



Local Agency Formation Commission of Napa County
Subdivision of the State of California

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We Manage Local Government Boundaries, Evaluate Municipal Services, and Protect Agriculture

April 7, 2014
Agenda Item No. 7b (Action)

March 27, 2014

TO: Local Agency Formation Commission

FROM: Laura Snideman, Executive Officer

SUBJECT: Request for Legislative Support

The Commission will consider authorizing the Executive Officer to sign letters in support of Assembly Bill 2156 and Assembly Bill 2762, both of which are authored by Assembly Member Katcho Achadjian.

The Local Agency Formation Commissions' (CALAFCO) Legislative Committee meets on a regular basis to review, discuss, and offer recommendations to the CALAFCO Board of Directors as it relates to new legislation that have either a direct impact on LAFCO law or the laws LAFCO helps to administer under the Cortese-Knox-Hertzberg Local Government Reorganization Act of 2000 ("CKH").

A. Discussion

The CALAFCO Legislative Committee is currently tracking 20 bills with direct or indirect impacts on LAFCOs as part of the 2013-2014 session. A complete list of the bills under review by CALAFCO is attached. Two bills of specific interest are discussed below.

Assembly Bill 2156 (Katcho Achadjian)

This legislation would add joint powers agencies and joint powers authorities to the entities that LAFCOs are authorized to request land use information, studies, and plans for purposes of conducting special studies given that these agencies and authorities are increasingly assuming a larger role in providing urban growth supporting services. The bill would also include joint powers agreements in the list of items a LAFCO may request in conducting special studies. Finally, the bill would specifically define "joint powers agency" and "joint powers authority" for purposes of administering CKH law. CALAFCO has adopted a support position on the bill.

Assembly Bill 2762 (Katcho Achadjian)

This legislation includes technical changes to CKH which govern the work of LAFCOs. These changes are necessary as LAFCOs implement CKH, which contains several inconsistencies and clarifications are needed to make the law as unambiguous as possible. Assembly Bill 2762 clarifies several sections, makes changes to obsolete and incorrect code references, and makes minor updates to outdated sections. CALAFCO has adopted a sponsor position on the bill.

Joan Bennett, Vice Chair
Councilmember, City of American Canyon

Greg Pitts, Commissioner
Councilmember, City of St. Helena

Juliana Inman, Alternate Commissioner
Councilmember, City of Napa

Brad Wagenknecht, Commissioner
County of Napa Supervisor, 1st District

Bill Dodd, Commissioner
County of Napa Supervisor, 4th District

Mark Luce, Alternate Commissioner
County of Napa Supervisor, 2nd District

Brian J. Kelly, Chair
Representative of the General Public

Gregory Rodeno, Alternate Commissioner
Representative of the General Public

Laura Snideman
Executive Officer

Staff believes it would be appropriate for the Commission to authorize the Executive Officer to sign new letters of support for both bills proposed by Assembly Member Achadjian. Draft letters of support for each bill are attached.

B. Recommendation

It is recommended the Commission take the following actions:

- 1) Authorize the Executive Officer to sign the attached draft letters to Assembly Member Achadjian supporting Assembly Bill 2156 and Assembly Bill 2762.

Respectfully submitted,

Laura Snideman
Executive Officer

Attachments:

- 1) AB 2156 Text
- 2) AB 2762 Text
- 3) Draft Letter to Assembly Member Katcho Achadjian in Support of AB 2156
- 4) Draft Letter to Assembly Member Katcho Achadjian in Support of AB 2762
- 5) CALAFCO Status Report on Current Legislation

ASSEMBLY BILL**No. 2156**

Introduced by Assembly Member AchadjianFebruary 20, 2014

An act to amend Section 56378 of, and to add Section 56047.7 to, the Government Code, relating to local government.

LEGISLATIVE COUNSEL'S DIGEST

AB 2156, as introduced, Achadjian. Local agency formation commissions: studies.

Existing law, the Cortese-Knox-Hertzberg Local Government Reorganization Act of 2000, sets forth the powers and duties of a local agency formation commission, including, among others, the requirement to conduct studies of existing governmental agencies that include, but are not limited to, inventorying those agencies and determining their maximum service area and service capacities. The commission is authorized to request land use information, studies, and plans of cities, counties, districts, including school districts, community college districts, and regional agencies and state agencies and departments, in connection with conducting the required studies, and the governmental agencies are required to comply with the commission's request.

This bill would include joint powers agencies and joint powers authorities among the entities from which the commission is authorized to request land use information, studies, and plans, for purposes of conducting the studies described above. The bill would specifically define "joint powers agency" and "joint powers authority" for purposes of the Cortese-Knox-Hertzberg Local Government Reorganization Act of 2000.

Vote: majority. Appropriation: no. Fiscal committee: no.
State-mandated local program: no.

The people of the State of California do enact as follows:

1 SECTION 1. Section 56047.7 is added to the Government
2 Code, to read:

3 56047.7. “Joint powers agency” or “joint powers authority”
4 means an agency or entity formed pursuant to the Joint Exercise
5 of Powers Act (Article 1 (commencing with Section 6500) of
6 Chapter 5 of Division 7 of Title 1) that is formed for the local
7 performance of governmental functions that includes the provision
8 of municipal services.

9 SEC. 2. Section 56378 of the Government Code is amended
10 to read:

11 56378. (a) In addition to its other powers, the commission
12 shall initiate and make studies of existing governmental agencies.
13 Those studies shall include, but shall not be limited to, inventorying
14 those agencies and determining their maximum service area and
15 service capacities. In conducting those studies, the commission
16 may ~~ask for~~ *request* land use information, studies, and plans of
17 cities, counties, districts, including school districts, community
18 college districts, ~~and joint powers agencies and joint powers~~
19 *authorities*, regional agencies and state agencies and departments.
20 Cities, counties, districts, including school districts, community
21 college districts, *joint powers agencies and joint powers*
22 *authorities*, regional agencies, and state agencies and departments,
23 shall comply with the request of the commission for that
24 information and the commission shall make its studies available
25 to public agencies and any interested person. In making these
26 studies, the commission may cooperate with the county planning
27 commissions.

28 ~~The~~
29 (b) *The* commission, or the board of supervisors on behalf of
30 the commission, may apply for or accept, or both, any financial
31 assistance and grants-in-aid from public or private agencies or
32 from the state or federal government or from a local government.

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ASSEMBLY BILL**No. 2762**

**Introduced by Committee on Local Government (Achadjian (Chair),
Levine (Vice Chair), Alejo, Gordon, Melendez, Mullin, Rendon,
and Waldron)**

March 24, 2014

An act to amend Sections 56100, 56653, 56668, 56886, and 57113 of, and to repeal Section 56101 of, the Government Code, relating to local government.

LEGISLATIVE COUNSEL'S DIGEST

AB 2762, as introduced, Committee on Local Government. Local government.

Existing law, the Cortese-Knox-Hertzberg Local Government Reorganization Act of 2000, provides the authority and procedures for the initiation, conduct, and completion of changes of organization and reorganization of cities and districts. The act does not apply to pending proceedings for a change or organization or reorganization for which the application was accepted for filing prior to January 1, 2001, as specified. The act authorizes these pending proceedings to be continued and completed under, and in accordance with, the law under which the proceedings were commenced.

This bill would repeal those provisions relating to pending proceedings for a change or organization or reorganization for which an application was accepted for filing prior to January 1, 2001, and make other conforming changes.

The act specifies that provisions governing the time within which an official or the commission is to act are, with specific exceptions, directory rather than mandatory.

This bill would make a technical amendment to that provision.

The act requires a local agency or school district that initiates proceedings for a change of local government organization or reorganization by submitting a resolution of application for a change of organization or reorganization to also submit a plan for providing services within the effected territory, as specified.

This bill would instead require, if a proposal for a change of organization or reorganization is submitted, that the applicant submit a plan for providing services within the effected territory.

The act specifies the factors that a local agency formation commission is required to consider in the review of a proposal for a change of organization or reorganization, including, among other things, a regional transportation plan, as specified, and its consistency with city or county general and specific plans.

This bill instead would require the local agency formation commission to consider, in the review of a proposal for a change of organization or reorganization, among other things, a regional transportation plan, and the consistency of the proposal for a change of organization or reorganization with city or county general and specific plans. By increasing the duties of a local agency formation commission, this bill would impose a state-mandated local program.

The act authorizes a change of organization or reorganization to provide for, or to be made subject to, one or more terms and conditions specified in the commission's resolution making determinations, in which case, the terms and conditions imposed constitute the exclusive terms and conditions for the change of organization or reorganization, notwithstanding other specified general provisions of law.

This bill instead would provide, that if a change or reorganization is made subject to terms and conditions, those terms and conditions shall prevail in the event of a conflict with other specified general provisions of law.

The act defines a landowner-voter district and prescribes certain voting thresholds for landowner-voter districts for elections associated with proposals initiated by a local agency formation commission.

This bill would make nonsubstantive, technical changes to these provisions.

The California Constitution requires the state to reimburse local agencies and school districts for certain costs mandated by the state. Statutory provisions establish procedures for making that reimbursement.

This bill would provide that no reimbursement is required by this act for a specified reason.

Vote: majority. Appropriation: no. Fiscal committee: yes.
State-mandated local program: yes.

The people of the State of California do enact as follows:

1 SECTION 1. Section 56100 of the Government Code is
2 amended to read:

3 56100. (a) Except as otherwise provided in Section ~~56036.5,~~
4 ~~56036.5 and~~ subdivision (b) of Section 56036.6, ~~and Section~~
5 ~~56101~~, this division provides the sole and exclusive authority and
6 procedure for the initiation, conduct, and completion of changes
7 of organization and reorganization for cities and districts. All
8 changes of organization and reorganizations shall be initiated,
9 conducted, and completed in accordance with, and as provided in,
10 this division.

11 (b) Notwithstanding any other ~~provision~~ of law, proceedings
12 for the formation of a district shall be conducted as authorized by
13 the principal act of the district proposed to be formed, except that
14 the commission shall serve as the conducting authority and the
15 procedural requirements of this division shall apply and shall
16 prevail in the event of conflict with the procedural requirements
17 of the principal act of the district. In the event of such a conflict,
18 the commission shall specify the procedural requirements that
19 apply, consistent with the requirements of this section.

20 SEC. 2. Section 56101 of the Government Code is repealed.

21 ~~56101. This division does not apply to any proceeding for a~~
22 ~~change of organization or reorganization for which the application~~
23 ~~shall have been accepted for filing by the executive officer pursuant~~
24 ~~to Section 56658 prior to January 1, 2001. These pending~~
25 ~~proceedings may be continued and completed under, and in~~
26 ~~accordance with, the provisions of law under which the proceedings~~
27 ~~were commenced. The repeals, amendments, and additions made~~
28 ~~by the act enacting this division shall not apply to any of those~~
29 ~~pending proceedings, and, the laws existing prior to January 1,~~
30 ~~2001, shall continue in full force and effect, as applied to those~~
31 ~~pending proceedings.~~

32 SEC. 3. Section 56106 of the Government Code is amended
33 to read:

1 56106. Any provisions in this division governing the time
2 within which an official or the commission is to act shall in all
3 instances, except for notice requirements and the requirements of
4 subdivision ~~(i)~~ (h) of Section 56658 and subdivision (b) of Section
5 56895, be deemed directory, rather than mandatory.

6 SEC. 4. Section 56653 of the Government Code is amended
7 to read:

8 56653. (a) ~~Whenever~~ ~~If a local agency or school district~~
9 ~~submits a resolution of application~~ *proposal* for a change of
10 organization or reorganization *is submitted* pursuant to this part,
11 the ~~local agency applicant~~ shall submit ~~with the resolution of~~
12 ~~application~~ a plan for providing services within the affected
13 territory.

14 (b) The plan for providing services shall include all of the
15 following information and any additional information required by
16 the commission or the executive officer:

17 (1) An enumeration and description of the services to be
18 extended to the affected territory.

19 (2) The level and range of those services.

20 (3) An indication of when those services can feasibly be
21 extended to the affected territory.

22 (4) An indication of any improvement or upgrading of structures,
23 roads, sewer or water facilities, or other conditions the local agency
24 would impose or require within the affected territory if the change
25 of organization or reorganization is completed.

26 (5) Information with respect to how those services will be
27 financed.

28 SEC. 5. Section 56668 of the Government Code is amended
29 to read:

30 56668. Factors to be considered in the review of a proposal
31 shall include, but not be limited to, all of the following:

32 (a) Population and population density; land area and land use;
33 per capita assessed valuation; topography, natural boundaries, and
34 drainage basins; proximity to other populated areas; the likelihood
35 of significant growth in the area, and in adjacent incorporated and
36 unincorporated areas, during the next 10 years.

37 (b) The need for organized community services; the present
38 cost and adequacy of governmental services and controls in the
39 area; probable future needs for those services and controls; probable
40 effect of the proposed incorporation, formation, annexation, or

1 exclusion and of alternative courses of action on the cost and
2 adequacy of services and controls in the area and adjacent areas.

3 “Services,” as used in this subdivision, refers to governmental
4 services whether or not the services are services which would be
5 provided by local agencies subject to this division, and includes
6 the public facilities necessary to provide those services.

7 (c) The effect of the proposed action and of alternative actions,
8 on adjacent areas, on mutual social and economic interests, and
9 on the local governmental structure of the county.

10 (d) The conformity of both the proposal and its anticipated
11 effects with both the adopted commission policies on providing
12 planned, orderly, efficient patterns of urban development, and the
13 policies and priorities in Section 56377.

14 (e) The effect of the proposal on maintaining the physical and
15 economic integrity of agricultural lands, as defined by Section
16 56016.

17 (f) The definiteness and certainty of the boundaries of the
18 territory, the nonconformance of proposed boundaries with lines
19 of assessment or ownership, the creation of islands or corridors of
20 unincorporated territory, and other similar matters affecting the
21 proposed boundaries.

22 (g) A regional transportation plan adopted pursuant to Section
23 ~~65080, and its consistency with city or county general and specific~~
24 ~~plans 65080.~~

25 *(h) Consistency with city or county general and specific plans.*

26 ~~(h)~~

27 (i) The sphere of influence of any local agency which may be
28 applicable to the proposal being reviewed.

29 ~~(i)~~

30 (j) The comments of any affected local agency or other public
31 agency.

32 ~~(j)~~

33 (k) The ability of the newly formed or receiving entity to provide
34 the services which are the subject of the application to the area,
35 including the sufficiency of revenues for those services following
36 the proposed boundary change.

37 ~~(k)~~

38 (l) Timely availability of water supplies adequate for projected
39 needs as specified in Section 65352.5.

40 ~~(l)~~

1 (m) The extent to which the proposal will affect a city or cities
 2 and the county in achieving their respective fair shares of the
 3 regional housing needs as determined by the appropriate council
 4 of governments consistent with Article 10.6 (commencing with
 5 Section 65580) of Chapter 3 of Division 1 of Title 7.

6 ~~(m)~~

7 (n) Any information or comments from the landowner or owners,
 8 voters, or residents of the affected territory.

9 ~~(n)~~

10 (o) Any information relating to existing land use designations.

11 ~~(o)~~

12 (p) The extent to which the proposal will promote environmental
 13 justice. As used in this subdivision, “environmental justice” means
 14 the fair treatment of people of all races, cultures, and incomes with
 15 respect to the location of public facilities and the provision of
 16 public services.

17 SEC. 6. Section 56886 of the Government Code is amended
 18 to read:

19 56886. Any change of organization or reorganization may
 20 provide for, or be made subject to one or more of, the following
 21 terms and conditions. If a change of organization or reorganization
 22 is made subject to one or more of the following terms and
 23 conditions in the commission’s resolution making determinations,
 24 the terms and conditions imposed shall ~~constitute the exclusive~~
 25 ~~terms and conditions for the change of organization or~~
 26 ~~reorganization, notwithstanding~~ *prevail in the event of a conflict*
 27 *between a specific term and condition authorized pursuant to this*
 28 *section and any of the general provisions of Part 5 (commencing*
 29 *with Section 57300). However, none of the following terms and*
 30 *conditions shall directly regulate land use, property development,*
 31 *or subdivision requirements:*

32 (a) The payment of a fixed or determinable amount of money,
 33 either as a lump sum or in installments, for the acquisition, transfer,
 34 use or right of use of all or any part of the existing property, real
 35 or personal, of any city, county, or district.

36 (b) The levying or fixing and the collection of any of the
 37 following, for the purpose of providing for any payment required
 38 pursuant to subdivision (a):

39 (1) Special, extraordinary, or additional taxes or assessments.

1 (2) Special, extraordinary, or additional service charges, rentals,
2 or rates.

3 (3) Both taxes or assessments and service charges, rentals, or
4 rates.

5 (c) The imposition, exemption, transfer, division, or
6 apportionment, as among any affected cities, affected counties,
7 affected districts, and affected territory of liability for payment of
8 all or any part of principal, interest, and any other amounts which
9 shall become due on account of all or any part of any outstanding
10 or then authorized but thereafter issued bonds, including revenue
11 bonds, or other contracts or obligations of any city, county, district,
12 or any improvement district within a local agency, and the levying
13 or fixing and the collection of any (1) taxes or assessments, or (2)
14 service charges, rentals, or rates, or (3) both taxes or assessments
15 and service charges, rentals, or rates, in the same manner as
16 provided in the original authorization of the bonds and in the
17 amount necessary to provide for that payment.

18 (d) If, as a result of any term or condition made pursuant to
19 subdivision (c), the liability of any affected city, affected county,
20 or affected district for payment of the principal of any bonded
21 indebtedness is increased or decreased, the term and condition
22 may specify the amount, if any, of that increase or decrease which
23 shall be included in, or excluded from, the outstanding bonded
24 indebtedness of that entity for the purpose of the application of
25 any statute or charter provision imposing a limitation upon the
26 principal amount of outstanding bonded indebtedness of the entity.

27 (e) The formation of a new improvement district or districts or
28 the annexation or detachment of territory to, or from, any existing
29 improvement district or districts.

30 (f) The incurring of new indebtedness or liability by, or on behalf
31 of, all or any part of any local agency, including territory being
32 annexed to any local agency, or of any existing or proposed new
33 improvement district within that local agency. The new
34 indebtedness may be the obligation solely of territory to be annexed
35 if the local agency has the authority to establish zones for incurring
36 indebtedness. The indebtedness or liability shall be incurred
37 substantially in accordance with the laws otherwise applicable to
38 the local agency.

39 (g) The issuance and sale of any bonds, including authorized
40 but unissued bonds of a local agency, either by that local agency

1 or by a local agency designated as the successor to any local agency
2 which is extinguished as a result of any change of organization or
3 reorganization.

4 (h) The acquisition, improvement, disposition, sale, transfer, or
5 division of any property, real or personal.

6 (i) The disposition, transfer, or division of any moneys or funds,
7 including cash on hand and moneys due but uncollected, and any
8 other obligations.

9 (j) The fixing and establishment of priorities of use, or right of
10 use, of water, or capacity rights in any public improvements or
11 facilities or any other property, real or personal. However, none
12 of the terms and conditions ordered pursuant to this subdivision
13 shall modify priorities of use, or right of use, to water, or capacity
14 rights in any public improvements or facilities that have been fixed
15 and established by a court or an order of the State Water Resources
16 Control Board.

17 (k) The establishment, continuation, or termination of any office,
18 department, or board, or the transfer, combining, consolidation,
19 or separation of any offices, departments, or boards, or any of the
20 functions of those offices, departments, or boards, if, and to the
21 extent that, any of those matters is authorized by the principal act.

22 (l) The employment, transfer, or discharge of employees, the
23 continuation, modification, or termination of existing employment
24 contracts, civil service rights, seniority rights, retirement rights,
25 and other employee benefits and rights.

26 (m) The designation of a city, county, or district, as the successor
27 to any local agency that is extinguished as a result of any change
28 of organization or reorganization, for the purpose of succeeding
29 to all of the rights, duties, and obligations of the extinguished local
30 agency with respect to enforcement, performance, or payment of
31 any outstanding bonds, including revenue bonds, or other contracts
32 and obligations of the extinguished local agency.

33 (n) The designation of (1) the method for the selection of
34 members of the legislative body of a district or (2) the number of
35 those members, or (3) both, where the proceedings are for a
36 consolidation, or a reorganization providing for a consolidation or
37 formation of a new district and the principal act provides for
38 alternative methods of that selection or for varying numbers of
39 those members, or both.

- 1 (o) The initiation, conduct, or completion of proceedings on a
2 proposal made under, and pursuant to, this division.
- 3 (p) The fixing of the effective date or dates of any change of
4 organization, subject to the limitations of Section 57202.
- 5 (q) Any terms and conditions authorized or required by the
6 principal act with respect to any change of organization.
- 7 (r) The continuation or provision of any service provided at that
8 time, or previously authorized to be provided by an official act of
9 the local agency.
- 10 (s) The levying of assessments, including the imposition of a
11 fee pursuant to Section 50029 or 66484.3 or the approval by the
12 voters of general or special taxes. For the purposes of this section,
13 imposition of a fee as a condition of the issuance of a building
14 permit does not constitute direct regulation of land use, property
15 development, or subdivision requirements.
- 16 (t) The extension or continuation of any previously authorized
17 charge, fee, assessment, or tax by the local agency or a successor
18 local agency in the affected territory.
- 19 (u) The transfer of authority and responsibility among any
20 affected cities, affected counties, and affected districts for the
21 administration of special tax and special assessment districts,
22 including, but not limited to, the levying and collecting of special
23 taxes and special assessments, including the determination of the
24 annual special tax rate within authorized limits; the management
25 of redemption, reserve, special reserve, and construction funds;
26 the issuance of bonds which are authorized but not yet issued at
27 the time of the transfer, including not yet issued portions or phases
28 of bonds which are authorized; supervision of construction paid
29 for with bond or special tax or assessment proceeds; administration
30 of agreements to acquire public facilities and reimburse advances
31 made to the district; and all other rights and responsibilities with
32 respect to the levies, bonds, funds, and use of proceeds that would
33 have applied to the local agency that created the special tax or
34 special assessment district.
- 35 (v) Any other matters necessary or incidental to any of the terms
36 and conditions specified in this section. If a change of organization,
37 reorganization, or special reorganization provides for, or is made
38 subject to one or more of, the terms and conditions specified in
39 this section, those terms and conditions shall be deemed to be the
40 exclusive terms and conditions for the change of organization,

1 reorganization, or special reorganization, and shall control over
2 any general provisions of Part 5 (commencing with Section 57300).

3 SEC. 7. Section 57113 of the Government Code is amended
4 to read:

5 57113. Notwithstanding Section 57102, 57108, or 57111, for
6 any proposal that was initiated by the commission pursuant to
7 subdivision (a) of Section 56375, the commission shall forward
8 the change of organization or reorganization for confirmation by
9 the voters if the commission finds either of the following:

10 (a) In the case of inhabited territory, protests have been signed
11 by either of the following:

12 (1) At least 10 percent of the number of landowners within any
13 subject agency within the affected territory who own at least 10
14 percent of the assessed value of land within the territory. However,
15 if the number of landowners within a subject agency is less than
16 300, the protests shall be signed by at least 25 percent of the
17 landowners who own at least 25 percent of the assessed value of
18 land within the territory of the subject agency.

19 (2) At least 10 percent of the voters entitled to vote as a result
20 of residing within, or owning land within, any subject agency
21 within the affected territory. However, if the number of voters
22 entitled to vote within a subject agency is less than 300, the protests
23 shall be signed by at least 25 percent of the voters entitled to vote.

24 (b) In the case of a landowner-voter district, ~~that~~ the territory
25 is uninhabited and protests have been signed by at least 10 percent
26 of the number of landowners within any subject agency within the
27 affected territory, ~~owning~~ *who own* at least 10 percent of the
28 assessed value of land within the territory. However, if the number
29 of ~~voters~~ *landowners* entitled to vote within a subject agency is
30 less than 300, protests shall be signed by at least 25 percent of the
31 ~~voters~~ *landowners* entitled to vote.

32 SEC. 8. No reimbursement is required by this act pursuant to
33 Section 6 of Article XIII B of the California Constitution because
34 a local agency or school district has the authority to levy service
35 charges, fees, or assessments sufficient to pay for the program or
36 level of service mandated by this act, within the meaning of Section
37 17556 of the Government Code.



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We Manage Local Government Boundaries, Evaluate Municipal Services, and Protect Agriculture

April 8, 2014

Honorable Katcho Achadjian, Chair
 Assembly Local Government Committee
 California State Assembly
 State Capitol, Room 4098
 Sacramento, California 95814

SUBJECT: Support for Assembly Bill 2156

Honorable Assembly Chairman Achadjian:

The Local Agency Formation Commission (LAFCO) of Napa County is pleased to support Assembly Bill (AB) 2156, the Assembly Local Government Committee bill which makes changes to the Cortese-Knox-Hertzberg Local Government Reorganization Act of 2000 (“CKH”) as described below.

This bill would specifically define “joint powers agency” and “joint powers authority” for purposes of CKH, and would also include joint powers agencies and joint powers authorities (JPAs) among the entities from which a LAFCO is authorized to request information in order to conduct studies considered relevant by each commission. As many local agencies throughout California are providing municipal services through JPAs, having access to the information that outlines service areas and specific services being delivered by these entities is critical in the process of conducting the comprehensive studies that support LAFCOs’ core missions of encouraging the efficient delivery of local services and evaluating local agency boundaries.

This legislation helps ensure that CKH recognizes the association between JPAs and LAFCOs. Many LAFCOs are witnessing JPAs being formed as a way to extend services without oversight, thus circumventing the LAFCO review and approval process. Such actions inhibit the ability of LAFCOs to fulfill their mission in ensuring governmental services are provided in an efficient and accountable manner. We appreciate your Committee’s authorship and support of this bill, as well as your support of the mission of LAFCOs. Should you or your staff have any questions, please contact me by telephone at 707-259-8645 or by e-mail at LSnideman@napa.lafco.ca.gov.

Respectfully,

Laura Snideman
 Executive Officer

cc: Brian J. Kelly, Chair
 Pamela Miller, Director, CALAFCO

Joan Bennett, Vice Chair
 Councilmember, City of American Canyon

Brad Wagenknecht, Commissioner
 County of Napa Supervisor, 1st District

Brian J. Kelly, Chair
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Greg Pitts, Commissioner
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Bill Dodd, Commissioner
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April 8, 2014

Honorable Katcho Achadjian, Chair
 Assembly Local Government Committee
 California State Assembly
 State Capitol, Room 4098
 Sacramento, California 95814

SUBJECT: Support for Assembly Bill 2762

Honorable Assembly Member Achadjian:

The Local Agency Formation Commission (LAFCO) of Napa County is pleased to support Assembly Bill (AB) 2762, the Assembly Local Government Committee bill which makes non-substantive changes to the Cortese-Knox-Hertzberg Local Government Reorganization Act of 2000 (“CKH”).

This annual bill includes technical changes to CKH which govern the work of local agency formation commissions, or LAFCOs. These changes are necessary as LAFCOs implement CKH, which contains several inconsistencies and clarifications are needed to make the law as unambiguous as possible. AB 2762 clarifies several sections, makes changes to obsolete and incorrect code references, and makes minor updates to outdated sections. We are very grateful to your Committee staff and counsel, all of whom worked diligently on this language to ensure there is no substantive change, yet significantly enhances the clarity of CKH for all stakeholders.

This legislation helps ensure that CKH remains a vital and practical law that is consistently applied throughout California. We appreciate your Committee’s authorship and support of this bill, as well as your support of the mission of LAFCOs. Should you or your staff have any questions, please contact me by telephone at 707-259-8645 or by e-mail at LSnideman@napa.lafco.ca.gov.

Respectfully,

Laura Snideman
 Executive Officer

cc: Brian J. Kelly, Chair
 Pamela Miller, Director, CALAFCO

Joan Bennett, Vice Chair
 Councilmember, City of American Canyon

Greg Pitts, Commissioner
 Councilmember, City of St. Helena

Juliana Inman, Alternate Commissioner
 Councilmember, City of Napa

Brad Wagenknecht, Commissioner
 County of Napa Supervisor, 1st District

Bill Dodd, Commissioner
 County of Napa Supervisor, 4th District

Mark Luce, Alternate Commissioner
 County of Napa Supervisor, 2nd District

Brian J. Kelly, Chair
 Representative of the General Public

Gregory Rodeno, Alternate Commissioner
 Representative of the General Public

Laura Snideman
 Executive Officer

CALAFCO Daily Legislative Report as of Wednesday, March 26, 2014

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AB 453 (Mullin D) Sustainable communities.
Current Text: Amended: 7/3/2013 [pdf](#) [html](#)
Introduced: 2/19/2013

Last Amended: 7/3/2013

Status: 8/30/2013-Failed Deadline pursuant to Rule 61(a)(11). (Last location was APPR. SUSPENSE FILE on 8/12/2013)

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

Summary:

The Strategic Growth Council is required to manage and award grants and loans to a council of governments, metropolitan planning organization, regional transportation planning agency, city, county, or joint powers authority for the purpose of developing, adopting, and implementing a regional plan or other planning instrument to support the planning and development of sustainable communities. This bill would make a local agency formation commission eligible for the award of financial assistance for those planning purposes.

Attachments:
[CALAFCO Support Letter 03 12 13](#)
Position: Watch

Subject: Sustainable Community Plans

CALAFCO Comments: This would allow LAFcos to apply directly for grants that support the preparation of sustainable community strategies and other planning efforts. CALAFCO has removed its support of the bill given the nature of the amendment and the potential impact to LAFcos.

AB 678 (Gordon D) Health care districts: community health needs assessment.
Current Text: Amended: 4/15/2013 [pdf](#) [html](#)
Introduced: 2/21/2013

Last Amended: 4/15/2013

Status: 8/30/2013-Failed Deadline pursuant to Rule 61(a)(11). (Last location was APPR. SUSPENSE FILE on 8/13/2013)

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

Summary:

Would require that the health care district conduct an assessment, every 5 years, of the community's health needs and provide opportunities for public input. Commencing January 1, 2019, the bill would require the annual reports to address the progress made in meeting the community's health needs in the context of the assessment. This bill contains other related provisions and other existing laws.

Attachments:
[CALAFCO Letter of support April 17, 2014](#)
Position: Support

Subject: LAFCo Administration, Service Reviews/Spheres

CALAFCO Comments: This bill requires Health Care Districts that do not operate their own hospital facilities to create every 5 years, an assessment of the community health

needs with public input. The bill requires LAFcos to include in a Municipal Service Review (MSR) the Health Care District's 5-year assessment.

AB 1521 (Fox D) Local government finance: property tax revenue allocations: vehicle license fee adjustments.

Current Text: Introduced: 1/16/2014 [pdf](#) [html](#)

Introduced: 1/16/2014

Status: 2/6/2014-Referred to Com. on L. GOV.

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

Summary:

Beginning with the 2004-05 fiscal year, current law requires that each city, county, and city and county receive additional property tax revenues in the form of a vehicle license fee adjustment amount, as defined, from a vehicle license fee property tax compensation fund that exists in each county treasury. Current law requires that these additional allocations be funded from ad valorem property tax revenues otherwise required to be allocated to educational entities. This bill would modify these reduction and transfer provisions, for the 2014-15 fiscal year and for each fiscal year thereafter, by providing for a vehicle license fee adjustment amount calculated on the basis of changes in assessed valuation.

Attachments:

[CALAFCO Support AB 1521 February 2014](#)

Position: Support

Subject: Financial Viability of Agencies, Tax Allocation

AB 1527 (Perea D) Public water systems: drinking water.

Current Text: Amended: 3/17/2014 [pdf](#) [html](#)

Introduced: 1/17/2014

Last Amended: 3/17/2014

Status: 3/20/2014-Re-referred to Com. on RLS. pursuant to Assembly Rule 96.

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

Summary:

Would authorize an assuming water system, as defined, to voluntarily consolidate with another water system. This bill would define "assuming water system" as a water system that will obtain legal ownership of another water system or systems, and that has a permit to operate from the State Department of Public Health, and would define "subsumed water system" as the water system that will transfer legal ownership to the assuming water system.

Position: Oppose unless amended

Subject: Disadvantaged Communities, Municipal Services, Service Reviews/Spheres, Sustainable Community Plans

CALAFCO Comments: As amended, this bill attempts to relieve the liability assumed by certain water agencies when consolidating with another water agency. In its current format, the consolidation process is noted as being done by the DPH and no mention of the LAFco process and appears to be inclusive of all water systems, public, mutual and private. Furthermore the bill seems to give permission to only the "assuming" system/agency to be agreeable to the consolidation.

AB 1729 (Logue R) Local government: agricultural land: subvention payments.

Current Text: Amended: 3/20/2014 [pdf](#) [html](#)

Introduced: 2/14/2014

Last Amended: 3/20/2014

Status: 3/24/2014-Re-referred to Com. on APPR.

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

Summary:

Would appropriate \$40,000,000 to the Controller from the General Fund for the 2014-15 fiscal year to make subvention payments to counties to reimburse counties for property tax revenues not received as a result of these contracts. The bill would make legislative findings and declarations related to the preservation of agricultural land.

Attachments:

[CALAFCO Letter of Support March 2014](#)

Position: Support

Subject: Ag Preservation - Williamson

CALAFCO Comments: As amended, the bill will appropriate \$40 million from the General Fund in fiscal year 2014/2015 for subvention payments to counties for Williamson Act contracts.

AB 1961 (Eggman D) Land use: planning: sustainable farmland strategy.

Current Text: Amended: 3/25/2014 [pdf](#) [html](#)

Introduced: 2/19/2014

Last Amended: 3/25/2014

Status: 3/25/2014-From committee chair, with author's amendments: Amend, and refer to Com. on L. GOV. Read second time and amended.

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

Calendar:

4/2/2014 1:30 p.m. - State Capitol, Room 127 ASSEMBLY LOCAL GOVERNMENT, ACHADJIAN, Chair

Summary:

Would require each county with significant agricultural land resources, as defined, to develop, on or before January 2, 2018, a sustainable farmland strategy. The bill would require the Sustainable Farmland Strategy to include, among other things, a map and inventory of all agriculturally zoned land within the county, a description of the goals, strategies, and related policies and ordinances, to retain agriculturally zoned land where practical and mitigate the loss of agriculturally zoned land to nonagricultural uses or zones, and a page on the county's Internet Web site with the relevant documentation for the goals, strategies, and related policies and ordinances, as specified.

Position: Watch

Subject: Ag/Open Space Protection, CKH General Procedures, LAFCo Administration

CALAFCO Comments: As amended, the bill requires counties with 4% or more of its land zoned as agricultural to create a sustainable farmland strategy (sfs) effective January 1, 2018, in consultation with cities and LAFCo, and to update the sfs as necessary. The bill also requires OPR to create best practices that support ag land retention and mitigation and recommendations on the role of LAFCo in the preservation of ag zoned lands (when considering annexations and service extensions) in the next update of the General Plan.

In addition, the bill adds the sfs as a factor for LAFCo to consider (Sec. 56668) in the review of a proposal.

AB 2156 (Achadjian R) Local agency formation commissions: studies.

Current Text: Amended: 3/24/2014 [pdf](#) [html](#)

Introduced: 2/20/2014

Last Amended: 3/24/2014

Status: 3/25/2014-Re-referred to Com. on L. GOV.

Desk	Policy	Fiscal	Floor	Desk	Policy	Fiscal	Floor	Enrolled	Vetoed	Chaptered

1st House	2nd House	Conf. Conc.		
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Calendar:

4/2/2014 1:30 p.m. - State Capitol, Room 127 ASSEMBLY LOCAL
GOVERNMENT, ACHADJIAN, Chair

Summary:

Would include joint powers agencies and joint powers authorities among the entities from which a local agency formation commission is authorized to request land use information, studies, and plans, for purposes of conducting the studies described above, and also would include joint powers agreements in the list of items the commission may request in conducting those studies. The bill would specifically define "joint powers agency" and "joint powers authority" for purposes of the Cortese-Knox-Hertzberg Local Government Reorganization Act of 2000.

Attachments:

[CALAFCO Letter of Support March 2014](#)

Position: Support

Subject: CKH General Procedures, LAFCo Administration, Municipal Services, Service Reviews/Spheres

CALAFCO Comments: As amended, the bill will specifically define "joint powers agency" and "joint powers authority" for purposes of the Cortese-Knox-Hertzberg Local Government Reorganization Act of 2000 (C-K-H), and include joint powers agencies and joint powers authorities (JPAs) among the entities from which a local agency formation commission (LAFCo) is authorized to request information in order to conduct required studies.

AB 2762 (Committee on Local Government) Local government.

Current Text: Introduced: 3/24/2014 [pdf](#) [html](#)

Introduced: 3/24/2014

Status: 3/25/2014-From printer. May be heard in committee April 24.

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

Summary:

The Cortese-Knox-Hertzberg Local Government Reorganization Act of 2000 does not apply to pending proceedings for a change or organization or reorganization for which the application was accepted for filing prior to January 1, 2001, as specified. The act authorizes these pending proceedings to be continued and completed under, and in accordance with, the law under which the proceedings were commenced. This bill would repeal those provisions relating to pending proceedings for a change or organization or reorganization for which an application was accepted for filing prior to January 1, 2001, and make other conforming changes.

Attachments:

[CALAFCO Letter of Support March 2014](#)

Position: Sponsor

Subject: CKH General Procedures

SB 56 (Roth D) Local government finance: property tax revenue allocation: vehicle license fee adjustments.

Current Text: Amended: 6/11/2013 [pdf](#) [html](#)

Introduced: 1/7/2013

Last Amended: 6/11/2013

Status: 2/3/2014-Returned to Secretary of Senate pursuant to Joint Rule 56.

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

Summary:

Beginning with the 2004-05 fiscal year and for each fiscal year thereafter, existing law requires that each city, county, and city and county receive additional property tax revenues in the form of a vehicle license fee adjustment amount, as defined, from a Vehicle License Fee Property Tax Compensation Fund that exists in each county treasury. Current law requires that these additional allocations be funded from ad valorem property tax revenues otherwise required to be allocated to educational entities. This bill would modify these reduction and transfer provisions, for the 2013-14 fiscal year and for each fiscal year thereafter, by providing for a vehicle license fee adjustment amount calculated on the basis of changes in assessed valuation. This bill contains other related provisions and other existing laws.

Attachments:

[CALAFCO Letter of support April 10, 2013](#)

Position: Support

Subject: Financial Viability of Agencies, Tax Allocation

CALAFCO Comments: This bill reinstates revenues through ERAF (backfilled by the state general Fund) for cities incorporating after 2005 and annexations of inhabited territories.

SB 69 (Roth D) Local government finance: property tax revenue allocation: vehicle license fee adjustments.

Current Text: Amended: 9/12/2013 [pdf](#) [html](#)

Introduced: 1/10/2013

Last Amended: 9/12/2013

Status: 9/13/2013-Failed Deadline pursuant to Rule 61(a)(14). (Last location was RLS. on 9/12/2013)

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

Summary:

Would modify specified reduction and transfer provisions, for the 2013-14 fiscal year and for each fiscal year thereafter, by providing for a vehicle license fee adjustment amount calculated on the basis of changes in assessed valuation. This bill would also modify these reduction and transfer provisions, for the 2013-14 fiscal year and for each fiscal year thereafter, by providing for a vehicle license fee adjustment amount for certain cities incorporating after a specified date, as provided. This bill contains other related provisions and other existing laws.

Attachments:

[CALAFCO Support SB 69 Feb 2014](#)

Position: Support

Subject: Tax Allocation

SB 1001 (Knight R) Local government.

Current Text: Introduced: 2/13/2014 [pdf](#) [html](#)

Introduced: 2/13/2014

Status: 2/27/2014-Referred to Com. on RLS.

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

Summary:

Current law, the Cortese-Knox-Hertzberg Local Government Reorganization Act of 2000, makes certain findings and declarations relating to local government organizations, including, among other things, the encouragement of orderly growth and development, and logical formation and modification of the boundaries of local agencies, as specified. This bill would make nonsubstantive changes to these findings and declarations.

Position: Watch
Subject: CKH General Procedures

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AB 543 (Campos D) California Environmental Quality Act: translation.

Current Text: Amended: 5/24/2013 [pdf](#) [html](#)

Introduced: 2/20/2013

Last Amended: 5/24/2013

Status: 7/12/2013-Failed Deadline pursuant to Rule 61(a)(10)(SEN). (Last location was E.Q. on 6/13/2013)

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

Summary:

Would require a lead agency to translate, as specified, certain notices required by the California Environmental Quality Act and a summary of any negative declaration, mitigated negative declaration, or environmental impact report when a group of non-English-speaking people, as defined, comprises at least 25% of the population within the lead agency's jurisdiction and the project is proposed to be located at or near an area where the group of non-English-speaking people comprises at least 25% of the residents of that area. By requiring a lead agency to translate these notices and documents, this bill would impose a state-mandated local program. This bill contains other related provisions and other existing laws.

Position: Watch

Subject: CEQA

CALAFCO Comments: As amended, requires a lead agency to translate certain notices, summary of a negative declaration, mitigated negative declaration, or environmental impact report when the impacted community has 25% or more non-English speaking people affected by the project. The requirement is to translate these notices and summaries in the native language of those impacted. This is an unfunded mandate. While LAFCo is not typically the lead agency, there may be an occasion when they are, and this could have significant resource implications.

AB 642 (Rendon D) Publication: newspaper of general circulation: Internet Web site.

Current Text: Introduced: 2/20/2013 [pdf](#) [html](#)

Introduced: 2/20/2013

Status: 1/24/2014-Failed Deadline pursuant to Rule 61(b)(2). (Last location was JUD. on 3/11/2013)

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

Summary:

Current law requires that various types of notices are provided in a newspaper of general circulation. Current law requires a newspaper of general circulation to meet certain criteria, including, among others, that it be published and have a substantial distribution to paid subscribers in the city, district, or judicial district in which it is seeking adjudication. This bill would provide that a newspaper that is available on an Internet Web site may also qualify as a newspaper of general circulation, provided that newspaper meets certain criteria.

Position: Watch

Subject: LAFCo Administration

CALAFCO Comments: Allows for posting of agendas and meeting material on newspaper websites.

AB 677 (Fox D) Local government finance: property tax revenue allocation: vehicle license fee adjustments.**Current Text:** Amended: 1/6/2014 [pdf](#) [html](#)**Introduced:** 2/21/2013**Last Amended:** 1/6/2014**Status:** 1/17/2014-Failed Deadline pursuant to Rule 61(b)(1). (Last location was L. GOV. on 1/7/2014)

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

Summary:

Would modify specified reduction and transfer provisions, for the 2013-14 fiscal year and for each fiscal year thereafter, by providing for a vehicle license fee adjustment amount calculated on the basis of changes in assessed valuation. This bill would also modify these reduction and transfer provisions, for the 2013-14 fiscal year and for each fiscal year thereafter, by providing for a vehicle license fee adjustment amount for certain cities incorporating after a specified date, as provided. This bill contains other related provisions and other existing laws.

Position: Watch**Subject:** Financial Viability of Agencies, Tax Allocation**AB 1593 (Dahle R) Public cemetery districts: Auburn Public Cemetery District.****Current Text:** Introduced: 2/3/2014 [pdf](#) [html](#)**Introduced:** 2/3/2014**Status:** 3/17/2014-In committee: Set, first hearing. Hearing canceled at the request of author.

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

Summary:

Would authorize the Auburn Public Cemetery District in Placer County to use their cemeteries for up to a total of 400 interments each, not to exceed 40 interments each per calendar year, to inter nonresidents and nonproperty taxpayers, if specified conditions are met. This bill contains other related provisions.

Position: Watch**Subject:** Other**AB 2455 (Williams D) The Santa Rita Hills Community Services District.****Current Text:** Amended: 3/10/2014 [pdf](#) [html](#)**Introduced:** 2/21/2014**Last Amended:** 3/10/2014**Status:** 3/11/2014-Re-referred to Com. on L. GOV.

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

Calendar:

4/9/2014 1:30 p.m. - State Capitol, Room 447 ASSEMBLY LOCAL GOVERNMENT, ACHADJIAN, Chair

Summary:

The Community Services District Law specifies the procedures for district formation, procedures for the selection of district governing board members, the powers and duties of the board, and the procedures for changing those powers and duties. Current law requires the board of directors of each district to consist of 5 members . This bill would authorize, until January 1, 2035, the board of directors of the Santa Rita Hills Community Services District to consist of 3 members . This bill contains other related provisions.

Position: Watch

Subject: Special District Principle Acts

CALAFCO Comments: This bill as amended reduces the size of the governing Board of this district from five to three members.

SB 633 (Pavley D) CEQA.

Current Text: Amended: 8/6/2013 [pdf](#) [html](#)

Introduced: 2/22/2013

Last Amended: 8/6/2013

Status: 8/30/2013-Failed Deadline pursuant to Rule 61(a)(11). (Last location was APPR. on 8/6/2013)

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

Summary:

Would, for purposes of the new information exception to the prohibition on requiring a subsequent or supplemental EIR, specify that the exception applies if new information that becomes available was not known and could not have been known by the lead agency or any responsible agency at the time the EIR was certified as complete. The bill would authorize the office, by July 1, 2015, to draft and transmit to the secretary revisions to the guidelines to include as a categorical exemption projects involving minor temporary uses of land and public gatherings that have been determined not to have a significant effect on the environment. This bill contains other related provisions and other existing laws.

Position: Watch

Subject: CEQA

SB 731 (Steinberg D) Environment: California Environmental Quality Act.

Current Text: Amended: 9/9/2013 [pdf](#) [html](#)

Introduced: 2/22/2013

Last Amended: 9/9/2013

Status: 9/13/2013-Failed Deadline pursuant to Rule 61(a)(14). (Last location was L. GOV. on 9/11/2013)

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

Summary:

Would provide that aesthetic and parking impacts of a residential, mixed-use residential, or employment center project, as defined, on an infill site, as defined, within a transit priority area, as defined, shall not be considered significant impacts on the environment. The bill would require the Office of Planning and Research to prepare and submit to the Secretary of the Natural Resources Agency, and the secretary to certify and adopt, revisions to the guidelines for the implementation of CEQA establishing thresholds of significance for noise and transportation impacts of projects within transit priority areas. This bill contains other related provisions and other existing laws.

Position: Watch

Subject: CEQA

SB 772 (Roth D) Drinking water: County Water Company of Riverside water system: liability.

Current Text: Amended: 1/6/2014 [pdf](#) [html](#)

Introduced: 2/22/2013

Last Amended: 1/6/2014

Status: 2/3/2014-Returned to Secretary of Senate pursuant to Joint Rule 56.

Desk	Policy	Fiscal	Floor	Desk	Policy	Fiscal	Floor	Enrolled	Vetoed	Chaptered

1st House	2nd House	Conf. Conc.			
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Summary:

Would exempt the Elsinore Valley Municipal Water District and the Eastern Municipal Water District from liability for claims by past or existing County Water Company of Riverside customers or those consuming water provided through the County Water Company of Riverside water system concerning the operation and supply of water from the County Water Company of Riverside water system during the interim operation period, as specified, for any good faith, reasonable effort using ordinary care to assume possession of, and to operate and supply water to , the County Water Company of Riverside water system. This bill contains other related provisions and other existing laws.

Attachments:

[CALAFCO Letter Removing Opposition September 9, 2013](#)

[CALAFCO Letter of Opposition April 10, 2013](#)

Position: Watch

Subject: Water

CALAFCO Comments: As amended, this bill would exempt the Elsinore Valley Municipal Water District and the Eastern Municipal Water District from liability for injuries or damages arising out of the delivery of water to County Water Company of Riverside customers, as specified. As amended this bill no longer references Local Agency Formation Commissions (LAFCo) to take on the responsibility of monitoring private water companies. As a result of removing any and all references to LAFCo, CALAFCO has removed its opposition to the bill and now has a Watch position.

SB 1122 (Pavley D) Sustainable communities: Strategic Growth Council.

Current Text: Amended: 3/24/2014 [pdf](#) [html](#)

Introduced: 2/19/2014

Last Amended: 3/24/2014

Status: 3/24/2014-From committee with author's amendments. Read second time and amended. Re-referred to Com. on E.Q.

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

Calendar:

4/2/2014 9:30 a.m. - Room 3191 SENATE ENVIRONMENTAL QUALITY, HILL, Chair

Summary:

Would authorize the Strategic Growth Council to develop and implement regional grant programs to support the implementation of sustainable communities strategies, alternative transportation plans, or other regional greenhouse gas emission reduction plans within a developed area. The bill would require the council, in consultation with specified public agencies, to establish standards for integrated modeling systems and measurement methods, and standards for the use of moneys awarded.

Position: Watch

Subject: Sustainable Community Plans

Total Measures: 20

Total Tracking Forms: 20

3/26/2014 4:37:50 PM