

ACTION REPORT WITH SUMMARY BY MEASURE**AB 174 (Carter) School district reorganization.**

I - 01/29/2009

Status:

01/30/2009 - ASM PRINT From printer. May be heard in committee March 1.

Calendar:**Summary:**

Existing law prescribes the procedure to reorganize school districts, including the filing of a petition with the county superintendent of schools by specified persons. Existing law authorizes a county committee on school district reorganization to approve petitions to transfer territory, other than petitions to transfer uninhabited territory from one district to another, or to transfer inhabited territory of less than 10% of the assessed valuation of the district from which the territory is being transferred, if it finds that certain specified conditions substantially are met. Existing law requires the committee, if it approves such a petition, to notify the county superintendent of schools, who in turn is required to call an election in the territory of the districts, as determined by the county committee, to be conducted at the next election of any kind in accordance with specified statutory provisions regarding elections. This bill would authorize a county committee to approve a petition to form one or more school districts if specified conditions are met, including the granting of approval authority by each county superintendent of schools with jurisdiction over an affected school district that elects to grant approval authority to the county committee on school district reorganization for which he or she is secretary, the governing board of each of the affected school districts consents to the petition, and the secretary of the county committee designated as the lead agency for purposes of the California Environmental Quality Act (CEQA), as specified, enters into an agreement on behalf of the county committee for any or all affected school districts to share among those districts the costs of complying with CEQA requirements and serving as the lead agency. This bill contains other related provisions and other existing laws.

Organization	Assigned	Position	Priority	Subject	Groups
Office	Suboffice	Misc1	Misc2		

AB 176 (Silva) Maintenance of the codes.

I - 02/02/2009

Status:

02/03/2009 - ASM PRINT From printer. May be heard in committee March 5.

Calendar:**Summary:**

Existing law establishes the California Law Revision Commission. Existing law authorizes the commission to recommend changes in the law as it deems necessary to modify or eliminate antiquated and inequitable rules of law and bring the law into harmony with modern conditions. Existing law requires the commission to file a report at each regular session of the Legislature containing a calendar of topics selected by the commission for study, which is subject to approval by concurrent resolution of the Legislature. Existing law authorizes the commission to recommend revisions to correct technical or minor defects in the statutes without the prior concurrent resolution of the Legislature referring the matter to it for study. This bill would make changes to the terms used to describe recording technology to effectuate the recommendations of the commission. The bill would make additional technical, nonsubstantive changes.

Organization	Assigned	Position	Priority	Subject	Groups
Office	Suboffice	Misc1	Misc2		

AB 307 (Cook) Business licenses: ice cream truck operation.

I - 02/17/2009

Status:

02/17/2009 - ASM PRINT Read first time. To print.

Calendar:**Summary:**

ACTION REPORT WITH SUMMARY BY MEASURE

Existing law authorizes the legislative body of an incorporated city and the board of supervisors of a county to issue business licenses to persons to operate any kind of business not prohibited by law. This bill would prohibit a city or county from issuing a license to operate an ice cream truck, as defined, to any person who is required to register as a sex offender. This bill contains other related provisions and other existing laws.

Organization	Assigned	Position	Priority	Subject	Groups
Office	Suboffice	Misc1	Misc2		

AB 442 (Arambula) Notaries public.

I - 02/24/2009

Status:
02/25/2009 - ASM PRINT From printer. May be heard in committee March 27.

Calendar:

Summary:

Existing law prohibits an officer from taking acknowledgment of an instrument regarding the transfer of title to property unless the officer has satisfactory evidence that the person making the acknowledgment is the individual who is described in and who executed the instrument. This bill would add a Matricula Consular, a form of identification card issued by the Mexican government, to that list of documents. This bill contains other existing laws.

Organization	Assigned	Position	Priority	Subject	Groups
Office	Suboffice	Misc1	Misc2		

AB 499 (Hill) Environment: determination: dispute.

I - 02/24/2009

Status:
02/25/2009 - ASM PRINT From printer. May be heard in committee March 27.

Calendar:

Summary:

The California Environmental Quality Act (CEQA) requires a lead agency, which includes a local agency, to prepare, or cause to be prepared by contract, and certify the completion of, an environmental impact report on a project, as defined, that may have a significant effect on the environment, or to adopt a negative declaration if it finds that the project will not have that effect. CEQA requires a lead agency to file a notice of approval or a notice of determination containing specified information with the Office of Planning Research or the county clerk of each county in which the project is located, as appropriate. CEQA provides the procedure by which a party may attack, review, set aside, void, or annul the determination, finding, or decision of a public agency on specified grounds. This bill would require that a petitioner or plaintiff name, as a real party in interest, a recipient of an approval, as identified by the public agency in its notice of determination or notice of exemption, that is the subject of an action or proceeding challenging the determination, finding, or decision of a public agency pursuant to CEQA. The bill would require that a petition or complaint be subject to dismissal if a petitioner or plaintiff fails to serve any recipient of an approval within the statute of limitations period. This bill contains other related provisions and other existing laws.

Organization	Assigned	Position	Priority	Subject	Groups
Office	Suboffice	Misc1	Misc2		

AB 520 (Carter) Public records.

I - 02/25/2009

Status:
02/26/2009 - ASM PRINT From printer. May be heard in committee March 28.

Calendar:

ACTION REPORT WITH SUMMARY BY MEASURE

Summary:

The California Public Records Act requires state and local agencies to make their records available for public inspection and, upon request of any person, to provide a copy of any public record unless the record is exempt from disclosure. This bill would, whenever it is made to appear by verified petition, authorize a superior court to issue a protective order limiting the number and scope of requests a requestor may make under the act. The bill would require the court, in issuing the order, to determine that the requestor has sought records under the act for an improper purpose, including, but not limited to, the harassment of a public agency or its employees.

Organization	Assigned	Position	Priority	Subject	Groups
Office	Suboffice	Misc1	Misc2		

AB 620 (John A. Perez) County clerks: recordkeeping: registrations.

I - 02/25/2009

Status:

02/26/2009 - ASM PRINT From printer. May be heard in committee March 28.

Calendar:

Summary:

Existing law defines and regulates the activities of legal document assistants and unlawful detainer assistants, process servers, and professional photocopiers. Existing law requires those professionals to register in the county in which his or her principal place of business is located. Existing law requires the county clerk of each county to maintain a register of, and assign a unique number to, those persons, and to issue an identification card to each registrant. Existing law requires the identification cards to contain a photograph, and to meet varying minimum size requirements, as specified. This bill would change the minimum size requirements of the cards to 3 1/4 by 2 inches, and would delete a provision that requires the issuance of additional cards to employees of legal document assistants and unlawful detainer assistants, as specified. The bill would also specify that cards issued to partnerships or corporations be issued in the name of the partnership or corporation, and that no photograph be included. The bill would also require the inclusion of the name of the partnership or corporation on the card of an employee of a photocopier. This bill contains other related provisions and other existing laws.

Organization	Assigned	Position	Priority	Subject	Groups
Office	Suboffice	Misc1	Misc2		

AB 696 (Hagman) California Environmental Quality Act: arbitration.

I - 02/26/2009

Status:

02/27/2009 - ASM PRINT From printer. May be heard in committee March 29.

Calendar:

Summary:

The California Environmental Quality Act (CEQA) requires a lead agency to prepare, or cause to be prepared, and certify the completion of, an environmental impact report on a project, as defined, that it proposes to carry out or approve that may have a significant effect on the environment, as defined, or to adopt a negative declaration if it finds that the project will not have that effect. CEQA also generally requires a lead agency to prepare a mitigated negative declaration for a project that may have a significant effect on the environment if revisions in the project would avoid or mitigate that effect and there is no substantial evidence that the project, as revised, would have a significant effect on the environment. CEQA provides some exemptions from its requirements. This bill would allow an applicant for a project, at the time of application, to opt to resolve all disputes with the lead agency arising out of a subsequent environmental impact report for that project before an arbitrator, in lieu of retaining the option to file an action or proceeding arising out of those disputes before a court. If an applicant so opts, the bill would require the applicant and the lead agency, at that time, to agree to an arbitrator, thereby imposing a state-mandated local program. The bill would require any resulting arbitration to be binding on both the applicant and the lead agency and would require the arbitrator to resolve the dispute within 90 days of the request for arbitration. This bill contains other related provisions and other existing laws.

Organization	Assigned	Position	Priority	Subject	Groups
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ACTION REPORT WITH SUMMARY BY MEASURE

Office Suboffice Misc1 Misc2

AB 698 (Skinner) Utility property.

I - 02/26/2009

Status:
03/01/2009 - ASM PRINT From printer. May be heard in committee March 30.

Calendar:

Summary:

Under existing law, the Public Utilities Commission has regulatory authority over public utilities and can establish its own procedures, subject to statutory limitations or directions and constitutional requirements of due process. The existing Public Utilities Act prohibits, with certain exemptions, any public utility other than a common carrier by railroad, from selling, leasing, assigning, mortgaging, or otherwise disposing of or encumbering the whole or any part of specified property necessary or useful in the performance of the public utility's duties to the public, without first having either secured an order from the commission authorizing it to do so for qualified transactions valued above \$5,000,000, or for qualified transactions valued at \$5,000,000 or less, having filed an advice letter and obtained a resolution from the commission authorizing it to do so. Existing law requires the commission to determine the types of transactions valued at \$5,000,000 or less that qualify for advice letter handling. Existing law states the intent of the Legislature that transactions with monetary values that materially impact a public utility's rate base, or transactions that would trigger the commission's review responsibilities under the California Environmental Quality Act, should not qualify for expedited advice letter review. This bill would authorize for qualified transactions valued at \$5,000,000 or less for which an advice letter is filed that is uncontested, the executive director of the commission or the director of the division of the commission having regulatory jurisdiction over the utility to approve the advice letter. The bill would delete the requirement that the commission approve the advice letter by resolution. The bill would state the intent of the Legislature that transactions with monetary values that materially impact a public utility's rate base, or transactions that would trigger the commission's review responsibilities as lead agency under the California Environmental Quality Act, should not qualify for expedited advice letter review. The bill would authorize the filing of an advice letter for transactions by the public utility if the lead agency has completed the appropriate review under the California Environmental Quality Act for the transaction, and the commission is the responsible agency under the act.

Organization	Assigned	Position	Priority	Subject	Groups
Office	Suboffice	Misc1	Misc2		

AB 772 (Ammiano) The Local Government Identification Act.

I - 02/26/2009

Status:
03/01/2009 - ASM PRINT From printer. May be heard in committee March 30.

Calendar:

Summary:

Existing law authorizes the Department of Motor Vehicles to issue an identification card to any person attesting to the true full name, correct age, and other identifying data as certified by the applicant for the identification card, and authorizes the department to refuse to issue an identification card under certain circumstances. This bill would establish the Local Government Identification Act, which would authorize county governments to issue identification cards to persons who can provide proof of identity and proof of residency, as specified.

Organization	Assigned	Position	Priority	Subject	Groups
Office	Suboffice	Misc1	Misc2		

AB 782 (Jeffries) Regional transportation plans: sustainable communities strategies.

I - 02/26/2009

Status:
02/27/2009 - ASM PRINT From printer. May be heard in committee March 29.

ACTION REPORT WITH SUMMARY BY MEASURE**Calendar:****Summary:**

Existing law, the California Global Warming Solutions Act of 2006, requires the State Air Resources Board to adopt a statewide greenhouse gas emissions limit equivalent to the statewide greenhouse gas emissions levels of 1990, to be achieved by 2020, as specified. This bill would provide that upon the state board's acceptance that the sustainable communities strategy or an alternative planning strategy, if implemented, will achieve the greenhouse gas emissions reduction targets established by the state board, that acceptance shall be final, and no person or entity may initiate or maintain any judicial proceeding to review the propriety of the state board's acceptance. This bill contains other related provisions and other existing laws.

Organization	Assigned	Position	Priority	Subject	Groups
Office	Suboffice	Misc1	Misc2		

AB 827 (Yamada) Records.

I - 02/26/2009

Status:

03/01/2009 - ASM PRINT From printer. May be heard in committee March 30.

Calendar:**Summary:**

Existing law requires the county recorder to charge and collect certain fees for the filing or recording of various property-related instruments, papers, or notices. This bill would authorize the Board of Supervisors of Yolo County to charge an additional fee for the filing or recording of any property-related instrument, paper, or notice by the county recorder. The bill would require funds generated by the fee to be used for the sole purpose of maintaining and preserving the county's document storage system. This bill contains other related provisions.

Organization	Assigned	Position	Priority	Subject	Groups
Office	Suboffice	Misc1	Misc2		

AB 860 (Yamada) Secretary of State: duties: records.

I - 02/26/2009

Status:

02/27/2009 - ASM PRINT From printer. May be heard in committee March 29.

Calendar:**Summary:**

Existing law requires the Secretary of State, in consultation with the Department of General Services, to approve and adopt appropriate standards established by the American National Standards Institute or the Association for Information and Image Management for the purpose of storing and recording permanent and nonpermanent documents in electronic media. Existing law also requires those standards to include a requirement that a trusted system, as defined, be utilized in storing and recording those documents in electronic media. This bill would make a technical, nonsubstantive change to this provision.

Organization	Assigned	Position	Priority	Subject	Groups
Office	Suboffice	Misc1	Misc2		

AB 1024 (Harkey) Public records.

I - 02/27/2009

Status:

03/02/2009 - ASM PRINT Read first time.

Calendar:**Summary:**

ACTION REPORT WITH SUMMARY BY MEASURE

The California Public Records Act requires state and local agencies to make their records available for public inspection, and, upon the request of any person, to provide a copy of any public record unless the record is exempt from public disclosure. The act specifies that public employment contracts are public records that are subject to disclosure. This bill would make a technical, nonsubstantive change to this provision.

Organization	Assigned	Position	Priority	Subject	Groups
Office	Suboffice	Misc1	Misc2		

AB 1123 (Davis) Professions and vocations: process servers: registration.

I - 02/27/2009

Status:

03/02/2009 - ASM PRINT Read first time.

Calendar:**Summary:**

Existing law, the violation of which is a crime, requires specified natural persons, corporations, and partnerships to register, in the county in which they reside or in which their principal place of business is located, a certificate of registration as a process server. Existing law also requires a registrant, upon initial filing, to submit to a fingerprint check to verify that the registrant has not been convicted of a felony, and specifies procedures for revoking or suspending a certificate of registration, including that a hearing shall be conducted by an administrative law judge. This bill would require a registrant to submit to the fingerprint check also upon renewal of a lapsed certificate of registration, and would specify that a hearing be conducted by the presiding judge of the superior court. Because the bill would impose additional requirements on process servers, the violation of which would be a crime, the bill would create a state-mandated local program. This bill contains other related provisions and other existing laws.

Organization	Assigned	Position	Priority	Subject	Groups
Office	Suboffice	Misc1	Misc2		

AB 1136 (Fong) County employees' retirement: optional settlements.

I - 02/27/2009

Status:

03/02/2009 - ASM PRINT Read first time.

Calendar:**Summary:**

The County Employees' Retirement Law of 1937 permits a member or retired member of a retirement system established pursuant to its provisions, prior to the time that the first payment is of any retirement allowance is made, to elect certain optional settlements, which operate to reduce the allowance payable to the member through his or her life and provide for a subsequent payment to another party or parties, including his or her spouse. This bill would, upon adoption by a county, permit a retired member to revoke certain optional settlements if, at retirement, the retired member was unmarried or had been married less than one year, and the retired member had retired before the county adopted other specified optional retirement settlements. The bill would provide, pursuant to this revocation, that the retired member's allowance be adjusted prospectively and the spouse would be entitled to any provisions for which he or she may qualify as if an optional settlement had not been elected. The bill would prohibit the retired member, after revocation, from electing other optional settlements. The bill would provide that the retirement system has no obligation to locate or otherwise contact retired members who may qualify for a revocation. The bill would provide that any actions taken, as described above, do not excuse the obligation of a member to provide a continuing benefit to a former spouse pursuant to court order.

Organization	Assigned	Position	Priority	Subject	Groups
Office	Suboffice	Misc1	Misc2		

ACTION REPORT WITH SUMMARY BY MEASURE**AB 1143 (Ma) License and Certificate of Non-Clergy Marriage: registration.**

I - 02/27/2009

Status:

03/02/2009 - ASM PRINT Read first time.

Calendar:**Summary:**

Existing law prescribes the requirements for registration of a marriage, including the contents of a certificate of registry of marriage. Existing law requires that each marriage performed be registered by the person performing the ceremony. Existing law creates an exemption from this requirement for members of a religious society or denomination not having clergy. Existing law requires those persons to file a License and Certificate of Non-Clergy Marriage containing specified information, and further requires that the certificate be registered with the county within 10 days of the ceremony. This bill would extend the time by which a License and Certificate of Non-Clergy Marriage is required to be registered to 15 days following the ceremony.

Organization	Assigned	Position	Priority	Subject	Groups
Office	Suboffice	Misc1	Misc2		

AB 1204 (Huber) Environment: California Environmental Quality Act (CEQA): sustainable community strategy.

I - 02/27/2009

Status:

03/02/2009 - ASM PRINT Read first time.

Calendar:**Summary:**

The California Environmental Quality Act (CEQA) provides that a residential or mixed-use residential project that is consistent with the use designation, density, building intensity, and applicable policies for the project area in a sustainable community strategy or an alternative planning strategy and that, if implemented, achieves the greenhouse gas emission reduction targets and incorporates the mitigation measures required by an applicable prior environmental document is exempt from the requirement to reference, describe, or discuss growth inducing impacts or project specific or cumulative impacts from vehicles trips generated by the project on global warming or the regional transportation network in any findings or other determination for an exemption, a negative declaration, a mitigated negative declaration, a sustainable communities environmental assessment, an environmental impact report, or addenda prepared or adopted pursuant to CEQA. This bill would delete the restriction of this exemption to residential or mixed-use residential projects. By requiring a lead agency to determine whether the above exemption applies to additional projects, the bill would increase the level of service provided by a local agency, thereby imposing a state-mandated local program. This bill contains other related provisions and other existing laws.

Organization	Assigned	Position	Priority	Subject	Groups
Office	Suboffice	Misc1	Misc2		

AB 1245 (Monning) Recovery of public records.

I - 02/27/2009

Status:

03/02/2009 - ASM PRINT Read first time.

Calendar:**Summary:**

ACTION REPORT WITH SUMMARY BY MEASURE

Existing law provides that every officer having the custody of any public record, as specified, filed or deposited in any public office, or placed in his or her hands for any purpose, is punishable by imprisonment in the state prison for 2, 3, or 4 years if the officer willfully steals, removes, destroys, mutilates, defaces, alters, or falsifies the record, or causes another person to do so. Existing law also provides that every person not an officer who is guilty of any of these acts is punishable by imprisonment in the state prison or in a county jail for a period not exceeding one year, or by a fine not exceeding \$1,000, or by both. This bill would authorize the Secretary of State, whenever the secretary, in consultation with the State Archivist, has reasonable grounds to believe that a public record belonging to a state or a local agency is in the possession of a person, organization, or institution not authorized by law to possess the record, to issue a written notice demanding that person, organization, or institution within 20 calendar days, either to return the record or respond in writing and declare why the record does not belong to the state or a local agency. This bill contains other related provisions.

Organization	Assigned	Position	Priority	Subject	Groups
Office	Suboffice	Misc1	Misc2		

ABX2 8 (Nestande) State government.

C - 02/20/2009

Status:
02/20/2009 - ASM CHAPTERED Chaptered by Secretary of State - Chapter No. 6, Statutes of 2009

Calendar:

Summary:

The California Environmental Quality Act (CEQA) requires a lead agency to prepare, or cause to be prepared, and certify the completion of, an environmental impact report on a project that it proposes to carry out or approve that may have a significant effect on the environment or to adopt a negative declaration if it finds that the project will not have that effect. CEQA generally requires a lead agency to prepare a mitigated negative declaration for a project that may have a significant effect on the environment if revisions in the project would avoid or mitigate that effect and there is no substantial evidence that the project, as revised, would have a significant effect on the environment. CEQA also provides some exemptions from its requirements for specified projects. This bill would exempt the sale of surplus state real property made on an "as is" basis from designated provisions of CEQA. The bill would also exempt from those provisions of CEQA the execution of the purchase and sale agreement or the exchange agreement for surplus state real property if the disposition is not made on an "as is" basis and the close of escrow is contingent on a specified requirement or compliance with CEQA. This bill contains other related provisions and other existing laws.

Organization	Assigned	Position	Priority	Subject	Groups
Office	Suboffice	Misc1	Misc2		

SB 101 (Committee on Local Government) Validations.

I - 01/27/2009

Status:
02/09/2009 - SEN L. GOV. Set for hearing March 4.

Calendar:
03/04/09 9:30 a.m. - Room 112 SEN LOCAL GOVERNMENT

Summary:

This bill would enact the First Validating Act of 2009, which would validate the organization, boundaries, acts, proceedings, and bonds of the state and counties, cities, and specified districts, agencies, and entities. This bill contains other related provisions.

Organization	Assigned	Position	Priority	Subject	Groups
Office	Suboffice	Misc1	Misc2		

ACTION REPORT WITH SUMMARY BY MEASURE

SB 102 (Committee on Local Government) Validations.

I - 01/27/2009

Status:

02/09/2009 - SEN L. GOV. Set for hearing March 4.

Calendar:

03/04/09 9:30 a.m. - Room 112 SEN LOCAL GOVERNMENT

Summary:

This bill would enact the Second Validating Act of 2009, which would validate the organization, boundaries, acts, proceedings, and bonds of the state and counties, cities, and specified districts, agencies, and entities. This bill contains other related provisions.

Organization	Assigned	Position	Priority	Subject	Groups
Office	Suboffice	Misc1	Misc2		

SB 103 (Committee on Local Government) Validations.

I - 01/27/2009

Status:

02/09/2009 - SEN L. GOV. Set for hearing March 4.

Calendar:

03/04/09 9:30 a.m. - Room 112 SEN LOCAL GOVERNMENT

Summary:

This bill would enact the Third Validating Act of 2009, which would validate the organization, boundaries, acts, proceedings, and bonds of the state and counties, cities, and specified districts, agencies, and entities.

Organization	Assigned	Position	Priority	Subject	Groups
Office	Suboffice	Misc1	Misc2		

SB 106 (Committee on Local Government) Local agencies: ethics training.

I - 01/27/2009

Status:

02/09/2009 - SEN L. GOV. Set for hearing March 4.

Calendar:

03/04/09 9:30 a.m. - Room 112 SEN LOCAL GOVERNMENT

Summary:

Existing law requires all local agency officials to receive training in ethics, at specified intervals, if the local agency provides any type of compensation, salary, or stipend to those officials. Existing law defines "local agency," for these purposes, to mean a city, city and county, charter city, charter county, charter city and county, or special district. This bill would include a community college district, county board of education, and school district in the definition of "local agency." The bill would also require local agency officials who serve a community college district, county board of education, or school district as of January 1, 2010, to receive ethics training by January 1, 2011, and at least every 2 years thereafter, except as specified.

Organization	Assigned	Position	Priority	Subject	Groups
Office	Suboffice	Misc1	Misc2		

SB 113 (Committee on Local Government) Local Government Omnibus Act of 2009.

I - 01/29/2009

Status:

02/09/2009 - SEN L. GOV. Set for hearing April 15.

Calendar:

04/15/09 9:30 a.m. - Room 112 SEN LOCAL GOVERNMENT

Summary:

Existing law authorizes the board of supervisors of a county to acquire and convey property to the United States for use for any military purpose authorized by any law of the United States, as specified. This bill would repeal these provisions. This bill contains other related provisions and other existing laws.

Organization	Assigned	Position	Priority	Subject	Groups

ACTION REPORT WITH SUMMARY BY MEASURE

Office	Suboffice	Misc1	Misc2
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SB 136 (Huff) Surplus state real property: exemption from the California Environmental Quality Act.

I - 02/10/2009

Status:

02/23/2009 - SEN PRINT To Com. on EQ.

Calendar:**Summary:**

Existing law, the California Environmental Quality Act (CEQA) requires a lead agency, as defined, to prepare, or cause to be prepared, and certify the completion of, an environmental impact report on a project that it proposes to carry out or approve that may have a significant effect on the environment or to adopt a negative declaration if it finds that the project will not have that effect. Other provisions of existing law authorize the Department of General Services to dispose of real property that the Legislature has declared surplus, and has directed the disposal of this surplus, by the Department of General Services. This bill would exempt the sale of surplus state real property made on an "as is" basis from designated provisions of CEQA. The bill would also exempt from those provisions of CEQA the execution of the disposition agreement for surplus state real property when the disposition is not made on an "as is" basis and the close of escrow is contingent on specified conditions. This bill contains other related provisions and other existing laws.

Organization	Assigned	Position	Priority	Subject	Groups
Office	Suboffice	Misc1	Misc2		

SB 359 (Romero) Records: disclosure exemptions.

I - 02/25/2009

Status:

02/26/2009 - SEN PRINT From print. May be acted upon on or after March 28.

Calendar:**Summary:**

Existing law, the California Public Records Act, requires each state and local agency, as defined, to make its records open to public inspection at all times during office hours, except as specifically exempted from disclosure by law. The act specifically exempts from disclosure records that are exempted or prohibited from disclosure by federal or state law and lists records subject to that exemption, specifying that the listed exemptions are not inclusive of all exemptions under the act. This bill would revise the list of exempted records to reflect changes in existing law.

Organization	Assigned	Position	Priority	Subject	Groups
Office	Suboffice	Misc1	Misc2		

SB 461 (Correa) Notaries public.

I - 02/26/2009

Status:

02/27/2009 - SEN PRINT From print. May be acted upon on or after March 28.

Calendar:**Summary:**

Existing law specifies certain documents as allowable forms of identification for a credible witness, who, by oath or affirmation, attests to the identity of an individual executing a written instrument in the presence of, and acknowledged by, a notary public. This bill would add a Matricula Consular, issued through a consulate office of the Mexican Government, as an allowable form of identification for a credible witness to prove the identity of an individual who executes a written instrument.

Organization	Assigned	Position	Priority	Subject	Groups
Office	Suboffice	Misc1	Misc2		

ACTION REPORT WITH SUMMARY BY MEASURE**SB 476 (Correa) Environment: California Environmental Quality Act: noncompliance allegations:**

1 - 02/26/2009

Status: public comment.

02/27/2009 - SEN PRINT From print. May be acted upon on or after March 28.

Calendar:**Summary:**

The California Environmental Quality Act (CEQA) requires a lead agency, as defined, to prepare, or cause to be prepared, and certify the completion of, an environmental impact report (EIR) on a project that it proposes to carry out or approve that may have a significant effect on the environment or to adopt a negative declaration if it finds that the project will not have that effect. CEQA also requires a lead agency to prepare a mitigated negative declaration for a project that may have a significant effect on the environment if revisions in the project would avoid or mitigate that effect and there is no substantial evidence that the project, as revised, would have a significant effect on the environment. CEQA provides for a public review period for the public to review a draft EIR, proposed negative declaration, or proposed mitigated negative declaration. CEQA requires a lead agency to evaluate and respond to comments on a draft EIR, proposed negative declaration, or proposed mitigated negative declaration made during the public review period and authorizes a lead agency to evaluate and respond to comments made on a draft EIR when the comments are submitted after the public review period. CEQA requires an action or proceeding alleging noncompliance with its requirements to be based on grounds that were presented to the public agency orally or in writing by any person during the public comment period provided under CEQA or prior to the close of the public hearing on the project before the issuance of the notice of determination. This bill would allow an action or proceeding to be brought based on alleged grounds of noncompliance with CEQA raised after the public comment period if the person can demonstrate that the alleged grounds were not known and could not have been known with reasonable diligence at the time the EIR, negative declaration, or mitigated negative declaration was made available for public review, and therefore could not have been presented prior to the close of the comment period and the person raised the alleged grounds prior to the close of the public hearing on the project before the issuance of the notice of determination. This bill contains other related provisions and other existing laws.

Organization	Assigned	Position	Priority	Subject	Groups
Office	Suboffice	Misc1	Misc2		

SB 586 (Yee) State property: sale.

1 - 02/27/2009

Status:

03/02/2009 - SEN PRINT Read first time.

Calendar:**Summary:**

Existing law authorizes the Director of General Services to dispose of state surplus property, subject to specified conditions, including authorization by the Legislature. This bill would require the director, prior to an unspecified date, to sell, at fair market value, upon those terms and conditions determined by the director, a specified parcel of state property located in the County of San Mateo and the City and County of San Francisco to any interested party. The bill would exempt an "as-is" sale, exchange, sale, sale combined with an exchange, or transfer of this parcel from certain provisions of the California Environmental Quality Act (CEQA). If the sale, exchange, sale combined with an exchange, or transfer of the parcel is not an "as-is" sale and close of escrow is contingent on satisfying a local governmental approval for entitlement or land use requirements, including compliance by the local government with certain provisions of CEQA, then the execution of the purchase and sale agreement or exchange agreement would be exempt from those provisions of CEQA. This bill contains other related provisions.

Organization	Assigned	Position	Priority	Subject	Groups
Office	Suboffice	Misc1	Misc2		

ACTION REPORT WITH SUMMARY BY MEASURE

SB 605 (Ashburn) California Environmental Quality Act: biogas pipelines: exemption.

1 - 02/27/2009

Status:
03/02/2009 - SEN PRINT Read first time.

Calendar:

Summary:

The California Environmental Quality Act (CEQA) requires a lead agency to prepare, or cause to be prepared, and certify the completion of, an environmental impact report on a project, as defined, that it proposes to carry out or approve that may have a significant effect on the environment, as defined, or to adopt a negative declaration if it finds that the project will not have that effect. CEQA also generally requires a lead agency to prepare a mitigated negative declaration for a project that may have a significant effect on the environment if revisions in the project would avoid or mitigate that effect and there is no substantial evidence that the project, as revised, would have a significant effect on the environment. CEQA provides some exemptions from its requirements for specified projects, including for a project of less than one mile in length within a public street or highway or another public right-of-way for the installation of a new pipeline or the maintenance, repair, restoration, reconditioning, relocation, replacement, removal, or demolition of an existing pipeline. CEQA also exempts from its requirements a project that consists of the inspection, maintenance, repair, restoration, reconditioning, relocation, replacement, or removal of an existing pipeline, as defined, if specified conditions are met, including that the project is less than 8 miles in length. This bill would exempt from CEQA a project of less than 8 miles in length within a public street or highway or another public right-of-way for the installation of a new pipeline, or the maintenance, repair, restoration, reconditioning, relocation, replacement, removal, or demolition of an existing pipeline, that is used to transport biogas. Because a lead agency would be required to determine the applicability of the exemption, 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
Office	Suboffice	Misc1	Misc2		

SB 635 (Wiggins) Marriage licenses: vital records: fees: domestic violence.

1 - 02/27/2009

Status:
03/02/2009 - SEN PRINT Read first time.

Calendar:

Summary:

Existing law requires the collection of fees for issuing marriage licenses and for providing certified copies of vital records, including marriage certificates, birth certificates, fetal death records, and death records. Existing law provides for the establishment of county domestic violence program special funds for the purpose of funding local domestic violence programs. Certain fees payable at the time a marriage license or a certified copy of any of the above vital records is issued may be collected by the county clerks for deposit into these funds. This bill, until January 1, 2015, would provide the same authorization to increase fees for marriage licenses and confidential marriage licenses to the Sonoma County Board of Supervisors. This bill contains other related provisions and other existing laws.

Organization	Assigned	Position	Priority	Subject	Groups
Office	Suboffice	Misc1	Misc2		

SB 748 (Leno) Public records: Witness Relocation and Assistance Program.

1 - 02/27/2009

Status:
03/02/2009 - SEN PRINT Read first time.

Calendar:

Summary:

ACTION REPORT WITH SUMMARY BY MEASURE

Existing law prohibits a state or local agency from posting on the Internet the home address or telephone number of any elected or appointed official, as defined. It also prohibits, and makes punishable as a misdemeanor or felony, as specified, any person from knowingly posting this information or that of the official's residing spouse or child on the Internet knowing that person is an elected or appointed official and intending to cause imminent great bodily harm to that individual. This bill would prohibit a state or local agency from posting on the Internet the home address or telephone number of any participant in the Witness Relocation and Assistance Program, as defined. It also prohibits, and makes punishable as a misdemeanor or felony, as specified, any person from knowingly posting this information or that of the participant's residing spouse or child on the Internet knowing that person is a participant in the Witness Relocation and Assistance Program and intending to cause imminent great bodily harm to that individual. By making a violation of these provisions 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
Office	Suboffice	Misc1	Misc2		

SB 782 (Yee) Domestic violence: marriage license fees.

I - 02/27/2009

Status:

03/02/2009 - SEN PRINT Read first time.

Calendar:**Summary:**

Existing law requires the collection of a fee in addition to the basic fee for the issuance of a marriage license and for the issuance of an authorization for the performance of marriages without a license, in the amount of \$23, for funding of domestic violence shelter-based programs, to be disposed of by the county clerk under specified provisions, including a requirement that \$4 be used, to the extent feasible, to develop and expand domestic violence centers to target underserved areas and populations. This bill would increase the fee required to be collected for domestic violence centers to \$30 and would require \$6 of that amount to be allocated to develop and expand shelter-based programs to target underserved areas and populations to the extent feasible. This bill contains other related provisions.

Organization	Assigned	Position	Priority	Subject	Groups
Office	Suboffice	Misc1	Misc2		

SBX2 8 (Denham) State government.

A - 02/14/2009

Status:

02/15/2009 - SEN THIRD READING Read third time. Refused passage. (Ayes 18. Noes 19. Page 36.)

Calendar:**Summary:**

The California Environmental Quality Act (CEQA) requires a lead agency to prepare, or cause to be prepared, and certify the completion of, an environmental impact report on a project that it proposes to carry out or approve that may have a significant effect on the environment or to adopt a negative declaration if it finds that the project will not have that effect. CEQA generally requires a lead agency to prepare a mitigated negative declaration for a project that may have a significant effect on the environment if revisions in the project would avoid or mitigate that effect and there is no substantial evidence that the project, as revised, would have a significant effect on the environment. CEQA also provides some exemptions from its requirements for specified projects. This bill would exempt the sale of surplus state real property made on an "as is" basis from designated provisions of CEQA. The bill would also exempt from those provisions of CEQA the execution of the purchase and sale agreement or the exchange agreement for surplus state real property if the disposition is not made on an "as is" basis and the close of escrow is contingent on a specified requirement or compliance with CEQA. This bill contains other related provisions and other existing laws.

Organization	Assigned	Position	Priority	Subject	Groups
Office	Suboffice	Misc1	Misc2		

ACTION REPORT WITH SUMMARY BY MEASURE