



## Legislative Report October 26, 2009 for November 4<sup>th</sup> Agenda

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*Summary: The LAFCO staff tracks bills during the legislative session, and makes monthly written reports. This is the final report for the 2009 legislative session. The Commission may take a position on a bill.*

*Staff Recommendation: Receive this report and take no new position on legislation.*

*Submitted by: Patrick McCormick, Executive Officer*

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The Legislature adjourned the regular session on September 11, 2009 and the time period for the Governor to sign or veto bills has ended. So, the legislative report this month is the final report for 2009. The Legislature is scheduled to convene its 2010 session on January 4, 2010.

The web site for bill information is [www.leginfo.ca.gov](http://www.leginfo.ca.gov).

The following table lists fourteen bills of interest to Santa Cruz LAFCO. Two of the more significant bills are SB 215 and SB 211.

Senate Bill 215 (Wiggins) has been signed by the Governor and will become effective on January 1, 2010. When reviewing boundary change applications, LAFCOs will have to consider the proposal's consistency with any applicable regional transportation plan (such as a sustainable communities strategy or alternate planning strategy). The staff reports will comply with the new law for all boundary change applications heard after January 1, 2010.

Senate Bill 211 (Simitian) would allow the Santa Cruz County Board of Supervisors to authorize an election to form a regional open space district in Santa Cruz County without LAFCO review. The bill limits the power of eminent domain in the proposed district. SB 211 has become a two-year bill and will be active when the Legislature reconvenes.

LAFCO staff will be available at the November 4<sup>th</sup> LAFCO meeting to answer questions about legislation.

Attachments:

--Summary Table of Bills

BILL	AUTHOR	SUMMARY	STATUS
<b>Assembly Bills</b>			
AB155	Mendoza	<p><i>Local Government Bankruptcy</i>  This bill would provide that a local public entity may only file under federal bankruptcy law with the approval of the California Debt and Investment Advisory Commission</p>	<p>Passed Assembly.  In Senate Local Gov. Com.</p>
AB 528	Silva	<p><i>Reporting of Contributions and Expenditures Related to LAFCO Applications</i>  This bill revises the Local Government Reorganization Act to conform to the financial disclosure changes made last year in the Political Reform Act.  <b>CALAFCO Position: Support</b>  <b>Santa Cruz LAFCO Position: Support</b></p>	<p>Passed Legislature.  Signed by Governor.  Chapter 113.</p>
AB 853	Arambula	<p><i>Fringe and Island Communities</i>  This bill would require LAFCO to authorize the annexation of unincorporated fringe and island communities.  <b>CALAFCO Position: Oppose unless amended.</b></p>	<p>Passed Assembly.  In Senate Rules and Local Gov. Committees</p>
AB 1109	Blakeslee	<p><i>Local Government Reorganization Act</i>  This bill would authorize a LAFCO to order the administration of non-performing districts and prepare a performance study.</p>	<p>In Assembly Local Gov. Committee.</p>
AB 1172	Galgiani	<p><i>Eastern San Joaquin County Water District</i>  This bill specifies the powers and purposes of the Eastern San Joaquin County Water District before the district is formed.</p>	<p>Passed Legislature.  Signed by Governor.  Chapter 514.</p>
AB 1232	Huffman	<p><i>Wastewater Agency Consolidations</i>  This bill authorizes Marin LAFCO to initiate and approve the consolidation of small wastewater agencies in Southern Marin County.</p>	<p>Passes Legislature.  Signed by Governor  Chapter 518.</p>
AB 1582	Assembly Local Gov. Committee	<p><i>Omnibus LAFCO Bill</i>  This bill makes technical, non-substantive changes to the Local Government Reorganization Act (LAFCO law).  <b>CALAFCO Position: Support</b></p>	<p>Passed Legislature.  Signed by Governor.  Chapter 155.</p>



<b>BILL</b>	<b>AUTHOR</b>	<b>SUMMARY</b>	<b>STATUS</b>
<b>Senate Bills</b>			
SB 113	Sen. Local Gov. Comm.	<p><i>Local Government Omnibus Bill of 2009</i></p> <p>This bill makes 25 technical changes in the local government laws. Three concern LAFCOs:</p> <ol style="list-style-type: none"> <li>1. Appropriation Limits for New Local Governments</li> <li>2. County Boundary Change Cross-References</li> <li>3. Latent Power Cross-References</li> </ol> <p><b>CALAFCO Position: Support</b></p>	Passed Legislature. Signed by Governor. Chapter 332.
SB 163	Cox	<p><i>Local Government Reorganization</i></p> <p>Placeholder bill. This bill would make non-substantive changes to the Local Government Reorganization Act. It is a placeholder for potential amendments to this law.</p>	In Senate Rules Committee
SB 194	Florez	<p><i>Community Equity Investment Act</i></p> <p>This bill would create incentives for cities and counties to plan for services to disadvantaged island and fringe communities.</p>	In Senate Approp. Committee
SB 211	Simitian	<p><i>Regional Open Space District in Santa Cruz County</i></p> <p>This bill would permit the formation of a regional open space district in Santa Cruz County via a proceeding initiated by, and conducted by, the Board of Supervisors. The bill exempts the formation process from LAFCO review, and limits the power of eminent domain.</p> <p><b>CALAFCO Position: Oppose</b></p> <p><b>Santa Cruz LAFCO Position: Oppose</b></p>	Passed Senate. Passed Assembly Local Gov. Committee. On Assembly Floor. 2-year bill.
SB 215	Wiggins	<p><i>Local Government Organization</i></p> <p>This bill modifies a factor that LAFCOs use in reviewing a boundary change so that it must consider the proposal's consistency with any applicable regional transportation plan (such as a sustainable communities strategy or alternate planning strategy).</p> <p><b>CALAFCO Position: Support</b></p>	Passed Legislature. Signed by Governor. Chapter 530.
SB 263	Strickland	<p><i>Santa Rita Hills Community Services District</i></p> <p>This bill allows a Santa Barbara County district that does not yet exist to limit access to district-owned roads.</p>	Passed Legislature. Signed by Governor. Chapter 11.

BILL	AUTHOR	SUMMARY	STATUS
SB 737	Negrete McLeod	<p style="text-align: center;"><b>Senate Bills</b></p> <p><i>Airport Land Use Commissions</i></p> <p>This bill would require Santa Cruz County and eight other counties to establish Airport Land Use Commissions.</p>	In Senate Approp. Com.