

AMENDED IN ASSEMBLY APRIL 19, 2021

CALIFORNIA LEGISLATURE—2021–22 REGULAR SESSION

ASSEMBLY BILL

No. 1581

Introduced by Committee on Local Government

March 9, 2021

An act to amend Sections 56066, 56123, 56124, 56133, 56375, 56427, and 56879 of, ~~and~~ to amend and renumber Section 56325.1 of, *and to repeal Sections 56375.2, 56387, 56388, 56747, 56760, 57001.1, 57075.5, 57202.1, and 57383 of*, the Government Code, relating to local government.

LEGISLATIVE COUNSEL'S DIGEST

AB 1581, as amended, Committee on Local Government. Local government: omnibus.

~~Existing~~

(1) *Existing* law, the Cortese-Knox-Hertzberg Local Government Reorganization Act of 2000, provides the authority and procedure for the initiation, conduct, and completion of changes of organization, reorganization, and sphere of influence changes for cities and districts, as specified. Existing law requires a local agency formation commission to develop and determine the sphere of influence of each city and each special district within the county and enact policies designed to promote the logical and orderly development of areas within each sphere. ~~Existing law requires the commission, in order to prepare and update spheres of influence in accordance with this requirement, to conduct a service review of the municipal services provided in the county or other appropriate area designated by the commission, as specified. Existing law requires, when a proposed change of organization or reorganization~~

applies to 2 or more affected counties, that exclusive jurisdiction vest in the commission of the principal county, unless certain things occur.

This bill would add the determination of a sphere of influence to the types of proposed changes for which exclusive jurisdiction may or may not vest in a principal county.

(2) Existing law gives the commission the power to approve the annexation of unincorporated territory consistent with the planned and probable use of the property based upon the review of general plan and rezoning designations. Existing law provides that no subsequent change may be made to the general plan for the annexed territory or zoning that is not in conformance to the rezoning designations for a period of 2 years after the completion of the annexation, unless the legislative body for the city makes a finding at a public hearing that a substantial change has occurred in circumstances that necessitate a departure from the rezoning in the application to the commission.

This bill would require the legislative body for the city provide written notice to the commission at least 21 days before the hearing.

(3) Existing law authorizes the Marin Local Agency Formation Commission to initiate and approve a reorganization or consolidation of the Sewerage Agency of Southern Marin and its member districts, without protest hearings, as specified.

This bill would repeal that authorization.

(4) Existing law provides, with exceptions, that the commission of the principal county has exclusive jurisdiction when a district is or would be located in more than one county as the result of a proposed change of organization or reorganization.

This bill would repeal both that provision and the exceptions.

(5) Existing law requires the commission, in order to prepare and update spheres of influence, to conduct a service review of the municipal services provided in the county or other appropriate area designated by the commission, as specified. Existing law requires the commission to adopt, amend, or revise spheres of influence after a public hearing called and held for that purpose.

This bill would revise and recast that provision to provide that the commission is required to adopt, amend, or update spheres of influence after a public hearing called and held for that purpose.

~~Existing~~

(6) Existing law authorizes a commission in the county which an extension of service is proposed to approve (1) a city or district to provide new or extended services by contract or agreement outside its

jurisdictional boundary in writing, (2) a city or district to provide new or extended services outside its jurisdictional boundary but within its sphere of influence in anticipation of a later change of organization, and (3) a city or district to provide new or extended services outside its jurisdictional boundary and outside its sphere of influence to respond to an existing or impending threat to the health or safety of the public or the residents of the affected territory if specified conditions are met.

This bill would revise and recast those provisions to remove the general requirement the commission must be in the county which an extension of service is proposed and provide that a city or district may provide new or extended services by contract or agreement outside its jurisdictional boundary only if it first requests and receives written approval from the commission of the county in which the affected territory is located.

(7) Existing law authorizes the City of Cupertino to annex unincorporated territory consisting of property abutting on a street, highway, or road, and the street, highway, or road, to the extent that it abuts that property, subject to specified conditions.

This bill would repeal that provision.

(8) Existing law requires the proponents of a change of organization for a city with a population of more than 100,000 that is located within a county with a population of more than 4,000,000 to publish a notice of intention that sets forth the reasons for the proposal before circulating any petition for a change of organization.

This bill would repeal that provision.

~~Existing~~

(9) Existing law requires the commission to dissolve inactive districts and provides that dissolved districts are not subject to specified provisions.

This bill would add that dissolved districts are not subject to specified taxation provisions related to jurisdictional changes.

(10) Existing law provides that if a certificate of completion for a change of organization or reorganization has not been filed within one year after the commission approves a proposal for that proceeding, the proceeding shall be deemed terminated unless prior to the expiration of that year the commission authorizes an extension of time for that completion. Existing law exempts from this requirement a reorganization requested by a city in the County of Santa Cruz that has adopted a voter approved urban limit line, if the commission's resolution making

determinations includes terms and conditions that allow for the completion of the reorganization in 2 or more segments.

This bill would repeal the provision establishing the above-described exemption applicable to a reorganization requested by a city in the County of Santa Cruz.

Existing law provides that a change of organization or reorganization is complete from the date of execution of the certificate of completion and effective from the dates specified in the terms and conditions of the commission resolution. Existing law prohibits the effective date from being fixed earlier than the date of execution of the certificate of completion or later than 9 months after the date of the election in which a majority voted in favor of the change of organization or reorganization. Existing law, notwithstanding these provisions, in the case of a reorganization requested by a city in the County of Santa Cruz that has adopted a voter approved urban limit line, provides that the effective date of that reorganization shall be fixed in the terms and conditions of the commission resolution.

This bill would repeal this provision applicable to the effective date of a reorganization requested by a city in the County of Santa Cruz.

(11) Existing law, in the case of registered voter districts or cities, for specified proposals, requires the commission within 30 days after the conclusion of the hearing to order the change of organization or reorganization subject to confirmation by registered voters if at least 25% but less than 50% of the registered voters file written protests and do not withdraw those protest, as specified. Existing law, notwithstanding this requirement, requires the commission to order the change of organization or reorganization subject to confirmation by registered voters if 15% of the registered voters residing within the affected territory file written protests and do not withdraw those protest, if the territory proposed to be annexed is to a city with more than 100,000 residents and is located in a county with a population of over 4,000,000.

This bill would repeal the latter requirement imposed on a city with more than 100,000 residents and located in a county with a population of over 4,000,000.

(12) Existing law authorizes the board of supervisors of the County of Los Angeles to, by a $\frac{2}{3}$ vote, convey any parking lot owned by the county and situated within the boundaries of an incorporated city to the city for public parking purposes, without consideration other than

the agreement by the city to continue to use and maintain the property as a public parking lot.

This bill would repeal that provision.

~~This~~

(13) This bill would make other nonsubstantive changes.

Vote: majority. Appropriation: no. Fiscal committee: no.

State-mandated local program: no.

The people of the State of California do enact as follows:

1 SECTION 1. Section 56066 of the Government Code is
2 amended to read:

3 56066. “Principal county” means the county having the greater
4 portion of the entire assessed value, as shown on the last equalized
5 assessment roll of the county or counties, of all taxable property
6 within a district or districts for which a change of ~~organization or~~
7 ~~reorganization~~ organization, reorganization, or determination of
8 a sphere of influence is proposed.

9 SEC. 2. Section 56123 of the Government Code is amended to
10 read:

11 56123. Except as otherwise provided in Section 56124, if a
12 proposed change of ~~organization or a reorganization~~ organization,
13 reorganization, or determination of a sphere of influence applies
14 to two or more affected counties, for the purpose of this division,
15 exclusive jurisdiction shall be vested in the commission of the
16 principal county. Any notices, proceedings, orders, or any other
17 acts authorized or required to be given, taken, or made by the
18 commission, board of supervisors, clerk of a county, or any other
19 county official, shall be given, taken, or made by the persons
20 holding those offices in the principal county. The commission of
21 the principal county shall provide notice to the legislative body
22 and the executive officer of all affected agencies of any
23 proceedings, actions, or reports on the proposed change of
24 organization or reorganization. Any officer of a county other than
25 the principal county shall cooperate with the commission of the
26 principal county and shall furnish the commission of the principal
27 county with any certificates, records, or certified copies of records
28 as may be necessary to enable the commission of the principal
29 county to comply with this division.

1 SEC. 3. Section 56124 of the Government Code is amended to
2 read:

3 56124. If a proposed change of ~~organization or a reorganization~~
4 *organization, reorganization, or determination of a sphere of*
5 *influence* applies to two or more affected counties, for purposes
6 of this division, exclusive jurisdiction may be vested in the
7 commission of an affected county other than the commission of
8 the principal county if all of the following occur:

9 (a) The commission of the principal county approves of having
10 exclusive jurisdiction vested in another affected county.

11 (b) The commission of the principal county designates the
12 affected county which shall assume exclusive jurisdiction.

13 (c) The commission of the affected county so designated agrees
14 to assume exclusive jurisdiction.

15 If exclusive jurisdiction is vested in the commission of an
16 affected county other than the principal county pursuant to this
17 section, any notices, proceedings, orders, or any other acts
18 authorized or required to be given, taken, or made by the
19 commission, board of supervisors, clerk of a county, or any other
20 officer of a county, shall be given, taken, or made by the persons
21 holding those offices in the affected county. Any officer of a county
22 other than the affected county shall cooperate with the commission
23 of the affected county and shall furnish the commission of the
24 affected county with any certificates, records, or certified copies
25 of records as may be necessary to enable the commission of the
26 affected county to comply with this division.

27 ~~SECTION 4.~~

28 SEC. 4. Section 56133 of the Government Code is amended
29 to read:

30 56133. (a) A city or district may provide new or extended
31 services by contract or agreement outside its jurisdictional
32 boundary only if it first requests and receives written approval
33 from the commission of the county in which the affected territory
34 is located.

35 (b) The commission may authorize a city or district to provide
36 new or extended services outside its jurisdictional boundary but
37 within its sphere of influence in anticipation of a later change of
38 organization.

39 (c) The commission may authorize a city or district to provide
40 new or extended services outside its jurisdictional boundary and

1 outside its sphere of influence to respond to an existing or
2 impending threat to the health or safety of the public or the
3 residents of the affected territory, if both of the following
4 requirements are met:

5 (1) The entity applying for approval has provided the
6 commission with documentation of a threat to the health and safety
7 of the public or the affected residents.

8 (2) The commission has notified any alternate service provider,
9 including any water corporation as defined in Section 241 of the
10 Public Utilities Code, that has filed a map and a statement of its
11 service capabilities with the commission.

12 (d) The executive officer, within 30 days of receipt of a request
13 for approval by a city or district to extend services outside its
14 jurisdictional boundary, shall determine whether the request is
15 complete and acceptable for filing or whether the request is
16 incomplete. If a request is determined not to be complete, the
17 executive officer shall immediately transmit that determination to
18 the requester, specifying those parts of the request that are
19 incomplete and the manner in which they can be made complete.
20 When the request is deemed complete, the executive officer shall
21 place the request on the agenda of the next commission meeting
22 for which adequate notice can be given but not more than 90 days
23 from the date that the request is deemed complete, unless the
24 commission has delegated approval of requests made pursuant to
25 this section to the executive officer. The commission or executive
26 officer shall approve, disapprove, or approve with conditions the
27 extended services. If the new or extended services are disapproved
28 or approved with conditions, the applicant may request
29 reconsideration, citing the reasons for reconsideration.

30 (e) This section does not apply to any of the following:

31 (1) Two or more public agencies where the public service to be
32 provided is an alternative to, or substitute for, public services
33 already being provided by an existing public service provider and
34 where the level of service to be provided is consistent with the
35 level of service contemplated by the existing service provider.

36 (2) The transfer of nonpotable or nontreated water.

37 (3) The provision of surplus water to agricultural lands and
38 facilities, including, but not limited to, incidental residential
39 structures, for projects that serve conservation purposes or that
40 directly support agricultural industries. However, prior to extending

1 surplus water service to any project that will support or induce
2 development, the city or district shall first request and receive
3 written approval from the commission in the affected county.

4 (4) An extended service that a city or district was providing on
5 or before January 1, 2001.

6 (5) A local publicly owned electric utility, as defined by Section
7 9604 of the Public Utilities Code, providing electric services that
8 do not involve the acquisition, construction, or installation of
9 electric distribution facilities by the local publicly owned electric
10 utility, outside of the utility's jurisdictional boundary.

11 (6) A fire protection contract, as defined in subdivision (a) of
12 Section 56134.

13 ~~SEC. 2.~~

14 *SEC. 5.* Section 56325.1 of the Government Code is amended
15 and renumbered to read:

16 56331.4 While serving on the commission, all commission
17 members shall exercise their independent judgment on behalf of
18 the interests of residents, property owners, and the public as a
19 whole in furthering the purposes of this division. Any member
20 appointed on behalf of local governments shall represent the
21 interests of the public as a whole and not solely the interests of the
22 appointing authority. This section does not require the abstention
23 of any member on any matter, nor does it create a right of action
24 in any person.

25 *SEC. 6. Section 56375 of the Government Code is amended to*
26 *read:*

27 56375. The commission shall have all of the following powers
28 and duties subject to any limitations upon its jurisdiction set forth
29 in this part:

30 (a) (1) To review and approve with or without amendment,
31 wholly, partially, or conditionally, or disapprove proposals for
32 changes of organization or reorganization, consistent with written
33 policies, procedures, and guidelines adopted by the commission.

34 (2) The commission may initiate proposals by resolution of
35 application for any of the following:

36 (A) The consolidation of a district, as defined in Section 56036.

37 (B) The dissolution of a district.

38 (C) A merger.

39 (D) The establishment of a subsidiary district.

40 (E) The formation of a new district or districts.

1 (F) A reorganization that includes any of the changes specified
2 in subparagraph (A), (B), (C), (D), or (E).

3 (G) The dissolution of an inactive district pursuant to Section
4 56879.

5 (3) A commission may initiate a proposal described in paragraph
6 (2) only if that change of organization or reorganization is
7 consistent with a recommendation or conclusion of a study
8 prepared pursuant to Section 56378, 56425, or 56430, and the
9 commission makes the determinations specified in subdivision (b)
10 of Section 56881.

11 (4) A commission shall not disapprove an annexation to a city,
12 initiated by resolution, of contiguous territory that the commission
13 finds is any of the following:

14 (A) Surrounded or substantially surrounded by the city to which
15 the annexation is proposed or by that city and a county boundary
16 or the Pacific Ocean if the territory to be annexed is substantially
17 developed or developing, is not prime agricultural land as defined
18 in Section 56064, is designated for urban growth by the general
19 plan of the annexing city, and is not within the sphere of influence
20 of another city.

21 (B) Located within an urban service area that has been delineated
22 and adopted by a commission, which is not prime agricultural land,
23 as defined by Section 56064, and is designated for urban growth
24 by the general plan of the annexing city.

25 (C) An annexation or reorganization of unincorporated islands
26 meeting the requirements of Section 56375.3.

27 (5) As a condition to the annexation of an area that is
28 surrounded, or substantially surrounded, by the city to which the
29 annexation is proposed, the commission may require, where
30 consistent with the purposes of this division, that the annexation
31 include the entire island of surrounded, or substantially surrounded,
32 territory.

33 (6) A commission shall not impose any conditions that would
34 directly regulate land use density or intensity, property
35 development, or subdivision requirements.

36 (7) The decision of the commission with regard to a proposal
37 to annex territory to a city shall be based upon the general plan
38 and rezoning of the city. When the development purposes are not
39 made known to the annexing city, the annexation shall be reviewed
40 on the basis of the adopted plans and policies of the annexing city

1 or county. A commission shall require, as a condition to
2 annexation, that a city prezone the territory to be annexed or present
3 evidence satisfactory to the commission that the existing
4 development entitlements on the territory are vested or are already
5 at build-out, and are consistent with the city's general plan.
6 However, the commission shall not specify how, or in what
7 manner, the territory shall be rezoned.

8 (8) (A) Except for those changes of organization or
9 reorganization authorized under Section 56375.3, and except as
10 provided by subparagraph (B), a commission shall not approve an
11 annexation to a city of any territory greater than 10 acres, or smaller
12 as determined by commission policy, where there exists a
13 disadvantaged unincorporated community that is contiguous to
14 the area of proposed annexation, unless an application to annex
15 the disadvantaged unincorporated community to the subject city
16 has been filed with the executive officer.

17 (B) An application to annex a contiguous disadvantaged
18 unincorporated community shall not be required if either of the
19 following apply:

20 (i) A prior application for annexation of the same disadvantaged
21 unincorporated community has been made in the preceding five
22 years.

23 (ii) The commission finds, based upon written evidence, that a
24 majority of the registered voters within the affected territory are
25 opposed to annexation.

26 (C) This paragraph shall also apply to the annexation of two or
27 more contiguous areas that take place within five years of each
28 other and that are individually less than 10 acres but cumulatively
29 more than 10 acres.

30 (b) With regard to a proposal for annexation or detachment of
31 territory to, or from, a city or district or with regard to a proposal
32 for reorganization that includes annexation or detachment, to
33 determine whether territory proposed for annexation or detachment,
34 as described in its resolution approving the annexation, detachment,
35 or reorganization, is inhabited or uninhabited.

36 (c) With regard to a proposal for consolidation of two or more
37 cities or districts, to determine which city or district shall be the
38 consolidated successor city or district.

39 (d) To approve the annexation of unincorporated, noncontiguous
40 territory, subject to the limitations of Section 56742, located in the

1 same county as that in which the city is located, and that is owned
2 by a city and used for municipal purposes and to authorize the
3 annexation of the territory without notice and hearing.

4 (e) To approve the annexation of unincorporated territory
5 consistent with the planned and probable use of the property based
6 upon the review of general plan and rezoning designations. No
7 subsequent change may be made to the general plan for the annexed
8 territory or zoning that is not in conformance to the rezoning
9 designations for a period of two years after the completion of the
10 annexation, unless the legislative body for the city makes a finding
11 at a public hearing *with written notice provided no less than 21*
12 *days to the commission* that a substantial change has occurred in
13 circumstances that necessitate a departure from the rezoning in
14 the application to the commission.

15 (f) With respect to the incorporation of a new city or the
16 formation of a new special district, to determine the number of
17 registered voters residing within the proposed city or special district
18 or, for a landowner-voter special district, the number of owners
19 of land and the assessed value of their land within the territory
20 proposed to be included in the new special district. The number
21 of registered voters shall be calculated as of the time of the last
22 report of voter registration by the county elections official to the
23 Secretary of State prior to the date the first signature was affixed
24 to the petition. The executive officer shall notify the petitioners of
25 the number of registered voters resulting from this calculation.
26 The assessed value of the land within the territory proposed to be
27 included in a new landowner-voter special district shall be
28 calculated as shown on the last equalized assessment roll.

29 (g) To adopt written procedures for the evaluation of proposals,
30 including written definitions consistent with existing state law.
31 The commission may adopt standards for any of the factors
32 enumerated in Section 56668. Any standards adopted by the
33 commission shall be written.

34 (h) To adopt standards and procedures for the evaluation of
35 service plans submitted pursuant to Section 56653 and the initiation
36 of a change of organization or reorganization pursuant to
37 subdivision (a).

38 (i) To make and enforce regulations for the orderly and fair
39 conduct of hearings by the commission.

1 (j) To incur usual and necessary expenses for the
2 accomplishment of its functions.

3 (k) To appoint and assign staff personnel and to employ or
4 contract for professional or consulting services to carry out and
5 effect the functions of the commission.

6 (l) To review the boundaries of the territory involved in any
7 proposal with respect to the definiteness and certainty of those
8 boundaries, the nonconformance of proposed boundaries with lines
9 of assessment or ownership, and other similar matters affecting
10 the proposed boundaries.

11 (m) To waive the restrictions of Section 56744 if it finds that
12 the application of the restrictions would be detrimental to the
13 orderly development of the community and that the area that would
14 be enclosed by the annexation or incorporation is so located that
15 it cannot reasonably be annexed to another city or incorporated as
16 a new city.

17 (n) To waive the application of Section 22613 of the Streets and
18 Highways Code if it finds the application would deprive an area
19 of a service needed to ensure the health, safety, or welfare of the
20 residents of the area and if it finds that the waiver would not affect
21 the ability of a city to provide any service. However, within 60
22 days of the inclusion of the territory within the city, the legislative
23 body may adopt a resolution nullifying the waiver.

24 (o) If the proposal includes the incorporation of a city, as defined
25 in Section 56043, or the formation of a district, as defined in
26 Section 2215 of the Revenue and Taxation Code, the commission
27 shall determine the property tax revenue to be exchanged by the
28 affected local agencies pursuant to Section 56810. If the proposal
29 includes the disincorporation of a city, as defined in Section 56034,
30 the commission shall determine the property tax revenue to be
31 exchanged by the affected local agencies pursuant to Section
32 56813.

33 (p) To authorize a city or district to provide new or extended
34 services outside its jurisdictional boundaries pursuant to Section
35 56133.

36 (q) To enter into an agreement with the commission for an
37 adjoining county for the purpose of determining procedures for
38 the consideration of proposals that may affect the adjoining county
39 or where the jurisdiction of an affected agency crosses the boundary
40 of the adjoining county.

1 (r) To approve with or without amendment, wholly, partially,
2 or conditionally, or disapprove pursuant to this section the
3 annexation of territory served by a mutual water company formed
4 pursuant to Part 7 (commencing with Section 14300) of Division
5 3 of Title 1 of the Corporations Code that operates a public water
6 system to a city or special district. Any annexation approved in
7 accordance with this subdivision shall be subject to the state and
8 federal constitutional prohibitions against the taking of private
9 property without the payment of just compensation. This
10 subdivision shall not impair the authority of a public agency or
11 public utility to exercise eminent domain authority.

12 *SEC. 7. Section 56375.2 of the Government Code is repealed.*

13 ~~56375.2. (a) In addition to those powers enumerated in Section~~
14 ~~56375, the Marin Local Agency Formation Commission may~~
15 ~~initiate and approve, after notice and hearing, a reorganization or~~
16 ~~consolidation of the Sewerage Agency of Southern Marin and its~~
17 ~~member districts, without protest hearings.~~

18 ~~(b) If the commission initiates and approves the reorganization~~
19 ~~or consolidation pursuant to subdivision (a), the commission may~~
20 ~~impose terms and conditions on the reorganization or consolidation~~
21 ~~that would require the Sewerage Agency of Southern Marin and~~
22 ~~its member agencies to be responsible for payment of the~~
23 ~~commission's costs incurred in association with the reorganization~~
24 ~~or consolidation.~~

25 ~~(c) This section shall become effective on January 1, 2011.~~

26 *SEC. 8. Section 56387 of the Government Code is repealed.*

27 ~~56387. Except as otherwise provided in Section 56388, if any~~
28 ~~district is, or as a result of a proposed change of organization or~~
29 ~~reorganization would be, located in more than one county, the~~
30 ~~commission of the principal county shall have exclusive jurisdiction~~
31 ~~over the matters authorized and required by this part.~~

32 *SEC. 9. Section 56388 of the Government Code is repealed.*

33 ~~56388. If any proposal involves a district which is, or as a result~~
34 ~~of a proposed change of organization or reorganization would be,~~
35 ~~located in more than one county, exclusive jurisdiction for that~~
36 ~~proposal over the matters authorized and required by this part may~~
37 ~~be vested in the commission of a county, other than the principal~~
38 ~~county, in which territory of the district is located or is proposed~~
39 ~~to be located if all of the following occur:~~

1 ~~(a) The commission of the principal county agrees to having~~
 2 ~~the exclusive jurisdiction vested in the commission of another~~
 3 ~~county.~~

4 ~~(b) The commission of the principal county designates the~~
 5 ~~commission of another county which shall assume exclusive~~
 6 ~~jurisdiction.~~

7 ~~(c) The commission of the county so designated agrees to~~
 8 ~~assume exclusive jurisdiction.~~

9 ~~SEC. 3.~~

10 *SEC. 10.* Section 56427 of the Government Code is amended
 11 to read:

12 56427. The commission shall adopt, amend, or update spheres
 13 of influence after a public hearing called and held for that purpose.
 14 At least 21 days prior to the date of that hearing, the executive
 15 officer shall give mailed notice of the hearing to each affected
 16 local agency or affected county, and to any interested party who
 17 has filed a written request for notice with the executive officer. In
 18 addition, at least 21 days prior to the date of that hearing, the
 19 executive officer shall cause notice of the hearing to be published
 20 in accordance with Section 56153 in a newspaper of general
 21 circulation which is circulated within the territory affected by the
 22 sphere of influence proposed to be adopted. The commission may
 23 continue from time to time any hearing called pursuant to this
 24 section.

25 At any hearing called and held pursuant to this section, the
 26 commission shall hear and consider oral or written testimony
 27 presented by any affected local agency or affected county or any
 28 interested person who wishes to appear.

29 This section shall only apply to spheres of influence adopted by
 30 the commission after January 1, 1975.

31 *SEC. 11.* *Section 56747 of the Government Code is repealed.*

32 ~~56747. (a) Notwithstanding Section 56031, unincorporated~~
 33 ~~territory consisting of property abutting on a street, highway, or~~
 34 ~~road, and the street, highway, or road, to the extent that it abuts~~
 35 ~~that property, together with the road strip may be annexed to a city~~
 36 ~~pursuant to this division under the following conditions:~~

37 ~~(1) The annexation may be made only if the property to be~~
 38 ~~annexed is within the sphere of influence of the annexing city, as~~
 39 ~~adopted by the commission, and lies within an unincorporated area~~
 40 ~~wholly surrounded by the annexing city or the annexing city and~~

1 the county line or the annexing city and the Pacific Ocean or the
2 annexing city and a boundary of another city.

3 (2) ~~The property to be annexed shall not be annexed if the~~
4 ~~distance between the boundary of the annexing city and the point~~
5 ~~closest to the annexing city at which the road strip connects with~~
6 ~~the abutting property, as measured by the road strip, is more than~~
7 ~~one-half mile.~~

8 (b) ~~Subsequent annexations to the road strip and abutting~~
9 ~~territory shall not be made unless both of the following conditions~~
10 ~~are met:~~

11 (1) ~~The distance between the point at which the original road~~
12 ~~strip abuts the boundary of the annexing city and the point closest~~
13 ~~to the city at which the road strip connects with the abutting~~
14 ~~property to be annexed, as measured by the road strip, is one-half~~
15 ~~mile or less.~~

16 (2) ~~The annexation is contiguous to the road strip.~~

17 (c) ~~As used in this section:~~

18 (1) ~~“Property to be annexed” means the property abutting on a~~
19 ~~street, highway, or road, and the street, highway, or road, to the~~
20 ~~extent it abuts the property.~~

21 (2) ~~“Road strip” means the street, highway, or road which~~
22 ~~connects the territory of the property to be annexed to the annexing~~
23 ~~city.~~

24 (d) ~~This section applies only to the City of Cupertino.~~

25 *SEC. 12. Section 56760 of the Government Code is repealed.*

26 56760. — (a) ~~Before circulating any petition for change of~~
27 ~~organization for a city with a population of more than 100,000~~
28 ~~which is located in a county with a population of over 4,000,000,~~
29 ~~the proponents shall publish a notice of intention which shall~~
30 ~~include a written statement not to exceed 500 words in length,~~
31 ~~setting forth the reasons for the proposal. The notice shall be~~
32 ~~published pursuant to Section 56153. The notice shall be signed~~
33 ~~by at least one, but not more than three, chief petitioners and shall~~
34 ~~be in substantially the following form:~~

35 Notice of Intent to Circulate Petition

36 Notice is hereby given of the intention to circulate a petition
37 proposing to _____ territory to the City of _____.

38 The reasons for the proposal are:

39 (b) ~~Within five days after the date of publication, the chief~~
40 ~~petitioners shall file with the clerk of the city and the executive~~

1 officer a copy of the notice together with an affidavit made by a
2 representative of the newspaper in which the notice was published
3 certifying to the fact of publication.

4 ~~(e) After the filing required pursuant to subdivision (b), the~~
5 ~~petition may be circulated for signatures.~~

6 ~~SEC. 4.~~

7 *SEC. 13.* Section 56879 of the Government Code is amended
8 to read:

9 56879. (a) On or before November 1, 2018, and every year
10 thereafter, the Controller shall create a list of special districts that
11 are inactive, as defined in Section 56042, based upon the financial
12 reports received by the Controller pursuant to Section 53891. The
13 Controller shall publish the list of inactive districts on the
14 Controller's internet website. The Controller shall also notify the
15 commission in the county or counties in which the district is located
16 if the Controller has included the district in this list.

17 (b) The commission shall initiate dissolution of inactive districts
18 by resolution within 90 days of receiving notification from the
19 Controller pursuant to subdivision (a), unless the commission
20 determines that the district does not meet the criteria set forth in
21 Section 56042. The commission shall notify the Controller if the
22 commission determines that a district does not meet the criteria
23 set forth in Section 56042.

24 (c) The commission shall dissolve inactive districts. The
25 commission shall hold one public hearing on the dissolution of an
26 inactive district pursuant to this section no more than 90 days
27 following the adoption of the resolution initiating dissolution. The
28 dissolution of an inactive district shall not be subject to any of the
29 following:

30 (1) Chapter 1 (commencing with Section 57000) to Chapter 7
31 (commencing with Section 57176), inclusive, of Part 4.

32 (2) Determinations pursuant to subdivision (b) of Section 56881.

33 (3) Requirements for commission-initiated changes of
34 organization described in paragraph (3) of subdivision (a) of
35 Section 56375.

36 (4) Sections 99 and 99.01 of the Revenue and Taxation Code.

37 *SEC. 14.* *Section 57001.1 of the Government Code is repealed.*

38 ~~57001.1. In the case of a reorganization requested by a city in~~
39 ~~Santa Cruz County that has adopted a voter approved urban limit~~
40 ~~line, the time limits specified in Section 57001 shall not apply if~~

1 the commission's resolution making determinations includes terms
2 and conditions that allow for the completion of the reorganization
3 in two or more segments. The commission may not use the
4 provisions of this section for any reorganization approved or
5 conditionally approved after January 1, 2009.

6 *SEC. 15. Section 57075.5 of the Government Code is repealed.*

7 ~~57075.5. Notwithstanding Section 57075, if territory proposed~~
8 ~~to be annexed to a city with more than 100,000 residents is~~
9 ~~inhabited and is located in a county with a population of over~~
10 ~~4,000,000, the commission, not more than 30 days after conclusion~~
11 ~~of the hearing, shall make a finding regarding the value of written~~
12 ~~protests filed and not withdrawn and shall take one of the following~~
13 ~~actions:~~

14 ~~(a) Terminate proceedings if written protests have been filed~~
15 ~~and not withdrawn by 50 percent or more of the registered voters~~
16 ~~residing within the affected territory.~~

17 ~~(b) Order the change of organization or reorganization subject~~
18 ~~to confirmation by the registered voters residing within the affected~~
19 ~~territory, and request the city council to call a special election and~~
20 ~~submit to the voters residing within the affected territory the~~
21 ~~question of whether it shall be annexed to the city, if written~~
22 ~~protests have been filed and not withdrawn by either of the~~
23 ~~following:~~

24 ~~(1) At least 15 percent of the registered voters residing within~~
25 ~~the affected territory.~~

26 ~~(2) At least 15 percent of the number of owners of land who~~
27 ~~also own not less than 15 percent of the total assessed value of~~
28 ~~land within the affected territory.~~

29 ~~(c) Order the territory annexed without an election if~~
30 ~~subdivisions (a) and (b) do not apply.~~

31 *SEC. 16. Section 57202.1 of the Government Code is repealed.*

32 ~~57202.1. In the case of a reorganization requested by a city in~~
33 ~~Santa Cruz County that has adopted a voter approved urban limit~~
34 ~~line, the conditions of paragraph (2) of subdivision (a) of Section~~
35 ~~57202 shall not apply and the effective date of that reorganization~~
36 ~~shall be fixed in the terms and conditions of the commission~~
37 ~~resolution. The commission may not use the provisions of this~~
38 ~~section for any reorganization approved or conditionally approved~~
39 ~~after January 1, 2009.~~

40 *SEC. 17. Section 57383 of the Government Code is repealed.*

1 ~~57383. The board of supervisors of Los Angeles County may,~~
2 ~~by a two-thirds vote, convey any parking lot owned by the county~~
3 ~~and situated within the boundaries of an incorporated city to the~~
4 ~~city for public parking purposes, without consideration other than~~
5 ~~the agreement by the city to continue to use and maintain the~~
6 ~~property as a public parking lot.~~
7 ~~This section applies only to parking lots acquired principally~~
8 ~~from revenues raised through onstreet or offstreet parking fees for~~
9 ~~the specific purpose of parking lot development, and does not~~
10 ~~apply to lots purchased through expenditures from the general fund~~
11 ~~or other means to serve as sites for other types of facilities.~~
12 ~~The conveyance provided for by this section shall not occur until~~
13 ~~all liens or financial obligations attached to those lots have been~~
14 ~~satisfied.~~