

CALAFCO Daily Legislative Report as of Wednesday, March 06, 2013

March 13, 2013
 Agenda Item 13a

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[AB 453](#) ([Mullin D](#)) **Sustainable communities.**

Current Text: Introduced: 2/19/2013 [pdf](#) [html](#)

Introduced: 2/19/2013

Status: 2/28/2013-Referred to Com. on L. GOV.

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

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.

Position: Support

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.

[AB 678](#) ([Gordon D](#)) **Health care districts: community health needs assessment.**

Current Text: Introduced: 2/21/2013 [pdf](#) [html](#)

Introduced: 2/21/2013

Status: 3/4/2013-Referred to Coms. on L. GOV. and HEALTH.

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

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. The bill would require that the annual report be made in the context of the assessment. This bill contains other related provisions and other existing laws.

Position: Watch

Subject: Service Reviews/Spheres, LAFco Administration

[AB 743](#) ([Logue R](#)) **The Cortese-Knox-Hertzberg Local Government Reorganization Act of 2000.**

Current Text: Introduced: 2/21/2013 [pdf](#) [html](#)

Introduced: 2/21/2013

Status: 3/4/2013-Referred to Com. on L. GOV.

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

Summary:

The Cortese-Knox-Hertzberg Local Government Reorganization Act of 2000 authorizes a local agency formation commission to approve, after notice and hearing, a petition for a change of organization or reorganization of a city, if the petition was initiated on or after January 1, 2010, and before January 1, 2014, and waive protest proceedings entirely if certain requirements are met. This Bill would delete the January 1, 2014, date and make conforming changes. The bill would authorize the commission to approve a change of organization or reorganization pursuant to these provisions of a territory that does not exceed 300 acres. This bill contains other related provisions and other existing laws.

Position: Support

Subject: Annexation Proceedings, CKH General Procedures

CALAFCO Comments: Removing the arbitrary sunset date restriction on annexing "island areas" would continue to provide a commission, counties and cities a very productive tool for implementing more logical boundaries allowing for more efficient municipal services and facilities planning and delivery. As counties and cities undergo updates to their General Plans and other processes, knowing that there is the opportunity to consider annexing island areas up to 300 acres in size and without the political and economic risk of a costly protest and election process would provide a clear benefit to the planning process. In addition, with the passage of SB244, when a city proposes to annex an inhabited area of over 10 acres they must study and consider annexation of other areas contiguous to or in the sphere of influence area that may be a "disadvantaged unincorporated community" as defined in the Government Code. It is suggested that having the island area annexation authority may facilitate consideration of such annexation proposals.

AB 1235 (Gordon D) Local agencies: financial management training.

Current Text: Introduced: 2/22/2013 [pdf](#) [html](#)

Introduced: 2/22/2013

Status: 2/25/2013-Read first time.

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

Summary:

Would require that if a local agency provides any type of compensation, salary, or stipend to, or reimburses the expenses of, a member of the legislative body, all local agency officials, except a member whose term of office ends before January 1, 2015, in local agency service as of January 1, 2014, or thereafter receive training in financial management, as specified. This bill would provide that if any entity develops criteria for the financial management training, then the Treasurer's office and the Controller's office shall be consulted regarding any proposed course content. Because this bill would impose new duties on local governments, it would impose a state-mandated local program. This bill contains other related provisions and other existing laws.

Position: Watch

Subject: LAFCo Administration

CALAFCO Comments: Requires that if a local agency provides any type of compensation, salary, or stipend to, or reimburses the expenses of, a member of the legislative body, the member shall receive one-4 hour state mandated Financial Management training per term of office. Effective January 1, 2014 for those in office as of that date (whose term of office extends beyond January 1, 2015). Those elected to more than one legislative body may take the training one time and have it apply to all legislative bodies on which they serve.

AB 1248 (Cooley D) Local agencies: internal control guidelines.

Current Text: Introduced: 2/22/2013 [pdf](#) [html](#)

Introduced: 2/22/2013

Status: 2/25/2013-Read first time.

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

Summary:

Would require the Controller, on or before January 1, 2015, to develop internal control guidelines applicable to a local agency, as defined, to prevent and detect financial errors and fraud, based on specified standards and with input from any local agency and organizations representing the interests of local agencies. This bill would require a local agency to comply with the guidelines established by the Controller, starting on January 1, 2016. By mandating local agencies to comply with new internal control guidelines established by the Controller, this bill would impose a state-mandated local program. This bill contains other related provisions and other existing laws.

Position: None at this time

Subject: LAFCo Administration

SB 772 (Emmerson R) Drinking water.

Current Text: Introduced: 2/22/2013 [pdf](#) [html](#)

Introduced: 2/22/2013

Status: 2/25/2013-Read first time.

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

Summary:

Would require the State Department of Public Health or the local health agency, where applicable, annually to provide the address and telephone number for each public water system and state small water system to the Public Utilities Commission and, as prescribed, to a local agency formation commission. This bill contains other related provisions and other existing laws.

Position: None at this time

Subject: Service Reviews/Spheres, LAFCo Administration

CALAFCO Comments: Requires LAFCos as part of a MSR, to request information from identified public or private entities that provide wholesale or retail supply of drinking water, including the identification of any retail water suppliers within or contiguous to the responding entity. Further requires LAFCos to provide a copy of the SOI review for retail private and public water suppliers to the Public Utilities Commission and the state department of Public Health.

[AB 21](#) (Alejo D) Safe Drinking Water Small Community Emergency Grant Fund.

Current Text: Amended: 2/14/2013 [pdf](#) [html](#)

Introduced: 12/3/2012

Last Amended: 2/14/2013

Status: 2/15/2013-Re-referred to Com. on APPR.

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

Summary:

Would authorize the Department of Public Health to assess a specified annual charge in lieu of interest on loans for water projects made pursuant to the Safe Drinking Water State Revolving Fund, and deposit that money into the Safe Drinking Water Small Community Emergency Grant Fund, which the bill would create in the State Treasury. The bill would authorize the department to expend the money for grants for specified water projects that serve disadvantaged and severely disadvantaged communities, thereby making an appropriation.

Position: Watch

Subject: Disadvantaged Communities

[AB 37](#) (Perea D) Environmental quality: California Environmental Quality Act: record of proceedings.

Current Text: Introduced: 12/3/2012 [pdf](#) [html](#)

Introduced: 12/3/2012

Status: 1/14/2013-Referred to Com. on NAT. RES.

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

Summary:

Would require, until January 1, 2017, the lead agency, at the request of a project applicant, to, among other things, prepare a record of proceedings concurrently with the preparation of negative declarations, mitigated negative declarations, EIRs, or other environmental documents for specified projects. Because the bill would require a lead agency to prepare the record of proceedings as provided, this bill would impose a state-mandated local program. This bill contains other related provisions and other existing laws.

Position: Watch

Subject: CEQA

[AB 115](#) (Perea D) Safe Drinking Water State Revolving Fund.

Current Text: Introduced: 1/14/2013 [pdf](#) [html](#)

Introduced: 1/14/2013

Status: 1/18/2013-Referred to Com. on E.S. & T.M.

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

Calendar:

3/12/2013 1:30 p.m. - State Capitol, Room 444 ASSEMBLY ENVIRONMENTAL SAFETY AND TOXIC MATERIALS, ALEJO, Chair

Summary:

Would authorize the State Department of Public Health to fund projects, by grant, loan, or a combination of the two, where multiple water systems apply for funding as a single applicant for the purpose of consolidating water systems or extending services to households relying on private wells, as specified. The bill would authorize funding of a project to benefit a disadvantaged community that is not the applying agency. By authorizing the use of a continuously appropriated fund for new purposes, this bill would make an appropriation. This bill contains other existing laws.

Position: Watch

Subject: Water

[AB 194](#) (Campos D) Open meetings: protections for public criticism: penalties for violations.

Current Text: Introduced: 1/28/2013 [pdf](#) [html](#)

Introduced: 1/28/2013

Status: 2/7/2013-Referred to Com. on L. GOV.

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

Summary:

Would make it a misdemeanor for a member of a legislative body, while acting as the chairperson of a legislative body of a local agency, to prohibit public criticism protected under the Ralph M. Brown Act. This bill would authorize a district attorney or any interested person to commence an action for the purpose of obtaining a judicial determination that an action taken by a legislative body of a local agency in violation of the protection for public criticism is null and void, as specified. This bill contains other related provisions and other existing laws.

Position: Watch

Subject: LAFCo Administration

CALAFCO Comments: Prohibits legislative body from preventing public criticism of the policies, procedures, programs, or services of the agency, or ther acts or omissions of the legislative body. Creates new misdemeanor crime.

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

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

Introduced: 2/20/2013

Status: 3/4/2013-Referred to Com. on NAT. RES.

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

Summary:

Would require a lead agency to translate any notice, document, or executive summary required by the California Environmental Quality Act (CEQA) when the impacted community has a substantial number of non-English-speaking people, as specified. By requiring a lead agency to translate these writings, this bill would impose a state-mandated local program. This bill contains other related provisions and other existing laws.

Position: Watch

Subject: CEQA

[AB 823](#) (Eggman D) Environment: agricultural land: mitigation.

Current Text: Introduced: 2/21/2013 [pdf](#) [html](#)

Introduced: 2/21/2013

Status: 3/4/2013-Referred to Coms. on NAT. RES. and AGRI.

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

Summary:

Would require a lead agency, for a project that converts agricultural lands for nonagricultural uses, to require mitigation measures consisting, at a minimum, of providing replacement acreage through specified mechanisms to ensure the availability of agricultural production capacity. Because a lead agency would be required to provide a higher level of service by requiring the specified mitigation measure, the bill would impose a state-mandated local program. This bill contains other related provisions and other existing laws.

Position: Watch

Subject: Ag/Open Space Protection, CEQA

CALAFCO Comments: Adds a requirement for lead agencies to require certain mitigation measures for projects that convert ag lands for non-ag land use. These mitigation measures at a minimum require providing replacement acreage in perpetuity to preserve ag land and ensure the sustainability of ag production capacity.

SB 167 (Gaines R) Environmental quality: California Environmental Quality Act.

Current Text: Introduced: 2/4/2013 [pdf](#) [html](#)

Introduced: 2/4/2013

Status: 2/14/2013-Referred to Com. on RLS.

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

Summary:

The California Environmental Quality Act (CEQA) requires a lead agency, as defined, to prepare, or cause to be prepared by contract, and certify the completion of, an environmental impact report on a project, as defined, that it proposes to carry out or approve that may have a significant effect on the environment, or to adopt a negative declaration if it finds that the project will not have that effect. This bill would make technical, nonsubstantive changes to those provisions.

Position: Watch

Subject: CEQA

SB 181 (Committee on Governance and Finance) Validations.

Current Text: Introduced: 2/6/2013 [pdf](#) [html](#)

Introduced: 2/6/2013

Status: 2/28/2013-Set for hearing March 13.

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

Calendar:

3/13/2013 9:30 a.m. - Room 112 SENATE GOVERNANCE AND FINANCE, WOLK, Chair

Summary:

This bill would enact the First Validating Act of 2013, 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.

Position: Support

CALAFCO Comments: One of three annual acts which validate the boundaries of all local agencies.

SB 182 (Committee on Governance and Finance) Validations.

Current Text: Introduced: 2/6/2013 [pdf](#) [html](#)

Introduced: 2/6/2013

Status: 2/28/2013-Set for hearing March 13.

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

Calendar:

3/13/2013 9:30 a.m. - Room 112 SENATE GOVERNANCE AND FINANCE, WOLK, Chair

Summary:

This bill would enact the Second Validating Act of 2013, 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.

Position: Support

CALAFCO Comments: One of three annual acts which validate the boundaries of all local agencies.

SB 183 (Committee on Governance and Finance) Validations.

Current Text: Introduced: 2/6/2013 [pdf](#) [html](#)

Introduced: 2/6/2013

Status: 2/28/2013-Set for hearing March 13.

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

Calendar:

3/13/2013 9:30 a.m. - Room 112 SENATE GOVERNANCE AND FINANCE, WOLK, Chair

Summary:

This bill would enact the Third Validating Act of 2013, which would validate the organization, boundaries, acts, proceedings, and bonds of the state and counties, cities, and specified districts, agencies, and entities.

CALAFCO Comments: One of three acts which validate the boundaries of all local agencies.

SB 617 (Evans D) California Environmental Quality Act.

Current Text: Introduced: 2/22/2013 [pdf](#) [html](#)

Introduced: 2/22/2013

Status: 2/25/2013-Read first time.

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

Summary:

Would require specified notices to be filed with both the Office of Planning and Research and the county clerk and be posted by county clerk for public review. The bill would require the county clerk to post the notices within one business day, as defined, of receipt and stamp on the notice the date on which the notices were actually posted. By expanding the services provided by the lead agency and the county clerk, 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: This bill makes a number of substantive changes including: (1)expanding the definition of "environment" relating to an EIR such that the health and safety of people affected by the physical conditions at the location of a project must also be considered;(2)enhances the definition of "significant effect on the environment" by including exposure of people, either directly or indirectly, to substantial existing or reasonably foreseeable natural hazard or adverse condition of the environment;(3)requires concurrent online filing of notices in a database maintained by the Office of Planning and Research (OPR), and with the office of the County Clerk in which the project is located. Further, any time periods or limitation periods will begin at the time of the later filing of the two offices.(4)Adds to the EIR a requirement to address any significant effects that may result from locating development near, or attracting people to, existing or reasonably foreseeable natural hazards or adverse environmental conditions.

AB 168 (Wilk R) Local government finance: vehicle license fee revenues: allocations.

Current Text: Introduced: 1/24/2013 [pdf](#) [html](#)

Introduced: 1/24/2013

Status: 1/25/2013-From printer. May be heard in committee February 24.

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

Summary:

Under existing law, the Controller is required to allocate vehicle license fee revenues in the Motor Vehicle License Fee Account according to a specified order, with moneys allocated on or after July 1, 2004, but before July 1, 2011, first to the County of Orange, next to each city and county meeting specified criteria, and on or after July 1, 2011, to the Local Law Enforcement Services Account in the Local Revenue Fund, for allocation to cities, counties, and cities and counties. This bill would make technical, nonsubstantive changes to these provisions.

Position: Placeholder - monitor

AB 262 (Waldron R) Local government: organization.

Current Text: Introduced: 2/7/2013 [pdf](#) [html](#)

Introduced: 2/7/2013

Status: 2/8/2013-From printer. May be heard in committee March 10.

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

Summary:

The Cortese-Knox-Hertzberg Local Government Reorganization Act of 2000 makes certain findings and declarations relating to local government organization, including, among other things, that it is the policy of the state to encourage orderly growth and development, and recognition that the logical formation and determination of the boundaries of local agencies is an important factor in promoting orderly development, as specified. This bill would make technical, nonsubstantive changes to these provisions.

Position: Placeholder - monitor

Subject: CKH General Procedures

AB 295 (Salas D) Water: groundwater.

Current Text: Introduced: 2/11/2013 [pdf](#) [html](#)

Introduced: 2/11/2013

Status: 2/12/2013-From printer. May be heard in committee March 14.

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

Summary:

Current law declares that groundwater is a valuable natural resource in the state and should be managed to ensure its safe production and its quality. Current law also authorizes certain local agencies to adopt and implement groundwater management plans. This bill would make technical, nonsubstantive changes to the latter provision.

Position: Placeholder - monitor

Subject: Water

AB 380 (Dickinson D) California Environmental Quality Act: notice requirements

Current Text: Introduced: 2/14/2013 [pdf](#) [html](#)

Introduced: 2/14/2013

Status: 2/28/2013-Referred to Coms. on NAT. RES. and L. GOV.

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

Summary:

Would require the above mentioned notices to be filed with both the Office of Planning and Research and the county clerk and be posted by county clerk for public review. The bill would require the county clerk to post the notices within one business day, as defined, of receipt and stamp on the notice the date on which the notices were actually posted. The bill would require the county clerk to post the notices for at least 30 days. The bill would require the Office of

Planning and Research to post the notices on a publicly available online database established and maintained by the office. The bill would require the office to stamp the notices with the date on which the notices were actually posted for online review and would require the notices to be posted for at least 30 days. The bill would authorize the office to charge an administrative fee not to exceed \$10 per notice filed. This bill contains other related provisions and other existing laws.

Position: Watch
Subject: CEQA

[AB 495](#) ([Campos D](#)) **The California Fund.**

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

Introduced: 2/20/2013

Status: 2/21/2013-From printer. May be heard in committee March 23.

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

Summary:

Current law authorizes the Governor's Office of Business and Economic Development to, among other things, advance statewide economic goals. This bill would state the intent of the Legislature to establish the California Fund, a socially responsible investment fund sponsored by the state, to encourage investment in historically underserved communities and, via these investments, to further encourage additional development activities of scale within these communities.

Position: Placeholder - monitor
Subject: Disadvantaged Communities
CALAFCO Comments: May be a placeholder for legislation related to disadvantaged unincorporated communities.

[AB 515](#) ([Dickinson D](#)) **Environmental quality: California Environmental Quality Act: judicial review.**

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

Introduced: 2/20/2013

Status: 3/4/2013-Referred to Coms. on NAT. RES. and JUD.

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

Summary:

Would provide for at least 2 CEQA compliance court districts within the state, with the appropriate boundaries for the districts and locations for seating CEQA compliance courts to be determined by rule of court. The bill would establish a CEQA compliance court in every district, consisting of at least 3 judges. The bill would require the Governor to appoint judges to the CEQA compliance court based upon their expertise in CEQA and related land use and environmental laws, so that those judges will be able to hear and quickly resolve those actions or proceedings. This bill contains other existing laws.

Position: Watch
Subject: CEQA
CALAFCO Comments: This bill calls for the creation of at least 2 CEQA compliance court districts in the state, establishes a CEQA compliance court in each of the districts with at least 3 judges (appointed by the Governor). All CEQA compliance cases are to be heard in only these courts and the appeals handled directly by the Supreme Court. The courts will be required to issue a preliminary decision before the opportunity for oral argument is granted, and if the court finds that a determination of a public agency violated CEQA, the court order must specify what action taken by the public agency was in error.

[AB 629](#) ([Wilk R](#)) **Local government.**

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

Introduced: 2/20/2013

Status: 2/21/2013-From printer. May be heard in committee March 23.

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

Current law authorizes various local entities to adopt rules and regulations to carry out the purposes of those entities. This bill would express the intent of the Legislature to enact legislation that would address the effect of the adoption of rules, regulations, ordinances, or requirements by local entities on the public and other local entities within the same jurisdiction.

Position: Placeholder - monitor

Subject: LAFCo Administration

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: 2/21/2013-From printer. May be heard in committee March 23.

2Year	Desk	Policy	Fiscal	Floor	Desk	Policy	Fiscal	Floor	Conf. Conc.	Enrolled	Vetoed	Chaptered
Dead	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: None at this time

Subject: LAFCo Administration

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

AB 774 (Donnelly R) Country service areas: zone dissolution.

Current Text: Introduced: 2/21/2013 [pdf](#) [html](#)

Introduced: 2/21/2013

Status: 2/22/2013-From printer. May be heard in committee March 24.

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

Summary:

Current law allows the county board of supervisors to change the boundaries of a zone, or to dissolve the zone, by following specified procedures. This bill would require the board to post signs indicating which services and facilities are no longer provided within the zone and require the board to provide adequate maintenance to the signs. This bill would provide that, once the signs are posted and the action is recorded, the county and the dissolved zone shall not be held liable for death or injury resulting from the termination of services or facilities.

Position: Watch

AB 792 (Mullin D) Local government: open meetings.

Current Text: Introduced: 2/21/2013 [pdf](#) [html](#)

Introduced: 2/21/2013

Status: 3/4/2013-Referred to Com. on L. GOV.

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

Summary:

The Ralph M. Brown Act requires the legislative body of a local agency to post, at least 72 hours before the meeting, an agenda containing a brief general description of each item of business to be transacted or discussed at a regular meeting, in a location that is freely accessible to members of the public, and to provide a notice containing similar information with respect to a special meeting at least 24 hours prior to the special meeting. This bill, if the local agency is unable to post the agenda or notice on its Internet Web site because of software or hardware impairment beyond the local agency's reasonable control, would require the local agency to

post the agenda or notice immediately upon resolution of the technological problems. The bill would provide that the delay in posting, or the failure to post, the agenda or notice would not preclude a local agency from conducting the meeting or taking action on items of business, provided that the agency has complied with all other relevant requirements. This bill contains other related provisions and other existing laws.

Position: None at this time

Subject: Public Records Act

CALAFCO Comments: Relates to public agencies who post their meeting information on their website pursuant to the Ralph M. Brown Act. In the instances where they are unable to post the agenda on the website in the prescribed timeframe due to technology difficulties, the agency is required to post the meeting agenda and information on the website as soon as the technological difficulties are resolved.

AB 966 (Bonta D) Local government.

Current Text: Introduced: 2/22/2013 [pdf](#) [html](#)

Introduced: 2/22/2013

Status: 2/25/2013-Read first time.

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

Summary:

Current law generally regulates the governance of cities, counties, and cities and counties. This bill would state the intent of the Legislature to enact legislation that would amend the Government Code.

Position: Placeholder - monitor

AB 1237 (Garcia D) Local government finance.

Current Text: Introduced: 2/22/2013 [pdf](#) [html](#)

Introduced: 2/22/2013

Status: 2/25/2013-Read first time.

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

Summary:

Would specifically require the Controller to prescribe uniform accounting procedures for cities, conforming to Generally Accepted Accounting Principles, and in consultation with the Committee on City Accounting Procedures, which would be created by the bill. The bill would specify the composition of the committee. This bill contains other related provisions and other existing laws.

Position: Watch

Subject: Financial Viability of Agencies

CALAFCO Comments: Establishes uniform accounting practices for special districts and cities.

AB 1244 (Bradford D) Williamson Act.

Current Text: Introduced: 2/22/2013 [pdf](#) [html](#)

Introduced: 2/22/2013

Status: 2/25/2013-Read first time.

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

Summary:

Current law establishes the California Land Conservation Act of 1965, otherwise known as the Williamson Act, for purposes of preserving agricultural land within the state. This bill would make a technical, nonsubstantive change to these provisions.

Position: Watch

Subject: Ag Preservation - Williamson

SB 56 (Roth D) Local government finance: vehicle license fee adjustments.

Current Text: Amended: 3/4/2013 [pdf](#) [html](#)

Introduced: 1/7/2013

Last Amended: 3/4/2013

Status: 3/4/2013-From committee with author's amendments. Read second time and amended. Re-referred to Com. on RLS.

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

Summary:

Would, for the 2013-14 fiscal year, provide for a new vehicle license fee adjustment amount, as specified. This bill would also, for the 2013-14 fiscal year and for each fiscal year thereafter, provide 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: Placeholder - monitor

SB 184 (Committee on Governance and Finance) Local government: omnibus bill.

Current Text: Introduced: 2/6/2013 [pdf](#) [html](#)

Introduced: 2/6/2013

Status: 2/14/2013-Referred to Com. on GOV. & F.

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

Summary:

Current law, the Public Cemetery District Law, defines the term "family member" for purposes of that law to include, among others, a person's spouse. This bill would additionally include within the definition of "family member" a person's domestic partner, and would define the term "domestic partner," as specified. This bill contains other related provisions and other current laws.

Position: None at this time

SB 268 (Gaines R) Political Reform Act of 1974.

Current Text: Introduced: 2/13/2013 [pdf](#) [html](#)

Introduced: 2/13/2013

Status: 2/28/2013-Set for hearing March 19.

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

Calendar:

3/19/2013 1:30 p.m. - Room 3191 SENATE ELECTIONS AND CONSTITUTIONAL AMENDMENTS, CORREA, Chair

Summary:

Would repeal limitations on contributions that may be made to, or accepted by, candidates for elective office. This bill contains other related provisions and other existing laws.

Position: Placeholder - monitor

SB 298 (Wyland R) Local government: supplemental law enforcement services.

Current Text: Introduced: 2/15/2013 [pdf](#) [html](#)

Introduced: 2/15/2013

Status: 2/28/2013-Referred to Com. on PUB. S.

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

Summary:

Current law provides that a board of supervisors of a county, and a legislative body of a city, may contract to provide supplemental law enforcement services to private individuals or entities at special events or occurrences. This bill would authorize a board of supervisors of a county, and a legislative body of a city, to contract to provide supplemental law enforcement services to a homeowners' association on an occasional or ongoing basis. This bill contains other related provisions and other current laws.

Position: None at this time

[SB 359](#) (Corbett D) California Environmental Quality Act: environmental impact reports.

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

Introduced: 2/20/2013

Status: 2/28/2013-Referred to Com. on RLS.

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

Summary:

The California Environmental Quality Act (CEQA) requires notices regarding a lead agency determination to require an EIR or other actions pursuant to that act be mailed to every person who files a written request and provides that the failure of a person to receive a requested notice shall not invalidate the action if there has been substantial compliance with these notice provisions. This bill would make a technical, nonsubstantive change in these CEQA notice provisions.

Position: Placeholder - monitor

Subject: CEQA

[SB 436](#) (Jackson D) California Environmental Quality Act: notice.

Current Text: Introduced: 2/21/2013 [pdf](#) [html](#)

Introduced: 2/21/2013

Status: 2/22/2013-From printer. May be acted upon on or after March 24.

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

Summary:

Would require a lead agency to conduct at least one public scoping meeting for the specified projects and to provide notice to the specified entities of at least one public scoping meeting. This bill contains other related provisions and other existing laws.

Position: Watch

Subject: CEQA

CALAFCO Comments: Requires lead agencies to conduct at least one public scoping meeting for proposed projects and increases notification requirements for lead agencies.

[SB 633](#) (Pavley D) CEQA: environmental impact reports.

Current Text: Introduced: 2/22/2013 [pdf](#) [html](#)

Introduced: 2/22/2013

Status: 2/25/2013-Read first time.

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

Summary:

The California Environmental Quality Act prohibits a lead agency or responsible agency from requiring a subsequent or supplemental environmental impact report (EIR) when an EIR has been prepared for a project pursuant to its provisions, unless one or more of specified events occurs, including, among other things, that new information, which was not known and could not have been known at the time the EIR was certified as complete, becomes available. This bill would specifically require that the 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.

Position: None at this time

Subject: CEQA

[SB 731](#) (Steinberg D) Environment: California Environmental Quality Act and sustainable communities strategy.

Current Text: Introduced: 2/22/2013 [pdf](#) [html](#)

Introduced: 2/22/2013

Status: 2/25/2013-Read first time.

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

Summary:

Would state the intent of the Legislature to enact legislation revising CEQA to, among other things, provide greater certainty for smart infill development, streamline the law for specified projects, and establish a threshold of significance for specified impacts. This bill contains other related provisions and other existing laws.

Position: Placeholder - monitor

Subject: CEQA

SB 739 (Calderon D) Environmental quality.

Current Text: Introduced: 2/22/2013 [pdf](#) [html](#)

Introduced: 2/22/2013

Status: 2/25/2013-Read first time.

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

Summary:

The California Environmental Quality Act (CEQA) requires a lead agency to prepare a mitigated negative declaration for a project that may have a significant effect on the environment if revisions in the project would avoid or mitigate that effect and there is no substantial evidence that the project, as revised, would have a significant effect on the environment. This bill would make a technical, nonsubstantive change to that definition. This bill contains other existing laws.

Position: Placeholder - monitor

Subject: CEQA

SCA 11 (Hancock D) Local government: special taxes: voter approval.

Current Text: Introduced: 1/25/2013 [pdf](#) [html](#)

Introduced: 1/25/2013

Status: 2/7/2013-Referred to Coms. on GOV. & F. and E. & C.A.

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

Summary:

The California Constitution conditions the imposition of a special tax by a local government upon the approval of 2/3 of the voters of the local government voting on that tax, and prohibits a local government from imposing an ad valorem tax on real property or a transactions tax or sales tax on the sale of real property. This measure would instead condition the imposition, extension, or increase of a special tax by a local government upon the approval of 55% of the voters voting on the proposition. The measure would also make conforming and technical, nonsubstantive changes.

Position: Watch

Total Measures: 40

Total Tracking Forms: 40

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News from the Board of Directors

CALAFCO QUARTERLY

March 2013



2013 Staff Workshop

Work is in full stride with the planning for the 2013 Staff Workshop. Scheduled for April 10-12 (Wed – Fri), the session will be held in Davis

at the Hallmark Inn and Odd Fellows Hall, and is being hosted by Yolo LAFCo. **“Retooling for the Next 50 Years...Fewer Resources and Higher Expectations”** is the theme. Guest speakers include Keynote Speaker Michael Coleman (Principal Fiscal Policy Advisor to the League of California Cities and the California Society of Municipal Finance Officers), JoAnne Speers (Executive Director Institute for Local Government), Gary Winuk (FPPC Chief of Enforcement), and Bill Chiat (CSAC Leadership Institute). A great Mobile Workshop is also planned. Registration and sponsorship information is available on the CALAFCO website.



opportunities facing LAFCos and the Association, and reviewed and amended the organization’s 2-year strategic plan and strategies. All of this work will be finalized in the Association’s 2013-2015 Strategic Plan which is scheduled to be presented to the Board for adoption at their May 2 meeting.

2013 Annual Conference Update

In November the Board decided to move the conference up one week to **August 28 – 30** so as not to conflict with the Rosh Hashanah holiday. We are still at the Resort at Squaw Creek, and our hosts are the Nevada, Placer, and El Dorado LAFCos. The Planning and Host Committees, under the leadership of Josh Susman, SR Jones, Kris Berry, José Henríquez, and Sam Martinez, have begun their work of creating a value-added program and experience, and we look forward to seeing everyone there. This year’s theme is **“Clarity of Vision: The Golden Age of LAFCo”**, to celebrate LAFCo’s 50th anniversary. More information on the annual conference will be coming soon. For now, save the dates!

CALAFCO U Course Scheduled

Mark your calendar for June 6th in San Luis Obispo for **Performance Measures and Other MSR Strategies to Analyze Local Agency Efficiencies**. Details will be made available soon. Several other CALAFCO U sessions will be scheduled for later in the year. Thank you to all who provided input on potential topics.



CALAFCO Board holds Strategic Planning Retreat

On February 7, the Board held their biennial strategic planning retreat at the Duck Club in Irvine. During the day-long retreat, the Board reviewed the Association’s



accomplishments over the past two years – including the many positive outcomes from the regional structure, affirmed expectations of the role and responsibilities of representing CALAFCO as a Board Member, discussed the challenges and

CALAFCO Board Actions

During their regular meeting on February 8, the Board addressed several administrative issue:

- ◆ The quarterly financial reports were reviewed. The budget is on track for the year with no changes anticipated. All financial reports are located on the website.
- ◆ The Board considered the 2013-14 dues. CALAFCO Bylaws call for the dues to increase annually by the state CPI. Last year for the first time in four year, the Board did not bely the CPI increase which resulted in an increase in dues of the CPI. As costs to provide member services continue to increase, this year the Board again did not bely the CPI increase for FY 2013-14. The dues increase will be 2.3%.
- ◆ The Board adopted the CALAFCO 2013 Legislative Policies with the amendments as recommended by the Legislative Committee. The Legislative Priorities will be revisited in May to ensure alignment with the new strategic plan and strategies. The policies are available on the website.
- ◆ The Board amended the policy for electronic (absentee ballot) voting so that the absentee ballot will now ask the voter to “rank” their candidate choices in the numerical order of preference, and these ballots will now count towards in the case of a run-off election. This action was referred to the Nomination Committee for implementation.
- ◆ GC§56133 – The Board deliberated again on whether or not to pursue amending this piece of legislation. After considering the recommendation from the Legislative Committee to move forward with the proposed amendments (10-8 vote), and after hearing a large amount of information from both proponents and opponents of the proposed changes, the Board directed the Chair to appoint an ad-hoc sub-committee to review the Legislative Committee’s recommendation and work together to craft proposed language changes that would create greater consensus. The Board directed the ad-hoc sub-committee to report directly back to them with their findings at the May 2 Board meeting. The ad-hoc sub-committee consists of one (1) Board member and eight (8) Executive Officers from throughout the state, as appointed by the Board Chair, Ted Novelli.

News from the Board of Directors

CALAFCO QUARTERLY

March 2013



CALAFCO Board 2013 Committees

The CALAFCO Board appointed members to the 2013 standing committees are as follows:

Legislative Committee

Matt Beekman
Robert Bergman
John Leopold
Mike McGill
Eugene Montanez
Mary Jane Griego (a)
Juliana Inman (a)
Gay Jones (a)
Mike Kelley (a)
Ted Novelli (a)

Nominations Committee

Robert Bergman
Jerry Gladbach (Chair)
Gay Jones
Mike McGill

Awards Committee

Julie Allen
Matt Beekman (Chair)
Larry Duncan
Jerry Gladbach
Mary Jane Griego
Mike McGill

2013 Annual Conference

Louis Cunningham
John Leopold
Josh Susman (Chair)
Stephen Tomanelli

CALAFCO Announces New Executive Assistant

At the February 8th meeting the Board officially approved the appointment of our new Executive Assistant, Jeni Tickler. For over 12 years, as Principal of Professional Events, Jeni has been responsible for the complete process of creating, managing, promoting and executing a wide array of campaigns and events with the singular goal of exceeding her clients' expectations. Jeni is highly skilled at developing innovative programs and partnerships. She assesses and develops campaigns and events tailored to specific project and agency needs. Jeni has successfully implemented a variety of programs for a diverse array of clients including public agencies, private entities, advocacy groups, professional associations and non-profit organizations.



Since 2007, Jeni has served as the Communications and Event Manager for the Sacramento Valley Section California Chapter of the American Planning Association (APA). In this capacity, she formed and facilitated a working group discussion on Sustainability in the Sacramento Region. As a result of this ongoing dialogue facilitated by Jeni, she organized and managed a collaborative effort to bring Sacramento an annual series of monthly seminars where land use, design, planning professionals, and social equity and environmental advocates have a forum to discuss how their individual practices will have to change in order to create a sustainable region and meet the challenge of reducing greenhouse gases and adapting to climate change. Jeni is typically in the CALAFCO office on Wednesdays and Thursdays.

Legislative Activities

2013 is the first year of the Legislature's two-year session and with a large number of new legislators, state Democrats have a supermajority in the Legislature. The CALAFCO Legislative Committee began work in November and held meetings in December and again in January. The next meeting is scheduled for March 22 in Oakland. The deadline to introduce new bills for the 2013 year was February 22nd. In total, there were 2,298 bills introduced: 1,436 in the House and 862 in the Senate.

CALAFCO is currently tracking 38 bills that may affect members. A legislative report – updated daily – is available in the member's section of the website.

This year, the Assembly Omnibus bill contains ten (10) proposed changes to Cortese-Knox-Hertzberg, and after being fully vetted several times by the Legislative Committee, the Assembly Local Government Committee staff and Committee Chair are reviewing the document. Other noteworthy CALAFCO sponsored and/or supported bills include:

- * **AB 453** (Mullin) Would allow LAFcos to apply directly for grants that support the preparation of sustainable community strategies and other planning efforts.
- * **AB 743** (Logue) Eliminates the January 1, 2014 sunset date on annexation of island areas, and increases the potential size of the island area to be annexed from 150 to 300 acres.

As it is still very early in the bill process, CALAFCO is currently maintaining a watch position on a number of bills related to water, CEQA, and local government. In addition to the daily legislative report, all Legislative Committee information is also posted in the member's section of the website.

2012 Annual Conference in Monterey A Success

239 commissioners, staff and associate members attended the annual conference held in Monterey this past October. There was good representation of LAFcos, with 50 of the 57 member LAFcos represented. Evaluation results showed a very positive overall rating of 5.2 on a six point scale. Participants mentioned the quality of the session topics and speakers, the location, and the value of networking opportunities as some of the highlights. Financially the conference exceeded the goals established by the Board. Our thanks to Monterey LAFCO for hosting and John Leopold (Santa Cruz) as Chair.