



October 9, 2019

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**CAROLYN EMERY**  
EXECUTIVE OFFICER

**TO:** Local Agency Formation Commission

**FROM:** Executive Officer  
Policy Analyst

**SUBJECT:** Legislative Report (October 2019)

**BACKGROUND**

Since the Legislature reconvened from its summer recess on August 12<sup>th</sup>, several pieces of legislation moved through the House and Senate to meet the October 13 deadline for Governor Newsom to approve or veto bills. This report provides a brief update on the status of legislation previously reviewed by the Commission.

**UPDATE TO PREVIOUSLY REVIEWED LEGISLATION**

During the first three quarters of the 2018-19 legislative session, the Commission adopted positions on eleven bills. Key topics included: technical corrections to the Cortese-Knox-Hertzberg Local Government Reorganization Act of 2000, restoration of financial funding for city incorporations and future annexations of inhabited areas, previously removed by SB 89, one-time funding allocation for LAFCOs, and the Yearly Validating Acts. While this year began as a busy season for legislation of LAFCO interest, many of these bills were held in committees and are now two-year bills. An update on those bills are provided in the table on the following page.

The next Legislative Report will include a wrap-up of bills signed or vetoed by the Governor and a summary of legislation anticipated for the new session that begins December 3, 2019.

Status Update of 2018-19 Proposed Legislation			
Bill	Description	Commission's Adopted Position	Status
AB 1822	Makes minor and/or non-substantive changes to the Cortese-Knox Hertzberg Local Government Reorganization Act of 2000 that clarify and provide consistency in how the CKH Act is applied throughout the State.	Support	Signed by the Governor on June 26, 2019.
AB 213	Proposes to restore the financial funding for city incorporations that was removed by SB 89 in 2011.	Support	Held in the Senate Appropriations Committee as a two-year bill.
AB 818	Proposes to restore financial funding for future annexations of inhabited areas that were originally removed by SB 89 in 2011.	Support	Failed to be introduced to the Assembly Appropriations Committee. Proposed legislation has become a two-year bill.
AB 1253	Proposes a one-time funding grant allocation for LAFCOs to address known service and governance issues in disadvantaged unincorporated communities.	Support	Failed to be introduced to the Senate Governance and Finance Committee. Proposed legislation has become a two-year bill.


Bill	Description	Commission's Adopted Position	Status
AB 600	Proposes to modify the requirements for an application to annex a contiguous disadvantaged unincorporated community.	Oppose	Passed both Houses of the Legislature on September 9, 2019. Enrolled to Governor.
AB 1628	Proposes to amend the definition of environmental justice, a factor LAFCO must address in its analysis of proposed changes of organization.	Watch	Passed both Houses of the Legislature on September 9, 2019. Enrolled to Governor.
SB 414	Proposes to create a Small Water Authority Act of 2019 with powers to absorb, improve, and operate noncompliant small water systems.	Watch	Held in the Assembly Appropriations Committee as a two-year bill.
SB 646	Proposes to require that the fee or charge for an extension of water or sewer service should be utilized for those facilities or services for which the fee or charge is imposed.	No Position	Signed by the Governor on July 10, 2019.
SB 379, SB 380, SB 381	Yearly Validating Acts meant to retroactively fix typographical, grammatical, and procedural errors that might invalidate boundary changes or bond issues.	Support	Signed by the Governor on July 10, 2019.

RECOMMENDATION:

Staff recommends that the Commission:

1. Receive and file the October 9, 2019 Legislative Report.

Respectfully Submitted,



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CAROLYN EMERY



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LUIS TAPIA