

AMENDED IN ASSEMBLY MARCH 24, 2022

CALIFORNIA LEGISLATURE—2021–22 REGULAR SESSION

## ASSEMBLY BILL

**No. 1679**

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**Introduced by Assembly Member Fong**  
**(Coauthor: Assembly Member O'Donnell)**

January 20, 2022

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An act to add ~~Article 11 (commencing with Section 12100.200) to Chapter 1.6 of Part 2 of Division 3 of Title 2 of Sections 12096.5.5, 12096.5.6, and 12096.5.7 to the Government Code~~, relating to economic development.

### LEGISLATIVE COUNSEL'S DIGEST

AB 1679, as amended, Fong. Governor's Office of Business and Economic Development: *California Business Investment Services Program*: Supply Chain ~~Coordinator~~. Senior Advisor.

Existing law, the Economic Revitalization Act, establishes the Governor's Office of Business and Economic Development, known as "GO-Biz," *under the authority of a director appointed by the Governor*, within the Governor's ~~office~~ office, to serve the Governor as the lead entity for economic strategy and the marketing of California on issues relating to business development, private sector investment, and economic growth.

*Existing law establishes within the office the California Business Investment Services Program under the authority of the director to serve employers, corporate executives, business owners, and site location consultants who are considering California for business investment and expansion.*

This bill would require the ~~Governor~~ director to appoint a Supply Chain ~~Coordinator~~ Senior Advisor within the office to be the principal

advocate in the state for *the interests of business and industry related to supply chain participants development and operation* and to advise the ~~Governor~~ director on legislation, administrative regulations, and other issues affecting the state's supply chain. The bill would also ~~require the Governor~~ *authorize the senior advisor, in consultation with the director,* to establish and ~~appoint a Supply Chain Advisory Group~~ *convene one or more advisory groups* consisting of stakeholders ~~from each sector that make up the~~ *in the state's* supply chain. The bill would require the ~~coordinator to oversee the advisory group, which would develop and recommend policies that improve the supply chain.~~ The bill would require the advisory group to meet on a biannual basis and as needed to resolve issues in times of crises or at any other time upon request of the coordinator or a majority of the members of the advisory group. *senior advisor to, among other things, collaborate with state agencies with similar duties and functions or that otherwise support or impact supply chains in the state and oversee and support the work of any advisory group established and convened pursuant to the bill's provisions. The bill would also require each state agency to furnish to the senior advisor reports, documents, and information that are public records and that the senior advisor deems necessary to carry out the advisor's duties and functions.*

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

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

- 1     SECTION 1. Section 12096.5.5 is added to the Government
- 2     Code, to read:
- 3     12096.5.5. For purposes of this article, the following terms
- 4     shall have the following meanings:
- 5     (a) "Advisory group" means an advisory group of supply chain
- 6     stakeholders established pursuant to subdivision (c) of Section
- 7     12096.5.6.
- 8     (b) "Senior advisor" means the Supply Chain Senior Advisor
- 9     appointed pursuant to subdivision (a) of Section 12096.5.6.
- 10    (c) "Supply chain" means participants in the economic supply
- 11    chain of this state, including, but not limited to, seaports, airports,
- 12    land ports of entry, air carriers, motor carriers, ocean carriers,
- 13    rail carriers, marine terminals, rail terminals, trucking terminals,
- 14    warehousing, agriculture, manufacturing, and retailers.

1     *SEC. 2. Section 12096.5.6 is added to the Government Code,*  
2     *to read:*

3     *12096.5.6. (a) The director shall appoint a Supply Chain*  
4     *Senior Advisor within the office. The senior advisor shall have*  
5     *expertise in commerce, trade, transportation, and supply chain*  
6     *management. The senior advisor shall serve at the pleasure of the*  
7     *director.*

8     *(b) The senior advisor shall be the principal advocate in the*  
9     *state for the interests of business and industry related to supply*  
10    *chain development and operation and shall advise the director on*  
11    *issues affecting the state's supply chain, including economic*  
12    *strategy, investment, and improvements in technology. The senior*  
13    *advisor shall also advise the director on legislation and*  
14    *administrative regulations affecting the state's supply chain.*

15    *(c) The senior advisor, in consultation with the director, may*  
16    *establish and convene one or more advisory groups consisting of*  
17    *stakeholders in the state's supply chain. If appropriate, the*  
18    *advisory group may include representatives from each sector that*  
19    *makes up the state's supply chain, including, but not limited to,*  
20    *seaports, airports, land ports of entry, air carriers, motor carriers,*  
21    *ocean carriers, rail carriers, marine terminals, rail terminals,*  
22    *trucking terminals, warehousing, agriculture, manufacturing, and*  
23    *retailers.*

24    *SEC. 3. Section 12096.5.7 is added to the Government Code,*  
25    *to read:*

26    *12096.5.7. (a) The duties and functions of the senior advisor,*  
27    *in addition to those identified in subdivision (b) and Section*  
28    *12096.5.6, shall include all of the following:*

29    *(1) Represent the views and interests of business and industry*  
30    *before other state agencies whose policies and activities may affect*  
31    *supply chains in the state, including, but not limited to, economic*  
32    *strategy, investment, and improvement of technology.*

33    *(2) Enlist the cooperation and assistance of public and private*  
34    *agencies, businesses, and other organizations in disseminating*  
35    *information about the programs and services provided by state*  
36    *government that improve the efficiency, capacity, conditions,*  
37    *competitiveness, and excellence of supply chains that serve*  
38    *stakeholders, including, but not limited to, seaports, airports, land*  
39    *ports of entry, air carriers, motor carriers, ocean carriers, rail*  
40    *carriers, marine terminals, rail terminals, trucking terminals,*

1 warehousing, agriculture, manufacturing, and retailers in the  
2 state.

3 (3) Consult with experts and authorities in the fields of logistics  
4 and supply chain management, including, but not limited to,  
5 professionals and academics involved in the financing, developing  
6 and upgrading, and operating key components of supply chains  
7 that serve the people and businesses in the state.

8 (4) Collaborate with state agencies with similar duties and  
9 functions or that otherwise support or impact supply chains in the  
10 state, including, but not limited to, the Transportation Agency, the  
11 Department of Transportation, the Department of General Services,  
12 the Department of Food and Agriculture, and the State Air  
13 Resources Board.

14 (b) The senior advisor shall oversee and support the work of  
15 any advisory group established and convened pursuant to  
16 subdivision (c) of Section 12096.5.6, which may develop and  
17 recommend policies that address challenges to, and that improve,  
18 the supply chain, including, but not limited to, recommending a  
19 California freight policy that identifies additional means of easing  
20 congestion in times of crisis.

21 (c) Each state agency shall furnish to the senior advisor reports,  
22 documents, and information that are public records and that the  
23 senior advisor deems necessary to carry out the advisor's duties  
24 and functions.

25 ~~SECTION 1. Article 11 (commencing with Section 12100.200)~~  
26 ~~is added to Chapter 1.6 of Part 2 of Division 3 of Title 2 of the~~  
27 ~~Government Code, to read:~~

28  
29 ~~Article 11. Supply Chain Coordinator~~  
30

31 ~~12100.200. For purposes of this article, the following~~  
32 ~~definitions apply:~~

33 (a) ~~"Advisory group" means the Supply Chain Advisory Group~~  
34 ~~established pursuant to Section 12100.202.~~

35 (b) ~~"Coordinator" means the Supply Chain Coordinator~~  
36 ~~appointed pursuant to Section 12100.201.~~

37 (c) ~~"Office" means the Governor's Office of Business and~~  
38 ~~Economic Development.~~

1 (d) “Supply chain” means participants in the economic supply  
2 chain of this state, including ports, railroads, trucking, shipping,  
3 boats, and retailers.

4 12100.201. (a) The Governor shall appoint a Supply Chain  
5 Coordinator within the office. The coordinator shall have expertise  
6 in commerce, trade, transportation, and supply chain management.  
7 The coordinator shall serve at the pleasure of the Governor.

8 (b) The coordinator shall be the principal advocate in the state  
9 for supply chain participants and shall advise the Governor on  
10 issues affecting the state’s supply chain, including economic  
11 strategy, investment, and improvements in technology. The  
12 coordinator shall also advise the Governor on legislation and  
13 administrative regulations affecting the state’s supply chain.

14 12100.202. (a) The Governor shall establish and appoint a  
15 Supply Chain Advisory Group consisting of stakeholders in the  
16 state’s supply chain. The Governor shall appoint one person from  
17 each sector that makes up the state’s supply chain, including, but  
18 not limited to, ports, railroads, trucking, shipping, boats, and  
19 retailers.

20 (b) The coordinator shall oversee the advisory group, which  
21 shall develop and recommend policies that improve the supply  
22 chain, including recommending a California freight policy that  
23 identifies additional means of easing congestion in times of crisis.

24 (c) The advisory group shall meet on a biannual basis. The  
25 advisory group shall also meet as needed to resolve issues in times  
26 of crisis or at any other time upon request of the coordinator or a  
27 majority of the members of the advisory group.