

EL DORADO LAFCO

LOCAL AGENCY FORMATION COMMISSION

AGENDA OF JULY 23, 2008

REGULAR MEETING

TO: Francesca Loftis, Chair, and
Members of the El Dorado County Local Agency Formation
Commission

FROM: José C. Henríquez, Executive Officer

AGENDA ITEM #9A: OTHER BUSINESS – LEGISLATION

RECOMMENDATION

Staff recommends that the Commission receive and review the following information regarding pending legislation possibly impacting LAFCOs.

REASON FOR RECOMMENDED ACTION

The attached legislation report (Attachment A) is intended to inform the Commission of current pending legislation.

BACKGROUND

The following is a list of the more interesting pieces of legislation that the Legislature is considering this year:

- AB 1998 (Silva) – Moves the requirement to file campaign disclosure forms from LAFCOs to the Fair Political Practices Commission. This bill passed both houses and is on the Governor's desk for signature.
- AB 3047 (Caballero) – Also known as the "2008 CALAFCO Omnibus Bill." This includes six items carried over from last year that could not be incorporated into the 2007 bill. The proposed changes are minor in nature and involve cleaning up the definitions for landowners, processing fees and island annexations. The Governor signed this bill in early July, to be effective January 1, 2009.

- SB 301 (Romero) – Also known as the “Extension of the VLF Sunset Date Bill.” SB 1602 (Laird) in 2006 provided a mechanism for vehicle in-lieu fees to be allocated to newly incorporated cities and annexations of inhabited territories to cities. The mechanism was needed to accommodate the gap created by Proposition 1A, but it eliminated VLF funding for new cities and annexations. This funding has a July 2009 sunset. The bill has been subsequently amended to remove the sunset date for annexations and the sunset date for VLF seed money for incorporations. The bill passed the Assembly and is in its third reading in the Senate. Passage is expected on or around August 4th.
- SB 303 (Ducheny) and 375 (Steinberg) – In mid-June, SB 303 was significantly amended to accomplish much of the same things as SB 375. SB 303 is sponsored by the building industry and takes a different approach to regional growth plans to meet the AB 32 greenhouse gas reduction goals. It requires transportation agencies to prepare long range regional plans anticipating growth and land use. It does make a nod to considering LAFCO SOIs and MSRs, but beyond that it provides legislative authority and incentives to blueprint-like “preferred model” growth plans prepared by the transportation agencies. Like SB 375, the growth plans are integrated into the Regional Transportation Plan. There is an uncertainty how LAFCOs fit into either bill’s preference for a COG-driven growth planning scenarios. The bill is in the Assembly Appropriations Committee. While no movement has been made on SB 375 since March, the buzz around the Capitol is that both Democrats and Republicans want to pass legislation along these lines in this session. The author and chairs of the Local Government (Caballero) and Transportation (De Saulnier) committees made it clear that they expect these two bills to come together into a single piece of legislation that is acceptable to most stakeholders and can be signed into law as a strategy to achieve AB 32 goals.
- SB 1458 (Senate Committee on Local Government) – Also known as the CSA Rewrite Law. This bill revises the County Service Area Law, updates some of its provisions to bring it into conformity with other statutes, such as the Brown Act, the Political Reform Act and Cortese-Knox-Hertzberg Act. This bill was enrolled and is on the Governor’s desk.

Attachment

Attachment A: Summary of Current LAFCO Legislation