including technical assistance to culturally specific providers, and improving coordinated entry systems to eliminate racial bias or to create a youth-specific coordinated entry system. Existing law also requires that the application for the balance of round 3 program funds establish outcome goals that prevent and reduce homelessness over a 3-year period, as specified.*

*This bill would, instead, require that initial round 3 program funds used for capacity building and workforce development be for service providers within the jurisdiction, including removing barriers to contracting with culturally specific service providers and building capacity of providers to administer culturally specific services. This bill would also, instead, provide that initial round 3 program funds used for systems improvement may be used for improving coordinated entry systems to strengthen coordinated entry systems to eliminate racial bias, to create a youth-specific coordinated entry system or youth-specific coordinated entry access points, or to improve the coordinated entry assessment tool to ensure that it contemplates the specific needs of youth experiencing homelessness. The bill would similarly revise the required specific and quantifiable systems improvements included in the narrative of an application for the balance of round 3 program funds, to require that these improvements include (A) capacity building and workforce development for service providers within the jurisdiction, as provided, and (B) improving coordinated entry systems to strengthen coordinated entry systems to eliminate racial bias, to create a youth-specific coordinated entry system or youth-specific coordinated entry access points, or to improve the coordinated entry assessment tool to ensure that it contemplates the specific needs of youth experiencing homelessness. The bill would also, instead, require that the outline of proposed uses included in the narrative of an application, as described above, contain an explanation of how the proposed use of funds will complement existing local, state, and federal funds and equitably close the gaps identified in the application. The bill would also, instead, require that the outcome goals in an application for the balance of round 3 program funds prevent and reduce homelessness from July 1, 2021, through June 30, 2024.*

*For round 4 program allocations, existing law requires that the application include new outcome goals that are specific, ambitious, achievable, and quantifiable to prevent and reduce homelessness over a 3-year period, as specified. Existing law also requires that the application include a narrative, similar to the application for the balance of round 3 program funds, as described above. Existing law requires that the narrative include an outline of proposed uses of funds requested and an explanation of how the proposed use of funds will complement the funds and equitably close the gaps identified in the application as provided. Existing law also requires that the narrative include specific and quantifiable systems improvements, including,*

*among other things, capacity building and workforce development for the jurisdiction's administering staff and providers, including technical assistance to culturally specific providers.*

*This bill would, instead, require that the outcome goals in an application for round 4 program funds prevent and reduce homelessness from July 1, 2022, through June 30, 2025. The bill would also, instead, require the outline of proposed uses included in the narrative of an application for round 4 program funds to contain an explanation of how the proposed use of funds will complement existing local, state, and federal funds and equitably close the gaps identified in the application. The bill would also revise the required specific and quantifiable systems improvements included in the narrative of the application to, instead, include capacity building and workforce development for service providers within the jurisdiction, including removing barriers to contracting with culturally specific service providers and building capacity of providers to administer culturally specific services*

*This bill would make various technical changes to round 3 and round 4 of the Homeless Housing, Assistance, and Prevention program.*

*(6) Existing law establishes the Regional Early Action Planning Grants Program of 2021 for the purpose of providing regions with funding, including grants, for transformative planning and implementation activities, as defined. Existing law requires the Department of Housing and Community Development to develop and administer the program, in collaboration with the Office of Planning and Research, the Strategic Growth Council, and the State Air Resources Board, and to distribute funds to specified eligible entities, upon appropriation, in accordance with specified requirements. Existing law requires that moneys appropriated for purposes of the program be allocated only to specified entities before any suballocation to other eligible entities. Under existing law, until December 31, 2022, an eligible entity may request an allocation of funds under the program by submitting an application that includes specified information, including, among other things, an allocation budget for the funds provided to it and an explanation of how the proposed uses will meet the definition of transformative planning and implementation activities.*

*This bill would additionally require that the application for an allocation of funds under the program include an explanation of how proposed uses will advance equity by benefiting disadvantaged and historically underserved communities.*

*Existing law requires that 85% of the amount appropriated for purposes of the program be available to specified regional entities, including, among others, the Metropolitan Transportation Commission and the Southern California Association of Governments. Existing law, commencing January 1, 2022, authorizes these specified regional entities to request up to 10% of the funding available to an entity under the program in advance of a full request to develop and accelerate the implementation of certain application requirements.*

*This bill would expand the scope of regional entities eligible for the 85% of moneys appropriated for the program and to request up to 10% of their allocation, as described above, to include, among others, the Santa Barbara County Association of Governments, the Shasta County Regional Transportation Agency, and the Tahoe Regional Planning Agency.*

*Existing law requires that 5% of the amount appropriated for purposes of the program be available to specified regional entities. Existing law authorizes the department to develop a streamlined application procedure that accounts for the limited resources generally among these regional entities.*

*This bill would, instead, require that the 5% of moneys appropriated for the program and streamlined application process, as described above, be available to eligible entities located within specified counties.*

*Existing law requires that a recipient of funds under the program expend those funds no later than June 30, 2024. Existing law also requires a recipient to submit annual reports to the department and to submit a final report no later than June 30, 2025, as provided.*

*This bill would, instead, require that a recipient of funds under the program obligate those funds no later than June 30, 2024, and expend those funds no later than June 30, 2026. The bill would also extend the deadline to submit a final report under the program from June 30, 2025, to June 30, 2026.*

*(7) This bill would appropriate \$30,000,000, available for encumbrance or expenditure through June 30, 2024, from the Labor and Workforce Development Fund for support of the Department of Industrial Relations for strategic enforcement focused on construction, alteration, and repair projects for publicly funded residential projects, including the Multifamily Housing Program.*

*(8) The California Constitution requires the state to reimburse local agencies and school districts for certain costs mandated by the state.*

*Statutory provisions establish procedures for making that reimbursement.*

*This bill would provide that no reimbursement is required by this act for a specified reason.*

*(9) This bill would declare that it is to take effect immediately as a bill providing for appropriations related to the Budget Bill.*

~~This bill would express the intent of the Legislature to enact statutory changes, relating to the Budget Act of 2021.~~

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

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

1     SECTION 1. Section 2924h of the Civil Code, as amended by  
2     Section 5 of Chapter 202 of the Statutes of 2020, is amended to  
3     read:

4     2924h. (a) Each and every bid made by a bidder at a trustee’s  
5     sale under a power of sale contained in a deed of trust or mortgage  
6     shall be deemed to be an irrevocable offer by that bidder to  
7     purchase the property being sold by the trustee under the power  
8     of sale for the amount of the bid. Any second or subsequent bid  
9     by the same bidder or any other bidder for a higher amount shall  
10    be a cancellation of the prior bid.

11    (b) At the trustee’s sale the trustee shall have the right (1) to  
12    require every bidder to show evidence of the bidder’s ability to  
13    deposit with the trustee the full amount of their final bid in cash,  
14    a cashier’s check drawn on a state or national bank, a check drawn  
15    by a state or federal credit union, or a check drawn by a state or  
16    federal savings and loan association, savings association, or savings  
17    bank specified in Section 5102 of the Financial Code and  
18    authorized to do business in this state, or a cash equivalent which  
19    has been designated in the notice of sale as acceptable to the trustee  
20    prior to, and as a condition to, the recognizing of the bid, and to  
21    conditionally accept and hold these amounts for the duration of  
22    the sale, and (2) to require the last and highest bidder to deposit,  
23    if not deposited previously, the full amount of the bidder’s final  
24    bid in cash, a cashier’s check drawn on a state or national bank, a  
25    check drawn by a state or federal credit union, or a check drawn  
26    by a state or federal savings and loan association, savings  
27    association, or savings bank specified in Section 5102 of the

1 Financial Code and authorized to do business in this state, or a  
2 cash equivalent which has been designated in the notice of sale as  
3 acceptable to the trustee, immediately prior to the completion of  
4 the sale, the completion of the sale being so announced by the fall  
5 of the hammer or in another customary manner. The present  
6 beneficiary of the deed of trust under foreclosure shall have the  
7 right to offset their bid or bids only to the extent of the total amount  
8 due the beneficiary including the trustee's fees and expenses.

9 (c) In the event the trustee accepts a check drawn by a credit  
10 union or a savings and loan association pursuant to this subdivision  
11 or a cash equivalent designated in the notice of sale, the trustee  
12 may withhold the issuance of the trustee's deed to the successful  
13 bidder submitting the check drawn by a state or federal credit union  
14 or savings and loan association or the cash equivalent until funds  
15 become available to the payee or endorsee as a matter of right.

16 For the purposes of this subdivision, the trustee's sale shall be  
17 deemed final upon the acceptance of the last and highest bid, and  
18 shall be deemed perfected as of 8 a.m. on the actual date of sale  
19 if the trustee's deed is recorded within ~~18~~ 21 calendar days after  
20 the sale, or the next business day following the ~~18th~~ 21st day if  
21 the county recorder in which the property is located is closed on  
22 the ~~18th~~ 21st day. If an eligible bidder submits a written notice of  
23 intent to bid pursuant to paragraph (3) of subdivision (c) of Section  
24 2924m, the trustee's sale shall be deemed perfected as of 8 a.m.  
25 on the actual date of sale if the trustee's deed is recorded within  
26 ~~48~~ 60 calendar days after the sale or the next business day  
27 following the ~~48th~~ 60th day if the county recorder in which the  
28 property is located is closed on the ~~48th~~ 60th day. However, the  
29 sale is subject to an automatic rescission for a failure of  
30 consideration in the event the funds are not "available for  
31 withdrawal" as defined in Section 12413.1 of the Insurance Code.  
32 The trustee shall send a notice of rescission for a failure of  
33 consideration to the last and highest bidder submitting the check  
34 or alternative instrument, if the address of the last and highest  
35 bidder is known to the trustee.

36 If a sale results in an automatic right of rescission for failure of  
37 consideration pursuant to this subdivision, the interest of any  
38 lienholder shall be reinstated in the same priority as if the previous  
39 sale had not occurred.

1 (d) If the trustee has not required the last and highest bidder to  
2 deposit the cash, a cashier's check drawn on a state or national  
3 bank, a check drawn by a state or federal credit union, or a check  
4 drawn by a state or federal savings and loan association, savings  
5 association, or savings bank specified in Section 5102 of the  
6 Financial Code and authorized to do business in this state, or a  
7 cash equivalent which has been designated in the notice of sale as  
8 acceptable to the trustee in the manner set forth in paragraph (2)  
9 of subdivision (b), the trustee shall complete the sale. If the last  
10 and highest bidder then fails to deliver to the trustee, when  
11 demanded, the amount of their final bid in cash, a cashier's check  
12 drawn on a state or national bank, a check drawn by a state or  
13 federal credit union, or a check drawn by a state or federal savings  
14 and loan association, savings association, or savings bank specified  
15 in Section 5102 of the Financial Code and authorized to do business  
16 in this state, or a cash equivalent which has been designated in the  
17 notice of sale as acceptable to the trustee, that bidder shall be liable  
18 to the trustee for all damages which the trustee may sustain by the  
19 refusal to deliver to the trustee the amount of the final bid,  
20 including any court costs and reasonable attorneys' fees.

21 If the last and highest bidder willfully fails to deliver to the  
22 trustee the amount of their final bid in cash, a cashier's check  
23 drawn on a state or national bank, a check drawn by a state or  
24 federal credit union, or a check drawn by a state or federal savings  
25 and loan association, savings association, or savings bank specified  
26 in Section 5102 of the Financial Code and authorized to do business  
27 in this state, or a cash equivalent which has been designated in the  
28 notice of sale as acceptable to the trustee, or if the last and highest  
29 bidder cancels a cashiers check drawn on a state or national bank,  
30 a check drawn by a state or federal credit union, or a check drawn  
31 by a state or federal savings and loan association, savings  
32 association, or savings bank specified in Section 5102 of the  
33 Financial Code and authorized to do business in this state, or a  
34 cash equivalent that has been designated in the notice of sale as  
35 acceptable to the trustee, that bidder shall be guilty of a  
36 misdemeanor punishable by a fine of not more than two thousand  
37 five hundred dollars (\$2,500).

38 In the event the last and highest bidder cancels an instrument  
39 submitted to the trustee as a cash equivalent, the trustee shall  
40 provide a new notice of sale in the manner set forth in Section

1 2924f and shall be entitled to recover the costs of the new notice  
 2 of sale as provided in Section 2924c.

3 (e) Any postponement or discontinuance of the sale proceedings  
 4 shall be a cancellation of the last bid.

5 (f) Except as specifically provided in Section 2924m, in the  
 6 event that this section conflicts with any other statute, then this  
 7 section shall prevail.

8 (g) It shall be unlawful for any person, acting alone or in concert  
 9 with others, (1) to offer to accept or accept from another, any  
 10 consideration of any type not to bid, or (2) to fix or restrain bidding  
 11 in any manner, at a sale of property conducted pursuant to a power  
 12 of sale in a deed of trust or mortgage. However, it shall not be  
 13 unlawful for any person, including a trustee, to state that a property  
 14 subject to a recorded notice of default or subject to a sale conducted  
 15 pursuant to this chapter is being sold in an “as-is” condition.

16 In addition to any other remedies, any person committing any  
 17 act declared unlawful by this subdivision or any act which would  
 18 operate as a fraud or deceit upon any beneficiary, trustor, or junior  
 19 lienor shall, upon conviction, be fined not more than ten thousand  
 20 dollars (\$10,000) or imprisoned in the county jail for not more  
 21 than one year, or be punished by both that fine and imprisonment.

22 (h) This section shall remain in effect only until January 1, 2026,  
 23 and as of that date is repealed, unless a later enacted statute that  
 24 is enacted before January 1, 2026, deletes or extends that date.

25 (i) *The amendments made to this section by the bill adding this*  
 26 *subdivision shall become operative on January 1, 2022.*

27 *SEC. 2. Section 2924m of the Civil Code is amended to read:*

28 2924m. (a) For purposes of this section:

29 (1) “Prospective owner-occupant” means a natural person who  
 30 presents to the trustee an affidavit *or declaration, pursuant to*  
 31 *Section 2015.5 of the Code of Civil Procedure*, that:

32 (A) They will occupy the property as their primary residence  
 33 within 60 days of the trustee’s deed being recorded.

34 (B) They will maintain their occupancy for at least one year.

35 (C) *They are not any of the following:*

36 (i) *The mortgagor or trustor.*

37 ~~(C)~~

38 (ii) ~~They are not the mortgagor or trustor, or the~~ *The child,*  
 39 spouse, or parent of the mortgagor or trustor.

1 (iii) *The grantor of a living trust that was named in the title to*  
2 *the property when the notice of default was recorded.*

3 (iv) *An employee, officer, or member of the mortgagor or trustor.*

4 (v) *A person with an ownership interest in the mortgagor, unless*  
5 *the mortgagor is a publicly traded company.*

6 (D) They are not acting as the agent of any other person or entity  
7 in purchasing the real property.

8 (2) “Eligible tenant buyer” means a natural person who at the  
9 time of the trustee’s sale:

10 (A) Is occupying the real property as their primary residence.

11 (B) Is occupying the real property under a rental or lease  
12 agreement entered into as the result of an arm’s length transaction  
13 with the mortgagor or trustor on a date prior to the recording of  
14 the ~~Notice of Default~~ *notice of default* against the property.

15 (C) Is not the mortgagor or trustor, or the child, spouse, or parent  
16 of the mortgagor or trustor.

17 (3) “Eligible bidder” means any of the following:

18 (A) An eligible tenant buyer.

19 (B) A prospective owner-occupant.

20 (C) A nonprofit association, nonprofit corporation, or  
21 cooperative corporation in which an eligible tenant buyer or a  
22 prospective owner-occupant is a voting member or director.

23 (D) An eligible nonprofit corporation based in California whose  
24 primary activity is the development and preservation of affordable  
25 rental housing.

26 (E) A limited partnership in which the managing general partner  
27 is an eligible nonprofit corporation based in California whose  
28 primary activity is the development and preservation of affordable  
29 housing.

30 (F) A limited liability company in which the managing member  
31 is an eligible nonprofit corporation based in California whose  
32 primary activity is the development and preservation of affordable  
33 rental housing.

34 (G) A community land trust, as defined in clause (ii) of  
35 subparagraph (C) of paragraph (11) of subdivision (a) of Section  
36 402.1 of the Revenue and Taxation Code.

37 (H) A limited-equity housing cooperative as defined in Section  
38 817.

1 (I) The state, the Regents of the University of California, a  
2 county, city, district, public authority, or public agency, and any  
3 other political subdivision or public corporation in the state.

4 (b) Nothing in this section shall prevent an eligible tenant buyer  
5 who meets the conditions set forth in paragraph (1) of subdivision  
6 (a) from being deemed a prospective owner-occupant.

7 (c) A trustee's sale of property under a power of sale contained  
8 in a deed of trust or mortgage on real property containing one to  
9 four residential units pursuant to Section 2924g shall not be deemed  
10 final until the earliest of the following:

11 (1) If a prospective owner-occupant is the last and highest bidder  
12 at the trustee's sale, the date upon which the conditions set forth  
13 in Section 2924h of the Civil Code for the sale to become final are  
14 met. The trustee shall require the prospective owner-occupant to  
15 submit the affidavit *or declaration* described in paragraph (1) of  
16 subdivision ~~(a)~~: *(a) at the trustee's sale or to the trustee by 5 p.m.*  
17 *on the next business day following the trustee's sale.* The trustee  
18 may reasonably rely upon this ~~affidavit~~: *affidavit or declaration.*

19 (2) Fifteen days after the trustee's sale unless at least one eligible  
20 tenant buyer or eligible bidder submits to the trustee either a bid  
21 pursuant to paragraph (3) or (4) or a nonbinding written notice of  
22 intent to place such a bid. The bid or written notice of intent to  
23 place a bid ~~shall be sent to the trustee by certified mail, overnight~~  
24 ~~delivery, or other method that allows for confirmation of the~~  
25 ~~delivery date and shall be received by the trustee no later than 15~~  
26 ~~days after the trustee's sale.~~ *shall:*

27 (A) *Be sent to the trustee by certified mail, overnight delivery,*  
28 *or other method that allows for confirmation of the delivery date.*

29 (B) *Be accompanied by an affidavit or declaration, pursuant to*  
30 *Section 2015.5 of the Code of Civil Procedure, identifying the*  
31 *category set forth in paragraph (3) of subdivision (a) to which the*  
32 *person submitting the bid or nonbinding written notice of intent*  
33 *belongs and stating that the person meets the criteria for that*  
34 *category. The trustee may reasonably rely on this affidavit or*  
35 *declaration.*

36 (C) *Be received by the trustee no later than 5 p.m. on the 15th*  
37 *day after the trustee's sale.*

38 (D) *Contain a current telephone number and return mailing*  
39 *address for the person submitting the bid or nonbinding written*  
40 *notice of intent.*

1 (3) (A) The date upon which a representative of all of the  
2 eligible tenant buyers submits to the trustee a bid in an amount  
3 equal to the full amount of the last and highest bid at the trustee's  
4 sale, in the form of cash, a cashier's check drawn on a state or  
5 national bank, a cashier's check drawn by a state or federal credit  
6 union, or a cashier's check drawn by a state or federal savings and  
7 loan association, savings association, or savings bank specified in  
8 Section 5102 of the Financial Code and authorized to do business  
9 in this state. This bid ~~shall be accompanied by an affidavit stating~~  
10 ~~that the persons represented meet the criteria set forth in paragraph~~  
11 ~~(2) of subdivision (a). The trustee may reasonably rely on this~~  
12 ~~affidavit. The bid and affidavit shall be sent to the trustee by~~  
13 ~~certified mail, overnight delivery, or other method that allows for~~  
14 ~~confirmation of the delivery date and shall be received by the~~  
15 ~~trustee no later than 45 days after the trustee's sale. If this occurs,~~  
16 ~~the eligible tenant buyers shall be deemed the last and highest~~  
17 ~~bidder pursuant to the power of sale. shall:~~

18 (i) *Be sent to the trustee by certified mail, overnight delivery,*  
19 *or other method that allows for confirmation of the delivery date*  
20 *and shall*

21 (ii) *Be accompanied by an affidavit or declaration, pursuant to*  
22 *Section 2015.5 of the Code of Civil Procedure, stating that the*  
23 *persons represented meet the criteria set forth in paragraph (2)*  
24 *of subdivision (a), and that the persons represented are all of the*  
25 *eligible tenant buyers. The trustee may reasonably rely on this*  
26 *affidavit or declaration.*

27 (iii) *Meet either of the following criteria:*

28 (I) *Be received by the trustee no later than 5 p.m. on the 15th*  
29 *day after the trustee's sale.*

30 (II) *Be received by the trustee no later than 5 p.m. on the 45th*  
31 *day after the trustee's sale, if at least one of the eligible tenant*  
32 *buyers submitted a nonbinding written notice of intent to place a*  
33 *bid pursuant to paragraph (2).*

34 (iv) *Contain a current telephone number and return mailing*  
35 *address for the person submitting the bid.*

36 (B) *If the conditions in this paragraph are satisfied, the eligible*  
37 *tenant buyers shall be deemed the last and highest bidder pursuant*  
38 *to the power of sale.*

39 (4) (A) Forty-five days after the trustee's sale, except that  
40 during the 45-day period, an eligible bidder may submit to the

1 trustee a bid in an amount that exceeds the last and highest bid at  
2 the trustee's sale, in the form of cash, a cashier's check drawn on  
3 a state or national bank, a cashier's check drawn by a state or  
4 federal credit union, or a cashier's check drawn by a state or federal  
5 savings and loan association, savings association, or savings bank  
6 specified in Section 5102 of the Financial Code and authorized to  
7 do business in this state. The bid shall be accompanied by an  
8 affidavit identifying the category set forth in paragraph (3) of  
9 subdivision (a) to which the eligible bidder belongs and stating  
10 that the eligible bidder meets the criteria for that category. The  
11 trustee may reasonably rely on this affidavit. The bid and affidavit  
12 shall be sent to the trustee by certified mail, overnight delivery, or  
13 other method that allows for confirmation of the delivery date and  
14 shall be received by the trustee no later than 45 days after the  
15 trustee's sale. As of 5 p.m. on the 45th day after the trustee's sale,  
16 if one or more eligible bidders has submitted a bid, the eligible  
17 bidder that submitted the highest bid shall be deemed the last and  
18 highest bidder pursuant to the power of sale. The trustee shall  
19 return any losing bid to the eligible bidder that submitted it. shall:

20 (i) Be sent to the trustee by certified mail, overnight delivery,  
21 or other method that allows for confirmation of the delivery date.

22 (ii) Be accompanied by an affidavit or declaration, pursuant to  
23 Section 2015.5 of the Code of Civil Procedure, identifying the  
24 category set forth in paragraph (3) of subdivision (a) to which the  
25 eligible bidder belongs and stating that the eligible bidder meets  
26 the criteria for that category. The trustee may reasonably rely on  
27 this affidavit or declaration.

28 (iii) Be received by the trustee no later than 5 p.m. on the 45th  
29 day after the trustee's sale, if the eligible bidder submitted a  
30 nonbinding written notice of intent to bid pursuant to paragraph  
31 (2).

32 (iv) Contain a current telephone number and return mailing  
33 address for the person submitting the bid.

34 (B) As of 5 p.m. on the 45th day after the trustee's sale, if one  
35 or more eligible bidders has submitted a bid that meets the  
36 conditions in this paragraph, the eligible bidder that submitted  
37 the highest bid shall be deemed the last and highest bidder  
38 pursuant to the power of sale. The trustee shall return any losing  
39 bid to the eligible bidder that submitted it.

1 (d) If the conditions set forth in paragraph (1) of subdivision  
2 (c) for a sale to be deemed final are not met, then:

3 (1) Not later than 48 hours after the trustee's sale of property  
4 under Section 2924g, the trustee or an authorized agent shall post  
5 on the internet website set forth on the notice of sale, as required  
6 under paragraph (8) of subdivision (b) of section 2924f, the  
7 following information:

8 (A) The date on which the trustee's sale took place.

9 (B) The amount of the last and highest bid at the trustee's sale.

10 (C) An address at which the trustee can receive documents sent  
11 by United States mail and by a method of delivery providing for  
12 overnight delivery.

13 (2) The information required to be posted on the internet website  
14 under paragraph (1) shall also be made available not later than 48  
15 hours after the trustee's sale of property under section 2924g by  
16 calling the telephone number set forth on the notice of sale as  
17 required under paragraph (8) of subdivision (b) of section 2924f.

18 (3) The information required to be provided under paragraphs  
19 (1) and (2) shall be made available using the file number assigned  
20 to the case that is set forth on the notice of sale as required under  
21 paragraph (8) of subdivision (b) of section 2924f.

22 (4) The information required to be provided under paragraphs  
23 (1) and (2) shall be made available for a period of not less than 45  
24 days after the sale of property under section 2924g.

25 (5) A disruption of any of these methods of providing the  
26 information required under paragraphs (1) and (2) to allow for  
27 reasonable maintenance or due to a service outage shall not be  
28 deemed to be a violation of this subdivision.

29 (6) *The information to be provided by the trustee to eligible*  
30 *bidders or to persons considering whether to submit a bid or notice*  
31 *of intent to bid pursuant to this section is limited to the information*  
32 *set forth in paragraph (1).*

33 (e) A prospective owner-occupant shall not be in violation of  
34 this section if a legal owner's compliance with the requirements  
35 of Section 2924n renders them unable to occupy the property as  
36 their primary residence within 60 days of the trustee's deed being  
37 recorded.

38 (f) This section shall prevail over any conflicting provision of  
39 Section 2924h.

1 (g) This section shall remain in effect only until January 1, 2026,  
2 and as of that date is repealed, unless a later enacted statute that  
3 is enacted before January 1, 2026, deletes or extends that date.

4 (h) *The amendments made to this section by the bill adding this*  
5 *subdivision shall become operative on January 1, 2022.*

6 SEC. 3. *Section 3332.2 is added to the Food and Agricultural*  
7 *Code, to read:*

8 3332.2. *Notwithstanding any other law, the board is authorized*  
9 *to enter into an agreement for the use of the Cal Expo Lot Z*  
10 *property with the City of Sacramento and the County of Sacramento*  
11 *for a term of five years, provided, however, that in no event shall*  
12 *the California Exposition and State Fair or the State of California*  
13 *be liable for any damages or losses arising directly or indirectly*  
14 *as a result of the use of Cal Expo Lot Z by the City of Sacramento*  
15 *and the County of Sacramento. Any agreement entered into*  
16 *pursuant to this section shall authorize the City of Sacramento*  
17 *and the County of Sacramento to provide on the Cal Expo Lot Z*  
18 *property emergency shelter and other services described in*  
19 *subdivision (b) to individuals experiencing homelessness. The city*  
20 *and the county may contract with a service provider for this*  
21 *purpose.*

22 (b) *Emergency shelter and services provided on the Cal Expo*  
23 *Lot Z property may include, but are not limited to, the following:*

24 (1) *Full-service, interdisciplinary resources, including mental*  
25 *health and substance abuse programs.*

26 (2) *Emergency and interim housing solutions, such as tiny*  
27 *homes, noncongregate shelters, or dormitory style housing, subject*  
28 *to the requirements of Section 8698.4 of the Government Code.*

29 (c) *Any agreement for the use of the Cal Expo Lot Z property*  
30 *shall be approved at an open meeting by the City Council of the*  
31 *City of Sacramento and the Board of Supervisors of the County of*  
32 *Sacramento.*

33 (d) (1) *The City of Sacramento and the County of Sacramento*  
34 *County shall prioritize the emergency shelter and services provided*  
35 *pursuant to this section in accordance with the following:*

36 (A) *First priority shall be given to persons illegally camping in*  
37 *areas of the American River Parkway that have a high risk of fire.*

38 (B) *Second priority shall be given to persons illegally camping*  
39 *within sensitive habitat areas of the American River Parkway.*

1 (C) *Third priority shall be given to persons illegally camping*  
2 *within other areas of or on lands that are adjacent to the American*  
3 *River Parkway.*

4 (2) *For purposes of this subdivision, “adjacent to” has the same*  
5 *meaning as subdivision (a) of Section 5845.2 of the Public*  
6 *Resources Code.*

7 (e) *Any agreement entered into pursuant to this section shall*  
8 *be exempt from the Bushy Lake Preservation Act (Chapter 9*  
9 *commencing with Section 5830) of Division 5 of the Public*  
10 *Resources Code) and the Urban American River Parkway*  
11 *Preservation Act (Chapter 10 (commencing with Section 5840) of*  
12 *Division 5 of the Public Resources Code). When establishing*  
13 *emergency shelter and other services on the Cal Expo Lot Z*  
14 *property, the city and the county shall take the following actions*  
15 *in accordance with the intent of the Bushy Lake Preservation Act*  
16 *and the Urban American River Parkway Preservation Act:*

17 (1) *Locating shelter facilities on the portion of the Cal Expo*  
18 *Lot Z property that is as far away as practicable from the sensitive*  
19 *habitat portions of Bushy Lake and is designed to minimize the*  
20 *facility’s footprint within the American River Parkway Plan.*

21 (2) *Incorporating fencing to discourage, to the extent practical,*  
22 *residents from entering or going to the sensitive Bushy Lake habitat*  
23 *areas.*

24 (3) *Incorporating measures to prevent trespassing or unlawful*  
25 *entry into the developed portions of Cal Expo or any other area*  
26 *not associated with Parking Lot Z.*

27 (f) *For purposes of this section “Cal Expo Lot Z” means a*  
28 *portion of the real property located at 500 Ethan Way, in the City*  
29 *of Sacramento, consisting of approximately 8.89 acres and*  
30 *commonly known as Cal Expo Lot Z.*

31 (g) *Nothing in this section reduces or waives any requirements*  
32 *to comply with the requirements necessary to qualify for state*  
33 *homelessness funding.*

34 (h) *For purposes of this section, any agreement is restricted to*  
35 *Lot Z, and not to interfere with the operations taking place within*  
36 *the state’s fairgrounds.*

37 *SEC. 4. Section 54234 of the Government Code is amended to*  
38 *read:*

39 54234. (a) (1) *If a local agency, as of September 30, 2019,*  
40 *has entered into an exclusive negotiating agreement or legally*

1 binding agreement to dispose of property, the provisions of this  
2 article as it existed on December 31, 2019, shall apply, without  
3 regard to the changes made to this article by Chapter 664 of the  
4 Statutes of 2019, and all subsequent amendments to this article,  
5 to the disposition of the property to the party that had entered into  
6 such agreement or its successors or assigns, provided the  
7 disposition is completed not later than December 31, 2022.

8 *(2) If a local agency, as of September 30, 2019, has entered into*  
9 *an exclusive negotiating agreement or legally binding agreement*  
10 *to dispose of property related to the Metro North Hollywood Joint*  
11 *Development Project, the provisions of this article as it existed on*  
12 *December 31, 2019, shall apply, without regard to the changes*  
13 *made to this article by Chapter 664 of the Statutes of 2019, and*  
14 *all subsequent amendments to this article, to the disposition of the*  
15 *property to the party that had entered into such agreement or its*  
16 *successors or assigns, provided the disposition is completed not*  
17 *later than December 31, 2024.*

18 ~~(2)~~

19 (3) If a local agency, as of September 30, 2019, has issued a  
20 competitive request for proposals for the development of property  
21 that includes at least 100 residential units and at least 25 percent  
22 of the total residential units are restricted to lower income  
23 households, as defined in Section 50079.5 of the Health and Safety  
24 Code, with an affordable housing cost or an affordable rent, as  
25 defined in Sections 50052.5 and 50053 of the Health and Safety  
26 Code, for a minimum of 55 years for rental housing and 45 years  
27 for ownership housing, the provisions of this article as it existed  
28 on December 31, 2019, shall apply, without regard to the changes  
29 made to this article by Chapter 664 of the Statutes of 2019, and  
30 all subsequent amendments to this article, to the disposition of the  
31 property to the party that participated in the competitive request  
32 for proposals process, or the party's successors or assigns, provided  
33 a disposition and development agreement for the property is entered  
34 into not later than December 31, 2024. A joint development  
35 involving multiple parcels shall meet the requirements of this  
36 paragraph so long as there was a single competitive request for  
37 proposals process and the joint development otherwise meets all  
38 the requirements listed in this paragraph. A "disposition and  
39 development agreement" means an agreement between the  
40 developer and the local agency that binds the developer to construct

1 a specific development and the local agency to dispose of the  
2 property if permits and other entitlements for the project are  
3 obtained. This paragraph shall not apply to land held in the  
4 Community Redevelopment Property Trust Fund pursuant to  
5 Section 34191.4 of the Health and Safety Code, or that has been  
6 designated in a long-range property management plan pursuant to  
7 Section 34191.5 of the Health and Safety Code. If the property is  
8 not disposed of pursuant to a qualifying disposition and  
9 development agreement before March 31, 2026, or if no disposition  
10 and development agreement is entered into before December 31,  
11 2024, then future negotiations for and disposition of the property  
12 shall be subject to the provisions of this article.

13 ~~(3)~~

14 (4) The dates specified in paragraphs ~~(1) and (2)~~ to (3), inclusive,  
15 by which the disposition of property must be completed shall be  
16 extended if the disposition of property, the local agency's right or  
17 ability to dispose of the property, or a development project for  
18 which the property is proposed to be transferred, is the subject of  
19 judicial challenge, by petition for writ of mandate, complaint for  
20 declaratory relief or otherwise, to the date that is six months  
21 following the final conclusion of such litigation.

22 (b) (1) With respect to land held in the Community  
23 Redevelopment Property Trust Fund pursuant to Section 34191.4  
24 of the Health and Safety Code, or that has been designated in a  
25 long-range property management plan pursuant to Section 34191.5  
26 of the Health and Safety Code, either for sale or retained for future  
27 development, this article as it existed on December 31, 2019,  
28 without regard to the changes made to this article by Chapter 664  
29 of the Statutes of 2019, and all subsequent amendments to this  
30 article, which take effect on January 1, 2020, shall apply to the  
31 disposition of that property if both of the following apply:

32 (A) An exclusive negotiating agreement or legally binding  
33 agreement for disposition is entered into not later than December  
34 31, 2020.

35 (B) The disposition is completed not later than December 31,  
36 2022.

37 (2) If land described in paragraph (1) is the subject of litigation,  
38 including, but not limited to, litigation challenging the disposition  
39 of such property, the right or ability to dispose of the property, or  
40 a development project for which such property is proposed to be

1 transferred, the dates specified in paragraph (1) shall be extended  
2 to the date that is six months following the final conclusion of such  
3 litigation.

4 (c) Nothing in this section shall authorize or excuse any violation  
5 of the provisions of this article as it existed on December 31, 2019,  
6 in the disposition of any property to which such provisions apply  
7 pursuant to subdivision (a) or (b).

8 *SEC. 5. Section 50218.6 of the Health and Safety Code is*  
9 *amended to read:*

10 50218.6. (a) Upon appropriation by the Legislature, one billion  
11 dollars (\$1,000,000,000) of the funds administered pursuant to  
12 this chapter shall be made available in the 2021–22 fiscal year for  
13 implementing round 3 of the program, as follows:

14 (1) Not more than 80 percent, or eight hundred million dollars  
15 (\$800,000,000), of the funding available pursuant to this section  
16 shall be available to applicants that are cities, counties, or  
17 continuums of care, as follows:

18 (A) Thirty percent, or two hundred forty million dollars  
19 (\$240,000,000), of the funds described in this paragraph shall be  
20 available to continuums of care. The council shall calculate these  
21 allocations to a continuum of care based on each continuum of  
22 care's proportionate share of the state's total homeless population,  
23 based on the homeless point-in-time count. The council shall not  
24 award more than 40 percent of the allocation made pursuant to  
25 this subparagraph to a continuum of care.

26 (B) Forty-two percent, or three hundred thirty-six million dollars  
27 (\$336,000,000), of the funds described in this paragraph shall be  
28 available to each city, or city that is also a county, that has a  
29 population of 300,000 or more, as of January 1, 2020, according  
30 to data published on the Department of Finance's internet website.  
31 The council shall calculate the allocation to a city based on the  
32 city's proportionate share of the total homeless population of the  
33 region served by the continuum of care within which the city is  
34 located, based on the homeless point-in-time count. The council  
35 shall not award more than 45 percent of the program allocation  
36 made pursuant to this subparagraph to a city. If more than one  
37 recipient within the continuum of care meets the requirements of  
38 this subparagraph, the proportionate share of funds shall be equally  
39 allocated to those jurisdictions.

1 (C) Twenty-eight percent, or two hundred twenty-four million  
2 dollars (\$224,000,000), of the funds described in this paragraph  
3 shall be available to each county. The council shall calculate the  
4 allocation to a county based on the county's proportionate share  
5 of the total homeless population of the region served by the  
6 continuum of care within which the county is located, based on  
7 the homeless point-in-time count. The council shall not award  
8 more than 40 percent of the program allocation made pursuant to  
9 this subparagraph to a county.

10 (2) (A) Except as otherwise provided in subparagraph (C) of  
11 paragraph (3), not more than 18 percent, or one hundred eighty  
12 million dollars (\$180,000,000), of the funding available pursuant  
13 to this section shall be set aside for awarding bonus funds pursuant  
14 to subdivision (g).

15 (B) The council shall determine bonus award allocations based  
16 on the proportionate share of the homeless population for each  
17 continuum of care, city, and county, based on the homeless  
18 point-in-time count, of each jurisdiction that is eligible for bonus  
19 funding pursuant to subdivision (g) relative to the total homeless  
20 population of all jurisdictions eligible for bonus funding, and using  
21 other factors necessary, so that the award allocation is equitable  
22 and reasonable for the mix of jurisdictions eligible for bonus  
23 funding.

24 (C) The council shall report to the chairs of the relevant fiscal  
25 and policy committees of both houses of the Legislature on the  
26 methodology used to determine the allocation of bonus funding  
27 within 30 days of making a determination on funding allocations.  
28 A report required to be submitted pursuant to this subparagraph  
29 shall be submitted in compliance with Section 9795 of the  
30 Government Code.

31 (3) Not more than 2 percent, or twenty million dollars  
32 (\$20,000,000), of the funding available pursuant to this section  
33 shall be available to tribal applicants. Notwithstanding any other  
34 provision of this chapter, the funds described in this paragraph  
35 shall be allocated as follows:

36 (A) A tribe may apply for program funds and the council shall  
37 make allocations to tribes on the basis of need. Tribes that apply  
38 for program funds pursuant to subparagraph (B) shall be allocated  
39 funds up to their requested amount, or up to a total of twenty  
40 million dollars (\$20,000,000) collectively among all tribal

1 applicants. If the total request for funds exceeds this amount, the  
2 council shall determine an allocation methodology based on each  
3 tribal applicant's proportionate share of need relative to all tribes  
4 that submit an application for funding.

5 (B) A tribal applicant seeking funds pursuant to this section  
6 shall submit an application to the council, in the form and manner  
7 prescribed by the council, no later than June 30, ~~2023~~, 2022, with  
8 the following information:

9 (i) The amount of grant funds the tribe is requesting.

10 (ii) An explanation of the tribe's local need, including an  
11 estimation of the number of people who need homelessness  
12 services and the current resources that exist.

13 (iii) A description of what services on which the tribe plans to  
14 spend its grant funds. These activities shall be allowable pursuant  
15 to subdivision (e) of Section 50220.7.

16 (C) Any funds available to tribal applicants pursuant to this  
17 paragraph that are unallocated as of July 1, ~~2025~~, 2024, shall be  
18 allocated as bonus awards pursuant to paragraph (2).

19 (D) A tribal applicant may partner with a local continuum of  
20 care or coordinated entry system.

21 (b) An applicant applying for round 3 program funds pursuant  
22 to this section shall comply with the requirements set forth in  
23 Section 50220.6.

24 (c) A program recipient shall not use funding from the program  
25 allocated under this section to supplant existing local funds for  
26 homelessness services under penalty of disallowance or reduction,  
27 or both, of future program funds, as determined by the council.

28 (d) (1) No more than 5 percent, or fifty million dollars  
29 (\$50,000,000), of the funds available pursuant to subdivision (a)  
30 shall be used to cover the council's costs of administration of this  
31 section, including state operations expenditures, statewide capacity  
32 building, providing ongoing training and technical assistance to  
33 recipients, and measuring data and performance.

34 (2) The council may expend administrative funds until December  
35 31, 2026, to complete grant close-out activities.

36 (e) A program recipient shall use at least 10 percent of the funds  
37 allocated under this section for services for homeless youth  
38 populations.

39 (f) Moneys allocated pursuant to this section shall be expended  
40 in compliance with Housing First.

1 (g) (1) (A) If, by July 1, 2024, a recipient has met its outcome  
2 goals, as approved by the council in the recipient’s application  
3 pursuant to subparagraph (C) of paragraph (3) of subdivision (b)  
4 of Section 50220.7, that recipient shall be eligible for bonus  
5 funding.

6 (B) The council shall determine whether a recipient has met its  
7 outcome goals, as approved by the council in the recipient’s  
8 application pursuant to subparagraph (C) of paragraph (3) of  
9 subdivision (b) of Section 50220.7, through July 1, 2024. The  
10 council shall award bonus funding pursuant to this section as soon  
11 as data becomes available, but no later than November 1, 2024.

12 (2) The council may provide exceptions to the requirement to  
13 meet outcome goals pursuant to subparagraph (A) of paragraph  
14 (1) if the recipient demonstrates hardship by a disaster for which  
15 a state of emergency is proclaimed by the Governor pursuant to  
16 Chapter 7 (commencing with Section 8550) of Division 1 of Title  
17 2 of the Government Code.

18 (h) Except as provided in paragraph (2) of subdivision (d), all  
19 round 3 program funds, including bonus funds, shall be expended  
20 by June 30, 2026.

21 *SEC. 6. Section 50220.7 of the Health and Safety Code is*  
22 *amended to read:*

23 50220.7. (a) (1) No later than September 15, 2021, the council  
24 shall issue a standard agreement for applicants to apply for round  
25 3 program funds, which shall include, at minimum, a requirement  
26 for applicants to submit an application that includes a local  
27 homelessness action plan and specific outcome goals based on the  
28 Homeless Management Information System performance metrics  
29 as described in subdivision (b).

30 (2) A standard agreement from an applicant shall be due to the  
31 council no later than 30 days from the date the council issues the  
32 standard agreement pursuant to paragraph (1).

33 (3) If an applicant does not submit a completed standard  
34 agreement by the deadline specified in paragraph (2), the council  
35 may distribute that applicant’s share of round 3 program funds to  
36 an eligible overlapping jurisdiction, as determined by the council.

37 (4) (A) (i) Upon receipt of a standard agreement, and except  
38 as otherwise provided in clause (ii), the council shall allocate 20  
39 percent of an eligible city’s, county’s, or continuum of care’s total  
40 allocation pursuant to subdivision (a) of Section 50218.6.

1 (ii) (I) A city, city and county, single continuum of care, or  
 2 county may apply jointly with a counterpart entity or entities. An  
 3 applicant that applies jointly pursuant to this paragraph shall instead  
 4 be allocated 25 percent of the jointly applying jurisdictions’ total  
 5 allocation pursuant to subdivision (a) of Section 50218.6.

6 (II) A joint application submitted pursuant to this clause shall  
 7 include, at minimum, evidence of collaboration between the jointly  
 8 applying applicants and an explanation of how the jointly applying  
 9 applicants will administer the funds allocated to them pursuant to  
 10 this section.

11 (B) A recipient may use initial funds awarded pursuant to this  
 12 paragraph to complete the local homeless action plan, required as  
 13 provided pursuant to paragraph (1) and in accordance with the  
 14 requirements of subparagraph (A) of paragraph (3) of subdivision  
 15 (b), including paying for any technical assistance or contracted  
 16 entities to support the completion of the homeless action plan.

17 (5) Priority for initial funds, above the costs of completing the  
 18 application, shall be for systems improvement, including, but not  
 19 limited to, all of the following:

20 (A) Capacity building and workforce development for ~~the~~  
 21 ~~jurisdiction’s administering staff and providers, service providers~~  
 22 ~~within the jurisdiction, including technical assistance removing~~  
 23 ~~barriers to contracting with culturally specific providers, service~~  
 24 ~~providers and building the capacity of providers to administer~~  
 25 ~~culturally specific services.~~

26 (B) Funding existing evidence-based programs serving people  
 27 experiencing homelessness.

28 (C) Investing in data systems to meet reporting requirements  
 29 or strengthen the recipient’s Homeless Management Information  
 30 System.

31 (D) Improving homeless point-in-time counts.

32 (E) Improving coordinated entry systems to *strengthen*  
 33 *coordinated entry systems to eliminate racial bias or bias, to create*  
 34 *a youth-specific coordinated entry system, system or youth-specific*  
 35 *coordinated entry access points, or to improve the coordinated*  
 36 *entry assessment tool to ensure that it contemplates the specific*  
 37 *needs of youth experiencing homelessness.*

38 (b) To receive the remaining balance of its round 3 program  
 39 allocation, an applicant shall submit an application to the council  
 40 by June 30, 2022, that includes a local homelessness action plan

1 and specific outcome goals in accordance with the following  
2 requirements:

3 (1) The applicant shall engage with the council on its local plan  
4 and outcome goals before submitting a complete application.

5 (2) For city, county, and continuum of care applicants, local  
6 homelessness action plans pursuant to subparagraph (A) of  
7 paragraph (3) and outcome goals pursuant to subparagraph (C) of  
8 paragraph (3) shall be agendaized at a regular meeting of the  
9 governing body, including receiving public comment, before being  
10 submitted to the council.

11 (3) A complete application submitted pursuant to this section  
12 shall provide the following information, in the form and manner  
13 prescribed by the council:

14 (A) A local homelessness action plan, which shall include all  
15 of the following:

16 (i) A local landscape analysis that assesses the current number  
17 of people experiencing homelessness and existing programs and  
18 funding which address homelessness within the jurisdiction,  
19 utilizing any relevant and available data from the Homeless Data  
20 Integration System, the United States Department of Housing and  
21 Urban Development's homeless point-in-time count, continuum  
22 of care housing inventory count, longitudinal systems analysis,  
23 and Stella tools, as well as any recently conducted local needs  
24 assessments.

25 (ii) Identification of the number of individuals and families  
26 served, including demographic information and intervention types  
27 provided, and demographic subpopulations that are underserved  
28 relative to their proportion of individuals experiencing  
29 homelessness in the jurisdiction.

30 (iii) Identification of all funds, including state, federal and local  
31 funds, currently being used, and budgeted to be used, to provide  
32 housing and homelessness-related services to persons experiencing  
33 homelessness or at imminent risk of homelessness, how this  
34 funding serves subpopulations, and what intervention types are  
35 funded through these resources.

36 (iv) Applicants may submit an analysis that was completed in  
37 the last three-years if it meets the requirements of this  
38 subparagraph, with any relevant updates to the current available  
39 funding.

40 (B) A narrative that includes the following:

- 1 (i) An outline of proposed uses of funds requested and an  
2 explanation of how the proposed use of funds will complement  
3 ~~the existing local, state, and federal~~ funds and equitably close the  
4 gaps identified pursuant to subparagraph (A).
- 5 (ii) Evidence of connection with the local homeless Coordinated  
6 Entry System.
- 7 (iii) An agreement to participate in a statewide Homeless Data  
8 Integration System, and to enter individuals served by this funding  
9 into the local Homeless Management Information System, in  
10 accordance with local protocols.
- 11 (iv) A demonstration of how the jurisdiction has coordinated,  
12 and will continue to coordinate, with other jurisdictions, including  
13 the specific role of each applicant in relation to other applicants  
14 in the region.
- 15 (v) A demonstration of the applicant's partnership with, or plans  
16 to use funding to increase partnership with, local health, behavioral  
17 health, social services, and justice entities and with people with  
18 lived experiences of homelessness.
- 19 (vi) A description of specific actions the applicant will take to  
20 ensure racial and gender equity in service delivery, housing  
21 placements, and housing retention and changes to procurement or  
22 other means of affirming racial and ethnic groups that are  
23 overrepresented among residents experiencing homelessness have  
24 equitable access to housing and services.
- 25 (vii) A description of how the applicant will make progress in  
26 preventing exits to homelessness from institutional settings, include  
27 plans to leverage funding from mainstream systems for  
28 evidence-based housing and housing-based solutions to  
29 homelessness.
- 30 (viii) Specific and quantifiable systems improvements that the  
31 applicant will take to improve the delivery of housing and services  
32 to people experiencing homelessness or at risk of homelessness,  
33 including, but not limited to, the following:
- 34 (I) Capacity building and workforce development for ~~the~~  
35 ~~jurisdiction's administering staff and providers, service providers~~  
36 ~~within the jurisdiction, including technical assistance removing~~  
37 ~~barriers to contracting with culturally specific providers, service~~  
38 ~~providers and building the capacity of providers to administer~~  
39 *culturally specific services.*

1 (II) Strengthening the data quality of the recipient’s Homeless  
2 Management Information System.

3 (III) Increasing capacity for pooling and aligning housing and  
4 services funding from existing, mainstream, and new funding.

5 (IV) Improving homeless point-in-time counts.

6 (V) Improving coordinated entry systems to *strengthen*  
7 *coordinated entry systems to eliminate racial bias or bias, to create*  
8 *a youth-specific coordinated entry system; system or youth-specific*  
9 *coordinated entry access points, or to improve the coordinated*  
10 *entry assessment tool to ensure that it contemplates the specific*  
11 *needs of youth experiencing homelessness.*

12 ~~(VI)~~

13 (ix) Plans shall include strategies to meet outcome goals pursuant  
14 to subparagraph (C).

15 (C) (i) Applicants shall establish outcome goals that prevent  
16 and reduce homelessness ~~over a threeyear period, from July 1,~~  
17 *2021, through June 30, 2024*, informed by the findings from the  
18 local landscape analysis described in subparagraph (A) and the  
19 jurisdiction’s base system performance measure from 2020 calendar  
20 year data in the Homeless Data Integration System. The outcome  
21 goals shall set definitive metrics, based on the United States  
22 Department of Housing and Urban Development’s system  
23 performance measures, for achieving the following:

24 (I) Reducing the number of persons experiencing homelessness.

25 (II) Reducing the number of persons who become homeless for  
26 the first time.

27 (III) Increasing the number of people exiting homelessness into  
28 permanent housing.

29 (IV) Reducing the length of time persons remain homeless.

30 (V) Reducing the number of persons who return to homelessness  
31 after exiting homelessness to permanent housing.

32 (VI) Increasing successful placements from street outreach.

33 (VII) Homeless Management Information System trackable  
34 data goals related to the outcome goals listed above as they apply  
35 to underserved populations and ~~over-represented~~ populations  
36 disproportionately impacted by homelessness.

37 (ii) Each applicant shall determine its outcome goals in  
38 consultation with the council, and shall not submit its final outcome  
39 goals before consulting with the council.

1 (iii) The council shall assess outcome goals in the application  
2 based on the information provided in the local homeless action  
3 plan and the applicant’s baseline data on the performance metrics  
4 described in this subparagraph and determine whether the outcome  
5 goals adequately further the objectives of reducing and preventing  
6 homelessness pursuant to this subparagraph.

7 (iv) Initial outcome goals should be met no later than June 30,  
8 2024, and outcome goals shall be updated regularly, as funding  
9 continues.

10 (c) The council may request additional documentation and  
11 information from the applicant during consultation consistent with  
12 respect to round 3 program allocations consistent with the  
13 requirements of subdivision (b).

14 (d) (1) Within 30 days of receiving the final applications  
15 pursuant to subdivision (b), the council shall either approve the  
16 application and issue the notice of award to allocate the remaining  
17 percent of an applicant’s funding pursuant to subdivision (a) of  
18 Section 50218.6 or return it to the applicant with written, detailed  
19 comments and request one or more of the following specific  
20 amendments to the application:

21 (A) Greater detail on any aspect of the application so that the  
22 council can ensure fidelity with the applicant’s proposed use of  
23 funds and agreed upon measurable outcome goals.

24 (B) Modifications or provision of additional information on the  
25 applicant’s proposed funding plan to ensure alignment with the  
26 applicant’s stated measurable outcome goals and with  
27 evidence-based solutions to reduce homelessness.

28 (C) Any other modifications or provision of information that  
29 would allow the council to better monitor and evaluate the  
30 applicant’s ability to meet objective outcome standards in  
31 accordance with Sections 50221, 50222, and 50223.

32 (2) An applicant whose application has been returned pursuant  
33 to paragraph (1) shall respond to the council’s requested  
34 amendments and submit a revised application within 30 days of  
35 receipt of the council’s detailed comments and request for specific  
36 amendments. If the revised application differs from the council’s  
37 requests, the applicant shall include an explanation of the  
38 differences and the rationale for departing from the council’s  
39 requested amendments.

1 (3) The council shall have 30 days to approve a revised  
2 application if, as amended, it addresses the council’s concerns or  
3 to provide the grantee with additional guidance and a deadline  
4 extension in the case of documented extenuating circumstance for  
5 further amending to fully address the council’s concerns.

6 (e) Except as provided in subdivision (f), a recipient of a round  
7 3 program allocation, including tribal recipients, shall expend funds  
8 on evidence-based solutions that address and prevent homelessness  
9 among eligible populations, including any of the following:

10 (1) Rapid rehousing, including rental subsidies and incentives  
11 to landlords, such as security deposits and holding fees.

12 (2) Operating subsidies in new and existing affordable or  
13 supportive housing units, emergency shelters, and navigation  
14 centers. Operating subsidies may include operating reserves.

15 (3) Street outreach to assist persons experiencing homelessness  
16 to access permanent housing and services.

17 (4) Services coordination, which may include access to  
18 workforce, education, and training programs, or other services  
19 needed to promote housing stability in supportive housing.

20 (5) Systems support for activities necessary to create regional  
21 partnerships and maintain a homeless services and housing delivery  
22 system, particularly for vulnerable populations, including families  
23 and homeless youth.

24 (6) Delivery of permanent housing and innovative housing  
25 solutions, such as hotel and motel conversions.

26 (7) Prevention and shelter diversion to permanent housing,  
27 including rental subsidies.

28 (8) Interim sheltering, limited to newly developed clinically  
29 enhanced congregate shelters, new or existing noncongregate  
30 shelters, and operations of existing navigation centers and shelters  
31 based on demonstrated need. Demonstrated need for purposes of  
32 this paragraph shall be based on the following:

33 (A) The number of available shelter beds in the city, county, or  
34 region served by a continuum of care.

35 (B) The number of people experiencing unsheltered  
36 homelessness in the homeless point-in-time count.

37 (C) Shelter vacancy rate in the summer and winter months.

38 (D) Percentage of exits from emergency shelters to permanent  
39 housing solutions.

40 (E) A plan to connect residents to permanent housing.

1 (F) Any new interim sheltering funded by round 3 funds must  
2 be low barrier, comply with Housing First as provided in Chapter  
3 6.5 (commencing with Section 8255) of Division 8 of the Welfare  
4 and Institutions Code, and prioritize interventions other than  
5 congregate shelters.

6 (9) Improvements to existing emergency shelters to lower  
7 barriers and increase privacy.

8 (f) An applicant shall not use more than 7 percent of a round 3  
9 program allocation for administrative costs incurred by the city,  
10 county, continuum of care, or tribe to administer its program  
11 allocation. For purposes of this subdivision, “administrative costs”  
12 does not include staff or other costs directly related to  
13 implementing activities funded by the program allocation.

14 (g) A recipient of a round 3 program allocation shall comply  
15 with Housing First as provided in Chapter 6.5 (commencing with  
16 Section 8255) of Division 8 of the Welfare and Institutions Code.

17 (h) Notwithstanding Section 27011 of the Government Code,  
18 or any other law governing the deposit of funds in the county  
19 treasury, a county may accept or deposit into the county treasury  
20 funds from any source for the purpose of administering a project,  
21 proposal, or program under this chapter.

22 (i) For purposes of Section 1090 of the Government Code, a  
23 representative of a county serving on a board, committee, or body  
24 with the primary purpose of administering funds or making funding  
25 recommendations for applications pursuant to this chapter shall  
26 have no financial interest in any contract, program, or project voted  
27 on by the board, committee, or body on the basis of the receipt of  
28 compensation for holding public office or public employment as  
29 a representative of the county.

30 (j) The council and recipients shall post final round 3 program  
31 applications to their respective internet websites within 30 days  
32 of disbursement to the applicant.

33 (k) (1) (A) Except as otherwise provided in subparagraph (B),  
34 a recipient shall contractually obligate not less than 50 percent of  
35 round 3 program allocations no later than May 31, 2024.

36 (B) Recipients that are counties shall contractually obligate the  
37 full amount of round 3 program allocation awarded to them by the  
38 council on or before the date specified in subparagraph (A). Any  
39 funds that are not contractually obligated by this date shall revert  
40 to the continuum of care that serves the recipient county.

1 (2) If less than 50 percent is obligated after May 31, 2024,  
2 recipients that are continuums of care and cities shall not expend  
3 any remaining portion of the 50 percent of round 3 program  
4 allocations required to have been obligated pursuant to  
5 subparagraph (A) of paragraph (1) unless both of the following  
6 occur:

7 (A) On or before June 30, 2024, the recipient submits an  
8 alternative disbursement plan that includes an explanation for the  
9 delay.

10 (B) The council approves the alternative disbursement plan  
11 submitted pursuant to subparagraph (A).

12 (3) On or before December 31, 2024, recipients that are  
13 continuums of care and cities shall return to the council any funds  
14 that have not been expended pursuant to an alternative  
15 disbursement plan approved pursuant to subparagraph (B) of  
16 paragraph (2), to be allocated as bonus awards by the council to  
17 eligible recipients in accordance with subdivision (g) of Section  
18 50218.6.

19 (4) Recipients that do not meet the requirements of paragraph  
20 (1) shall not be eligible for bonus funding awarded pursuant to  
21 subdivision (g) of Section 50218.6.

22 (l) (1) No later than June 30, 2024, recipients shall demonstrate  
23 whether they have successfully met their outcome goals pursuant  
24 subparagraph (C) of paragraph (3) of subdivision (b).

25 (2) Jurisdictions that meet their outcome goals shall be eligible  
26 for bonus funding, as provided in subdivision (g) of Section  
27 50218.6.

28 (3) Jurisdictions that have not met their outcome goals shall not  
29 be eligible for bonus funding and shall accept technical assistance  
30 from council staff. In addition, jurisdictions that have not met their  
31 outcome goals may also be required to limit the allowable uses of  
32 these program funds, as determined by the council.

33 (m) The council may request additional information from  
34 applicants, as needed, to meet other applicable reporting or audit  
35 requirements.

36 (n) In addition to requirements in Section 50222, the council  
37 may monitor the expenditures and programmatic activities of an  
38 applicant, as the council deems necessary, to ensure compliance  
39 with round 3 program requirements and adequate progress towards  
40 meeting outcome goals.

1 (o) The council may, as it deems appropriate or necessary,  
2 request the repayment of round 3 program funds from an applicant,  
3 or pursue any other remedies available to it by law for failure to  
4 comply with program requirements.

5 (p) Any remaining amounts of round 3 program allocation funds  
6 not expended by June 30, 2026, shall be available for round 4 of  
7 the program pursuant to Section 50218.7.

8 *SEC. 7. Section 50220.8 of the Health and Safety Code is*  
9 *amended to read:*

10 50220.8. (a) (1) The council shall make an application for  
11 round 4 program allocations available no later than September 30,  
12 2022.

13 (2) Applications shall be due to the council no later than 60 days  
14 from the date the council makes those applications available  
15 pursuant to paragraph (1).

16 (3) Within 30 days of receiving an application pursuant to  
17 paragraph (2), the council shall either approve the application or  
18 return it to the applicant with written, detailed comments and  
19 request one or more of the following specific amendments to the  
20 application:

21 (A) Greater detail on any aspect of the application so that the  
22 council can ensure fidelity with the applicant's proposed use of  
23 funds and stated performance goals.

24 (B) Modifications or provision of additional information on the  
25 applicant's proposed funding plan to ensure alignment with  
26 evidence-based solutions to reduce homelessness.

27 (C) Any other modifications or provision of information that  
28 would allow the council to better monitor and evaluate the  
29 applicant's ability to meet objective performance standards in  
30 accordance with Sections 50221, 50222, and 50223.

31 (4) An applicant whose application has been returned pursuant  
32 to paragraph (3) shall respond to the council's requested  
33 amendments and submit a revised application within 30 days.  
34 Where the revised application differs from the council's requests,  
35 the applicant shall include an explanation of the differences and  
36 the rationale for departing from the council's requested  
37 amendments.

38 (5) The council shall have 30 days within which to approve the  
39 application if, as amended, it addressed the council's concerns or

1 to provide the grantee with additional guidance and a deadline for  
2 further amending to fully address the council’s concerns.

3 (b) To receive a round 4 program allocation, an applicant shall  
4 submit an application to the council. A complete application  
5 submitted pursuant to this section shall provide the following  
6 information, in the form and manner prescribed by the council:

7 (1) A local homelessness action plan that includes the following,  
8 with data updated from the local homelessness action plan included  
9 in an application for a round 3 program allocation pursuant to  
10 subparagraph (A) of paragraph (3) of subdivision (b) of Section  
11 50220.7:

12 (A) A local landscape analysis that assesses the current number  
13 of people experiencing homelessness and existing programs and  
14 funding which address homelessness within the jurisdiction,  
15 utilizing any relevant and available data from the Homeless Data  
16 Integration System, the United States Department of Housing and  
17 Urban Development’s homeless point-in-time count, continuum  
18 of care housing inventory count, longitudinal systems analysis,  
19 and Stella tools, as well as any recently conducted local needs  
20 assessments.

21 (B) Identification of the number of individuals and families  
22 served, including demographic information and intervention types  
23 provided, and demographic subpopulations that are underserved  
24 relative to their proportion of individuals experiencing  
25 homelessness in the jurisdiction.

26 (C) Identification of all funds, including state, federal and local  
27 funds, currently being used, and budgeted to be used, to provide  
28 housing and homelessness-related services to persons experiencing  
29 homelessness or at imminent risk of homelessness, how this  
30 funding serves subpopulations, and what intervention types are  
31 funded through these resources.

32 (2) (A) New outcome goals that are specific, ambitious,  
33 achievable, and quantifiable to prevent and reduce homelessness  
34 ~~over a three-year period, from July 1, 2022, through June 30, 2025,~~  
35 informed by the findings from the local landscape analysis  
36 described in subparagraph (A) of paragraph (1) and the  
37 jurisdiction’s outcome goals specified in its application for a round  
38 3 program allocation pursuant to subparagraph (C) of paragraph  
39 (3) of subdivision (b) of Section 50220.7. The outcome goals shall

- 1 be based on the United States Department of Housing and Urban  
2 Development's system performance measures, including:
- 3 (i) Reducing the number of persons experiencing homelessness.
  - 4 (ii) Reducing the number of persons who become homeless for  
5 the first time.
  - 6 (iii) Increasing the number of people exiting homelessness into  
7 permanent housing.
  - 8 (iv) Reducing the length of time persons remain homeless.
  - 9 (v) Reducing the number of persons who return to homelessness  
10 after exiting homelessness to permanent housing.
  - 11 (vi) Increasing successful placements from street outreach.
  - 12 (vii) Homeless Management Information System trackable data  
13 goals related to the outcome goals listed above as they apply to  
14 underserved populations and ~~overrepresented~~ populations  
15 disproportionately impacted by homelessness.
- 16 (B) (i) Each applicant shall determine its outcome goals that  
17 build upon prior year goals in consultation with the council, and  
18 shall not submit its final outcome goals before consulting with the  
19 council.
- 20 (ii) The council shall assess outcome goals in the application  
21 based on the information provided in the local homeless action  
22 plan and the applicant's baseline data on the performance metrics  
23 described in this paragraph and determine whether the outcome  
24 goals adequately further the objectives of reducing and preventing  
25 homelessness pursuant to this paragraph, and may request  
26 additional documentation, information, or revisions to the outcome  
27 goals.
- 28 (C) Initial outcome goals should be met no later than June 30,  
29 2025, and outcome goals shall be updated regularly, as funding  
30 continues.
- 31 (3) A narrative that includes the following:
- 32 (A) An outline of proposed uses of funds requested and an  
33 explanation of how the proposed use of funds will complement  
34 ~~the existing local, state, and federal~~ funds and equitably close the  
35 gaps identified pursuant to paragraph (1).
  - 36 (B) Evidence of connection with the local homeless Coordinated  
37 Entry System.
  - 38 (C) An agreement to participate in a statewide Homeless Data  
39 Integration System, and to enter individuals served by this funding

1 into the local Homeless Management Information System, in  
2 accordance with local protocols.

3 (D) A demonstration of how the jurisdiction has coordinated,  
4 and will continue to coordinate, with other jurisdictions, including  
5 the specific role of each applicant in relation to other applicants  
6 in the region.

7 (E) A demonstration of the applicant’s partnership with, or plans  
8 to use funding to increase partnership with, local health, behavioral  
9 health, social services, and justice entities and with people with  
10 lived experiences of homelessness.

11 (F) A description of specific actions the applicant will take to  
12 ensure racial and gender equity in service delivery, housing  
13 placements, and housing retention and changes to procurement or  
14 other means of affirming racial and ethnic groups that are  
15 overrepresented among residents experiencing homelessness have  
16 equitable access to housing and services.

17 (G) A description of how the applicant will make progress in  
18 preventing exits to homelessness from institutional settings, include  
19 plans to leverage funding from mainstream systems for  
20 evidence-based housing and housing-based solutions to  
21 homelessness.

22 (H) Specific and quantifiable systems improvements that the  
23 applicant will take to improve the delivery of housing and services  
24 to people experiencing homelessness or at risk of homelessness,  
25 including, but not limited to, the following:

26 (i) Capacity building and workforce development for ~~the~~  
27 ~~jurisdiction’s administering staff and providers, service providers~~  
28 ~~within the jurisdiction, including technical assistance removing~~  
29 ~~barriers to contracting with culturally specific providers, service~~  
30 ~~providers and building the capacity of providers to administer~~  
31 ~~culturally specific services.~~

32 (ii) Strengthening the data quality of the recipient’s Homeless  
33 Management Information System.

34 (iii) Increasing capacity for pooling and aligning housing and  
35 services funding from existing, mainstream, and new funding.

36 (iv) Improving homeless point-in-time counts.

37 (v) Improving coordinated entry systems to eliminate racial bias  
38 or to create a youth-specific coordinated entry system.

39 (vi) Plans shall include strategies to meet outcome goals  
40 pursuant to paragraph (2).

1 (4) For city, county, and continuum of care applicants, an  
2 application pursuant to this subdivision shall be agendized at a  
3 regular meeting by the governing body, including receiving public  
4 comment, before being submitted to the council.

5 (c) The council may request additional documentation and  
6 information from the applicant during consultation consistent with  
7 respect to round 4 program allocations consistent with the  
8 requirements of subdivision (b).

9 (d) (1) Within 30 days of receiving the final applications  
10 pursuant to subdivision (b), the council shall either approve the  
11 application and issue the notice of award to disburse 50 percent  
12 of an applicant’s funding pursuant to subdivision (a) of Section  
13 50218.7 or return it to the applicant with written, detailed  
14 comments and request one or more of the following specific  
15 amendments to the application:

16 (A) Greater detail on any aspect of the application so that the  
17 council can ensure fidelity with the applicant’s proposed use of  
18 funds and agreedupon measurable outcome goals.

19 (B) Modifications or provision of additional information on the  
20 applicant’s proposed funding plan to ensure alignment with the  
21 applicant’s stated measurable outcome goals and with  
22 evidence-based solutions to reduce homelessness.

23 (C) Any other modifications or provision of information that  
24 would allow the council to better monitor and evaluate the  
25 applicant’s ability to meet objective outcome standards in  
26 accordance with Sections 50221, 50222, and 50223.

27 (2) Upon approval of an application pursuant to this section,  
28 the council shall disburse 50 percent of an eligible city’s, county’s,  
29 or continuum of care’s total allocation pursuant to subdivision (a)  
30 of Section 50218.7.

31 (e) Except as provided in subdivision (f), a recipient of a round  
32 4 program allocation, including tribal recipients, shall expend funds  
33 on evidence-based solutions that address and prevent homelessness  
34 among eligible populations, including any of the following:

35 (1) Rapid rehousing, including rental subsidies and incentives  
36 to landlords, such as security deposits and holding fees.

37 (2) Operating subsidies in new and existing affordable or  
38 supportive housing units, emergency shelters, and navigation  
39 centers. Operating subsidies may include operating reserves.

- 1 (3) Street outreach to assist persons experiencing homelessness  
2 to access permanent housing and services.
- 3 (4) Services coordination, which may include access to  
4 workforce, education, and training programs, or other services  
5 needed to promote housing stability in supportive housing.
- 6 (5) Systems support for activities necessary to create regional  
7 partnerships and maintain a homeless services and housing delivery  
8 system, particularly for vulnerable populations, including families  
9 and homeless youth.
- 10 (6) Delivery of permanent housing and innovative housing  
11 solutions, such as hotel and motel conversions.
- 12 (7) Prevention and shelter diversion to permanent housing,  
13 including rental subsidies.
- 14 (8) Interim sheltering, limited to newly developed clinically  
15 enhanced congregate shelters, new or existing noncongregate  
16 shelters, and operations of existing navigation centers and shelters  
17 based on demonstrated need. Demonstrated need for purposes of  
18 this paragraph shall be based on the following:
- 19 (A) The number of available shelter beds in the city, county, or  
20 region served by a continuum of care.
- 21 (B) The number of people experiencing unsheltered  
22 homelessness in the homeless point-in-time count.
- 23 (C) Shelter vacancy rate in the summer and winter months.
- 24 (D) Percentage of exits from emergency shelters to permanent  
25 housing solutions.
- 26 (E) A plan to connect residents to permanent housing.
- 27 (F) Any new interim sheltering funded by round 4 funds must  
28 be low-barrier, comply with Housing First as provided in Chapter  
29 6.5 (commencing with Section 8255) of Division 8 of the Welfare  
30 and Institutions Code, and prioritize interventions other than  
31 congregate shelters.
- 32 (9) Improvements to existing emergency shelters to lower  
33 barriers and increase privacy.
- 34 (f) An applicant shall not use more than 7 percent of a round 4  
35 program allocation for administrative costs incurred by the city,  
36 county, continuum of care, or tribe to administer its program  
37 allocation. For purposes of this subdivision, “administrative costs”  
38 does not include staff or other costs directly related to  
39 implementing activities funded by the program allocation.

1 (g) A recipient of a round 4 program allocation shall comply  
2 with Housing First as provided in Chapter 6.5 (commencing with  
3 Section 8255) of Division 8 of the Welfare and Institutions Code.

4 (h) Notwithstanding Section 27011 of the Government Code,  
5 or any other law governing the deposit of funds in the county  
6 treasury, a county may accept or deposit into the county treasury  
7 funds from any source for the purpose of administering a project,  
8 proposal, or program under this chapter.

9 (i) For purposes of Section 1090 of the Government Code, a  
10 representative of a county serving on a board, committee, or body  
11 with the primary purpose of administering funds or making funding  
12 recommendations for applications pursuant to this chapter shall  
13 have no financial interest in any contract, program, or project voted  
14 on by the board, committee, or body on the basis of the receipt of  
15 compensation for holding public office or public employment as  
16 a representative of the county.

17 (j) The council and recipients shall post final round 4 program  
18 applications to their respective internet websites within 30 days  
19 of disbursal to the applicant.

20 (k) (1) A recipient shall contractually obligate not less than 75  
21 percent, and shall expend not less than 50 percent, of the initial  
22 round 4 program allocations made to it pursuant to paragraph (2)  
23 of subdivision (d) no later than May 31, 2025.

24 (2) Upon demonstration by a recipient city, county, or continuum  
25 of care that it has complied with the requirement to contractually  
26 obligated and expend a minimum amount of its round 4 program  
27 allocation pursuant to paragraph (1), and remains on track to meet  
28 its outcome goals, as determined by the council pursuant to Section  
29 50223, the council shall disburse to that recipient the remaining  
30 50 percent of its total allocation pursuant to subdivision (a) of  
31 Section 50218.7.

32 (3) If less than 75 percent of a recipient's round 4 program  
33 allocation made pursuant to paragraph (2) of subdivision (d) is  
34 obligated, or less than 50 percent of that amount is expended, after  
35 May 31, 2025, the recipient shall not contractually obligate or  
36 expend any remaining portion of its round 4 program allocations,  
37 and the council shall not allocate to the recipient the remaining 50  
38 percent of its total allocation, unless both of the following occur:

1 (A) On or before June 30, 2025, the recipient submits an  
2 alternative disbursement plan that includes an explanation for the  
3 delay.

4 (B) The council approves the alternative disbursement plan  
5 submitted pursuant to subparagraph (A).

6 (4) On or before December 31, 2026, a recipient shall return to  
7 the council any funds that have not been expended pursuant to an  
8 alternative disbursement plan approved pursuant to subparagraph  
9 (B) of paragraph (3), to be allocated as bonus awards by the council  
10 to eligible recipients in accordance with subdivision (g) of Section  
11 50218.7.

12 (5) Recipients that do not meet the requirements of paragraph  
13 (1) shall not be eligible for bonus funding awarded pursuant to  
14 subdivision (g) of Section 50218.7.

15 (l) (1) No later than June 30, 2025, recipients shall demonstrate  
16 whether they have successfully met their outcome goals pursuant  
17 to paragraph (2) of subdivision (b).

18 (2) Jurisdictions that meet their outcome goals shall be eligible  
19 for bonus funding, as provided in subdivision (g) of Section  
20 50218.7.

21 (3) Jurisdictions that have not met their outcome goals shall not  
22 be eligible for bonus funding and shall accept technical assistance  
23 from council staff. In addition, jurisdictions that have not met their  
24 outcome goals may also be required to limit the allowable uses of  
25 these program funds, as determined by the council.

26 (m) The council may request additional information from  
27 applicants, as needed, to meet other applicable reporting or audit  
28 requirements.

29 (n) In addition to requirements in Section 50222, the council  
30 may monitor the expenditures and programmatic activities of an  
31 applicant, as the council deems necessary, to ensure compliance  
32 with round 4 program requirements and adequate progress towards  
33 meeting outcome goals.

34 (o) The council may, as it deems appropriate or necessary,  
35 request the repayment of round 4 program funds from an applicant,  
36 or pursue any other remedies available to it by law for failure to  
37 comply with program requirements.

38 (p) Any remaining amounts of round 4 program allocation funds,  
39 including bonus funds, not expended by June 30, 2027, shall revert  
40 to, and be paid and deposited in, the General Fund.

1     *SEC. 8. Section 50515.08 of the Health and Safety Code is*  
2     *amended to read:*

3     50515.08. (a) The funds described in paragraph (2) of  
4     subdivision (a) of Section 50515.07 shall be available only to the  
5     following entities before any suballocation:

6     (1) The Metropolitan Transportation Commission, representing  
7     the Counties of Alameda, Contra Costa, Marin, Napa, San Mateo,  
8     Santa Clara, Solano, and Sonoma, and the City and County of San  
9     Francisco.

10    (2) The Sacramento Area Council of Governments, representing  
11    the Counties of El Dorado, Placer, Sacramento, Sutter, Yolo, and  
12    Yuba.

13    (3) The San Diego Association of Governments, representing  
14    the County of San Diego.

15    (4) The Southern California Association of Governments,  
16    representing the Counties of Imperial, Los Angeles, Orange,  
17    Riverside, San Bernardino, and Ventura.

18    (5) The Association of Monterey Bay Area Governments,  
19    representing the counties of Monterey, San Benito and Santa Cruz.

20    (6) The San Luis Obispo Council of Governments, the Santa  
21    Barbara County Association of Governments, the Fresno Council  
22    of Governments, the Kern Council of Governments, the Kings  
23    County Association of Government, the Madera County  
24    Transportation Commission, the Merced County Association of  
25    Governments, the San Joaquin Council of Governments, the  
26    Stanislaus Council of Governments, the Tulare County Association  
27    of Governments, the Butte County Association of Governments,  
28    Shasta County Regional Transportation Agency, and the Tahoe  
29    Regional Planning Agency created by interstate compact and  
30    ratified by Title 7.4 (commencing with Section 66800) of the  
31    Government Code. Notwithstanding any other provision of this  
32    chapter, the eligible entities described in this paragraph may apply  
33    directly to the department for funds pursuant to the program.

34    (7) Eligible entities in the Counties of Alpine, Amador,  
35    Calaveras, Colusa, Del Norte, Glenn, Humboldt, Inyo, Lake,  
36    Lassen, Mariposa, Mendocino, Modoc, Mono, Nevada, Plumas,  
37    Sierra, Siskiyou, Tehama, Tuolumne, and Trinity. Notwithstanding  
38    any other provision of this chapter, eligible entities within the  
39    counties listed in this paragraph or tribal entities may apply directly  
40    to the department for funds pursuant to the program. The

1 department may approve a fiscal agent to receive funds on behalf  
2 of a consortium of entities listed in this paragraph.

3 (b) (1) The department shall calculate the amount of each  
4 maximum grant allocation in accordance with the methodology  
5 described in subdivision (a) of Section 50515.09.

6 (2) An eligible entity shall, in consultation with the department  
7 and consistent with the requirements of this chapter, determine the  
8 appropriate use of funds and suballocations within its boundaries  
9 in a manner that appropriately addresses its unique housing, land  
10 use, transportation, climate change, equity and other planning  
11 priorities.

12 (c) (1) Subject to paragraph (5), until December 31, 2022, an  
13 eligible entity described in subdivision (a) may request an  
14 allocation of funds pursuant to this section by submitting an  
15 application, in the form and manner prescribed by the department,  
16 developed in collaboration with the Office of Planning and  
17 Research, the Strategic Growth Council, and the State Air  
18 Resources Board, that includes all of the following information:

19 (A) An allocation budget for the funds provided pursuant to this  
20 section.

21 (B) The amounts retained by the eligible entity and any  
22 suballocations.

23 (C) An explanation of how the proposed uses will meet the  
24 definition of transformative planning and implementation activities  
25 and, as applicable, constitute high-impact and innovative projects  
26 and actions.

27 (D) An explanation of how the proposed uses will implement  
28 and achieve housing goals that also result in per capita vehicle  
29 miles traveled reductions in furtherance of the region's sustainable  
30 communities strategy or alternative planning strategy, as applicable.

31 (E) The application shall reference one or more of the following  
32 categories of allowable uses of the funds:

33 (i) Accelerating infill development, including housing.

34 (ii) Supporting residents through realizing multimodal  
35 communities.

36 (iii) Shifting travel behavior through reducing driving.

37 (iv) Increasing transit ridership.

38 (F) An explanation of the targeted outreach the MPO has  
39 conducted to disadvantaged and historically underserved

1 communities and how that outreach was incorporated into the  
2 proposed uses.

3 (G) *An explanation of how proposed uses will advance equity*  
4 *by benefiting disadvantaged and historically underserved*  
5 *communities.*

6 (2) The department, in collaboration with the Office of Planning  
7 and Research, the Strategic Growth Council, and the State Air  
8 Resources Board, shall review an application submitted pursuant  
9 to this subdivision in an expeditious manner. Upon approval of an  
10 application for funds pursuant to this subdivision, the department  
11 shall award the moneys for which the eligible entity qualifies.

12 (3) Commencing January 1, 2022, an eligible entity described  
13 in paragraphs (1) to ~~(5)~~ (6), *inclusive*, of subdivision (a), ~~inclusive~~,  
14 as applicable, may request up to 10 percent of the funding available  
15 to it under this section in advance of a full request for funding  
16 made pursuant to paragraph (1) to develop and accelerate the  
17 implementation of the requirements described in paragraph (1),  
18 including, but not limited to, regional engagement in the  
19 development of the full application and of an education and  
20 outreach strategy. The department shall award funds requested  
21 pursuant to this paragraph to the relevant eligible entity in an  
22 expeditious manner after receiving that request.

23 (4) The department may develop a streamlined application  
24 procedure that accounts for the limited resources generally among  
25 the regional entities listed in paragraph ~~(6)~~ (7) of subdivision (a).

26 (5) If an amount of funds described in paragraph (2) of  
27 subdivision (a) of Section 50515.07 remains unallocated after  
28 December 31, 2022, the department, at its discretion, may make  
29 those funds available through a subsequent notice of funding  
30 availability in which funds are offered on a competitive basis  
31 pursuant to this chapter. An eligible entity described in subdivision  
32 (a) may request an allocation of funds made available through the  
33 subsequent notice of funding availability by submitting an  
34 application, in the form and manner prescribed by the department.

35 (d) In consultation with the department, any entity that receives  
36 an allocation of funds pursuant to this section shall establish  
37 priorities and use those moneys for eligible transformative planning  
38 and implementation activities that include, but are not limited to,  
39 all of the following:

- 1 (1) Providing jurisdictions and other local agencies with  
2 technical assistance, planning, temporary staffing, or consultant  
3 needs associated with updating local planning and zoning  
4 documents and other actions that accelerate infill housing  
5 production.
- 6 (2) Administering any programs described in this subdivision.
- 7 (3) Covering the costs of temporary staffing or consultant needs  
8 associated with the activities described in paragraphs (1) and (2),  
9 inclusive.
- 10 (4) Accelerating infill development, including through all of  
11 the following:
- 12 (A) Rezoning and encouraging development by updating  
13 planning documents and zoning ordinances, including general  
14 plans, community plans, specific plans, sustainable communities  
15 strategies, and local coastal programs.
- 16 (B) Revamping local planning processes to accelerate infill  
17 housing production and other infill development.
- 18 (C) Completing environmental clearance to eliminate the need  
19 for project-specific review for infill development.
- 20 (D) Establishing and funding an affordable housing catalyst  
21 fund, trust fund, or revolving loan fund for location efficient  
22 projects.
- 23 (E) Performing infrastructure planning and investing in  
24 upgrading infrastructure, including for sewers, water systems,  
25 transit, roads, or other public facilities necessary to enable  
26 reduction in per capita vehicle miles traveled, including  
27 accelerating housing production.
- 28 (5) Supporting residents through realizing multimodal  
29 communities, including through all of the following:
- 30 (A) Establishing and implementing a vision-zero policy and  
31 program, a safety plan, and a slow streets program.
- 32 (B) Developing bicycle and pedestrian infrastructure plans and  
33 other multimodal plans or policies.
- 34 (C) Investing in infrastructure projects and other programs to  
35 expand active transportation and implement bicycle or pedestrian  
36 plans.
- 37 (D) Producing multimodal corridor studies associated with  
38 developing specific planning documents or implementation actions.
- 39 (6) Shifting travel behavior through reducing driving, including  
40 through all of the following:

1 (A) Studying and implementing road pricing.

2 (B) Funding the establishment of a local vehicle miles traveled  
3 impact fee or regional vehicle miles traveled mitigation bank.

4 (C) Funding and implementing parking and transportation  
5 demand management programs or ordinances.

6 (D) Accelerating infill housing production near jobs, transit,  
7 and resources.

8 (7) Increasing transit ridership, including through all of the  
9 following:

10 (A) Funding and implementing actions to establish more  
11 seamless regional transit systems between and across communities,  
12 including establishing common fares, schedules, service design,  
13 and wayfinding.

14 (B) Developing and implementing multimodal access plans to  
15 and from transit facilities.

16 (C) Planning for additional housing near transit.

17 (f) (1) In consultation with the department, any entity that  
18 receives an allocation of funds pursuant to this section may  
19 suballocate moneys directly to eligible entities in the form of  
20 grants. Following awards to eligible entities, eligible entities shall  
21 award suballocations within 60 days.

22 (2) All suballocations pursuant to this subdivision shall consider  
23 geographic equity, including the needs of rural and urban  
24 communities, transformative and collaborative approaches,  
25 including through subregions, and the degree to which the  
26 suballocation will be in furtherance of all of the requirements of  
27 transformative planning and implementation activities described  
28 in paragraph (2) of subdivision (f) of Section 50515.06.

29 *SEC. 9. Section 50515.09 of the Health and Safety Code is*  
30 *amended to read:*

31 50515.09. (a) Of the amount described in paragraph (2) of  
32 subdivision (a) of Section 50515.07, 85 percent shall be available  
33 to the entities described in paragraphs (1) to ~~(5)~~, (6), inclusive, of  
34 subdivision (a) of Section 50515.08 for transformative planning  
35 and implementation activities. The maximum amount that an entity  
36 may receive pursuant to this subdivision shall be determined as  
37 follows:

38 The maximum amount that an eligible entity may receive  
39 pursuant to this subdivision shall be based on the most recent  
40 Department of Finance P-2A County Population Projections as of

1 July 1, 2021. Amounts shall be calculated based on aggregate 2030  
2 projected population per each eligible applicant as a percentage  
3 of projected 2030 statewide population.

4 (b) Of the amount described in paragraph (2) of subdivision (a)  
5 of Section 50515.07, 5 percent shall be available to the eligible  
6 entities described in paragraph ~~(6)~~ (7) of subdivision (a) of Section  
7 50515.08 for transformative planning and implementation  
8 activities.

9 (c) Of the amount described in paragraph (2) of subdivision (a)  
10 of Section 50515.07, 5 percent shall be available as a competitive  
11 set aside available to all eligible entities for transformative planning  
12 and implementation activities that demonstrably exceed the  
13 requirements of this chapter and further multiple policy objectives.  
14 Scoring criteria for this competitive set aside will include, but are  
15 not limited to, the extent of acceleration of infill housing production  
16 and reduction of per capita vehicle miles traveled.

17 *SEC. 10. Section 50515.10 of the Health and Safety Code is*  
18 *amended to read:*

19 50515.10. (a) (1) Subject to paragraph (2), an eligible entity  
20 that receives an allocation of program funds pursuant to Section  
21 50515.08 shall submit a report, in the form and manner prescribed  
22 by the department, to be made publicly available on its internet  
23 website, by April 1 of the year following the receipt of those funds,  
24 and annually thereafter until those funds are expended, that  
25 includes, but is not limited to, the following information:

26 (A) The status of the proposed uses and expenditures listed in  
27 the eligible entity's application for funding and the corresponding  
28 impact, including, but not limited to, housing units accelerated and  
29 reductions in per capita vehicle miles traveled.

30 (B) All status and impact reports shall be categorized based on  
31 the eligible uses specified in Section 50515.08.

32 (2) The department may request additional information, as  
33 needed, to meet other applicable reporting or audit requirements.

34 (b) The department shall maintain records of the following and  
35 provide that information publicly on its internet website:

36 (1) The name of each applicant for program funds and the status  
37 of that entity's application.

38 (2) The number of applications for program funding received  
39 by the department.

1 (3) The information described in subdivision (a) for each  
2 recipient of program funds.

3 (c) A recipient of funds under this program shall post, make  
4 available, and update, as appropriate on its internet website, land  
5 use maps and vehicle miles traveled generation maps produced in  
6 the development of its adopted sustainable communities strategy.

7 (d) A recipient of funds under this program shall collaborate  
8 and share progress, templates, and best practices with the  
9 department and fellow recipients in implementation of funds. To  
10 the greatest extent practicable, adjacent eligible entities shall  
11 coordinate in the development of applications, consider potential  
12 for joint activities, and seek to coordinate housing and  
13 transportation planning across regions.

14 (e) (1) A recipient of funds under the program shall *obligate*  
15 *those funds no later than June 30, 2024, and* expend those funds  
16 *no later than June 30, ~~2024~~, 2026.*

17 (2) *No later than June 30, ~~2025~~, 2026,* each eligible entity that  
18 receives an allocation of funds pursuant to Section 50515.08 shall  
19 submit a final report on the use of those funds to the department,  
20 in the form and manner prescribed by the department. The report  
21 required by this paragraph shall include an evaluation of actions  
22 taken in support of the entity's proposed uses of those funds, as  
23 specified in the entity's application, including, but not limited to,  
24 housing units accelerated and per capita reductions in vehicle miles  
25 traveled.

26 (f) The department may monitor expenditures and activities of  
27 an applicant, as the department deems necessary, to ensure  
28 compliance with program requirements.

29 (g) The department may, as it deems appropriate or necessary,  
30 request the repayment of funds from an applicant, or pursue any  
31 other remedies available to it by law for failure to comply with  
32 program requirements.

33 (h) The department, in collaboration with the Office of Planning  
34 and Research, the Strategic Growth Council, and the State Air  
35 Resources Board, may implement the program through the issuance  
36 of forms, guidelines, application materials, funding allocation  
37 methodologies, and one or more notices of funding availability,  
38 as the department deems necessary, to exercise the powers and  
39 perform the duties conferred on it by this chapter. Any forms,  
40 guidelines, application materials, funding allocation methodologies,

1 or notices of funding availability prepared or adopted pursuant to  
2 this section are exempt from the rulemaking provisions of the  
3 Administrative Procedure Act (Chapter 3.5 (commencing with  
4 Section 11340) of Part 1 of Division 3 of Title 2 of the Government  
5 Code).

6 (i) The department’s decision to approve or deny an application  
7 or request for funding pursuant to the program, and its  
8 determination of the amount of funding to be provided or request  
9 for repayment or other remedies for failure to comply with program  
10 requirements, shall be final.

11 *SEC. 11. The sum of \$30,000,000 is hereby appropriated from*  
12 *the Labor and Workforce Development Fund for support of the*  
13 *Department of Industrial Relations for strategic enforcement*  
14 *focused on construction, alteration, and repair projects, subject*  
15 *to the provisions of Section 1785 of the Labor Code. The funds*  
16 *shall be available for encumbrance or expenditure through June*  
17 *30, 2024.*

18 *SEC. 12. The Legislature finds and declares that, with respect*  
19 *to the amendments to Section 54234 of the Government Code made*  
20 *by Section 3 of this act, a special statute is necessary and that a*  
21 *general statute cannot be made applicable within the meaning of*  
22 *Section 16 of Article IV of the California Constitution because of*  
23 *the unique circumstances relating to the Metro North Hollywood*  
24 *Light Joint Development Project in the County of Los Angeles.*

25 *SEC. 13. No reimbursement is required by this act pursuant*  
26 *to Section 6 of Article XIII B of the California Constitution because*  
27 *the only costs that may be incurred by a local agency or school*  
28 *district will be incurred because this act creates a new crime or*  
29 *infraction, eliminates a crime or infraction, or changes the penalty*  
30 *for a crime or infraction, within the meaning of Section 17556 of*  
31 *the Government Code, or changes the definition of a crime within*  
32 *the meaning of Section 6 of Article XIII B of the California*  
33 *Constitution.*

34 *SEC. 14. This act is a bill providing for appropriations related*  
35 *to the Budget Bill within the meaning of subdivision (e) of Section*  
36 *12 of Article IV of the California Constitution, has been identified*  
37 *as related to the budget in the Budget Bill, and shall take effect*  
38 *immediately.*

1 SECTION 1. ~~It is the intent of the Legislature to enact statutory~~  
2 ~~changes, relating to the Budget Act of 2021.~~

O