

October 14, 2020

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**STAFF**

**CAROLYN EMERY**  
EXECUTIVE OFFICER

**TO:** Local Agency Formation Commission

**FROM:** Executive Officer  
Policy Analyst

**SUBJECT:** Legislative Report (October 2020)

**BACKGROUND**

Over the past six months, the Legislature's schedule and deadlines have been disrupted and adjusted by the continued impacts of the pandemic, intermittent recesses, and the postponing of committee hearings. This resulted in the dying or the continuing of legislation introduced during the 2019-2020 legislative session. Ultimately, the Legislature maneuvered through adjustments to the legislative calendar and some bills were reviewed and sent on to Governor Newsom's desk by the August 31 deadline. While the deadline for the Governor to sign or veto legislation is September 30, the bills of LAFCO-interest reviewed by the Commission over the past year did not move forward due to the fate they experienced in the legislative committees.

This report provides an overview of the final outcome of that legislation and also provides an update on anticipated priorities for the new legislative session. Additionally, each year CALAFCO appoints representatives from the four regions to the CALAFCO Legislative and Advisory Committees. Discussion of those appointments are also highlighted briefly in this report.

The next Legislative Report is scheduled for December 9, 2020 and will provide more details on the anticipated legislation and CALAFCO Board priorities for the upcoming session.

**Fiscal Year 2019-2020 Legislation of LAFCO-Interest**

At the beginning of the 2019-2020 legislative session, it was anticipated that a high number of proposed bills of interest to LAFCOs would be processed through the Legislature. However, as the year went forward, this expectation changed and many of these bills did not pass out of committees. Prior to this shift, the Commission reviewed and adopted positions on five proposed bills. Those bills and the respective status are



highlighted in the table below. It is expected that the Legislature will resume its normal course of business on December 7, 2020, and the number of bills introduced during the upcoming legislative session will be higher than prior sessions due to the disruption experienced during last session.

2019-20 Proposed Legislation			
Bill	Description	Commission's Adopted Position	Status
AB 213	Restore funding for cities that annexed inhabited territory from 2004 to 2011 and offer the same incentive for future annexations of inhabited territory.	Support	Died in the Senate Appropriation Committee.
AB 1751	Authorizes a water sewer system corporation to file a consolidation application and obtain approval from the Public Utilities Commission.	Watch	Died in the Senate Appropriation Committee.
SB 799	Proposes to extend the duration of a pilot program that currently allows the Commissions in the Counties of Napa and San Bernardino to authorize a city or district to provide a new or extended service outside its jurisdictional boundary and outside its sphere of influence.	Watch	Died in the Senate Governance and Finance Committee.
SB 414	Proposes to create the Small Water Authority Act of 2020 with powers to absorb, improve, and completely operate noncompliant small public water systems.	Oppose	Died in the Assembly Local Government Committee.
SB 625	Proposes to increase the efficiency of the Central Municipal Water District and protect the delivery of wholesale water to its member agencies.	Neutral/Watch	Died in the Senate Rules Committee.

### 2020-2021 Legislative Session

As the Legislature reconvenes on December 7, it is expected that legislation of LAFCO-interest will be introduced that involve the areas of water and wastewater services, municipal service delivery to disadvantaged unincorporated communities, and the transparency of public agencies. Other bills and efforts anticipated include the annual Omnibus Bill and continued stakeholder review on the rewrite of the Cortese-Knox-



Hertzberg Act protest provisions. The CALAFCO Board will review and finalize the legislative priorities for the upcoming legislative session at the November 13 board meeting.

**CALAFCO Legislative and Advisory Committees**

Prior to the start of each legislative session, the CALAFCO Board of Directors reviews its legislative policies and appoints members from each region to the Legislative Committee. The Committee includes a total of 16 voting and 4 alternate members: (5) CALAFCO Board Members, (8) LAFCO staff members, (3) legal counsels, and (4) alternate LAFCO staff members. Additionally, the Board has established a Legislative Advisory Committee consisting of LAFCO staff and legal counsel volunteers who are non-voting members. Appointments to the committees will be considered by the Board on October 23, 2020. Subject to the Board's approval, the following members have requested to represent the Southern Region for FY 2020-21:

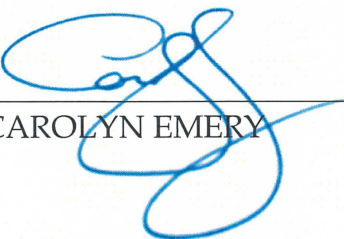
Paul Novak, Executive Officer – Los Angeles (voting member)  
Samuel Martinez, Executive Officer – San Bernardino LAFCO (voting member)  
Gary Thompson, Executive Officer – Riverside LAFCO (alternate member)  
**Luis Tapia, Policy Analyst II – Orange LAFCO (advisory committee)**

**RECOMMENDATION**

Staff recommends that the Commission

1. Receive and file the October 14, 2020 Legislative Report.

Respectfully Submitted,



CAROLYN EMERY



LUIS TAPIA