

EL DORADO LAFCO

LOCAL AGENCY FORMATION COMMISSION

AGENDA OF APRIL 27, 2022

REGULAR MEETING

TO: John Hidahl, Chair, and
Members of the El Dorado County Local Agency Formation
Commission

FROM: Erica Sanchez, Interim Executive Officer

AGENDA ITEM #11A: OTHER BUSINESS – LEGISLATION

RECOMMENDATION

Staff recommends that the Commission receive the following information and letters in support of Senate Bill 938 (Hertzberg) and Assembly Bill 2957 (Assembly Local Government Committee).

REASON FOR RECOMMENDED ACTION AND BACKGROUND

In response to time-sensitive CALAFCO calls for legislative action, the Interim EO and Chair Hidahl consulted and sent support letters for two pieces of CALAFCO-sponsored legislation, pursuant to LAFCO's legislative policies.

In situations when proposed legislation cannot be considered by the full Commission due to timing, LAFCO Policy 3.11.1 authorizes the Executive Officer to consult with the Chair to review the legislation within the context of our legislative policies and provide written correspondence regarding the Commission's position. In these instances, position letters are placed on the next meeting agenda as either informational or for discussion purposes.

Due to the time-sensitive requests and the cancelled March 23 meeting, the letters needed to be sent out before the April 27 meeting.

SB 938 (Hertzberg) clarifies existing statutory provisions regarding consolidations and dissolutions of special districts, and creates new conditions under which a LAFCO may initiate dissolution of a special district. SB 938 represents a collaborative three-year effort led by CALAFCO to clean up, consolidate, and clarify existing statutory provisions associated with consolidations and dissolutions, as well as codify the conditions under which LAFCO may initiate dissolution of a district at the 25% protest threshold. El Dorado LAFCO has previously supported CALAFCO's efforts to amend the protest provisions for LAFCO-initiated projects.

On February 27, CALAFCO reached out to its member LAFCOs to request support letters for SB 938, with a deadline of March 25 to be listed as support on the analysis for the Senate Governance & Finance hearing. Due to the time-sensitive nature of the request, the Interim EO consulted with Chair Hidahl to send the support letter on March 18, included as **Attachment A**. Fact Sheets from Senator Hertzberg and CALAFCO are

included as **Attachment B**. The current text of SB 938, as amended on March 24, can be read in its entirety [here](#).

On March 24, Senator Hertzberg included amendments from CALAFCO allowing LAFCOs to initiate dissolution of a district at the 25% protest threshold under specific circumstances. Amendments to the bill changed the protest threshold for a LAFCO-initiated dissolution of a special district, from the current 10% to 25%, consistent with a dissolution proposal for which a proposal has been filed with LAFCO. The Senate Governance and Finance Committee approved SB 938 on March 31, and the bill is now pending before the full Senate.

AB 2957 (CKH Omnibus bill) is the annual CALAFCO-sponsored omnibus bill that makes technical, non-substantive changes to the CKH Act. El Dorado LAFCO historically supports this bill each year.

On March 5, CALAFCO reached out to its member LAFCOs to request support letters for AB 2957. The omnibus currently contains three items as submitted by several member LAFCOs. CALAFCO is also working on adding two additional items that will be amended into the bill before it is heard Assembly Local Government Committee before the end of April. Due to the time-sensitive nature of the request, the Interim EO consulted with Chair Hidahl to send the support letter on March 18, included as **Attachment C**. The current text of AB 2957, as introduced on March 22, can be read in its entirety [here](#).

Addition information regarding SB 938 and AB 2957 can also be found in CALAFCO's daily legislative report, included as **Attachment D**, which includes summaries and current status for all 28 pieces of legislation that CALAFCO is currently following.

Attachments

Attachment A: Signed Letter in Support of SB 938

Attachment B: Senator Hertzberg and CALAFCO Fact Sheets on SB 938

Attachment C: Signed Letter in Support of AB 2957

Attachment D: CALAFCO Daily Legislative Report as of April 18, 2022