

# LOCAL AGENCY FORMATION COMMISSION FOR SAN BERNARDINO COUNTY

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**DATE:** OCTOBER 9, 2012  
**FROM:** KATHLEEN ROLLINGS-McDONALD, Executive Officer  
**TO:** LOCAL AGENCY FORMATION COMMISSION



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**SUBJECT: AGENDA ITEM #10 – PENDING LEGISLATION**

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## **RECOMMENDATION:**

Staff recommends that the Commission take the following actions:

1. Ratify the action of the Commission Chairman in submitting a letter, dated September 5, 2012 in support of the Governor signing AB 1098; and,
2. Receive Legislative Report and file.

## **BACKGROUND:**

On September 4, 2012, LAFCO staff received notification that AB 1098 (Carter) had been “gutted and amended” to address the return of Motor Vehicle In-Lieu revenues taken away by adoption of SB 89 in 2011. The legislation had passed both houses and was sent to the Governor for signature. As the Commission had in the past supported SB 1566 (Negrete McLeod/Emmerson) to return the Motor Vehicle In-Lieu revenues (which died in committee) and modified its policy related to islands determining that these inhabited annexations would not be sustainable due to the removal of this discretionary funding, LAFCO staff contacted the Commission Chairman to request a letter of support for the signing of AB 1098. Chairman Curatalo signed the letter (copy included as a part of Attachment #1) which outlined the Commission’s support and requested the Governor’s signature on the legislation. Staff is requesting that the Commission ratify the action of the Commission Chairman in signing the letter. Unfortunately, the Governor vetoed the bill (copy of veto message included as a part of Attachment #1) citing his concern for the continued funding for prisoner realignment as the basis for the veto.

Also attached to this report is the outline of the status of the bills of interest to CALAFCO at the end of the session. As you can see from this report, most legislation died at the end of the two year session.

At this time, the actions requested of the Commission are to ratify the action of the Chairman in sending the letter outlining support for AB 1098 and to note and file receipt of this report. If the Commission has a direction to provide on future legislation for discussion, they can be provided at the hearing.

/KRM

Attachments:

1. [September 5, 2012 Letter of Support for Signing of AB 1098, Copy of Governor's Veto Message](#)
2. [CALAFCO Legislative Update Dated October 2, 2012](#)