

# EL DORADO LAFCO

LOCAL AGENCY FORMATION COMMISSION

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*AGENDA OF JUNE 27, 2007*

## *REGULAR MEETING*

**TO:** Ted Long, Chairman, and  
Members of the El Dorado County Local Agency Formation  
Commission

**FROM:** José C. Henríquez, Executive Officer

**AGENDA ITEM #8A: OTHER BUSINESS – LEGISLATION**

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### **RECOMMENDATION**

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

### **REASON FOR RECOMMENDED ACTION**

This staff report is intended to highlight some of the more prominent bills in the attached legislation report.

### **BACKGROUND**

Of the numerous bills introduced in this session, staff believes the following are the bills of most interest to the Commission:

*AB 503 (Swanson)* – Previously this bill prohibited a state or local agency from requiring any employee entitled to receive overtime compensation pursuant to any federal statute or regulation to perform services outside the employee's normal work schedule unless a minimum of 8 hours' written notice of that work assignment has been provided to the employee. Language has been added to reduce it to a "study" bill. As amended, AB 503 requires the California Research Bureau of the California State Library to conduct a study on issues related to a requirement that state and local agencies provide 8 hours written notice to employees who are required to work overtime. The study should address the impacts of such a requirement on both employees and employers. The bill is still in the Assembly.

*AB 745 (Silva)* - Requires the disclosure of expenditures for political purposes made in connection with petitions not yet submitted to a local agency formation commission. Currently, the bill passed in the Assembly and is in the Senate Local Government Committee for review. This bill will be discussed in Item 8A1 of the June Agenda.

*AB 1263 (Caballero)* – Implements the CALAFCO-recommended changes to the determinations for municipal services reviews and sphere of influence updates. Specifically, the MSR determinations would be consolidated from nine determinations to six. Because this bill has encountered no objection, it will be gutted and the language added to the CALAFCO Omnibus Bill, AB 1744 (Committee on Local Government). There will also be an amendment to strike the language that OPR is to prepare MSR Guidelines.

*AB 1744 (Committee on Local Government)* – CALAFCO-sponsored omnibus bill that would implement technical, non-controversial changes to LAFCO law. Currently, the bill was passed by the Assembly and in policy committee review in the Senate.

*SB 167 (Negrete McLeod)* – This bill would provide grants to LAFCOs for the completion of MSRs and SOIs, subject to meeting certain criteria. The bill died in committee.

*SB 301 (Romero)* – Provides funds for incorporation feasibility studies. Currently, the bill is in the Senate's "suspense file" and considered dead by CALAFCO.

*SB 343 (Negrete McLeod)* – When the Commission received information on this bill, it prevented any government entity, including LAFCO, from considering an item on its agenda unless all the writings and documentations were made available at the time of agenda posting. Consequently, the language would have forced the Commission to delay action on an item if any person submits information to the Commission for consideration at the time of the hearing. The Commission directed staff to send a letter expressing its concern on this bill; however, on May 25<sup>th</sup> the bill was amended to soften the impact of this legislation. Currently, the bill simply requires that staff make every effort to make available any writing related to an item on the agenda if said writing is submitted to an agency less than 72 hours before the matter is considered. Staff can submit a letter if the Commission still has concern over the bill's content. Currently, the bill is on the floor of the Senate.

*SB 819 (Hollingsworth/Kehoe)* – This bill eliminates the sunset on the LAFCO power to consolidate districts formed under different statutes. It will also add to LAFCO's authority the power to initiate a proposal to form a successor district. Currently, the bill was passed by the Senate and is in the Assembly.

#### Attachment

Attachment A: Summary of Current LAFCO Legislation—*not available online.*