

Senate Bill No. 282

CHAPTER 136

An act to amend Sections 24011 and 25210.9c of the Government Code, relating to county offices.

[Approved by Governor August 29, 2005. Filed with Secretary of State August 29, 2005.]

LEGISLATIVE COUNSEL'S DIGEST

SB 282, Maldonado. County offices.

Existing law authorizes the boards of supervisors of specified counties to provide, by ordinance, that the public administrator be appointed by the board, and authorizes the boards of supervisors of certain counties to appoint the same person to the offices of public administrator and public guardian. The boards of supervisors of certain counties are authorized to separate the consolidated offices of district attorney and public administrator for purposes of making these appointments.

This bill would include Lassen and Monterey Counties within those counties whose boards of supervisors are authorized to provide for the appointment of the public administrator by the board. It would also authorize the Board of Supervisors of Lassen and Monterey Counties to appoint the same person to the offices of public administrator and public guardian. The bill would also authorize the Board of Supervisors of Lassen County to separate the consolidated offices of district attorney and public administrator for the purpose of making these appointments.

Existing law authorizes a county, by the adoption of a resolution by a $\frac{4}{5}$ vote of the county board of supervisors, to appropriate any of its available moneys to a revolving fund not to exceed \$1,000,000 to be used to provide in whole or in part one or more extended services to a county services area.

This bill would increase the amount that may be appropriated in that manner to \$2,000,000.

This bill would incorporate additional changes in Section 24011 of the Government Code, proposed by AB 1318, to be operative only if AB 1318 and this bill are both chaptered and become effective on or before January 1, 2006, and this bill is chaptered last.

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

SECTION 1. Section 24011 of the Government Code is amended to read:

24011. Notwithstanding the provisions of Section 24009:

(a) The Boards of Supervisors of Glenn County, Lassen County, Madera County, Mendocino County, Monterey County, Napa County, Solano County, Trinity County, Tuolumne County, and Lake County may, by ordinance, provide that the public administrator shall be appointed by the board.

(b) The Boards of Supervisors of Madera County, Mendocino County, Napa County, Trinity County, Tuolumne County, and Lake County may appoint the same person to the offices of public administrator, veteran service officer, and public guardian. The Board of Supervisors of Glenn County, Lassen County, Monterey County, and Solano County may, by ordinance, appoint the same person to the offices of public administrator and public guardian.

(c) The Boards of Supervisors of Glenn County, Lassen County, Madera County, Mendocino County, Napa County, Trinity County, Tuolumne County, and Lake County may separate the consolidated offices of district attorney and public administrator at any time in order to make the appointments permitted by this section. Upon approval by the board of supervisors, the officer elected to these offices at any time may resign, or decline to qualify for, the office of public administrator without resigning from, or declining to qualify for, the office of district attorney.

SEC. 2. Section 24011 of the Government Code is amended to read:

24011. Notwithstanding the provisions of Section 24009:

(a) The Boards of Supervisors of Glenn County, Lassen County, Madera County, Mendocino County, Monterey County, Napa County, Solano County, Sonoma County, Trinity County, Tuolumne County, and Lake County may, by ordinance, provide that the public administrator shall be appointed by the board.

(b) The Boards of Supervisors of Madera County, Mendocino County, Napa County, Trinity County, Tuolumne County, and Lake County may appoint the same person to the offices of public administrator, veteran service officer, and public guardian. The Board of Supervisors of Glenn County, Lassen County, Monterey County, Solano County, and Sonoma County may, by ordinance, appoint the same person to the offices of public administrator and public guardian.

(c) The Boards of Supervisors of Glenn County, Lassen County, Madera County, Mendocino County, Napa County, Trinity County, Tuolumne County, and Lake County may separate the consolidated offices of district attorney and public administrator at any time in order to make the appointments permitted by this section. Upon approval by the board of supervisors, the officer elected to these offices at any time may resign, or decline to qualify for, the office of public administrator without resigning from, or declining to qualify for, the office of district attorney.

SEC. 3. Section 25210.9c of the Government Code is amended to read:

25210.9c. (a) Pursuant to a resolution adopted by a four-fifths vote of all the members of its board of supervisors, a county may appropriate any of its available moneys to a revolving fund not to exceed two million dollars (\$2,000,000) to be used for the acquisition of real or personal

property, environmental impact studies, fiscal analysis, engineering services, salaries, wages, services, supplies, or the construction of structures or improvements needed in whole or in part to provide one or more extended services to a county service area located wholly within the county. The revolving fund shall be reimbursed from service fees, connection charges, tax revenues, or other moneys available from the service area, and no sums shall be disbursed from the fund until the board has, by resolution, established the method by and the term, not exceeding 10 years, within which the county service area is to reimburse the fund. The service area shall reimburse the fund for any amount disbursed to the service area within 10 years after disbursement, together with interest at the current rate per annum received on similar types of investments by the county as determined by the county treasurer.

(b) Notwithstanding subdivision (a), the Board of Supervisors of the County of Santa Barbara or the County of Tulare may disburse money from the revolving fund to county service areas without complying with the requirement for reimbursement.

SEC. 4. Section 2 of this bill incorporates amendments to Section 24011 of the Government Code proposed by both this bill and Assembly Bill 1318. It shall only become operative if (1) both bills are enacted and become effective on or before January 1, 2006, (2) each bill amends Section 24011 of the Government Code, and (3) this bill is enacted after Assembly Bill 1318, in which case Section 1 of this bill shall not become operative.