



Lou Ann Texeira
 Executive Officer

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Sharon Burke <i>Public Member</i>
Tom Butt <i>City Member</i>
Stanley Caldwell <i>Special District Member</i>

January 19, 2017

February 8, 2017
 Agenda Item 11

To: County Administrator
 City/Town Managers
 Special Districts Managers

From: Lou Ann Texeira, Executive Officer

Subject: Enactment of Senate Bill (SB) 1266 (McGuire) - New Reporting Requirements for Joint Power Authorities Formed as a Separate Legal Entity to Provide Municipal Services

This letter is directed to Contra Costa County, as well as the cities and special districts in this County, to advise you of new filing requirements established by SB 1266 (McGuire) (attached).

SB 1266 became effective on January 1, 2017. The legislation is the result of recommendations contained in a Legislative Analyst’s Office report and is intended to assist LAFCOs in meeting their long-standing directive from the Legislature to document, assess and facilitate shared local public service opportunities among counties, cities and special districts. The legislation also advances the Legislature’s interest in LAFCOs serving as a community resource by developing more inclusive repositories on local government services for the benefit of the public.

SB 1266 applies to joint powers agencies or authorities (“JPAs”) that include a city, county or special district as a member agency, and are or were formed as separate legal entities to provide municipal services, in accordance with Government Code §56047.7. Effective January 1, 2017, these JPAs are required to file with LAFCO the full text of the JPA, and any amendments to the agreement, in the same manner as filed with the State Controller under existing law. These documents must be filed with the LAFCO in each county within which all or any part of a local agency member’s territory is located. Failure to comply with the new reporting requirements will prohibit that JPA from issuing any bonds or incurring indebtedness of any kind.

To facilitate the reporting process, Contra Costa LAFCO requests all subject agencies to send copies of their current agreements and any amendments in electronic format by July 1, 2017 to LouAnn.Texeira@lafco.cccounty.us. All submittals will be acknowledged by Contra Costa LAFCO.

Pursuant to SB 1266, Contra Costa LAFCO does not have JPA regulatory and review authority – our role is to serve as a depository for associated filings. Therefore, to assist the public and local agencies track the LAFCO filings, we will establish a page on our website in January 2017 to post SB 1266 documents.

Attachment: Chaptered Senate Bill 1266