

SACRAMENTO LOCAL AGENCY FORMATION COMMISSION
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June 3, 2009

TO: Sacramento Local Agency Formation Commission

FROM: Peter Brundage, Executive Officer ^{PB}

RE: Legislative Update

CONTACT: Don Lockhart, AICP, Assistant Executive Officer (916) 874-2937

RECOMMENDATION

Information only, no action is recommended.

SUMMARY

This memo is part of the ongoing effort to keep your Commission informed regarding various legislative matters.

An ad-hoc committee appointed by the CALAFCO Board of Directors is reviewing several bills (see attached.) Staff will continue to track the bills, in collaboration with CALAFCO.

CALAFCO Daily Legislative Report as of 5/28/2009

1

AB 528 (Silva) Local government: reorganization: expenditure reporting.**Current Text:** Amended: 3/31/2009 [pdf](#) [html](#)**Introduced:** 2/25/2009**Last Amend:** 3/31/2009**Status:** 5/21/2009-Referred to Com. on L. GOV.

2Year	Desk	Policy	Fiscal	Floor	Desk	Policy	Fiscal	Floor	Conf.	Enrolled	Vetoed	Chaptered
Dead	1st House				2nd House				Conc.			

Calendar: 6/17/2009 9:30 a.m. - Room 112 SENATE LOCAL GOVERNMENT, WIGGINS, Chair**Summary:** Would revise these provisions to require the expenditures to be disclosed and reported pursuant to the Political Reform Act of 1974. This bill contains other related provisions and other existing laws.**Attachments:**[CALAFCO Letter of Support](#)**Position**

Sponsor

SubjectFinancial
Disclosure
Requirements**CALAFCO Comments:** This CALAFCO sponsored bill conforms C-K-H financial disclosure requirements with the provisions in the Political Reform Act that were signed into law last year from AB 1998, which CALAFCO also sponsored.**AB 853 (Arambula) Local government: organization.****Current Text:** Amended: 5/18/2009 [pdf](#) [html](#)**Introduced:** 2/26/2009**Last Amend:** 5/18/2009**Status:** 5/27/2009-In Senate. Read first time. To Com. on RLS. for assignment.

2Year	Desk	Policy	Fiscal	Floor	Desk	Policy	Fiscal	Floor	Conf.	Enrolled	Vetoed	Chaptered
Dead	1st House				2nd House				Conc.			

Summary: Would provide procedures for annexing unincorporated fringe communities and unincorporated island communities, as defined, to a city under specified circumstances, including provisions for a revenue neutrality agreement between the affected local government entities.**Attachments:**[CALAFCO Letter of Concern](#)**Position**

Watch

SubjectSpecial District
Consolidations**CALAFCO Comments:** This bill provides a mechanism for residents to petition to a Board of Supervisors to be annexed to a city if they are within 1.5 miles of a boundary or within or adjacent to an existing city SOI. It requires the Board to send a resolution to LAFCo for the annexation and requires LAFCo to approve the annexation. It creates new definitions for "Islands" and for "unincorporated fringe communities." It also prohibits affected districts from terminating the annexation. This bill is sponsored by California Rural Legal Assistance and is tied to their other bill, SB 194. CALAFCO has significant concerns and is working with the author and sponsor on language before taking a position.**AB 1109 (Blakeslee) The Cortese-Knox-Hertzberg Act of 2000.****Current Text:** Amended: 4/13/2009 [pdf](#) [html](#)**Introduced:** 2/27/2009**Last Amend:** 4/13/2009**Status:** 4/22/2009-In committee: Set, first hearing. Hearing canceled at the request of

author.

2Year Dead	Desk	Policy	Fiscal	Floor	Desk	Policy	Fiscal	Floor	Conf. Conc.	Enrolled	Vetoed	Chaptered
	1st House				2nd House							

Summary: Would authorize a commission to order the administration of nonperforming districts. The bill would require the commission to, upon placing a district under temporary administration, prepare a performance study, as specified.

Position
Watch

Subject
Financial
Viability of
Agencies, CKH
General
Procedures

CALAFCO Comments: This bill would create a category of nonperforming districts and authorize LAFCo to assign the administration and operations to another local agency while a study is performed on the ultimate disposition of the district. Liabilities would remain with the district but the board would be eliminated. The author has agreed to make this a two-year bill while the details are negotiated with stakeholders.

AB 1582 (Committee on Local Government) Local agencies: spheres of influence.

Current Text: Amended: 5/6/2009 [pdf](#) [html](#)

Introduced: 3/31/2009

Last Amend: 5/6/2009

Status: 5/21/2009-In Senate. Read first time. To Com. on RLS. for assignment.

2Year Dead	Desk	Policy	Fiscal	Floor	Desk	Policy	Fiscal	Floor	Conf. Conc.	Enrolled	Vetoed	Chaptered
	1st House				2nd House							

Summary: Would authorize a commission, beginning January 1, 2010, to determine the sphere of influence for a proposed new district, when a commission approves a formation or reorganization that includes the formation of a district. The commission would be required to determine the sphere of influence for any newly formed district within one year of the effective date of formation. This bill contains other related provisions and other existing laws.

Attachments:

[CALAFCO Letter of Support](#)

Position
Support

Subject
CKH General
Procedures

CALAFCO Comments: This is the Assembly Omnibus bill which makes technical changes to CKH.

SB 113 (Committee on Local Government) Local Government Omnibus Act of 2009.

Current Text: Amended: 4/2/2009 [pdf](#) [html](#)

Introduced: 1/29/2009

Last Amend: 4/2/2009

Status: 5/21/2009-To Com. on L. GOV.

2Year Dead	Desk	Policy	Fiscal	Floor	Desk	Policy	Fiscal	Floor	Conf. Conc.	Enrolled	Vetoed	Chaptered
	1st House				2nd House							

Calendar: 6/17/2009 1:30 p.m. - Room 447 ASSEMBLY LOCAL GOVERNMENT, CABALLERO, Chair

Summary: Would specify that the resolution of the board of supervisors may authorize a school facilities improvement district to be operative in the county generally, or to one or more school districts or community college districts within the county. This bill contains other related provisions and other existing laws.

Attachments:

[CALAFCO Support Letter](#)

Position
Support

Subject
CKH General
Procedures

CALAFCO Comments: The Senate Local Government Bill makes non substantial changes to local government laws other than CKH. CALAFCO has a number of items in the 2009 bill.

SB 163**(Cox) Local government: reorganization.**

Current Text: Introduced: 2/14/2009 [pdf](#) [html](#)

Introduced: 2/14/2009

Status: 3/9/2009-To Com. on RLS.

2Year Dead	Desk	Policy	Fiscal	Floor	Desk	Policy	Fiscal	Floor	Conf.	Enrolled	Vetoed	Chaptered
	1st House				2nd House				Conc.			

Summary: Existing law, for purposes of the Cortese-Knox-Hertzberg Local Government Reorganization Act of 2000, makes various legislative findings and declarations regarding the use of local government reorganization. This bill would make a technical, nonsubstantive change to that provision.

Position

Watch

Subject

CKH General
Procedures

CALAFCO Comments: This bill is a placeholder for an unidentified change to Cortese-Knox-Hertzberg.

SB 194**(Florez) Community Equity Investment Act of 2009.**

Current Text: Amended: 5/18/2009 [pdf](#) [html](#)

Introduced: 2/23/2009

Last Amend: 5/18/2009

Status: 5/28/2009-From APPR. SUSPENSE FILE: Not heard.

2Year Dead	Desk	Policy	Fiscal	Floor	Desk	Policy	Fiscal	Floor	Conf.	Enrolled	Vetoed	Chaptered
	1st House				2nd House				Conc.			

Calendar: 5/28/2009 Upon adjournment of session - Room 3191 SENATE APPROPRIATIONS SUSPENSE, KEHOE, Chair

Summary: Would enact the Community Equity Investment Act of 2009 and declare the intent of the Legislature to create incentives for communities to engage in sustainable community planning that incorporates into each element of its general plan data and analysis, goals, policies and objectives, and feasible implementation measures addressing the presence of disadvantaged unincorporated communities in or near their boundaries, as specified. This bill contains other related provisions and other existing laws.

Attachments:

[CALAFCO Letter of Interest](#)

Position

Watch

Subject

Municipal
Services,
Planning

CALAFCO Comments: This bill is intended to provide municipal services and infrastructure investment to disadvantaged unincorporated communities. Its intent, in part, is to address the role of regional agencies in addressing infrastructure deficits through changes to state agency funding programs with the intent to improve infrastructure in unincorporated communities. Language in this bill is tied to AB 853 which provides mechanisms for LAFCo to annex these communities to existing cities.

SB 215**(Wiggins) Local government: organization.**

Current Text: Amended: 5/12/2009 [pdf](#) [html](#)

Introduced: 2/23/2009

Last Amend: 5/12/2009

Status: 5/12/2009-From committee with author's amendments. Read second time. Amended. Re-referred to Com. on L. GOV.

2Year Dead	Desk	Policy	Fiscal	Floor	Desk	Policy	Fiscal	Floor	Conf.	Enrolled	Vetoed	Chaptered
	1st House				2nd House				Conc.			

Calendar: 6/17/2009 1:30 p.m. - Room 447 ASSEMBLY LOCAL GOVERNMENT, CABALLERO, Chair

Summary: Would modify that factor so that a commission would be required to consider the proposal's consistency with city or county general and specific plans, and any applicable transportation plan, when reviewing a proposal for a change of organization or reorganization, thus imposing a state mandate . This bill contains other related provisions and other existing laws.

Attachments:

[CALAFCO Support Letter](#)

Position
Support

Subject
Sustainable
Community
Plans, CKH
General
Procedures

CALAFCO Comments: Adds the SB 375 required "Sustainable Communities Strategy" and "Alternative Planning Strategy" to the factors a LAFCo must consider in reviewing applications in GC 56668 (g) and eliminates the now obsolete GC 56668.5 which allowed LAFCo to consider regional growth goals and policies.

2

AB 155 (Mendoza) Local government: bankruptcy proceedings.

Current Text: Amended: 3/27/2009 [pdf](#) [html](#)

Introduced: 1/26/2009

Last Amend: 3/27/2009

Status: 5/6/2009-In committee: Set, first hearing. Referred to APPR. suspense file.

2Year Dead	Desk	Policy	Fiscal	Floor	Desk	Policy	Fiscal	Floor	Conf. Conc.	Enrolled	Vetoed	Chaptered
	1st House				2nd House							

Calendar: 5/28/2009 Upon adjournment of session - Room 4202 ASSEMBLY APPROPRIATIONS SUSPENSE, DE LEON, Chair

Summary: Would provide that a local public entity may only file under federal bankruptcy law with the approval of the California Debt and Investment Advisory Commission, as specified.

Position
None at this
time

Subject
Financial
Viability of
Agencies

CALAFCO Comments:

AB 1172 (Galgiani) Eastern San Joaquin County Water District.

Current Text: Introduced: 2/27/2009 [pdf](#) [html](#)

Introduced: 2/27/2009

Status: 5/21/2009-Referred to Com. on L. GOV.

2Year Dead	Desk	Policy	Fiscal	Floor	Desk	Policy	Fiscal	Floor	Conf. Conc.	Enrolled	Vetoed	Chaptered
	1st House				2nd House							

Calendar: 6/17/2009 9:30 a.m. - Room 112 SENATE LOCAL GOVERNMENT, WIGGINS, Chair

Summary: Would specify the powers and purposes of the Eastern San Joaquin County Water District on and after the date on which the San Joaquin Local Agency Formation Commission approves the consolidation of the Stockton-East Water District and the Central San Joaquin Water Conservation District. The bill would state the findings and declarations of the Legislature concerning the need for special legislation.

Position
Watch

Subject
Special District
Principle Acts

CALAFCO Comments: This district is not yet formed. CALAFCO is watching this bill pending action by the San Joaquin LAFCo.

AB 1232 (Huffman) Local agency formation commissions: powers and duties.

Current Text: Amended: 5/7/2009 [pdf](#) [html](#)

Introduced: 2/27/2009

Last Amend: 5/7/2009

Status: 5/21/2009-In Senate. Read first time. To Com. on RLS. for assignment.

2Year	Desk	Policy	Fiscal	Floor	Desk	Policy	Fiscal	Floor	Conf.	Enrolled	Vetoed	Chaptered
Dead	1st House				2nd House				Conc.			

Summary: Would , on and after January 1, 2011, authorize the Marin County Local Area Formation Commission to initiate and approve the consolidation of one or more small wastewater agencies if certain conditions exist.

Position
Watch

Subject
Special District
Consolidations,
Service
Reviews/Spheres

CALAFCO Comments: This bill was intended to address the consolidation of a number of small wastewater agencies in Marin County that have continued to ignore Grand Jury, LAFCo MSR and regulator call to consolidate to improve efficiency, performance and regulatory compliance. These agencies have been responsible for multiple spills into the San Francisco Bay. The bill has been expanded, however, to include all Bay Area counties. CALAFCO continues to work with the author and stakeholder on language prior to taking a position.

AB 1436 (Portantino) Hospital districts.

Current Text: Introduced: 2/27/2009 [pdf](#) [html](#)

Introduced: 2/27/2009

Status: 4/14/2009-In committee: Set, first hearing. Hearing canceled at the request of author.

2Year	Desk	Policy	Fiscal	Floor	Desk	Policy	Fiscal	Floor	Conf.	Enrolled	Vetoed	Chaptered
Dead	1st House				2nd House				Conc.			

Summary: Would provide that this power includes ownership and would revise the definition of health care facilities for purposes of this power to expressly include public hospitals, as defined.

Position
None at this
time

Subject
Special District
Principle Acts

CALAFCO Comments: Adds ownership of public hospitals to the powers of hospital districts.

SB 101 (Committee on Local Government) Validations.

Current Text: Chaptered: 5/6/2009 [pdf](#) [html](#)

Introduced: 1/27/2009

Status: 5/6/2009-Chaptered by Secretary of State - Chapter No. 2, Statutes of 2009

2Year	Desk	Policy	Fiscal	Floor	Desk	Policy	Fiscal	Floor	Conf.	Enrolled	Vetoed	Chaptered
Dead	1st House				2nd House				Conc.			

Summary: Would enact the First Validating Act of 2009, which would validate the organization, boundaries, acts, proceedings, and bonds of the state and counties, cities, and specified districts, agencies, and entities. This bill contains other related provisions.

Attachments:

[CALAFCO Support Letter](#)

[CALAFCO Request for Governor Signature](#)

Position
Support

Subject
CKH General
Procedures

CALAFCO Comments: Annual bills which validate errors and omissions made by local officials, including the boundaries of all local agencies.

SB 102 (Committee on Local Government) Validations.

Current Text: Introduced: 1/27/2009 [pdf](#) [html](#)

Introduced: 1/27/2009

Status: 4/20/2009-Read second time. To Consent Calendar. Placed on inactive file on request of Assembly Member Torrico.

2Year Dead	Desk	Policy	Fiscal	Floor	Desk	Policy	Fiscal	Floor	Conf. Conc.	Enrolled	Vetoed	Chaptered
	1st House				2nd House							

Summary: Would enact the Second Validating Act of 2009, which would validate the organization, boundaries, acts, proceedings, and bonds of the state and counties, cities, and specified districts, agencies, and entities. This bill contains other related provisions.

Attachments:

[CALAFCO Support Letter](#)

Position

Support

Subject

CKH General Procedures

CALAFCO Comments: Annual bills which validate errors and omissions made by local officials, including the boundaries of all local agencies.

SB 103 (Committee on Local Government) Validations.

Current Text: Introduced: 1/27/2009 [pdf](#) [html](#)

Introduced: 1/27/2009

Status: 4/20/2009-Read second time. To Consent Calendar. Placed on inactive file on request of Assembly Member Torrico.

2Year Dead	Desk	Policy	Fiscal	Floor	Desk	Policy	Fiscal	Floor	Conf. Conc.	Enrolled	Vetoed	Chaptered
	1st House				2nd House							

Summary: Would enact the Third Validating Act of 2009, which would validate the organization, boundaries, acts, proceedings, and bonds of the state and counties, cities, and specified districts, agencies, and entities.

Attachments:

[CALAFCO Support Letter](#)

Position

Support

Subject

CKH General Procedures

CALAFCO Comments: Annual bills which validate errors and omissions made by local officials, including the boundaries of all local agencies.

SB 162 (Cox) Local government: fire suppression.

Current Text: Introduced: 2/14/2009 [pdf](#) [html](#)

Introduced: 2/14/2009

Status: 3/9/2009-To Com. on RLS.

2Year Dead	Desk	Policy	Fiscal	Floor	Desk	Policy	Fiscal	Floor	Conf. Conc.	Enrolled	Vetoed	Chaptered
	1st House				2nd House							

Summary: Existing law, for the purposes of assessments for fire suppression, defines fire suppression to mean firefighting and fire prevention, including, but not limited to, vegetation removal or management undertaken, in whole or in part, for the reduction of a fire hazard. This bill would make a technical, nonsubstantive change to this provision.

Position

Watch

Subject

Special District Principle Acts

CALAFCO Comments: This is likely a placeholder for a more substantial change to fire agency law.

SB 211 (Simitian) Park district formation: County of Santa Cruz.

Current Text: Amended: 4/14/2009 [pdf](#) [html](#)

Introduced: 2/23/2009

Last Amend: 4/14/2009

Status: 5/11/2009-To Com. on L. GOV.

2Year Dead	Desk	Policy	Fiscal	Floor	Desk	Policy	Fiscal	Floor	Conf. Conc.	Enrolled	Vetoed	Chaptered
	1st House				2nd House							

Calendar: 6/17/2009 1:30 p.m. - Room 447 ASSEMBLY LOCAL GOVERNMENT, CABALLERO, Chair

Summary: in addition, would authorize the formation of a district in the County of Santa Cruz, except as specified, if the exterior boundaries of the proposed district are coterminous with the exterior boundaries of the county and are initiated by a specified resolution of the county board of supervisors, after a hearing noticed in accordance with specified procedures, in lieu of the petition and related proceedings required under the above provisions. This bill contains other existing laws.

Attachments:

[CALAFCO Letter of Opposition](#)

Position

Oppose unless amended

Subject

Special District
Principle Acts

CALAFCO Comments: Allows Santa Cruz Board of Supervisors to create a regional open space district outside of LAFCo process. Does not provide a funding source for the district, leaving it to a future vote of the residents.

SB 263

(Strickland) Local government: community service districts.

Current Text: Introduced: 2/24/2009 [pdf](#) [html](#)

Introduced: 2/24/2009

Status: 5/21/2009-To Com. on L. GOV.

2Year Dead	Desk	Policy	Fiscal	Floor	Desk	Policy	Fiscal	Floor	Conf. Conc.	Enrolled	Vetoed	Chaptered
	1st House				2nd House							

Calendar: 6/17/2009 1:30 p.m. - Room 447 ASSEMBLY LOCAL GOVERNMENT, CABALLERO, Chair

Summary: Would include the Santa Rita Hills Community Services District as one of the specified community services districts authorized to limit access to roads it owns to the landowners and residents of that district.

Position

Watch

Subject

Special District
Principle Acts

CALAFCO Comments: Adds the as yet unformed Santa Rita Hills CSD as one of the specified community services districts authorized to limit access to roads it owns to the landowners and residents of that district. CALAFCO opposes the policy of adding additional districts to the limited number with authority to have gated roads that are publicly owned and/or operated.

SB 575

(Steinberg) Local planning: housing element.

Current Text: Amended: 5/4/2009 [pdf](#) [html](#)

Introduced: 2/27/2009

Last Amend: 5/4/2009

Status: 5/20/2009-Read second time. To third reading.

2Year Dead	Desk	Policy	Fiscal	Floor	Desk	Policy	Fiscal	Floor	Conf. Conc.	Enrolled	Vetoed	Chaptered
	1st House				2nd House							

Calendar: 5/28/2009 #68 SENATE SENATE BILLS-THIRD READING FILE

Summary: Would require all other local governments to adopt the 5th revision of the housing element 5 years after June 30, 2006, and would specify the schedule for all local governments to adopt subsequent revisions of the housing element after the 5th revision, as specified. The bill would authorize the Department of Housing and Community Development to adjust the deadlines for adoption of the 6th and subsequent revisions of the housing element so that the deadlines occur 18 months after adoption of the applicable regional transportation plan, provided that the planning period, as defined, for the housing element is not less than 90 months and not more than 102 months. By adding to the duties of specified local governments, this bill would impose a state-mandated local program. This bill contains other related provisions and other existing laws.

Position

None at this time

Subject

Climate
Change

CALAFCO Comments: This is the clean-up bill for SB 375. A number of issues are being amended in the bill to address resolution of funding, timing of regional transportation plans and housing elements, and other open issues from SB 375. It also renames SB 375 as the "Sustainable Communities and Climate Protection Act of 2008."

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AB 9**(John A. Perez) Political Reform Act of 1974: expenditures.****Current Text:** Introduced: 12/1/2008 [pdf](#) [html](#)**Introduced:** 12/1/2008**Status:** 5/18/2009-In Senate. Read first time. To Com. on RLS. for assignment.

2Year Dead	Desk	Policy	Fiscal	Floor	Desk	Policy	Fiscal	Floor	Conf. Conc.	Enrolled	Vetoed	Chaptered
	1st House				2nd House							

Summary: Under the Political Reform Act of 1974, an "expenditure" means a payment, a forgiveness of a loan, a payment of a loan by a 3rd party, or an enforceable promise to make a payment, unless it is clear from the surrounding circumstances that it is not made for political purposes. Under the act, a candidate or committee that makes an independent expenditure totaling \$1,000 or more in a calendar year to support or oppose a measure or qualification of a measure shall file a report of that disclosure with the Fair Political Practices Commission. This bill clarifies existing law that an expenditure includes the payment of public moneys by a state agency or local government agency, or by an agent of that agency, for a communication to the electorate within the jurisdiction of that agency regarding a clearly identified measure, except if the communication constitutes a fair and impartial presentation of the facts relating to the measure or the communication is otherwise required by law.

Position

None at this time

SubjectFinancial
Disclosure
Requirements

CALAFCO Comments: Adds that monies expended by a public agency to communicate information on a measure to the public must be reported to the FPPC.

AB 300**(Caballero) Subdivisions: water supply.****Current Text:** Amended: 4/20/2009 [pdf](#) [html](#)**Introduced:** 2/17/2009**Last Amend:** 4/20/2009**Status:** 5/28/2009-From THIRD READING: Read third time.Passed Assembly to SENATE.

2Year Dead	Desk	Policy	Fiscal	Floor	Desk	Policy	Fiscal	Floor	Conf. Conc.	Enrolled	Vetoed	Chaptered
	1st House				2nd House							

Calendar: 5/28/2009 #89 ASSEMBLY ASSEMBLY THIRD READING FILE

Summary: Would require, until January 1, 2020, the public water system, or the local agency if there is no public water system, to review, verify for accuracy, and approve, as specified, the subdivider's water savings projections attributable to voluntary demand management measures, as defined. The public water agency would be authorized to collect fees necessary to provide the additional analysis of the voluntary demand management measures. Water savings projections would be authorized to be calculated using the water savings projections adopted by the California Urban Water Conservation Council. Water savings projections for measures for which the California Urban Water Conservation Council does not have adopted findings would be required to be based on substantial evidence in the record and included in the water supply assessment adopted by the water supplier. If a project applicant proposes to use a new voluntary water reduction demand management measure that is not based on water savings projections adopted by the California Urban Water Conservation Council, the legislative body of a city or county or the advisory agency would be required to have the project applicant enter into an agreement with the water utility to implement and monitor the actual water savings over time, as specified. The public water system would be required to prepare a written report of the projected water demand versus the actual water use 5 years after the project has been fully developed, and to provide copies of the report to the project applicant, the city or county that approved the subdivision map, the California Urban Water Conservation

Council, and the Department of Water Resources. The bill would also require, at the time of final inspection, that a manual providing directions to the owner or occupant on the proper use of water conservation devices and systems be placed in the dwelling. By adding to the duties of the public water system, this bill would impose a state-mandated local program. This bill contains other related provisions and other existing laws.

Position

None at this
time

Subject

Service
Reviews/Spheres,
Water

CALAFCO Comments: Requires the preparation of a water assessment report for projects which reduce water consumption, which requires consultation with affected agencies, including LAFCo.

AB 494 (Caballero) Local planning: farmworker housing.

Current Text: Amended: 4/23/2009 [pdf](#) [html](#)

Introduced: 2/24/2009

Last Amend: 4/23/2009

Status: 5/18/2009-Read second time. To third reading.

2Year Dead	Desk	Policy	Fiscal	Floor	Desk	Policy	Fiscal	Floor	Conf. Conc.	Enrolled	Vetoed	Chaptered
	1st House				2nd House							

Calendar: 5/28/2009 #45 ASSEMBLY ASSEMBLY THIRD READING FILE

Summary: Would modify that criterion so that the parcel would be required to be within a city or in an unincorporated territory or sphere of influence that is contiguous to one or more parcels that are already zoned residential, commercial, or industrial and developed with existing residential, commercial, or industrial uses, or has access to existing drinking water and sanitary sewer service. This bill contains other related provisions and other existing laws.

Position

None at this
time

Subject

Ag
Preservation -
Williamson

CALAFCO Comments:**AB 588 (Cook) Local government finance.**

Current Text: Introduced: 2/25/2009 [pdf](#) [html](#)

Introduced: 2/25/2009

Status: 2/26/2009-From printer. May be heard in committee March 28.

2Year Dead	Desk	Policy	Fiscal	Floor	Desk	Policy	Fiscal	Floor	Conf. Conc.	Enrolled	Vetoed	Chaptered
	1st House				2nd House							

Summary: The Vehicle License Fee Law establishes, in lieu of any ad valorem property tax upon vehicles, an annual license fee for any vehicle subject to registration in this state. Under existing law, the Controller is required to allocate vehicle license fee revenues in the Motor Vehicle License Fee Account in a specified order, as provided. This bill would make a technical, nonsubstantive change to that provision.

Position

None at this
time

Subject

Tax Allocation

CALAFCO Comments: This is a placeholder bill that is focused on the local VLF allocation. May affect formulas for future annexations and incorporations.

ABX3 8 (Evans) State and local government.

Current Text: Amended: 2/15/2009 [pdf](#) [html](#)

Introduced: 1/5/2009

Last Amend: 2/15/2009

Status: 2/15/2009-Read third time. Urgency clause refused adoption. (Ayes 19. Noes 13. Page 52.) Motion to reconsider made by Senator Florez. Reconsideration granted. (Ayes 3

2Year Dead	Desk	Policy	Fiscal	Floor	Desk	Policy	Fiscal	Floor	Conf. Conc.	Enrolled	Vetoed	Chaptered
	1st House				2nd House							

Calendar: 5/28/2009 #12 SENATE ASSEMBLY BILLS-THIRD READING FILE

Summary: Would change the date the Controller is required to pay any eligible claim to October 15 or 60 days after the date the appropriation for the claim is effective, whichever date is later. This bill contains other related provisions and other existing laws.

Position

None at this time

Subject

Tax Allocation

CALAFCO Comments: Makes changes to the dates and formulas for tax allocations. Will be of interest to those LAFcos conducting fiscal studies for incorporations and annexations.

SB 115

(Lowenthal) Public employment.

Current Text: Amended: 3/24/2009 [pdf](#) [html](#)

Introduced: 1/29/2009

Last Amend: 3/24/2009

Status: 5/21/2009-To Com. on JUD.

2Year	Desk	Policy	Fiscal	Floor	Desk	Policy	Fiscal	Floor	Conf.	Enrolled	Vetoed	Chaptered
Dead	1st House				2nd House				Conc.			

Calendar: 6/9/2009 9 a.m. - Room 4202 ASSEMBLY JUDICIARY, FEUER, Chair

Summary: Would require that a public employee or applicant seeking public employment be permitted to decline to take and subscribe the oath of office based on moral, ethical, or religious beliefs that conflict with his or her ability to take and subscribe the oath without mental reservation, if he or she is otherwise willing and able to uphold the United States Constitution and the constitution and laws of this state and to complete the duties of employment. The bill would require that person to sign a statement that he or she declines to take and subscribe the oath required pursuant to existing law, based on moral, ethical, or religious beliefs that conflict with his or her ability to take that oath, as specified, and to take and subscribe a specified alternate statement to that effect. The bill would except from these provisions a public officer, employee, or applicant for public employment who is elected or who serves at the pleasure of an elected official. The bill would also make conforming changes and make a related statement of legislative findings.

Position

Watch

Subject

LAFco
Administration

CALAFCO Comments:

SB 170

(Florez) Agricultural lands: cancellation of Williamson Act contracts.

Current Text: Amended: 4/13/2009 [pdf](#) [html](#)

Introduced: 2/14/2009

Last Amend: 4/13/2009

Status: 4/15/2009-Testimony taken. Hearing postponed by committee. (Refers to 4/15/2009 hearing)

2Year	Desk	Policy	Fiscal	Floor	Desk	Policy	Fiscal	Floor	Conf.	Enrolled	Vetoed	Chaptered
Dead	1st House				2nd House				Conc.			

Summary: Would establish a rebuttable presumption that where a federally recognized Indian tribe has petitioned for a contract cancellation that tribal cultural centers, infrastructure, and housing are alternative uses that are public concerns that substantially outweigh the objectives of the act and that for tribal cultural centers, infrastructure, and housing, land contiguous to existing tribal land would provide more contiguous patterns of urban development than development of proximate noncontracted land.

Position

Watch

Subject

Ag
Preservation -
Williamson

CALAFCO Comments: This bill would allow cancellation of Williamson contracts for land to be annexed to Tribal properties and used for tribal development.

SB 406

(DeSaulnier) Land use: environmental quality.

Current Text: Amended: 4/30/2009 [pdf](#) [html](#)

Introduced: 2/26/2009

Last Amend: 4/30/2009

Status: 5/28/2009-From APPR. SUSPENSE FILE: Do pass as amended.

2Year	Desk	Policy	Fiscal	Floor	Desk	Policy	Fiscal	Floor	Conf.	Enrolled	Vetoed	Chaptered
Dead	1st House				2nd House				Conc.			

Calendar: 5/28/2009 Upon adjournment of session - Room 3191 SENATE APPROPRIATIONS SUSPENSE, KEHOE, Chair

Summary: Would change the designated membership, as specified, of the Planning Advisory and Assistance Council and would require that the council work with the Strategic Growth Council, regional agencies, and cities and counties to facilitate the development and implementation of sustainable community strategies or regional blueprint projects, as specified. The bill would also require the council to report to the Legislature on specified regional performance measures and on the manner in which state agencies are implementing the 5-year infrastructure plan, as specified. The bill would authorize a municipal planning organization, as defined, a council of governments, as defined, or a county transportation commission and a subregional council of governments jointly preparing a subregional sustainable communities strategy to adopt a resolution to impose a surcharge of \$1 or \$2 on motor vehicles registered to an owner with an address in the entity's or entities' jurisdiction . The surcharge would be required to apply to an original vehicle registration occurring on or after 6 months following the adoption of the resolution, as specified, and to a renewal of registration with an expiration date on or after that 6-month period. The surcharge would be collected by the Department of Motor Vehicles and, after deducting its administrative costs, would be transmitted to the entity or entities imposing the surcharge. The bill would require that the surcharge revenue that exceeds \$1 be expended to develop and implement a regional blueprint plan and would specify that 5% of all the surcharge revenue be transmitted to the council for performance of specified functions. The bill would provide that the council is to perform specified new functions only when the council has received sufficient revenue from this source.

Position

None at this
time

Subject

Climate
Change

CALAFCO Comments: This bill is sponsored by CALCOG and among other things begins to identify funding sources for SB 375 implementation.

Total Measures: 27

Total Tracking Forms: 27

5/28/2009 4:13:09 PM