



August 11, 2026

The Honorable Jacqui Irwin
California State Assembly, District 42
1021 O Street, Room 6220
Sacramento, CA 95814

**RE: SUPPORT – AB 2389 (Irwin) - Property taxation: active solar energy systems:
customer sited: extension**

Dear Assembly Member Irwin,

The Association of California Cities – Orange County (ACC-OC) represents the regional policy needs of most Orange County cities and special districts. Collectively, our members provide services to up to 3.2 million people and work across county borders on a multitude of public policy issues.

ACC-OC is pleased to inform you that we support AB 2389, which addresses the property tax treatment of active solar energy systems. Under current law, the construction or addition of an active solar energy system is excluded from the definition of 'newly constructed' for property tax purposes, which prevents these systems from triggering a reassessment. That exclusion is currently set to expire after the 2025–26 fiscal year. AB 2388 would extend this exclusion for lien dates between January 1, 2027, and January 1, 2031, specifically for smaller customer-sited systems of 10 kilowatts or less, as well as systems sited on property owned by a public entity.

For systems on public property, the bill would also require that any resulting tax savings be passed along to reduce or maintain the affordability of future lease agreements.

This extension supports continued investment in solar infrastructure without creating new tax burdens for property owners, including public entities that host these systems. Should you have any questions about our position on this bill or ACC-OC, please contact Wendy Strack, ACC-OC Director of Legislative Affairs, at (951) 712-3173 or wstrack@accoc.org.

Sincerely,

Kris Murray
Executive Director
Association of California Cities – Orange County

CC: ACC-OC Board of Directors