



MVCAC Legislative Status Report Report Date: 1/27/2012

AB 511 (Yamada) Aeronautics: meteorological towers. (A-04/13/2011 [html](#) [pdf](#))

Status:07/08/2011-Failed Deadline pursuant to Rule 61(a)(10). (Last location was T. & H. on 7/6/2011)

Current Location:07/08/2011-S 2 YEAR

Calendar Events:

Summary: Existing law, the State Aeronautics Act, governs aeronautics in this state. One of the purposes of the act is to further and protect the public interest in aeronautics and aeronautical progress by fostering and promoting safety in aeronautics. This bill would require a meteorological tower, as defined, to be marked as prescribed. This bill contains other related provisions and other existing laws.

Organization	Assigned	Position	Priority	Subject	Groups
MVCAC	RHeim	Support			

AB 1433 (Fuentes) Public officials' pension benefits: felony conviction. (I-08/15/2011 [html](#) [pdf](#))

Status:01/13/2012-Failed Deadline pursuant to Rule 61(b)(1). (Last location was P.E.,R. & S.S. on 1/4/2012)

Current Location:01/13/2012-A DEAD

Calendar Events:

Summary: Existing law provides that any elected public officer who takes public office, or is reelected to public office, on or after January 1, 2006, who is convicted of any specified felony arising directly out of his or her official duties, forfeits all rights and benefits under, and membership in, any public retirement system in which he or she is a member, effective on the date of final conviction, as specified. This bill would additionally require a public officer, as defined, who is convicted of any felony involving accepting or giving, or offering to give, any bribe, the embezzlement of public money, extortion or theft of public money, perjury, tampering with a witness, money laundering, the preparation of false documents, any felony arising directly out of his or her official duties, or conspiracy to commit any of those crimes arising directly out of his or her official duties, to forfeit all rights and benefits under any public retirement system in which he or she is a member, effective on the date of conviction. The bill would require any contributions made by that public officer to the public retirement system to be returned to the public officer without interest. The bill would prohibit these provisions from being construed to abrogate the rights of an innocent spouse or dependent who was not involved in the commission of any criminal activity to pension or other benefits.

Organization	Assigned	Position	Priority	Subject	Groups
MVCAC	RHeim				

SB 659 (Padilla) Community redevelopment. (A-01/13/2012 [html](#) [pdf](#))

Status:01/19/2012-Re-referred to Com. on RLS.

Current Location:01/19/2012-A RLS.

Calendar Events:

Summary: Existing law suspends various activities of redevelopment agencies and



prohibits the agencies from incurring indebtedness for a specified period. Existing law also dissolves redevelopment agencies and community development agencies, as of October 1, 2011, and designates successor agencies, as defined. Existing law requires successor agencies to wind down the affairs of the dissolved redevelopment agencies and to, among other things, repay enforceable obligations, as defined, and to remit unencumbered balances of redevelopment agency funds, including housing funds, to the county auditor-controller for distribution to taxing entities. Existing law imposes various requirements on successor agencies and subjects successor agency actions to the review of oversight boards. This bill would instead provide that dissolution of redevelopment agencies and community development agencies shall take effect on April 15, 2012, and as otherwise specified. Other specified provisions would become effective on May 1, 2012, or require performance of certain actions on or before July 1, 2012. This bill contains other existing laws.

Organization	Assigned	Position	Priority	Subject	Groups
MVCAC	RHeim				

SB 827 (Simitian) Public employees' retirement. (A-09/07/2011 [html](#) [pdf](#))

Status:10/13/2011-Assembly Members Furutani, Allen, and Silva appointed to Conference Committee.

Current Location:10/13/2011-S CONFERENCE COMMITTEE

Calendar Events:01/30/12 31 ASM IN CONFERENCE
01/30/12 64 SEN IN CONFERENCE (SENATE BILLS)

Summary: The State Teachers' Retirement System, the Public Employees' Retirement System, the Judges' Retirement System, and the Judges Retirement System II provide pension benefits based in part upon credited service. Under existing law, counties and districts, as defined, may provide retirement benefits to their employees pursuant to the County Employees Retirement Law of 1937. This bill would declare the intent of the Legislature to convene a conference committee to craft responsible, comprehensive legislation to reform state and local pension systems in a manner that reflects both the legitimate needs of public employees and the fiscal circumstances of state and local governments.

Organization	Assigned	Position	Priority	Subject	Groups
MVCAC	RHeim				

SCA 13 (Cannella) Public employees' retirement. (A-01/11/2012 [html](#) [pdf](#))

Status:01/11/2012-From committee with author's amendments. Read second time and amended. Re-referred to Com. on RLS.

Current Location:01/11/2012-S RLS.

Calendar Events:

Summary: The California Constitution provides that the retirement board of a public pension or retirement system has plenary authority and fiduciary responsibility for investment of moneys and administration of the system. Existing law establishes various public agency retirement systems, including the Public Employees' Retirement System (PERS), the State Teachers' Retirement System (STRS), the Judges' Retirement System II, and various county retirement systems pursuant to the County Employees Retirement Law of 1937, among others, and these systems provide defined pension benefits to public employees based on age, service credit, and final compensation. The California Constitution permits a city or county to adopt a charter for purposes of its governance that supersedes general laws of the state in regard to specified subjects, including compensation of city or county employees. The California Constitution also establishes the University of California as a public trust with full powers of organization and government, subject only to specified limitations. Charter cities and the University of California may

establish pension plans under their respective independent constitutional authority. This measure would provide that any change to the formula used to calculate the pension benefits of a member of a public retirement system, as defined, that results in an increase in the member's pension benefits shall apply only to service performed on and after the operative date of the change, and would prohibit the retroactive application of that change. This bill contains other related provisions and other existing laws.

Organization	Assigned	Position	Priority	Subject	Groups
MVCAC	RHeim				

SCA 15 (Hancock) Taxation: voter approval. (l-07/14/2011 [html](#) [pdf](#))

Status:07/15/2011-From printer. May be acted upon on or after August 14.

Current Location:07/14/2011-S PRINT

Calendar Events:

Summary: The California Constitution requires that a change in state statute, passed by the Legislature, that results in a taxpayer paying a higher tax be imposed in an act that is passed with the approval of not less than 2/3 of the membership of each house of the Legislature. This measure would alternatively allow a change in state statute, passed by the Legislature, that results in a taxpayer paying a higher tax to be imposed in an act passed by a majority of the membership of each house of the Legislature, where that change becomes effective only when submitted to the voters and approved by a majority of the voters voting on that measure at a statewide election. This bill contains other related provisions.

Organization	Assigned	Position	Priority	Subject	Groups
MVCAC	RHeim				

MVCAC-Team 1

AB 527 (Hernández, Roger) Public officials: financial interests. (A-06/22/2011 [html](#) [pdf](#))

Status:08/30/2011-Failed Deadline pursuant to Rule 61(a)(10). (Last location was G.O. on 6/22/2011)

Current Location:07/08/2011-S 2 YEAR

Calendar Events:

Summary: Existing law prohibits Members of the Legislature, and state, county, district, judicial district, and city officers or employees from being financially interested in any contract made by them in their official capacity, or by any body or board of which they are members. Existing law defines what is a remote interest in a contract that does not present a prohibited conflict of interest under these provisions. Existing law authorizes a body or board to make a contract that involves a remote interest of a member of the body if, among other things, the remote interest is disclosed to the body or board and noted in its official records, and thereafter the body or board authorizes, approves, or ratifies the contract in good faith by a vote of its membership sufficient for the purpose without counting the vote or votes of the officer or member with the remote interest. Violation of these provisions is a crime. This bill would additionally require that the remote interest be disclosed at a public meeting of that body or board and would require a statutory basis for classifying the interest as a remote interest to be identified. By increasing the scope of actions that constitute a crime, this bill would impose a state-mandated local program. This bill contains other related provisions and other existing laws.

Organization	Assigned	Position	Priority	Subject	Groups
MVCAC	RHeim	Watch			MVCAC-Team 1

AB 1320 (Allen) Public employees' retirement: employer contribution rates. (A-09/02/2011 [html](#) [pdf](#))

Status:09/09/2011-Ordered to inactive file at the request of Assembly Member Allen.

Current Location:09/09/2011-A INACTIVE FILE

Calendar Events:

Summary: The Public Employees' Retirement Law prescribes employer rates for contribution to the retirement fund for the Public Employees' Retirement System (PERS). Existing law requires that the state's contribution rate be adjusted in the Budget Act based on rates established by the system's actuary. Existing law provides that the employer contribution rate for an employer other than the state shall be determined on an annual basis by the actuary, as specified. Existing law requires that the rate at which a public employer contributes to the system shall be based upon its experience, and not the experience of public agency employers generally. Existing law requires that all assets of an employer in the system be used to determine the employer's contribution rate. This bill, on and after July 1, 2013, would establish for each employer a Rate Stabilization Account in the Employer Rate Stabilization Fund, which this bill would create and which would be continuously appropriated to the Board of Administration of PERS for the purpose of stabilizing employer retirement contributions. By creating a continuously appropriated fund and authorizing the expenditure of employer payments, this bill would make an appropriation. The bill would provide that the board has sole and exclusive control over the administration of the fund and would require that the investment of fund assets be according to strategies established by the board. The bill would authorize the board, in its discretion, to establish administrative terms and conditions governing the Rate Stabilization Fund. The bill would provide that the Rate Stabilization Account is an employer asset, but it would not be counted as an asset for the purpose of determining the employer's contribution rate. The bill would require employers to make payments to the account when the actuarial value of assets exceeds the accrued liability, as specified, which would be calculated based on the employer normal cost of benefits and which would be credited to each employer's Rate Stabilization Account. Payments by the state would be made in the annual Budget Act. The bill would provide that the assets of the account be drawn upon, subject to procedures adopted by the board, to pay a portion of the employer contribution when the employer contribution rate is greater than the employer normal cost of benefits, as specified. The bill would provide that the employer is not required to make that additional contribution when the employer's Rate Stabilization Account exceeds an amount equal to 50% of the employer's assets, exclusive of the assets in the Rate Stabilization Account. The bill would provide that assets in an account would be invested according to investment strategies established by the Board of Administration of PERS. This bill contains other related provisions and other existing laws.

Organization	Assigned	Position	Priority	Subject	Groups
MVCAC	RHeim	Watch			MVCAC-Team 1

ACA 7 (Feuer) Initiative measures: funding source. (1-12/06/2010 [html](#) [pdf](#))

Status:05/17/2011-In committee: Set, first hearing. Hearing canceled at the request of author.

Current Location:04/14/2011-A E. & R.

Calendar Events:

Summary: The California Constitution provides that the electors may propose statutes or amendments to the state constitution through the initiative process by presenting to the Secretary of State a petition that sets forth the text of the proposed statute or amendment to the Constitution and is certified to have been signed by a certain number of electors. This measure would prohibit an initiative measure that would result in a net increase in state or local

government costs other than costs attributable to the issuance, sale, or repayment of bonds, from being submitted to the electors or having any effect unless and until the Legislative Analyst and the Director of Finance jointly determine that the initiative measure provides for additional revenues in an amount that meets or exceeds the net increase in costs.

Organization	Assigned	Position	Priority	Subject	Groups
MVCAC	RHeim	Support			MVCAC-Team 1

SB 27 (Simitian) Public employees' retirement. (A-08/15/2011 [html](#) [pdf](#))

Status:08/26/2011-Failed Deadline pursuant to Rule 61(a)(11). (Last location was APPR. SUSPENSE FILE on 8/17/2011)

Current Location:08/26/2011-A 2 YEAR

Calendar Events:

Summary: The State Teachers' Retirement Law (STRL) establishes the Defined Benefit Program of the State Teachers' Retirement System, which provides a defined benefit to members of the system based on final compensation, credited service, and age at retirement, subject to certain variations. STRL also establishes the Defined Benefit Supplement Program, which provides supplemental retirement, disability, and other benefits, payable either in a lump-sum payment, an annuity, or both to members of the State Teachers' Retirement Plan. STRL defines creditable compensation for these purposes as remuneration that is payable in cash to all persons in the same class of employees, as specified, for performing creditable service. This bill would revise the definition of creditable compensation for these purposes and would identify certain payments, reimbursements, and compensation that are creditable compensation to be applied to the Defined Benefit Supplement Program. The bill would prohibit one employee from being considered a class. The bill would revise the definition of compensation with respect to the Defined Benefit Supplement Program to include remuneration earnable within a 5-year period, which includes the last year in which the member's final compensation is determined, when it is in excess of 125% of that member's compensation earnable in the year prior to that 5-year period, as specified. The bill would prohibit a member who retires on or after January 1, 2013, who elects to receive his or her retirement benefit under the Defined Benefit Supplement Program as a lump-sum payment from receiving that sum until 180 days have elapsed following the effective date of the member's retirement. This bill contains other related provisions and other existing laws.

Organization	Assigned	Position	Priority	Subject	Groups
MVCAC	RHeim	Watch			MVCAC-Team 1

SB 394 (DeSaulnier) Healthy Schools Act of 2012. (A-01/10/2012 [html](#) [pdf](#))

Status:01/20/2012-Failed Deadline pursuant to Rule 61(b)(2). (Last location was RLS. on 1/11/2012)

Current Location:01/20/2012-S DEAD

Calendar Events:

Summary: Existing law, the Healthy Schools Act of 2000, requires that the preferred method of managing pests at schoolsites, as defined, is to use effective, least-toxic pest management practices and requires schoolsites to maintain records of all pesticides used at the schoolsite for a period of 4 years. Existing law requires schools to provide all staff and parents or guardians of pupils enrolled at a school written notification of, among other things, expected pesticide use at that schoolsite. These provisions also require the Department of Pesticide Regulation to establish an integrated pest management training program in order to facilitate the adoption of a model integrated pest management program and least-hazardous pest control practices by schoolsites. This bill would enact the Healthy Schools Act of 2012. The bill

would prohibit the indoor and outdoor use of pesticides on a schoolsite, except as specified, unless a local public health officer determines that a public health emergency exists requiring emergency application of a pesticide.

Organization	Assigned	Position	Priority	Subject	Groups
MVCAC	RHeim	Watch			MVCAC-Team 1

MVCAC-Team 2

AB 1176 (Williams) Pesticides: toxic air contaminant. (A-01/04/2012 [html](#) [pdf](#))

Status:01/13/2012-Failed Deadline pursuant to Rule 61(b)(1). (Last location was AGRI. on 1/5/2012)

Current Location:01/13/2012-A DEAD

Calendar Events:

Summary: Under existing law, the Director of Pesticide Regulation, upon completion of an evaluation of a pesticide, is required to prepare a report on the health effects of any pesticide determined to be a toxic air contaminant which poses a present or potential hazard to human health due to airborne emission from its use, as specified. This report is required to be made available to the public, as specified. The director is also required to determine, in consultation with specified entities, the need for and appropriate degree of control measures for each pesticide listed as a toxic air contaminant. This bill would require that the written determination regarding control measures for each pesticide and all findings made by consulting agencies be made available to the public. This bill contains other related provisions and other existing laws.

Organization	Assigned	Position	Priority	Subject	Groups
MVCAC	RHeim	Watch			MVCAC-Team 2

AB 1248 (Hueso) Local public employees' retirement. (A-06/30/2011 [html](#) [pdf](#))

Status:08/18/2011-Ordered to inactive file at the request of Senator Vargas.

Current Location:08/18/2011-S INACTIVE FILE

Calendar Events:

Summary: Existing law authorizes the creation of retirement systems for public employees by counties, cities, and districts. The California Constitutional authorizes charter cities to establish pension plans under their respective independent constitutional authority. This bill would require a local public employer to provide coverage under the federal social security system to all employees who are not covered under a defined benefit plan , except as specified . This bill contains other related provisions.

Organization	Assigned	Position	Priority	Subject	Groups
MVCAC	RHeim	Watch			MVCAC-Team 2

AB 1345 (Lara) Local government: audits. (A-01/12/2012 [html](#) [pdf](#))

Status:01/26/2012-Read third time. Passed. Ordered to the Senate.

Current Location:01/26/2012-S SENATE

Calendar Events:

Summary: The federal Single Audit Act of 1984 requires any nonfederal entity, defined as a state, local government, or nonprofit organization, that expends \$300,000 or more in federal money to prepare an annual audit that meets certain specifications and transmit that audit to specified federal agencies. Existing law requires the Controller to receive every audit report prepared by any local public agency, pursuant to the federal Single Audit Act of 1984, and review those reports for compliance with federal law before forwarding them to the designated state agency. This bill would require the annual audit reports made pursuant to the federal Single Audit Act of 1984 to be submitted

to the Controller within 9 months after the end of the period audited or pursuant to applicable federal or state law. This bill would authorize the Controller to appoint a qualified certified public accountant or public accountant to complete an audit report if a local agency, as defined, fails to submit the audit report to the Controller by the specified date. The bill would require the Controller to report certain misconduct and nondisclosures to the California Board of Accountancy. This bill contains other related provisions and other existing laws.

Organization	Assigned	Position	Priority	Subject	Groups
MVCAC	RHeim	Watch			MVCAC-Team 2

ACA 9 (Gatto) Initiative measures: supermajority requirement. (I-12/09/2010 [html](#) [pdf](#))

Status:04/14/2011-Referred to Com. on E. & R.

Current Location:04/14/2011-A E. & R.

Calendar Events:

Summary: The California Constitution provides that the electors may propose statutes or amendments to the state constitution through the initiative process by presenting to the Secretary of State a petition that sets forth the text of the proposed statute or amendment to the Constitution and is certified to have been signed by a certain number of electors. This measure would require that an initiative that would increase the current vote requirement for an action by either the electors or by the Legislature, or would impose an extraordinary vote requirement for the amendment of an initiative statute by the Legislature without approval by the electors, itself receive the same affirmative vote percentage in order to be approved by the electors.

Organization	Assigned	Position	Priority	Subject	Groups
MVCAC	RHeim	Watch			MVCAC-Team 2

SB 31 (Correa) Postgovernment employment: restrictions. (A-01/10/2012 [html](#) [pdf](#))

Status:01/26/2012-In Assembly. Read first time. Held at Desk.

Current Location:01/26/2012-A DESK

Calendar Events:

Summary: The Political Reform Act of 1974 prohibits, for a period of one year after the official leaves his or her position, elected and other specified local officials who held positions with a local government agency, as defined, from acting as agents or attorneys for, or otherwise representing, for compensation, any other person, by appearing before, or communicating with, that local government agency, or any committee, subcommittee, or present member of that local government agency, or any officer or employee of the local government agency, if the appearance or communication is made for the purpose of influencing administrative or legislative action, as specified, or influencing any action or proceeding involving the issuance, amendment, awarding, or revocation of a permit, license, grant, or contract, or the sale or purchase of goods or property. This bill, in addition, would apply this prohibition to other public officials serving as members of local governing boards or commissions with decisionmaking authority. This bill contains other related provisions and other existing laws.

Organization	Assigned	Position	Priority	Subject	Groups
MVCAC	RHeim	Watch			MVCAC-Team 2

SCA 4 (DeSaulnier) Initiative measures: funding source. (I-12/06/2010 [html](#) [pdf](#))

Status:05/27/2011-Read second time. Ordered to third reading.

Current Location:05/27/2011-S THIRD READING
Calendar Events:01/30/12 67 SEN SENATE BILLS-THIRD READING FILE

Summary: The California Constitution provides that the electors may propose statutes or amendments to the state constitution through the initiative process by presenting to the Secretary of State a petition that sets forth the text of the proposed statute or amendment to the Constitution and is certified to have been signed by a certain number of electors. This measure would prohibit an initiative measure that would result in a net increase in state or local government costs other than costs attributable to the issuance, sale, or repayment of bonds, from being submitted to the electors or having any effect unless and until the Legislative Analyst and the Director of Finance jointly determine that the initiative measure provides for additional revenues in an amount that meets or exceeds the net increase in costs.

Organization	Assigned	Position	Priority	Subject	Groups
MVCAC	RHeim	Support			MVCAC-Team 2

MVCAC-Team 3

AB 340 (Furutani) Public employees' retirement. (A-09/07/2011 [html](#) [pdf](#))

Status:10/13/2011-Assembly Members Allen, Furutani, and Silva appointed to Conference Committee.

Current Location:10/13/2011-A CONFERENCE COMMITTEE

Calendar Events:01/30/12 30 ASM IN CONFERENCE
01/30/12 65 SEN IN CONFERENCE (ASSEMBLY BILLS)

Summary: The State Teachers' Retirement System, the Public Employees' Retirement System, the Judges' Retirement System, and the Judges Retirement System II provide pension benefits based in part upon credited service. Under existing law, counties and districts, as defined, may provide retirement benefits to their employees pursuant to the County Employees Retirement Law of 1937. This bill would declare the intent of the Legislature to convene a conference committee to craft responsible, comprehensive legislation to reform state and local pension systems in a manner that reflects both the legitimate needs of public employees and the fiscal circumstances of state and local governments.

Organization	Assigned	Position	Priority	Subject	Groups
MVCAC	RHeim	Watch			MVCAC-Team 3

AB 1184 (Gatto) Public employees' retirement benefits. (A-08/22/2011 [html](#) [pdf](#))

Status:09/09/2011-Ordered to inactive file at the request of Assembly Member Ma.

Current Location:09/09/2011-A INACTIVE FILE

Calendar Events:

Summary: The Public Employees' Retirement Law (PERL) creates the Public Employees' Retirement System (PERS), which provides a defined benefit to its employees based on age at retirement, service credit, and final or highest compensation paid to the employee. Existing law authorizes any public agency to participate in, and make its employees members of, PERS by contract. In the case of an employee who has been employed by one or more contracting public agencies, retirement benefits distributed to that employee are based on the highest final compensation under any system, and each system makes a separate retirement payment to the employee based upon the number of years that the employee worked for each of those agencies. This bill would state the intent of the Legislature that a contracting agency not experience a significant increase in actuarial liability due to increased compensation paid by another contracting agency to a nonrepresented employee. The bill would require the Board of Administration of PERS to develop guidelines in this regard and to implement program changes to

ensure that a contracting agency that creates a significant increase in actuarial liability due to increased compensation bears the associated liability. The bill would require the system actuary to assess an increase in liability in this regard to the employer that created it at the time the increase is determined and to make adjustments to that employer's rates as needed. The bill would apply these requirements to any significant increase in actuarial liability due to increased compensation paid to a nonrepresented employee regardless of when the increase in compensation occurred. The bill would require the board to report to the Legislature on the implementation of these provisions. This bill contains other related provisions and other existing laws.

Organization	Assigned	Position	Priority	Subject	Groups
MVCAC	RHeim	Watch			MVCAC-Team 3

ACA 10 (Gatto) Initiatives. (I-12/09/2010 [html](#) [pdf](#))

Status:08/16/2011-In committee: Set, first hearing. Hearing canceled at the request of author.

Current Location:04/14/2011-A E. & R.

Calendar Events:

Summary: The California Constitution provides voters, through the initiative, the power to propose statutes and constitutional amendments and to adopt or reject them. The California Constitution further provides that the Legislature may amend or repeal an initiative statute only by another statute approved by the voters, unless the initiative statute permits amendment or repeal without the approval of the voters. This measure would instead authorize the Legislature to amend or repeal an initiative statute, effective 4 years or more after the date the initiative statute is approved by the voters, unless the initiative statute allows that action by the Legislature at an earlier date. The measure would require that an amendment or repeal of an initiative statute by the Legislature be passed by a percentage of the membership of each house that exceeds the percentage of voters that approved the initiative statute or, if applicable, that approved the most recent amendment of the initiative statute.

Organization	Assigned	Position	Priority	Subject	Groups
MVCAC	RHeim	Watch			MVCAC-Team 3

SB 46 (Correa) Public officials: compensation disclosure. (A-06/02/2011 [html](#) [pdf](#))

Status:08/22/2011-In Assembly. Read first time. Held at Desk.

Current Location:08/22/2011-A DESK

Calendar Events:

Summary: Existing provisions of the Political Reform Act of 1974 require certain persons employed by agencies to file annually a written statement of the economic interests they possess during specified periods. The act requires that state agencies promulgate a conflict of interest code that must contain, among other topics, provisions that require designated employees to file statements disclosing reportable investments, business positions, interests in real property, and income. The act requires that every report and statement filed pursuant to the act is a public record and is open to public inspection. This bill would, commencing on January 1, 2013, and continuing until January 1, 2019, require every designated employee and other person, except a candidate for public office, who is required to file a statement of economic interests to include, as a part of that filing, a compensation disclosure form that provides compensation information for the preceding calendar year, as specified. This bill contains other related provisions and other existing laws.

Organization	Assigned	Position	Priority	Subject	Groups
MVCAC	RHeim	Watch			MVCAC-Team

SB 186 (Kehoe) The Controller. (A-05/31/2011 [html](#) [pdf](#))**Status:**07/08/2011-Failed Deadline pursuant to Rule 61(a)(10). (Last location was L. GOV. on 6/29/2011)**Current Location:**07/08/2011-A 2 YEAR**Calendar Events:**

Summary: Existing law provides that if the county, city, or district reports are not made in a specified manner, or there is reason to believe that the report is false, the Controller is required to appoint a qualified accountant to make an investigation and to obtain the information required for the annual report of financial transactions. Existing law provides that if a similar investigation is made of any county, city, or district for 2 successive years, then a copy of the results of those investigations shall be transmitted to the grand jury of the county investigated or in which the local agency investigated is situated. This bill would expand the above provisions to also include a special district, joint powers authority, or redevelopment agency. This bill would also, until January 1, 2017, authorize the Controller to exercise discretionary authority to perform an audit or investigation of any county, city, special district, joint powers authority, or redevelopment agency, if the Controller has reason to believe, supported by documentation, that the local agency is not complying with the financial requirements in state law, grant agreements, local charters, or local ordinances. This bill would require, until January 1, 2017, the Controller to prepare a report of the results of the audit or investigation and to file a copy with the local legislative body.

Organization	Assigned	Position	Priority	Subject	Groups
MVCAC	RHeim	Watch			MVCAC-Team 3

SB 449 (Pavley) Controller: local agency financial review. (A-06/20/2011 [html](#) [pdf](#))**Status:**07/08/2011-Failed Deadline pursuant to Rule 61(a)(10). (Last location was L. GOV. on 6/29/2011)**Current Location:**07/08/2011-A 2 YEAR**Calendar Events:**

Summary: Existing law requires certain local agencies to furnish reports to the Controller concerning financial transactions of the local agency, subject to uniform accounting and reporting procedures prescribed by the Controller. The Controller may provide for the investigation of certain local agency finances if a report is not made in the time, form, and manner required or there is reason to believe that a report is false, incomplete, or incorrect. This bill would additionally authorize the Controller, if the Controller determines that sufficient funds are made available, to conduct a preliminary review to determine the existence of a local agency financial problem, and perform an audit upon completion of that review, subject to specified criteria. This bill contains other related provisions.

Organization	Assigned	Position	Priority	Subject	Groups
MVCAC	RHeim	Watch			MVCAC-Team 3

SCA 7 (Yee) Public bodies: meetings. (A-04/13/2011 [html](#) [pdf](#))**Status:**08/25/2011-Set, second hearing. Held in committee and under submission.**Current Location:**08/17/2011-A APPR. SUSPENSE FILE**Calendar Events:**

Summary: The California Constitution requires meetings of public bodies to be open to public scrutiny. This measure would also include in the California Constitution the requirement that each public body provide public notice of its meetings and disclose any action taken.

Organization	Assigned	Position	Priority	Subject	Groups
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MVCAC-Team 4**AB 253 (Smyth) Local agencies: accounting. (A-06/27/2011 [html](#) [pdf](#))****Status:**07/08/2011-Failed Deadline pursuant to Rule 61(a)(10). (Last location was G. & F. on 6/27/2011)**Current Location:**07/08/2011-S 2 YEAR**Calendar Events:**

Summary: Existing law requires the Controller to prescribe uniform accounting and reporting procedures that are applicable to specified types of local agencies, including special districts. This bill would instead require the Controller to prescribe uniform accounting procedures that are applicable only to specified types of special districts, subject to these provisions. The bill would require the Controller to prescribe uniform accounting procedures for cities, subject to specified criteria, in collaboration with the Committee on City Accounting Procedures, which would be created by the bill. This bill contains other related provisions.

Organization	Assigned	Position	Priority	Subject	Groups
MVCAC	RHeim	Watch			MVCAC-Team 4

AB 737 (Huber) Model cities. (A-01/04/2012 [html](#) [pdf](#))**Status:**01/26/2012-Read third time. Passed. Ordered to the Senate.**Current Location:**01/26/2012-S SENATE**Calendar Events:**

Summary: Existing law establishes a Model Cities Coordinator to, among other things, coordinate all state activities in the Model Cities program and a local Model Cities resources board to, among other things, assist Model Cities programs with the design, development, and operation of community projects, provide information to local Model Cities programs about the availability of state and federal assistance, and assist in coordinating the functions of local, state, and federal agencies in Model Cities programs to achieve locally defined objectives. This bill would repeal those provisions.

Organization	Assigned	Position	Priority	Subject	Groups
MVCAC	RHeim	Watch			MVCAC-Team 4

AB 780 (Calderon, Charles) Public contracts: fixed price contracts: sales and use taxes rate changes: transactions and use taxes. (A-07/12/2011 [html](#) [pdf](#))**Status:**08/26/2011-Failed Deadline pursuant to Rule 61(a)(11). (Last location was APPR. SUSPENSE FILE on 8/15/2011)**Current Location:**08/26/2011-S 2 YEAR**Calendar Events:**

Summary: Existing law imposes requirements on public entities with respect to the terms of public contracts. The Sales and Use Tax Law imposes a state sales and use tax on retailers and on the storage, use, or other consumption of tangible personal property in this state at the combined rate of 6 1/4 % of the gross receipts from the retail sale of tangible personal property in this state and of the sales price of tangible personal property purchased from any retailer for storage, use, or other consumption in this state that is stored, used, or otherwise consumed in this state. This bill would provide, for a fixed price contract, as specified, between a government entity and a contractor, that the contractor is entitled to an increase in payment for a change in the contract price that is attributable to an increase in the taxes imposed by the Sales and Use Tax Law, and the government entity is entitled to a reduction in payment for a change in the contract price that is attributable to a decrease in the taxes

imposed by the Sales and Use Tax Law, with the increase or decrease paid in accordance with the contract terms or as agreed to by the parties, as prescribed. The bill would also authorize the government entity to require the contractor to submit invoices for specified items consumed solely for use in the public work pursuant to the contract entered into by the government entity and the contractor. By placing new duties on local officials with respect to their contract practices, the bill would impose a state-mandated local program. This bill contains other related provisions and other existing laws.

Organization	Assigned	Position	Priority	Subject	Groups
MVCAC	RHeim	Watch			MVCAC-Team 4

ACA 11 (Gatto) Initiatives: constitutional amendments: voter approval. (A-05/23/2011 [html](#) [pdf](#))

Status:05/27/2011-In committee: Set, first hearing. Referred to APPR. suspense file. Held under submission.

Current Location:05/27/2011-A APPR. SUSPENSE FILE

Calendar Events:

Summary: Existing provisions of the California Constitution provide for the electors to propose amendments to the Constitution by initiative and to adopt or reject them. Any proposed initiative measure submitted to the voters becomes effective if it is approved by a majority of votes cast. This measure would increase the vote requirement from a majority to 55% of the votes cast for the electors to amend the Constitution by an initiative measure, except that this measure would permit the electors to repeal a previously adopted initiative or legislative amendment to the Constitution, including certain subsequent amendments to that constitutional amendment, by an initiative measure passed by a majority vote.

Organization	Assigned	Position	Priority	Subject	Groups
MVCAC	RHeim	Watch			MVCAC-Team 4

SB 214 (Wolk) Infrastructure financing districts: voter approval: repeal. (A-06/21/2011 [html](#) [pdf](#))

Status:09/09/2011-Ordered to inactive file on request of Assembly Member Ma.

Current Location:09/09/2011-A INACTIVE FILE

Calendar Events:

Summary: Existing law authorizes a legislative body, as defined, to create an infrastructure financing district, adopt an infrastructure financing plan, and issue bonds, for which only the district is liable, to finance specified public facilities, upon voter approval. This bill would revise the provisions governing the public facilities that may be financed. The bill would eliminate the requirement of voter approval and authorize the legislative body to create the district, adopt the plan, and issue the bonds by resolutions. The bill would authorize a district to finance specified actions and projects and prohibit the district from providing financial assistance to a vehicle dealer or big box retailer, as defined. This bill contains other related provisions and other existing laws.

Organization	Assigned	Position	Priority	Subject	Groups
MVCAC	RHeim	Watch			MVCAC-Team 4

SB 475 (Wright) Infrastructure financing. (A-06/20/2011 [html](#) [pdf](#))

Status:07/08/2011-Failed Deadline pursuant to Rule 61(a)(10). (Last location was L. GOV. on 6/29/2011)

Current Location:07/08/2011-A 2 YEAR

Calendar Events:

Summary: Existing law authorizes a governmental agency, as defined, to solicit proposals and enter into agreements with private entities for the design,

construction, or reconstruction by, and lease to, private entities, for specified types of fee-producing infrastructure projects. Existing law permits these agreements to provide for infrastructure facilities owned by a governmental entity, but constructed by a private entity, to be leased to or owned by that private entity for a period of up to 35 years, after which time the project would revert to the governmental agency. This bill would authorize a local governmental agency to enter into an agreement with a private entity for financing for specified types of revenue-generating infrastructure projects. The bill would require an agreement entered into under these provisions to include adequate financial resources to perform the agreement, and would additionally permit the agreements to lease or license to, or provide other permitted uses by, the private entity.

Organization	Assigned	Position	Priority	Subject	Groups
MVCAC	RHeim	Watch			MVCAC-Team 4

SCR 2 (DeSaulnier) Constitutional Convention. (A-04/07/2011 [html](#) [pdf](#))

Status:04/07/2011-From committee with author's amendments. Read second time and amended. Re-referred to Com. on RLS.

Current Location:04/07/2011-S RLS.

Calendar Events:

Summary: Under the California Constitution, the Legislature by rollcall vote entered in the journal, two-thirds of the membership of each house concurring, may submit at a general election the question whether to call a convention to revise the Constitution. If the majority vote yes on that question, within 6 months the Legislature is required to provide for the convention. This measure would propose that the people of the State of California vote at the next statewide general election on the question of whether to call a convention to revise the California Constitution.

Organization	Assigned	Position	Priority	Subject	Groups
MVCAC	RHeim	Watch			MVCAC-Team 4

MVCAC-Team 5

AB 738 (Hagman) Public employees' retirement: elected officials. (A-01/05/2012 [html](#) [pdf](#))

Status:01/13/2012-Failed Deadline pursuant to Rule 61(b)(1). (Last location was P.E.,R. & S.S. on 1/10/2012)

Current Location:01/13/2012-A DEAD

Calendar Events:

Summary: Existing law authorizes the creation of retirement systems for public employees by counties, cities, and districts. Existing law creates the Public Employees' Retirement System and the State Teachers Retirement System, which provide a defined benefit to their members based on age at retirement, service credit, and final compensation. Existing law establishes the criteria for membership in the various public employee retirement systems and may exclude certain employment classifications from membership. Existing law prohibits Members of the Legislature elected on or after November 1, 1990, from accruing any retirement or pension benefit, provided that other elective officers provided for by the California Constitution may elect to become members of Legislators' Retirement System. The California Constitution provides for the division of the state into counties and requires that a county have an elected sheriff, elected district attorney, elected assessor, and elected governing body. Existing law provides for the incorporation of cities in various forms and requires that certain city offices be filled pursuant to elections, as prescribed. Existing law provides for the creation of districts, the governing bodies of which may be elected. This bill would prohibit a person

who is publicly elected to an office of any kind that is less than full time, as defined, on and after January 1, 2013 , from becoming a member of a retirement system by virtue of that service or acquiring any retirement right or benefit for serving in that elective office. The bill would also apply these prohibitions to a person who is appointed to fill the term of a person so elected. The bill would except from this prohibition a person who obtained membership by virtue of holding an elective public office prior to January 1, 2013 , and remains in that office or is reelected to it.

Organization	Assigned	Position	Priority	Subject	Groups
MVCAC	RHeim	Watch			MVCAC-Team 5

ACA 4 (Blumenfield) Local government financing: voter approval. (1-12/06/2010 [html](#) [pdf](#))

Status:08/29/2011-Ordered to inactive file at the request of Assembly Member Blumenfield.

Current Location:08/29/2011-A INACTIVE FILE

Calendar Events:

Summary: The California Constitution prohibits the ad valorem tax rate on real property from exceeding 1% of the full cash value of the property, subject to certain exceptions. This measure would create an additional exception to the 1% limit for a rate imposed by a city, county, city and county, or special district, as defined, to service bonded indebtedness incurred to fund specified public improvements and facilities, or buildings used primarily to provide sheriff, police, or fire protection services, that is approved by 55% of the voters of the city, county, city and county, or special district, as applicable. This bill contains other related provisions and other existing laws.

Organization	Assigned	Position	Priority	Subject	Groups
MVCAC	RHeim	Support			MVCAC-Team 5

ACA 12 (Gatto) Statewide initiative measures: legislative amendment. (1-12/09/2010 [html](#) [pdf](#))

Status:01/23/2012-Action From INACTIVE FILE: To THIRD READING.

Current Location:01/23/2012-A THIRD READING

Calendar Events:01/30/12 18 ASM ASSEMBLY THIRD READING FILE

Summary: Existing provisions of the California Constitution provide that the initiative is the power of the electors to propose statutes and amendments to the Constitution and to adopt or reject those proposals. Those provisions require the Secretary of State to submit the measure at the next general election held at least 131 days after it qualifies or at any special statewide election held prior to that general election. The Governor may also call a special statewide election on the measure. This measure would require the Secretary of State to transmit a copy of an initiative measure certified for the ballot to each house of the Legislature no later than 176 days prior to the election at which the measure is to be voted upon. Within 30 days, the Legislature may propose an amended form of the initiative measure by adopting a concurrent resolution. If the Legislature proposes an amended form of the initiative measure, the measure would provide that if the proponent, or a majority of the proponents if there is more than one proponent, of the initiative measure accepts the proposed amendments, the Legislature's proposal would appear on the ballot in place of the certified initiative measure. The measure would require that, if the amended form proposed by the Legislature is not accepted, information regarding the proposed amended form be included in the ballot materials relating to the initiative measure, as prescribed by statute. This bill contains other existing laws.

Organization	Assigned	Position	Priority	Subject	Groups
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SB 499 (Huff) **Redevelopment: tax increment calculations.** (A-04/11/2011 [html](#) [pdf](#))**Status:**01/19/2012-Set for hearing January 19. Held in committee and under submission.**Current Location:**01/17/2012-S APPR. SUSPENSE FILE**Calendar Events:**

Summary: The Community Redevelopment Law authorizes the establishment of redevelopment agencies in communities to address the effects of blight, as defined, in blighted areas in those communities known as project areas. The California Constitution authorizes a redevelopment agency to receive funding through tax increments attributable to increases in assessed property tax valuation in a project area due to redevelopment. Existing statutory law also requires an agency to remit specified funds based on net tax increment apportioned to the agency for deposit in separate funds for various purposes. This bill would authorize a redevelopment plan to contain a provision that limits the dollar amount of property tax increment revenue that may be divided and allocated to the agency, as specified, in any single year. The bill would also require that a certain portion of taxes received by or apportioned to an agency be based on a prescribed amount in the course of making a calculation relating to a required agency payment or allocation. This bill contains other related provisions.

Organization	Assigned	Position	Priority	Subject	Groups
MVCAC	RHeim	Watch			MVCAC-Team 5

MVCAC-Team 6**AB 606** (Gatto) **Hunting and fishing.** (A-06/20/2011 [html](#) [pdf](#))**Status:**08/18/2011-Withdrawn from Engrossing and Enrolling. Held at Desk.**Current Location:**08/18/2011-A DESK**Calendar Events:**

Summary: Existing law authorizes the Department of Fish and Game to enter into contracts for fish and wildlife habitat preservation, restoration, and enhancement with public and private entities whenever the department finds that the contracts will assist in meeting the department's duty to preserve, protect, and restore fish and wildlife. This bill would require the department to allow compatible hunting, fishing, and other recreational activities, on land subject to a wildlife conservation easement or a fish and wildlife habitat contract, except as specifically prohibited in the applicable easement, contract, or memorandum of understanding, or by other applicable law. This bill contains other existing laws.

Organization	Assigned	Position	Priority	Subject	Groups
MVCAC	RHeim	Watch			MVCAC-Team 6

AB 785 (Mendoza) **Political Reform Act of 1974: public officers: financial interest.** (A-01/04/2012 [html](#) [pdf](#))**Status:**01/11/2012-In committee: Set, first hearing. Failed passage.**Current Location:**01/10/2012-A L. GOV.**Calendar Events:**

Summary: The Political Reform Act of 1974 prohibits a public official at any level of state or local government from making, participating in making, or in any way attempting to use his or her official position to influence a governmental decision in which he or she knows or has reason to know he or she has a financial interest. A violation of the Political Reform Act of 1974 is subject to administrative, civil, and criminal penalties. This bill would provide, for

purposes of this prohibition, that a public official who is an elected or appointed member of a state or local government agency has a financial interest in a decision of that agency if the decision involves a vote by the public official relating to the approval, modification, or cancellation of a contract and if an immediate family member of the public official(a) is acting as an agent for, or otherwise representing, any other person by making a formal or informal appearance before, or by making an oral or written communication to, the state or local government agency, or an officer or employee thereof, for the purpose of influencing the contracting decision or (b) is a director, officer, or partner of a business entity on which it is reasonably foreseeable that the contracting decision will have a material financial effect. This bill would define "immediate family member" to mean a public official's spouse or domestic partner, child, parent, sibling, or the spouse or domestic partner of a child, parent, or sibling. This bill contains other related provisions and other existing laws.

Organization	Assigned	Position	Priority	Subject	Groups
MVCAC	RHeim	Watch			MVCAC-Team 6

AB 1045 (Norby) Local government: bonds. (I-02/18/2011 [html](#) [pdf](#))

Status:07/08/2011-Failed Deadline pursuant to Rule 61(a)(10). (Last location was G. & F. on 6/22/2011)

Current Location:07/08/2011-S 2 YEAR

Calendar Events:

Summary: Existing law prohibits an investment firm, as defined, from having specified interests in a new issuance of bonds from a local agency. This bill would prohibit a local agency from entering into a financial advisory, legal advisory, underwriting, or similar relationship with an individual or firm, with respect to a bond issue that requires voter approval on or after January 1, 2012, if that individual or firm, or an employee, agent, or person related to an employee or agent of the individual or firm, provided or will provide bond campaign services, as defined, to the bond campaign.

Organization	Assigned	Position	Priority	Subject	Groups
MVCAC	RHeim	Watch			MVCAC-Team 6

ACA 6 (Gatto) Initiative measures: funding source. (A-07/11/2011 [html](#) [pdf](#))

Status:07/14/2011-Read. Refused adoption. (Ayes 50. Noes 23. Page 2329.)

Current Location:07/14/2011-A THIRD READING

Calendar Events:

Summary: The California Constitution provides that the electors may propose statutes or amendments to the state constitution through the initiative process by presenting to the Secretary of State a petition that sets forth the text of the proposed statute or amendment to the Constitution and is certified to have been signed by a certain number of electors. This measure would require the Legislative Analyst to review an initiative measure not later than 15 days after its qualification for the ballot, and report the results of the review to the Secretary of State. This measure would prohibit an initiative measure that the Legislative Analyst determines would result in a net increase in state or local government costs exceeding \$5,000,000, other than costs attributable to the issuance, sale, or repayment of bonds, from being submitted to the electors or having any effect unless the Legislative Analyst determines that the initiative measure provides for additional revenues in an amount that meets or exceeds the net increase in costs. This requirement would provide for an annual adjustment to the amount of that cost threshold, and would not apply to , or have any effect on, an initiative measure that reduces tax revenues or fees .

Organization	Assigned	Position	Priority	Subject	Groups
MVCAC	RHeim	Support			MVCAC-Team 6

ACA 17 (Logue) State-mandated local programs. (I-02/15/2011 [html](#) [pdf](#))

Status:04/14/2011-Referred to Com. on L. GOV.

Current Location:04/14/2011-A L. GOV.

Calendar Events:

Summary: Under the California Constitution, whenever the Legislature or a state agency mandates a new program or higher level of service on any local government, the state is required to provide a subvention of funds to reimburse the local government. With regard to certain mandates imposed on a city, county, city and county, or special district that have been determine to be payable, the Legislature is required either to appropriate, in the annual Budget Act, the full payable amount of the mandate, determined as specified, or to suspend the operation of the mandate for the fiscal year. The California Constitution provides that the Legislature is not required to appropriate funds for specified mandates.

Organization	Assigned	Position	Priority	Subject	Groups
MVCAC	RHeim	Support			MVCAC-Team 6

ACR 48 (Grove) Valley Fever Awareness Week. (I-04/07/2011 [html](#) [pdf](#))

Status:04/11/2011-Referred to Com. on RLS.

Current Location:04/11/2011-A RLS.

Calendar Events:

Summary: This measure would declare April 10 through April 16, 2011, as Valley Fever Awareness Week.

Organization	Assigned	Position	Priority	Subject	Groups
MVCAC	RHeim	Watch			MVCAC-Team 6

SB 115 (Strickland) Public employees: pensions: forfeiture. (A-01/04/2012 [html](#) [pdf](#))

Status:01/13/2012-Failed Deadline pursuant to Rule 61(b)(1). (Last location was P.E. & R. on 1/4/2012)

Current Location:01/13/2012-S DEAD

Calendar Events:

Summary: Existing law provides that any elected public officer who takes public office, or is reelected to public office, on or after January 1, 2006, who is convicted of any specified felony arising directly out of his or her official duties, forfeits all rights and benefits under, and membership in, any public retirement system in which he or she is a member, effective on the date of final conviction, as specified. This bill would additionally include tampering with a witness, money laundering, and the preparation of false documents among the specified felonies that would result in that forfeiture for any elected public officer who takes public office, or is reelected to public office, on or after January 1, 2013 . This bill would also make clarifying changes to that provision. This bill contains other related provisions.

Organization	Assigned	Position	Priority	Subject	Groups
MVCAC	RHeim	Watch			MVCAC-Team 6

SB 725 (Berryhill) Prevailing wages. (A-03/30/2011 [html](#) [pdf](#))

Status:01/13/2012-Failed Deadline pursuant to Rule 61(b)(1). (Last location was L. & I.R. on 12/17/2011)

Current Location:01/13/2012-S DEAD

Calendar Events:

Summary: Existing law defines the term "public works" for purposes of requirements

regarding the payment of prevailing wages, the regulation of working hours, and the securing of workers' compensation for public works projects. Existing law further requires that, except as specified, not less than the general prevailing rate of per diem wages, determined by the Director of Industrial Relations as specified, be paid to workers employed on public works projects, and imposes misdemeanor penalties for certain violations of this requirement. This bill would revise the manner in which the director determines the rate of general prevailing wages, including deleting the requirement that he or she consider the applicable wage rates established by collective bargaining agreements and the rates that may have been predetermined for federal public works, and deleting the requirement that the director consider further data from labor organizations and employers or employer associations and concerns where the rates do not constitute the rates actually paid in the locality. The bill would also revise the methodology that the director is required to use in determining the general prevailing rate of per diem wages in the locality in which the public work is to be performed, including deleting certain requirements, and requiring the director to conduct a survey of the wages paid for work performed in each locality in which the public work is to be performed. This bill contains other related provisions and other existing laws.

Organization	Assigned	Position	Priority	Subject	Groups
<i>MVCAC</i>	<i>RHeim</i>	<i>Watch</i>			<i>MVCAC-Team</i> <i>6</i>