

SACRAMENTO LOCAL AGENCY FORMATION COMMISSION
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DATE: January 29, 2008
TO: Sacramento Local Agency Formation Commission
FROM: Peter Brundage, Executive Officer *PB*
RE: Legislative Status report
CONTACT: **Don Lockhart, AICP, Assistant Executive Officer (916) 874-2937**

RECOMMENDATION

Information only, no action is recommended.

SUMMARY

This memo is part of the ongoing effort to keep your Commission informed regarding various legislative matters. An ad-hoc committee appointed by the CALAFCO Board of Directors has considered and adopted positions on several bills. Staff will continue to track the bills, in collaboration with CALAFCO, and report back to your Commission.

Please note SB 301 has been amended to provide a five year extension to the AB 1602 sunset on VLF subventions for incorporations and inhabited annexations.

LEGISLATION

SB 301(Romero) Local government finance.

Last Amend: 01/18/2008

Status: 01/24/2008-From committee: Be placed on second reading file pursuant to Senate Rule 28.8.

Location: 01/18/2008-S SECOND READING

Calendar: 01/28/08 2 SEN SECOND READING FILE

Summary: The Vehicle License Fee (VLF) Law establishes, in lieu of any ad valorem property tax upon vehicles, an annual license fee for any vehicle subject to registration in this state. Under existing law, the Controller is required to allocate VLF revenues in the Motor Vehicle License Fee Account in a specified order to, among others, each city that was incorporated from an unincorporated territory after August 5, 2004, but before July 1, 2009. Existing law also requires cities that were incorporated before August 5, 2004, be allocated additional VLF revenues in an amount determined pursuant to a specified formula. For purposes of this formula, existing law specifies that the population of a city that is incorporated before August 5, 2004, is that city's actual population, as defined, residing in areas annexed after August 5, 2004, but before July 1, 2009. This bill would require that cities that are incorporated from an unincorporated territory

after August 5, 2004, but before July 1, 2014, be allocated VLF revenues . This bill would specify, for purposes of this formula used to determine additional VLF revenues for cities that were incorporated before August 5, 2004, that the city's actual population is the population residing in areas annexed after August 5, 2004 . This bill contains other related provisions and other existing laws.

Position: Support

Priority: 1

Notes: This bill has been amended to provide a five year extension to the AB 1602 sunset on VLF subventions for incorporations and inhabited annexations.

SB 375(Steinberg) Transportation planning: travel demand models: sustainable

Communities strategy: environmental review.

Last Amend: 09/12/2007

Status: 09/12/2007-From committee with author's amendments. Read second time. Amended. Re-referred to Com. on APPR. (Corrected October 18.)

Location: 09/12/2007-A APPR.

Summary: Existing law requires certain transportation planning activities by the Department of Transportation and by designated regional transportation planning agencies, including development of a regional transportation plan. Existing law authorizes the California Transportation Commission, in cooperation with the regional agencies, to prescribe study areas for analysis and evaluation. This bill would require the commission, by July 1, 2008, to adopt guidelines for travel demand models used in the development of regional transportation plans by certain transportation planning entities. The bill would require the Department of Transportation to assist the commission, on request, in this regard, and would impose other related requirements. This bill contains other related provisions and other existing laws.

Position: Watch

Priority: 1

SB 303(Ducheny) Local government: land use planning.

Last Amend: 06/25/2007

Status: 07/03/2007-Set, first hearing. Held under submission.

Location: 07/03/2007-A L. GOV.

Summary: The Planning and Zoning Law requires a city, county, or city and county to adopt a comprehensive, long-term general plan for the physical development of the city, county, or city and county that addresses a number of elements, including, among other things, a housing and an open-space element. Existing law provides that the general plan may be adopted as a single document or as a group of documents relating to subjects or geographic segments of the planning area. This bill would require the general plan, and each of its elements to encompass a planning and projection period of at least 20 years, except for the housing element, and would require each element, except for the housing , conservation, and open-space elements, to be updated at least every 10 years. The bill would require the housing element to be updated as specified, and would require the conservation element and the open-space element to be updated concurrently with the housing element. This bill contains other related provisions and other existing laws.

Position: Watch

Priority: 2

AB 242(Blakeslee) Land use: annexation: housing.

Last Amend: 01/24/2008

Status: 01/24/2008-Read second time and amended.

Location: 01/24/2008-A SECOND READING

Summary: The Cortese-Knox-Hertzberg Local Government Reorganization Act of 2000 authorizes local governments to annex portions of territory to other local governments, as specified. This bill would revise provisions governing the process for making the transfer of the county's regional housing needs allocation to the city. This bill contains other existing laws.

Position: Watch

Priority: 3

Notes: In 2007 AB 1019 (Blakeslee) was signed into law. It was intended to address an issue in Santa Barbara County, however it now appears there are some potential unintended consequences related to when an annexing city and the county have to agree on any RHNA transfers. This bill is intended to clean up the process. We are working to assure that LAFCo continues to have no role or responsibility in RHNA transfers in annexations.

SB 378(Steinberg) Disaster Preparedness and Flood Prevention Bond Act of 2006.

Last Amend: 06/04/2007

Status: 06/19/2007-To Com. on W.,P. & W.

Location: 06/19/2007-A W.,P. & W.

Summary: The Disaster Preparedness and Flood Prevention Bond Act of 2006, which was enacted by the Legislature and approved by the voters at the November 7, 2006, statewide general election, authorizes the expenditure of \$4,090,000,000 in bond funds for specified disaster preparedness and flood prevention projects. Those projects include projects for the evaluation, repair, rehabilitation, reconstruction, or replacement of levees, weirs, bypasses, and facilities of the State Plan of Flood Control; improving or adding facilities to the State Plan of Flood Control to increase levels of flood prevention for urban areas; reducing the risk of levee failure in the delta; and protection, creation, and enhancement of flood protection corridors and bypasses through specified actions. The bill would require the Department of Water Resources (department), when evaluating levees and facilities pursuant to a specified project, to include an evaluation of the risk of the levees and facilities failing due to a seismic event. In implementing the projects for the protection, creation, and enhancement of flood protection corridors and bypasses through specified actions, the bill would require the department to give priority for projects and expenditures that result in a systemwide reduction of flood risks and for projects that address the needs of disadvantaged communities, as the bill would define that term. A grant program that would provide bond funds to rehabilitate, reconstruct, replace, or improve existing flood levees, or construct new flood levees, or other management facilities that are a part of the State Plan of Flood Control would be required to comply with specified requirements. This bill contains other related provisions and other existing laws.

Position: Watch

Priority: 3