

California Association of Local Agency Formation Commissions
SUMMARY OF CURRENT LAFCo LEGISLATION as of 3/12/2008

1

AB 1263(Caballero) Local agency formation commissions: statement.

Last Amend: 05/21/2007

Status: 06/07/2007-In committee: Set, first hearing. Hearing canceled at the request of author.

Location: 05/21/2007-S L. GOV.

[REDACTED]												
Dead/2YR	1st Desk	1st Policy	1st Fiscal	1st Floor	2nd Desk	2nd Policy	2nd Fiscal	2nd Floor	Conf./Conc.	Enrolled	Vetoed	Chaptered

Summary: This bill will implement the changes recommended by the Legislative Committee, based on the survey and discussions among member LAFCos.

Position: Sponsor

Priority: 1

Notes: This bill was sponsored last year by CALAFCO. All of the MSR/SOI improvement were moved to the Omnibus bill and were signed into law. The bill is being held by the Assembly Local Government Committee for use by CALAFCO this year for any of our items that fall out of the Omnibus bill.

AB 1998(Silva) Political Reform Act of 1974: local agency formation commissions.

Last Amend:

Status: 02/15/2008-From printer. May be heard in committee March 16.

Location: 02/14/2008-A PRINT

[REDACTED]												
Dead/2YR	1st Desk	1st Policy	1st Fiscal	1st Floor	2nd Desk	2nd Policy	2nd Fiscal	2nd Floor	Conf./Conc.	Enrolled	Vetoed	Chaptered

Summary: Existing law provides for the existence, in each county, of a local agency formation commission (LAFCO), an administrative body vested with the authority and responsibility to control the process of municipal expansion by overseeing local agency boundary changes, including the incorporation, annexation, and reorganization of cities and special districts. The LAFCO for each county reviews and approves or disapproves proposed local government changes of organization; and, under specified circumstances, the determinations of the LAFCO are subject to voter approval through the circulation of a signature petition and a subsequent ballot measure. This bill would impose on a committee formed to support or oppose a LAFCO proposal, as defined, requirements regarding the filing of campaign statements. The bill would require the committee to file monthly campaign statements from the time circulation of a petition begins until a measure is placed on the ballot or the committee is terminated. After a LAFCO proposal measure is placed on the ballot, the bill would require a committee formed to support or oppose the proposal to file those campaign statements required of other committees formed to support or oppose ballot measures under the Political Reform Act of 1974. This bill contains other related provisions and other existing laws.

Position: Sponsor

Priority: 1

Notes: This bill will move the financial disclosure requirements from LAFCo to the FPPC. It is sponsored by CALAFCO.

AB 2484(Caballero) Local government: special districts.

Last Amend:

Status: 03/06/2008-Referred to Com. on L. GOV.

Location: 03/06/2008-A L. GOV.

[REDACTED]												
Dead/2YR	1st Desk	1st Policy	1st Fiscal	1st Floor	2nd Desk	2nd Policy	2nd Fiscal	2nd Floor	Conf./Conc.	Enrolled	Vetoed	Chaptered

Summary: Existing law, the Cortese-Knox-Hertzberg Local Government Reorganization Act of 2000 defines "change of organization" to mean, among other things, a district formation, a consolidation of cities or special districts, or a merger or establishment of a subsidiary district. This bill would include within the definition of "change of organization" a proposal for the exercise of new or different functions or classes of services, or the divestiture of the power to provide particular functions or classes of services, within all or part of the jurisdictional boundaries of a special district. This bill contains other related provisions and other existing laws.

Position: Sponsor

Priority: 1

Notes: This bill was prepared by the Legislative Committee and sponsored by CALAFCO.

AB 3047(Committee on Local Government) Local agency formation commissions: notice requirements.

Last Amend:

Status: 02/28/2008-From printer. May be heard in committee March 29.

Location: 02/27/2008-A PRINT

[REDACTED]												
Dead/2YR	1st Desk	1st Policy	1st Fiscal	1st Floor	2nd Desk	2nd Policy	2nd Fiscal	2nd Floor	Conf./Conc.	Enrolled	Vetoed	Chaptered

Summary: The Cortese-Knox-Hertzberg Act of 2000 requires the local agency formation commission in each county to review and approve or disapprove proposals for changes of organization or reorganization of cities and districts within the county. The legislative body of the affected local agency is authorized to adopt by resolution a proposal for a change of organization or a reorganization. At least 20 days before the adoption of the resolution of application for organization or reorganization, the legislative body is authorized to give mailed notice of its intention to do so to the commission and to each interested agency and each subject agency. All provisions in the act governing the time within which an official or the commission is to act are required to be deemed directory, rather than mandatory, except for notice requirements and the specified requirements for conducting a hearing in relation to an application to initiate proceedings. This bill would instead authorize the legislative body to give mailed notice of its intention to adopt a resolution of application at least 21 days before the adoption of the resolution to the commission and to each interested agency and each subject agency. The bill also would make a conforming addition to the exceptions to the requirement that the time within which an official or the commission is to act is to be deemed directory, rather than mandatory.

Position: Sponsor

Priority: 1

Notes: This is the annual CALAFCO Omnibus Bill that contains technical changes to the Cortese-Knox-Hertzberg Act. Additional items will be amended into the bill during the session.

SB 301(Romero) Local government finance.

Last Amend: 01/18/2008

Status: 01/30/2008-In Assembly. Read first time. Held at Desk.

Location: 01/30/2008-A DESK

[REDACTED]												
Dead/2YR	1st Desk	1st Policy	1st Fiscal	1st Floor	2nd Desk	2nd Policy	2nd Fiscal	2nd Floor	Conf./Conc.	Enrolled	Vetoed	Chaptered

Summary: The Vehicle License Fee (VLF) 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 VLF revenues in the Motor Vehicle License Fee Account in a specified order to, among others, each city that was incorporated from an unincorporated territory after August 5, 2004, but before July 1, 2009. Existing law also requires cities that were incorporated before August 5, 2004, be allocated additional VLF revenues in an amount determined pursuant to a specified formula. For purposes of this formula, existing law specifies that the population of a city that is incorporated before August 5, 2004, is that city's actual population, as defined, residing in areas annexed after August 5, 2004, but before July 1, 2009 . This bill would require that cities that are incorporated from an unincorporated territory after August 5, 2004, but before July 1, 2014, be allocated VLF revenues . This bill would specify, for purposes of this formula used to determine additional VLF revenues for cities that were incorporated before August 5, 2004, that the city's actual population is the population residing in areas annexed after August 5, 2004 . This bill contains other related provisions and other existing laws.

Attachments:

[Support Letter](#)

Position: Support

Priority: 1

Notes: This bill has been amended to remove the AB 1602 sunset on VLF subventions for annexations and provide a five year extension to the sunset for incorporations.

[SB 375\(Steinberg\)](#) Transportation planning: travel demand models: sustainable communities strategy: environmental review.

Last Amend: 01/28/2008

Status: 01/28/2008-From committee with author's amendments. Read second time. Amended. Re-referred to Com. on APPR.

Location: 01/28/2008-A APPR.

Dead/2YR	1st Desk	1st Policy	1st Fiscal	1st Floor	2nd Desk	2nd Policy	2nd Fiscal	2nd Floor	Conf./Conc.	Enrolled	Vetoed	Chaptered

Summary: Existing law requires certain transportation planning activities by the Department of Transportation and by designated regional transportation planning agencies, including development of a regional transportation plan. Existing law authorizes the California Transportation Commission, in cooperation with the regional agencies, to prescribe study areas for analysis and evaluation. This bill would require the commission, by July 1, 2009 , to adopt guidelines for travel demand models used in the development of regional transportation plans by certain transportation planning entities. The bill would require the Department of Transportation to assist the commission, on request, in this regard, and would impose other related requirements. This bill contains other related provisions and other existing laws.

Position: Watch

Priority: 1

[SB 1131\(Cox\)](#) Local Agency Formation Commission: Calaveras County.

Last Amend:

Status: 03/03/2008-Set for hearing April 2.

Location: 02/07/2008-S L. GOV.

Dead/2YR	1st Desk	1st Policy	1st Fiscal	1st Floor	2nd Desk	2nd Policy	2nd Fiscal	2nd Floor	Conf./Conc.	Enrolled	Vetoed	Chaptered

Calendar: 04/02/08 9:30 a.m. - Room 112 SEN LOCAL GOVERNMENT

Summary: The Cortese-Knox Local Government Reorganization Act of 1985 prescribes the composition of members of a Local Agency Formation Commission (LAFCO), and specifies the procedures for the selection of members for independent special district representation on the commission. This bill would increase from 2 to 3 the independent special district representatives seated on the Calaveras County Local Agency Formation Commission, and would require one member to be a permanent seat filled by a member of the Board of Directors of the Calaveras County Water District. This bill contains other related provisions and other existing laws.

Attachments:

[CALAFCO Letter of Opposition](#)

Position: Oppose

Priority: 1

Notes: If passed this would be the first time that a special district obtained a special and permanent seat on a LAFCo. Based on the principles of balance on a commission and that commissioners represent the community not any one appointing agency, CALAFCO has taken an oppose position.

[SB 1458](#)(Committee on Local Government) Local government: the County Service Area Law.

Last Amend:

Status: 03/03/2008-Set for hearing April 2.

Location: 02/28/2008-S L. GOV.

[REDACTED]												
Dead/2YR	1st Desk	1st Policy	1st Fiscal	1st Floor	2nd Desk	2nd Policy	2nd Fiscal	2nd Floor	Conf./Conc.	Enrolled	Vetoed	Chaptered

Calendar: 04/02/08 9:30 a.m. - Room 112 SEN LOCAL GOVERNMENT

Summary: The County Service Area Law authorizes the formation of county service areas to provide authorized services, as specified. This bill would revise and recast the County Services Area Law and make conforming changes.

Position: Support

Priority: 1

Notes: This bill is the culmination of the work of the CSA Rewrite Work Group, of which CALAFCO was a participant. It significantly overhauls the CSA law and brings it into conformance with CKH.

2

[AB 1764](#)(Blakeslee) Land use: agricultural use.

Last Amend:

Status: 01/28/2008-Referred to Coms. on NAT. RES. and AGRI.

Location: 01/28/2008-A NAT. RES.

[REDACTED]												
Dead/2YR	1st Desk	1st Policy	1st Fiscal	1st Floor	2nd Desk	2nd Policy	2nd Fiscal	2nd Floor	Conf./Conc.	Enrolled	Vetoed	Chaptered

Summary: Existing law, for purposes of the Williamson Act, defines agricultural use to mean the use of land for the purposes of producing an agricultural commodity for commercial purposes. This bill would include in the definition of agricultural use producing plant products for biofuels. This bill contains other related provisions and other existing laws.

Position: Watch

Priority: 2

Summary: Existing law, the Cortese-Knox-Hertzberg Local Government Reorganization Act of 2000, governs the procedures for the formation, change of organization, and reorganization of cities and special districts. That act also provides, unless otherwise determined by the local agency formation commission, that territory shall not be incorporated into, or annexed to, a city, if, as a result of that incorporation or annexation, unincorporated territory is completely surrounded by that city or by territory of that city, on one or more sides and the Pacific Ocean on the remaining sides. This bill would delete "completely" from this prohibition and thereby provide that, unless otherwise determined by the commission, territory shall not be incorporated into, or annexed to a city if, as a result of that incorporation or annexation, unincorporated territory is surrounded by that city or by territory of that city on one or more sides and the Pacific Ocean on the remaining sides.

Position: None at this time

Priority: 2

Notes: This bill would eliminate the word "completely" from the definition of surrounded in GC 56744. It appears to be a spot bill at this time.

[SB 1061](#)(Committee on Local Government) Validations.

Last Amend:

Status: 03/06/2008-To Com. on L. GOV.

Location: 03/06/2008-A L. GOV.

[REDACTED]												
Dead/2YR	1st Desk	1st Policy	1st Fiscal	1st Floor	2nd Desk	2nd Policy	2nd Fiscal	2nd Floor	Conf./Conc.	Enrolled	Vetoed	Chaptered

Calendar: 04/02/08 1:30 p.m. - Room 447 ASM LOCAL GOVERNMENT

Summary: This bill would enact the First Validating Act of 2008, 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 Letter of Support](#)

Position: Support

Priority: 2

[SB 1062](#)(Committee on Local Government) Validations.

Last Amend:

Status: 03/06/2008-To Com. on L. GOV.

Location: 03/06/2008-A L. GOV.

[REDACTED]												
Dead/2YR	1st Desk	1st Policy	1st Fiscal	1st Floor	2nd Desk	2nd Policy	2nd Fiscal	2nd Floor	Conf./Conc.	Enrolled	Vetoed	Chaptered

Calendar: 04/02/08 1:30 p.m. - Room 447 ASM LOCAL GOVERNMENT

Summary: This bill would enact the Second Validating Act of 2008, 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 Letter of Support](#)

Position: Support

Priority: 2

[SB 1063](#)(Committee on Local Government) Validations.

Last Amend:

Status: 03/06/2008-To Com. on L. GOV.

Location: 03/06/2008-A L. GOV.

[REDACTED]												
Dead/2YR	1st Desk	1st Policy	1st Fiscal	1st Floor	2nd Desk	2nd Policy	2nd Fiscal	2nd Floor	Conf./Conc.	Enrolled	Vetoed	Chaptered

Calendar: 04/02/08 1:30 p.m. - Room 447 ASM LOCAL GOVERNMENT

Summary: This bill would enact the Third Validating Act of 2008, which would validate the organization, boundaries, acts, proceedings, and bonds of the state and counties, cities, and specified districts, agencies, and entities.

Attachments:

[CALAFCO Letter of Support](#)

Position: Support

Priority: 2

[SB 1191](#)(Alquist) Local government: community service districts: broadband access.

Last Amend:

Status: 03/03/2008-Set for hearing April 2.

Location: 02/20/2008-S L. GOV.

[REDACTED]												
Dead/2YR	1st Desk	1st Policy	1st Fiscal	1st Floor	2nd Desk	2nd Policy	2nd Fiscal	2nd Floor	Conf./Conc.	Enrolled	Vetoed	Chaptered

Calendar: 04/02/08 9:30 a.m. - Room 112 SEN LOCAL GOVERNMENT

Summary: Existing law authorizes a community services district to be formed to, among other things, provide fire protection services, organize, promote, conduct, and advertise programs of community recreation, provide transportation services, abate graffiti, and construct, maintain, and operate mailboxes. This bill would authorize a community services district to acquire, own, improve, maintain, and operate broadband facilities and to provide broadband services, until a private person or entity is ready, willing, and able to acquire, construct, improve, maintain, and operate broadband facilities and to provide broadband services, and to sell those services at a comparable cost and quality of service to the district and its property owners, residents, and visitors.

Position: None at this time

Priority: 2

Notes: This was a power discussed during the CSD rewrite. It was removed from the list of powers based on the strong objection from private broadband service providers.

3

[AB 242](#)(Blakeslee) Land use: annexation: housing.

Last Amend: 03/05/2008

Status: 03/11/2008-From T. & H.: Not heard.

Location: 03/11/2008-S T. & H.

[REDACTED]												
Dead/2YR	1st Desk	1st Policy	1st Fiscal	1st Floor	2nd Desk	2nd Policy	2nd Fiscal	2nd Floor	Conf./Conc.	Enrolled	Vetoed	Chaptered

Summary: The Cortese-Knox-Hertzberg Local Government Reorganization Act of 2000 authorizes local governments to annex portions of territory to other local governments, as specified. This bill would revise

provisions governing the process for making the transfer of the county's regional housing needs allocation to the city. This bill contains other existing laws.

Position: None at this time

Priority: 3

Notes: In 2007 AB 1019 (Blakeslee) was signed into law. It was intended to address an issue in Santa Barbara County, however it now appears there are some potential unintended consequences related to when an annexing city and the county have to agree on any RHNA transfers. This bill is intended to clean up the process. LAFCo continues to have no role or responsibility in RHNA transfers in annexations as a result of this bill.

AB 842(Jones) Regional plans: traffic reduction.

Last Amend: 01/17/2008

Status: 02/07/2008-Referred to Com. on T. & H.

Location: 02/07/2008-S T. & H.

[REDACTED]												
Dead/2YR	1st Desk	1st Policy	1st Fiscal	1st Floor	2nd Desk	2nd Policy	2nd Fiscal	2nd Floor	Conf./Conc.	Enrolled	Vetoed	Chaptered

Summary: Existing law authorizes the California Transportation Commission to establish guidelines for the preparation of regional transportation plans. This bill would require the commission to update its guidelines for the preparation of regional transportation plans, including a requirement that each regional transportation plan provide for a 10% reduction in the growth increment of vehicle miles traveled. This bill contains other related provisions and other existing laws.

Position: None at this time

Priority: 3

AB 2046(Jones) Water supply assessments: groundwater.

Last Amend:

Status: 02/28/2008-Referred to Com. on W.,P. & W.

Location: 02/28/2008-A W.,P. & W.

[REDACTED]												
Dead/2YR	1st Desk	1st Policy	1st Fiscal	1st Floor	2nd Desk	2nd Policy	2nd Fiscal	2nd Floor	Conf./Conc.	Enrolled	Vetoed	Chaptered

Summary: Existing law requires a city or county that determines a project, as defined, is subject to the California Environmental Quality Act to identify any public water system that may supply water for the project and to request those public water systems to prepare a specified water supply assessment. If no public water system is identified, the city or county is required to prepare the water supply assessment. Existing law requires, if a water supply for a proposed project includes groundwater, that certain additional information be included in the water supply assessment, including a detailed description and analysis of the amount and location of groundwater that is projected to be pumped and an analysis of the sufficiency of the groundwater from the basin or basins from which the proposed project will be supplied to meet the projected water demand associated with the proposed project. This bill would require the water supply assessment to exclude from the amount of groundwater projected to be pumped and the groundwater included in the sufficiency analysis any source of groundwater that has not been determined by the State Department of Public Health or a local health officer to have been treated to the treatment standard applicable to the proposed use. By imposing new duties on cities and counties and local health officers with respect to that determination, this bill would impose a state-mandated local program. This bill contains other related provisions and other existing laws.

Position: None at this time

Priority: 3

AB 2182(Caballero) Regional and local land use plans.

Last Amend:

Status: 03/05/2008-Referred to Com. on L. GOV.

Location: 03/05/2008-A L. GOV.

Dead/2YR	1st Desk	1st Policy	1st Fiscal	1st Floor	2nd Desk	2nd Policy	2nd Fiscal	2nd Floor	Conf./Conc.	Enrolled	Vetoed	Chaptered

Summary: The Safe Drinking Water, Water Quality and Supply, Flood Control, River and Coastal Protection Bond Act of 2006 allocates \$580,000,000 for revitalizing communities and making them more sustainable and livable by investing in sound land use planning, local parks, and urban greening, and specifically authorizes \$90,000,000 for planning grants and incentives to encourage, among other things, the development of specified regional and local land use plans. The act also requires that these funds be made available upon appropriation by the Legislature. This bill would establish the Sustainable Communities Regional and Local Land Use Planning Program within the Office of Planning and Research, and would allocate unspecified sums from the \$90,000,000 made available under the act for planning grants and incentives for the development of specified regional and local land use plans, for grants and loans to local governments, councils of governments, and other public agencies for these purposes, subject to specified criteria.

Position: None at this time

Priority: 3

Notes: This bill would provide-among other things-funds to COGs to prepare blueprint plans. CALAFCO should request that LAFcos be added to the list of agencies consulted for guidelines.

AB 2230(La Malfa) California Environmental Quality Act: filing fees and exemptions.

Last Amend:

Status: 03/05/2008-Referred to Com. on NAT. RES.

Location: 03/05/2008-A NAT. RES.

Dead/2YR	1st Desk	1st Policy	1st Fiscal	1st Floor	2nd Desk	2nd Policy	2nd Fiscal	2nd Floor	Conf./Conc.	Enrolled	Vetoed	Chaptered

Summary: The California Environmental Quality Act (CEQA) declares legislative intent that all agencies of state government which regulate activities of private individuals, corporations, and public agencies which are found to affect the quality of the environment, give consideration to preventing environmental damage when regulating those activities. CEQA requires all lead agencies, as defined, to prepare an environmental impact report for any project which may have a significant effect on the environment. Existing law requires all project applicants and public agencies subject to CEQA to pay the filing fee for each proposed project, unless the project has no effect on fish or wildlife, the project is being undertaken by the department, or the project costs are payable to the department from specified sources. Existing law requires the Department of Fish and Game to impose and collect these filing fees, in prescribed amounts, to defray the costs of managing and protecting fish and wildlife trust resources. This bill would revise those exemptions from the payment of the filing fee to instead exempt a project that the lead agency has determined will have no effect on fish and wildlife, and also exempt from the payment of filing fee a project being undertaken by a public agency or the department.

Position: None at this time

Priority: 3

Notes: This bill would revise the CEQA exemptions from payment of the Fish & Game filing fee to exempt a project that the lead agency has determined will have no effect on fish and wildlife, and also exempt from the payment of filing fee for a project being undertaken by a public agency or the department.

[AB 2278\(Aghazarian\)](#) Local agencies.

Last Amend: 03/06/2008

Status: 03/10/2008-Re-referred to Com. on L. GOV.

Location: 03/10/2008-A L. GOV.

[REDACTED]												
Dead/2YR	1st Desk	1st Policy	1st Fiscal	1st Floor	2nd Desk	2nd Policy	2nd Fiscal	2nd Floor	Conf./Conc.	Enrolled	Vetoed	Chaptered

Summary: Existing property tax law requires, in the event that a jurisdictional change affects the service area or service responsibility of one or more special districts, the board of supervisors of the county or counties in which the districts are located to negotiate any exchange of property tax revenues on behalf of the district or districts. This bill would authorize a fire protection district, as specified, to negotiate any exchange of property tax revenues on its own behalf when a jurisdictional change occurs that affects its service area or service responsibility.

Position: None at this time

Priority: 3

Notes: This bill would allow Fire Protection Districts to negotiate their own property tax exchange agreement in the event of an annexation or detachment, rather than the Board of Supervisors.

[AB 2686\(Nava\)](#) Santa Ynez Valley Water District.

Last Amend:

Status: 02/25/2008-Read first time.

Location: 02/22/2008-A PRINT

[REDACTED]												
Dead/2YR	1st Desk	1st Policy	1st Fiscal	1st Floor	2nd Desk	2nd Policy	2nd Fiscal	2nd Floor	Conf./Conc.	Enrolled	Vetoed	Chaptered

Summary: Existing law authorizes various public entities, including special districts, to provide water service and regulate groundwater. This bill would enact the Santa Ynez Valley Water District Act. The bill would establish the Santa Ynez Valley Water District in Santa Barbara County. The bill would prescribe the composition of the board of directors of the district. The bill would specify the district's boundaries, powers, and purposes. The district would succeed to the powers, duties, responsibilities, obligations, liabilities, and jurisdiction of Improvement District No. 1 within the Santa Ynez River Water Conservation District, which entity would cease to exist. This bill contains other related provisions and other existing laws.

Position: None at this time

Priority: 3

[SB 303\(Ducheny\)](#) Local government: land use planning.

Last Amend: 06/25/2007

Status: 07/03/2007-Set, first hearing. Held under submission.

Location: 07/03/2007-A L. GOV.

[REDACTED]												
Dead/2YR	1st Desk	1st Policy	1st Fiscal	1st Floor	2nd Desk	2nd Policy	2nd Fiscal	2nd Floor	Conf./Conc.	Enrolled	Vetoed	Chaptered

Summary: The Planning and Zoning Law requires a city, county, or city and county to adopt a comprehensive, long-term general plan for the physical development of the city, county, or city and county that addresses a number of elements, including, among other things, a housing and an open-space element. Existing law provides that the general plan may be adopted as a single document or as a group of documents relating to subjects or geographic segments of the planning area. This bill would require the general plan, and each of its elements to encompass a planning and projection period of at

least 20 years, except for the housing element , and would require each element, except for the housing , conservati on, and open-space elements, to be updated at least every 10 years. The bill would require the housing element to be updated as specified, and would require the conservation element and the open-space element to be updated concurrently with the housing element. This bill contains other related provisions and other existing laws.

Position: Watch
Priority: 3

SB 378(Steinberg) Disaster Preparedness and Flood Prevention Bond Act of 2006.

Last Amend: 06/04/2007

Status: 06/19/2007-To Com. on W.,P. & W.

Location: 06/19/2007-A W.,P. & W.

Dead/2YR	1st Desk	1st Policy	1st Fiscal	1st Floor	2nd Desk	2nd Policy	2nd Fiscal	2nd Floor	Conf./Conc.	Enrolled	Vetoed	Chaptered

Summary: The Disaster Preparedness and Flood Prevention Bond Act of 2006, which was enacted by the Legislature and approved by the voters at the November 7, 2006, statewide general election, authorizes the expenditure of \$4,090,000,000 in bond funds for specified disaster preparedness and flood prevention projects. Those projects include projects for the evaluation, repair, rehabilitation, reconstruction, or replacement of levees, weirs, bypasses, and facilities of the State Plan of Flood Control; improving or adding facilities to the State Plan of Flood Control to increase levels of flood prevention for urban areas; reducing the risk of levee failure in the delta; and protection, creation, and enhancement of flood protection corridors and bypasses through specified actions. The bill would require the Department of Water Resources (department), when evaluating levees and facilities pursuant to a specified project, to include an evaluation of the risk of the levees and facilities failing due to a seismic event. In implementing the projects for the protection, creation, and enhancement of flood protection corridors and bypasses through specified actions, the bill would require the department to give priority for projects and expenditures that result in a systemwide reduction of flood risks and for projects that address the needs of disadvantaged communities, as the bill would define that term. A grant program that would provide bond funds to rehabilitate, reconstruct, replace, or improve existing flood levees, or construct new flood levees, or other management facilities that are a part of the State Plan of Flood Control would be required to comply with specified requirements. This bill contains other related provisions and other existing laws.

Position: Watch
Priority: 3

SB 732(Steinberg) Safe Drinking Water, Water Quality and Supply, Flood Control, River and Coastal Protection Bond Act of 2006.

Last Amend: 09/07/2007

Status: 09/10/2007-Placed on inactive file on request of Assembly Member Bass.

Location: 09/10/2007-A INACTIVE FILE

Dead/2YR	1st Desk	1st Policy	1st Fiscal	1st Floor	2nd Desk	2nd Policy	2nd Fiscal	2nd Floor	Conf./Conc.	Enrolled	Vetoed	Chaptered

Summary: (1) The Safe Drinking Water, Water Quality and Supply, Flood Control, River and Coastal Protection Bond Act of 2006, an initiative statute approved by the voters at the November 7, 2006, statewide general election, among other things, makes \$580,000,000 in bond funds available for improving the sustainability and livability of the state's communities through investment in natural resources. This bill would require the various departments that are to implement the provisions of the initiative, among other things, to develop and adopt guidelines and regulations, consult with other entities,

conduct studies, and follow certain procedures for establishing a project, or grant or loan program implementing the initiative. This bill contains other related provisions and other existing laws.

Position: Watch

Priority: 3

Notes: CALAFCO had been following SB 167 (Negrete McLeod) which allocates some of the Proposition 84 funds as planning grants and loans. SB 167 died in the Senate Appropriations Committee.

However, most (but not all) of the programs created by SB 167 are now part of SB 732 (Steinberg), as amended May 25. While LAFCo is mentioned in the introduction, the bill no longer provides opportunities for LAFCos to seek some funds to assist with MSRs.

[SB 1732\(Romero\)](#) Local agencies.

Last Amend:

Status: 02/25/2008-Read first time.

Location: 02/22/2008-S PRINT

[REDACTED]												
Dead/2YR	1st Desk	1st Policy	1st Fiscal	1st Floor	2nd Desk	2nd Policy	2nd Fiscal	2nd Floor	Conf./Conc.	Enrolled	Vetoed	Chaptered

Summary: The Ralph M. Brown Act requires that all meetings of a legislative body of a local agency be open and public and all persons be permitted to attend unless a closed session is authorized. The act prohibits any use of direct communication, personal intermediaries, or technological devices that is employed by a majority of the members of the legislative body to develop a collective concurrence as to action to be taken on an item, with an exception for an authorized teleconference. An appellate court in *Wolfe v. City of Fremont* (2006) 144 Cal.App.4th 533 held that a violation of this prohibition occurs only if a series of meetings by members of a body results in a collective concurrence. This bill would instead prohibit a majority of members of a legislative body of a local agency from using a series of communications of any kind, directly or through intermediaries, to discuss, deliberate, or take action on any item of business that is within the subject matter jurisdiction of the legislative body. It also would state the Legislature's declaration that it disapproves the holding of the court in the case named above to the extent it construes the prohibition on serial meetings and would state its intention that the changes made by this bill supersede that holding. This bill contains other related provisions and other existing laws.

Position: None at this time

Priority: 3