

Assembly Bill No. 773

CHAPTER 161

An act to amend Section 33378 of the Health and Safety Code, relating to redevelopment.

[Approved by Governor August 28, 2006. Filed with Secretary of State August 28, 2006.]

LEGISLATIVE COUNSEL'S DIGEST

AB 773, Mullin. Redevelopment: referendum.

The Community Redevelopment Law authorizes the establishment of redevelopment agencies in communities in order to address the effects of blight, as defined, in those communities and prescribes certain requirements applicable to referendum petitions circulated in cities or counties with over 500,000 in population, relating to a redevelopment plan that is subject to a referendum, including, among other things, that the petition be submitted to the clerk of the legislative body within 90 days of the adoption of the ordinance.

Existing law generally requires that referendum petitions, together with all sections thereof, be filed in municipal elections within 30 days from the date of the adoption of the ordinance to which it relates.

This bill would, notwithstanding any other provision of law, make this 90-day requirement applicable to all cities and counties.

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

SECTION 1. Section 33378 of the Health and Safety Code is amended to read:

33378. (a) With respect to any ordinance that is subject to referendum pursuant to Sections 33365 and 33450, the language of the statement of the ballot measure shall set forth with clarity and in language understandable to the average person that a "Yes" vote is a vote in favor of adoption or amendment of the redevelopment plan and a "No" vote is a vote against the adoption or amendment of the redevelopment plan.

(b) (1) Notwithstanding any other provision of law, including the charter of any city or city and county, referendum petitions circulated in cities or counties over 500,000 population shall bear valid signatures numbering not less than 10 percent of the total votes cast within the city or county for Governor at the last gubernatorial election.

(2) Notwithstanding any other provision of law, including the charter of any city or city and county, or Section 9242 of the Elections Code, the referendum petitions of all cities and counties shall be submitted to the

clerk of the legislative body within 90 days of the adoption of an ordinance subject to referendum under this article.

(c) With respect to any ordinance that is subject to referendum pursuant to Sections 33365 and 33450 and either provides for tax-increment financing pursuant to Section 33670 or expands a project area that is subject to tax-increment financing, the referendum measure shall include, in the ballot pamphlet, an analysis by the county auditor-controller and, at the option of the legislative body, a separate analysis by the agency, of the redevelopment plan or amendment that will include both of the following:

(1) An estimate of the potential impact on property taxes per each ten thousand dollars (\$10,000) of assessed valuation for taxpayers located in the city or county, as the case may be, outside the redevelopment project area during the life of the redevelopment project.

(2) An estimate of what would happen to the project area in the absence of the redevelopment project or in the absence of the proposed amendment to the plan.