



County of Los Angeles
CHIEF EXECUTIVE OFFICE

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Third District

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Fifth District

September 15, 2011

To: Mayor Michael D. Antonovich
Supervisor Gloria Molina
Supervisor Mark Ridley-Thomas
Supervisor Zev Yaroslavsky
Supervisor Don Knabe

From: William T Fujioka
Chief Executive Officer

SACRAMENTO UPDATE - STATUS OF COUNTY-SPONSORED LEGISLATION

This memorandum contains the status of County-sponsored measures for which authors or legislative vehicles were secured in the first year of the 2011-12 Legislative Session.

Enacted Legislation

County-sponsored SB 62 (Liu)--Homeowner Notification Program. Enhances the County's existing Homeowner Notification Program to authorize the County to: 1) notify homeowners and renters subject to notices of default or sale; 2) collect a fee for notification upon the recording of a notice of default or sale; and 3) use a portion of the recording fee to provide information, counseling, or assistance to a person who receives the notice. These provisions would sunset on January 1, 2015. The bill also states that the Legislature finds and declares the need for the special law because the County is experiencing a foreclosure and real estate fraud crisis that necessitates additional authority for the County to provide notice of the recording of certain foreclosure-related real property transactions to interested parties. This bill was signed by Governor Brown on August 1, 2011 and it is Chapter 141, Statutes of 2011. This measure becomes effective on January 1, 2012.

County-sponsored SB 913 (Pavley)--Authority of Chief Probation Officer to Consent to Non-Emergency Medical Care for Detained Youth. Authorizes a probation officer to consent to non-emergency medical care for detained minors when the parent or legal guardian refuses or fails to respond to a request for medical consent.

"To Enrich Lives Through Effective And Caring Service"

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This bill was signed by Governor Brown on September 6, 2011 and it is Chapter 256, Statutes of 2011. This measure becomes effective on January 1, 2012.

Measures Awaiting Governor's Action

County-sponsored AB 396 (Mitchell)--Reimbursement for Medical Treatment of Medi-Cal Eligible Detained Minors. Allows counties and the California Department of Corrections and Rehabilitation to draw down Federal matching funds to provide reimbursement for the medical treatment of minors who are hospitalized outside of a detention facility for more than 24 hours. This measure is on the Governor's desk.

County-sponsored AB 946 (Lowenthal)--Los Angeles Regional Interoperable Communications System (LA-RICS) Authority. As amended on August 31, 2011, would authorize the County of Los Angeles, or the LA-RICS Authority located in Los Angeles County, to procure a regional interoperable communications system by utilizing a solicitation process to award a contract for the design and build of a regional interoperable communications system and related infrastructure. AB 946 is an urgency measure and would become effective immediately upon the Governor's signature. This measure is on the Governor's desk.

County-sponsored SB 194 (Senate Local Government Omnibus Bill)--Change Orders on County Road Contracts; Payments by Credit Card, Debit Card or Electronic Fund Transfer. As amended on June 13, 2011, contains a County-sponsored proposal to increase the upper limit amount a board of supervisors may delegate to a county road commissioner or other county officer to order changes or additions to the work being performed under county road contracts from \$150,000 to \$210,000. The measure would also clarify that these change orders may include additions to the work. This bill would also authorize, subject to the approval of the county board of supervisors, a county to accept a payment of a donation, gift, bequest, or devise made to or in favor of a county, or to or in favor of the board of supervisors of a county, by credit card, debit card, or electronic funds transfer. The rest of the provisions contained in SB 194 do not directly affect County operations. This measure is on the Governor's desk.

County-Sponsored Legislation to be Pursued in 2012

County-sponsored AB 259 (Smyth)--Eligibility for Office of Public Defender. As amended on May 11, 2011, would amend Government Code Section 27701 to allow a person to be eligible for the office of public defender if he or she is a sitting or retired judge, and as a judge meets specified qualifications, or if he or she was a judicial commissioner, magistrate, referee, or elected public official and meets specified

qualifications. This measure failed passage in the Senate Public Safety Committee; however, the committee granted the measure reconsideration. This is a two-year bill.

County-sponsored AB 652 (Mitchell)--Children's Out of Home Initial Health Assessments Covered by Medi-Cal. As amended on May 10, 2011, would specify that the costs of initial health assessments and forensic medical evaluations performed on children who are placed out of home due to suspected abuse or neglect shall be covered benefits under the Medi-Cal Program, the Healthy Families Program or a licensed health care insurance plan. This is a two-year bill.

County-sponsored SB 141 (Price)--State Reimbursement of County Election Expenses. As amended on March 17, 2011, would require the State to reimburse counties for elections to fill State and Federal legislative vacancies. This proposal would add provisions requiring that all expenses incurred to conduct elections called by the Governor to fill a vacancy in the office of State Senator, Member of the Assembly, United States Senator or Representative in Congress be paid by the State. The bill also states that when an election proclaimed by the Governor is consolidated with a local election, the State would pay only for those expenses directly related to the elections proclaimed by the Governor. The bill was held in the Senate Appropriations Committee under submission and is a two-year bill.

Proposals Included in Legislation Sponsored by Other Entities

County-support-in-concept AB 73 (Feuer)--Open Dependency Court Hearings. In the November 2, 2010 Sacramento Update, we advised your Board that the Sacramento advocates would pursue County-sponsored legislation to establish a three-year pilot project to allow members of the public to be admitted to juvenile dependency court hearings. Similar provisions were incorporated into AB 73, which as amended on April 14, 2011, would establish a four-year pilot project in three counties to create a presumption that juvenile court hearings in juvenile dependency cases be open to the public, unless the court finds that admitting the public would not be in a child's best interest; among other provisions. The County's position on AB 73 is Support-in-Concept. The bill is in the Assembly Human Services Committee and is a two-year bill.

City of Vernon--Constitutional Amendment. On November 16, 2010, your Board directed the Sacramento advocates to pursue legislation authorizing a constitutional amendment that would have: 1) specified that no more than 10 percent of a charter city's owned or controlled housing could be occupied by city employees, or individuals with a conflict of interest; 2) authorized a county or its community development commission to competitively bid the housing units for charter cities that exceed

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the 10 percent threshold; and 3) provided a mechanism to relocate any displaced families or individuals.

The Sacramento advocates were unable to secure an author for this proposal. However, based on your Board directive of December 14, 2010, the Sacramento advocates supported **AB 46 (J. Pérez)**, which would provide that every city with a population of less than 150 people as of January 1, 2010, be disincorporated into the city's respective county. The bill would also require the disincorporation to take effect 91 days after the effective date of the bill, and would require the local agency formation commission to oversee the terms and conditions of the disincorporation of the city. AB 46 failed passage on the Senate Floor by a 13 to 17 vote on August 29, 2011.

Enactment of **County-supported AB 46** was contingent on the passage of **AB 781 (J. Pérez)**, which as amended on August 29, 2011, would enact a successor governance structure for a city that is disincorporated pursuant to pending legislation, and would establish a Community Services District to provide continuation of specified services, transfer certain powers and duties to the County, and require the local agency formation commission to oversee the terms and conditions of the disincorporation. When AB 46 failed passage in the Senate, AB 781 was placed in the Senate Inactive File on August 29, 2011; therefore, the measure is dead.

We will continue to keep you advised.

WTF:RA
MR:DLS:IGEA:er

c: All Department Heads
Legislative Advocate
Local 721
Coalition of County Unions
California Contract Cities Association
Independent Cities Association
League of California Cities
City Managers Association
Buddy Program Participants