

**LOCAL AGENCY FORMATION COMMISSION
COUNTY OF SAN BERNARDINO**

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DATE: MAY 8, 2006
FROM: KATHLEEN ROLLINGS-McDONALD, Executive Officer
TO: LOCAL AGENCY FORMATION COMMISSION

SUBJECT: Agenda Item #14: PENDING LEGISLATION

RECOMMENDATION:

Staff recommends that the Commission receive the information on pending legislation, provide support for AB 2223 (Salinas) extending the island annexation provisions, and direct staff to forward letter in support of AB 2223.

BACKGROUND:

New legislative developments during the past month include:

1. The introduction of a bill by Assemblyman Salinas to extend the sunset date for island annexations. AB 2223 was amended on May 1st to provide for an extension of the provision to January 1, 2014; a copy is included as Attachment #1. The bill is scheduled for review by the Assembly Local Government Committee on May 10th. Staff has provided a draft letter of support addressed Assembly Salinas (author of the bill) as the Chairman of the Assembly Committee on Local Government (Attachment #2) and will apprise the Commission of any updates at the hearing.
2. Amendment of AB 2699 (Emmerson) (copy of bill and Assembly Local Government Committee Report included as Attachment #3) proposes the Habitat Mitigation Act of 2006, specifying requirements for acceptance of mitigation lands from the California Department of Fish and Game requiring development of a management plan and biological studies. In addition, the bill would require the Department of Fish and Game to conduct an annual audit of these contracts or grant funds to ensure that the endowment monies are used for their intended purpose, habitat preservation and management. This bill was heard and approved by the

Assembly Committee on Local Government on April 26, 2006 and has been referred to the Assembly Appropriations Committee.

3. Other LAFCO Bills: AB 3074 (Committee on Local Government) – LAFCO Omnibus bill and AB 2259 (Salinas) – extending the sunset of January 1, 2007 to 2013, to review and approve a proposal that extends services into previously unserved territory within unincorporated areas and to review the creation of new service providers to extend urban type development into previously unserved territory within unincorporated areas to ensure that the proposed extension is consistent with the policies of the commission and certain policies under state law. These bills are scheduled for consideration by the Assembly Committee on Local Government on May 10th.
4. No status information on AB 1602 (Laird), the bill related to correcting the Motor Vehicle-in-lieu funding for newly-incorporating cities, has been provided. This bill was originally scheduled for consideration by the Senate Local Government Committee on February 27, 2006 but was pulled by the author. No further information is available at this time.
5. A CALAFCO legislative Committee Meeting is scheduled for May 12th in San Diego. Staff will provide additional information at the hearing based upon that meeting.

KRM/

Attachments:

1. AB 2223 (Salinas) Related to Island Annexations
2. Draft Letter in Support to Assembly Local Government Committee
3. AB 2699 (Emmerson) Habitat Mitigation Act of 2006 and Assembly Local Government Committee Report dated April 26, 2006