

AMENDED IN SENATE MARCH 12, 2007

SENATE BILL

No. 167

Introduced by Senator Negrete McLeod

February 1, 2007

An act to add *Section 65040.7 to, and to add Article 5.1* (commencing with Section 65310) to Chapter 1.5 of Division 1 of Title 7 of, the Government Code, relating to general plans, and making an appropriation therefor.

LEGISLATIVE COUNSEL'S DIGEST

SB 167, as amended, Negrete McLeod. General plans: planning grants and incentives.

The Safe Drinking Water, Water Quality and Supply, Flood Control, River and Coastal Protection Bond Act of 2006 allocates \$580,000,000 for revitalizing communities and making them more sustainable and livable by investing in sound land use planning, local parks, and urban greening, and specifically authorizes \$90,000,000 for planning grants and incentives, as specified, to encourage, among other things, the development of specified regional and local land use plans. The act also requires that these funds be made available upon appropriation by the Legislature.

Existing law also provides that the Office of Planning and Research (OPR) within the Governor's office serves as the state's comprehensive planning agency in the formulation, evaluation, and updating of, among other things, long-range goals and policies for land use, population growth and distribution, urban expansion, development, open space, resource preservation and utilization, air and water quality, and other factors that shape statewide development patterns and significantly influence the quality of the state's environment.

This bill would require the Governor's Office of Planning and Research to administer ~~a program~~ *multiple programs*, as specified, to award (1) grants and loans to cities and counties to prepare and adopt general plans, including, *among other things, a preference for a grant or loan if one or more criteria are met, (2) loans to cities and counties to prepare and adopt programs to implement city and county general plans, including specific plans, habitat conservation plans, zoning ordinances, and design standards, (3) grants to councils of governments to prepare regional blueprint projects, and (4) grants and loans to local agency formation commissions to prepare and adopt municipal service reviews and spheres of influence. The bill would also provide that the funding for the programs under (1), (2), and (4) includes the costs of complying with the California Environmental Quality Act (CEQA).* The bill would require *the* OPR to prepare and adopt regulations for this purpose that meet specified criteria and would require the OPR to cooperate with the Secretary of the Resources Agency in any independent audits of expenditures pursuant to these provisions.

The bill would also require the OPR, on or before October 1, 2008, to conduct a study of the feasibility of integrating the data and analyses derived from the municipal service reviews and spheres of influence adopted by local agency commissions pursuant to the Cortese-Knox-Hertzberg Local Government Reorganization Act of 2000.

The bill would appropriate \$1,000,000 from the Safe Drinking Water, Water Quality and Supply, Flood Control, River and Coastal Protection Fund of 2006 for the 2007–08 fiscal year for the purposes of the bill and would declare the Legislature's intent to appropriate \$80,000,000 in planning grants and incentives for fiscal years 2008–09, 2009–10, 2010–11, and 2011–12. The bill would also authorize the OPR to use no more than 5% of the funds allocated for these purposes to pay the costs of administering this program.

Vote: majority. Appropriation: yes. Fiscal committee: yes.
State-mandated local program: no.

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

- 1 SECTION 1. Section 65040.7 is added to the Government Code,
- 2 to read:
- 3 65040.7. The office shall administer the programs created by
- 4 Article 5.1 (commencing with Section 65310).

1 ~~SECTION 1.~~

2 ~~SEC. 2.~~ Article 5.1 (commencing with Section 65310) is added
3 to Chapter 1.5 of Division 1 of Title 7 of the Government Code,
4 to read:

5
6 Article 5.1. Planning Grants and Incentives
7

8 65310. (a) The Legislature finds and declares all of the
9 following:

10 (1) It is necessary and in the public interest to revitalize
11 California’s communities and make them more sustainable and
12 liveable by investing in sound land use planning.

13 (2) At the November 7, 2006, statewide general election,
14 California’s voters passed Proposition 84, “The Safe Drinking
15 Water, Water Quality and Supply, Flood Control, River and Coastal
16 Protection Bond Act of 2006,” and authorized \$5.4 billion in state
17 bonds.

18 (3) As added by that act, Section 75065 of the Public Resources
19 Code makes ninety million dollars (\$90,000,000) “available for
20 planning grants and planning incentives, including revolving loan
21 programs and other methods to encourage the development of
22 regional and local land use plans that are designed to promote
23 water conservation, reduce automobile use and fuel consumption,
24 encourage greater infill and compact development, protect natural
25 resources and agricultural lands, and revitalize urban and
26 community centers.”

27 (4) As added by that act, Section 75066 of the Public Resources
28 Code requires the Legislature to appropriate those funds to
29 implement those purposes.

30 (b) In enacting this article, it is the intent of the Legislature to
31 create a program to allocate funds from the Safe Drinking Water,
32 Water Quality and Supply, Flood Control, River and Coastal
33 Protection Bond Act of 2006 (Division 43 (commencing with
34 Section 75001) of the Public Resources Code) ~~to cities and counties~~
35 *local governments and other public agencies* to implement
36 subdivision (c) of Section 75065 of the Public Resources Code.

37 ~~65311. (a) The Office of Planning and Research shall~~
38 ~~administer a program to award grants and loans to cities and~~
39 ~~counties for preparing and adopting general plans, pursuant to this~~
40 ~~article, using the funds appropriated for that purpose.~~

1 ~~(b) For the purposes of this article, preparing and adopting~~
2 ~~general plans shall include the preparation, adoption, and~~
3 ~~amendment of general plans pursuant to Article 5 (commencing~~
4 ~~with Section 65300) and Article 6 (commencing with Section~~
5 ~~65350), as well as compliance with the California Environmental~~
6 ~~Quality Act (Division 13 (commencing with Section 21000) of~~
7 ~~the Public Resources Code).~~

8 *65311. (a) The Office of Planning and Research shall*
9 *administer a program to award grants and loans to cities and*
10 *counties for preparing and adopting general plans.*

11 *(b) For the purposes of this article, preparing and adopting*
12 *general plans shall include the preparation, adoption, and*
13 *amendment of general plans pursuant to Article 5 (commencing*
14 *with Section 65300) and Article 6 (commencing with Section*
15 *65350), as well as compliance with the California Environmental*
16 *Quality Act (Division 13 (commencing with Section 21000) of the*
17 *Public Resources Code).*

18 *(c) A grant of state funds to a city or a county for the preparation*
19 *and adoption of a general plan shall not exceed one-half of the*
20 *costs of preparing and adopting that general plan. If a city or a*
21 *county fails to adopt a general plan that has been funded by a*
22 *grant made pursuant to this section, the Office of Planning and*
23 *Research shall direct the Controller to recover those funds by any*
24 *available means.*

25 *(d) A loan of state funds to a city or a county for the preparation*
26 *and adoption of a general plan shall not exceed one-half of the*
27 *costs of preparing and adopting that general plan. Any loan of*
28 *state funds to a city or a county for the preparation and adoption*
29 *of a general plan shall be repaid within 10 years of the adoption*
30 *of that plan.*

31 *(e) In its application to the Office of Planning and Research for*
32 *a grant or a loan pursuant to this section, a city or a county shall*
33 *do all of the following:*

34 *(1) Submit and declare its intention to follow a detailed budget*
35 *and schedule for the preparation and adoption of its general plan.*
36 *The budget and schedule shall be of sufficient detail to allow the*
37 *Office of Planning and Research to assess the progress of the city*
38 *or the county at regular intervals. The schedule shall provide for*
39 *the adoption of a complete and adequate general plan within seven*

1 years of the date on which the Office of Planning and Research
2 awarded the grant or the loan.

3 (2) Declare its intention to prepare and adopt a general plan
4 that will substantially comply with the requirements of Article 5
5 (commencing with Section 65300).

6 (3) Declare its intention to prepare and adopt a general plan
7 that will be consistent with the goals of Chapter 9 (commencing
8 with Section 75065) of Division 43 of the Public Resources Code,
9 including general plan goals, policies, standards, and feasible
10 implementation programs that are designed to promote water
11 conservation, reduce automobile use and fuel consumption,
12 encourage greater infill and compact development, protect natural
13 resources and agricultural lands, and revitalize urban and
14 community centers.

15 (4) Declare its intention to review and, when necessary, revise
16 its general plan every 10 years after the adoption of the general
17 plan funded pursuant to this section.

18 (5) Submit documents demonstrating that the city or the county
19 has imposed fees pursuant to Section 65104 and subdivision (b)
20 of Section 66014 to generate revenue to pay for a portion of the
21 costs that are reasonably necessary to review and, if necessary,
22 revise the general plan funded pursuant to this section.

23 (f) The regulations adopted pursuant to Section 65316 shall
24 require the Office of Planning and Research to give a preference
25 for a grant or a loan pursuant to this section to a city or a county
26 that adopts a resolution that declares its intent to do one or more
27 of the following:

28 (1) Prepare and adopt a general plan that will support the
29 implementation of a Regional Blueprint Project funded by a
30 Regional Blueprint Planning Grant distributed through the
31 Department of Transportation as part of the federal Safe,
32 Accountable, Flexible and Efficient Transportation Act: A Legacy
33 for Users (SAFETEA-LU) (Public Law 109-59).

34 (2) Prepare and adopt its general plan in collaboration with
35 the county and all of the cities in the same county.

36 (3) Prepare and adopt its general plan in collaboration with
37 all of the cities in the same council of governments or in the same
38 subregional council of governments.

39 (4) Prepare and adopt a general plan that will lead to all of the
40 following:

- 1 (A) Implementation of the state’s planning policies set by Section
2 65041.1.
- 3 (B) Approval of housing projects over development that
4 generates sales tax revenues.
- 5 (C) Conservation, rehabilitation, and enhancement of existing
6 neighborhoods.
- 7 (D) Protection and preservation of agricultural land.
- 8 (E) Acquisition, protection, and management of open-space
9 land.
- 10 (F) Adoption of zoning and development standards that facilitate
11 new affordable housing projects.
- 12 (G) Urban revitalization, code enforcement, and sign control.
- 13 (H) Cultural resource protection and historic preservation.
- 14 (I) Healthy community initiatives, including community greening
15 and safe routes to schools.
- 16 (J) Replacement or improvement of critical local infrastructure.
- 17 (5) Include in its general plan data and analysis, goals, policies,
18 and objectives, and feasible implementation programs to improve
19 air quality, as required by Section 65302.1.
- 20 (6) Include in its general plan data and analysis, goals, policies,
21 and objectives, and feasible implementation programs to improve
22 air quality, even though the city or the county is not required to
23 comply with Section 65302.1.
- 24 (7) Include in its general plan data and analysis, goals, policies,
25 and objectives, and feasible implementation programs relating to
26 flood hazard zones, as required by Section ____.
- 27 (8) Include in its general plan data and analysis, goals, policies,
28 and objectives, and feasible implementation programs relating to
29 flood hazard zones, even though the city or the county is not
30 required to comply with Section ____.
- 31 65312. (a) The Office of Planning and Research shall
32 administer a program to award loans to cities and counties for
33 preparing and adopting programs to implement city and county
34 general plans, including specific plans, habitat conservation plans,
35 zoning ordinances, and design standards.
- 36 (b) For the purposes of this article, preparing and adopting
37 programs to implement city and county general plans shall include
38 the preparation and adoption of planning documents, as well as
39 compliance with the California Environmental Quality Act

1 *(Division 13 (commencing with Section 21000) of the Public*
2 *Resources Code).*

3 *(c) A loan of state funds to a city or a county for the preparation*
4 *and adoption of programs to implement a general plan shall not*
5 *exceed one-half of the costs of preparing and adopting those*
6 *programs. Any loan of state funds to a city or a county for the*
7 *preparation and adoption of programs to implement a general*
8 *plan shall be repaid within 10 years of the adoption of those*
9 *programs.*

10 *(d) In its application to the Office of Planning and Research*
11 *for a loan pursuant to this section, a city or a county shall do all*
12 *of the following:*

13 *(1) Demonstrate to the Office of Planning and Research that it*
14 *has adopted a complete and adequate general plan within five*
15 *years of the date on which it applied for the loan.*

16 *(2) Declare its intention that the programs to implement the*
17 *general plan which it will prepare and adopt will further the goals*
18 *of Chapter 9 (commencing with Section 75065) of Division 43 of*
19 *the Public Resources Code, including programs that are designed*
20 *to promote water conservation, reduce automobile use and fuel*
21 *consumption, encourage greater infill and compact development,*
22 *protect natural resources and agricultural lands, and revitalize*
23 *urban and community centers.*

24 *65313. (a) The Office of Planning and Research shall*
25 *administer a program to award grants to councils of governments*
26 *to prepare regional blueprint projects.*

27 *(b) A council of governments shall be eligible to receive a grant*
28 *pursuant to this section only if the council of governments has not*
29 *previously received a Regional Blueprint Planning Grant*
30 *distributed through the Department of Transportation as part of*
31 *the federal Safe, Accountable, Flexible and Efficient Transportation*
32 *Act: A Legacy for Users (SAFETEA-LU) (Public Law 109-59).*

33 *(c) A grant of state funds to a council of governments for the*
34 *preparation of a regional blueprint project shall not exceed*
35 *one-half of the costs of preparing and adopting that project. If a*
36 *council of governments fails to adopt a regional blueprint project*
37 *that has been funded by a grant made pursuant to this section, the*
38 *Office of Planning and Research shall direct the Controller to*
39 *recover those funds by any available means.*

1 *(d) In its application to the Office of Planning and Research*
2 *for a grant pursuant to this section, a council of governments shall*
3 *do all of the following:*

4 *(1) Submit and declare its intention to follow a detailed budget*
5 *and schedule for the preparation and adoption of its regional*
6 *blueprint project. The budget and schedule shall be of sufficient*
7 *detail to allow the Office of Planning and Research to assess the*
8 *progress of the council of governments at regular intervals. The*
9 *schedule shall provide for the adoption of the regional blueprint*
10 *project within five years of the date on which the Office of Planning*
11 *and Research awarded the grant.*

12 *(2) Declare its intention to prepare and adopt a regional*
13 *blueprint project which will be consistent with the goals of Chapter*
14 *9 (commencing with Section 75065) of Division 43 of the Public*
15 *Resources Code, including programs that are designed to promote*
16 *water conservation, reduce automobile use and fuel consumption,*
17 *encourage greater infill and compact development, protect natural*
18 *resources and agricultural lands, and revitalize urban and*
19 *community centers.*

20 65314. *(a) On or before October 1, 2008, the Office of*
21 *Planning and Research shall conduct, or cause to be conducted,*
22 *a study of the feasibility of integrating the data and analyses*
23 *derived from the municipal service reviews and spheres of influence*
24 *adopted by local agency formation commissions pursuant to the*
25 *Cortese-Knox-Hertzberg Local Government Reorganization Act*
26 *of 2000 (Division 3 (commencing with Section 56000) of Title 5.*

27 *(b) Based on the results of the feasibility study conducted*
28 *pursuant to subdivision (a), it is the intent of the Legislature to*
29 *appropriate funds to carry out a program to integrate the data*
30 *and analyses from the municipal service reviews and spheres of*
31 *influence adopted by local agency formation commissions.*

32 65315. *(a) The Office of Planning and Research shall*
33 *administer a program to award grants and loans to local agency*
34 *formation commissions for preparing and adopting the municipal*
35 *service reviews and the spheres of influence that must be reviewed*
36 *and updated after the January 1, 2008, deadline established by*
37 *subdivision (g) of Section 56425, but on or before January 1, 2013.*

38 *(b) For the purposes of this article, preparing and adopting*
39 *municipal service reviews and spheres of influence shall include*
40 *the activities described in Chapter 4 (commencing with Section*

1 56425) of Part 2 of Division 3 of Title 5, as well as compliance
2 with the California Environmental Quality Act (Division 13
3 (commencing with Section 21000) of the Public Resources Code).

4 (c) A grant of state funds to a local agency formation
5 commission for the preparation and adoption of municipal service
6 reviews and spheres of influence shall not exceed one-half of the
7 costs of preparing and adopting the municipal service reviews and
8 spheres of influence. If a local agency formation commission fails
9 to adopt a sphere of influence that has been funded by a grant
10 made pursuant to this section, the Office of Planning and Research
11 shall direct the Controller to recover those costs by any available
12 means.

13 (d) A loan of state funds to a local agency formation commission
14 for the preparation and adoption of municipal service reviews and
15 spheres of influence shall not exceed one-half of the costs of
16 preparing and adopting the municipal service reviews and spheres
17 of influence. Any loan of state funds to a local agency formation
18 commission for the preparation and adoption of municipal service
19 reviews and spheres of influence shall be repaid within five years
20 of the adoption of those spheres of influence.

21 (e) In its application to the Office of Planning and Research for
22 a grant or a loan pursuant to this section, a local agency formation
23 commission shall do all of the following:

24 (1) Submit and declare its intention to follow a detailed budget
25 and schedule for the preparation and adoption of its municipal
26 service reviews and spheres of influence. The budget and schedule
27 shall be of sufficient detail to allow the Office of Planning and
28 Research to assess the progress of the local agency formation
29 commission at regular intervals. The schedule shall provide for
30 the review and, if necessary, revision of spheres of influence on
31 or before January 1, 2013.

32 (2) Declare its intention that it will prepare and adopt spheres
33 of influence that will substantially comply with the requirements
34 of Chapter 4 (commencing with Section 56425) of Part 2 of
35 Division 3 of Title 5.

36 (3) Declare its intention to prepare and adopt spheres of
37 influence that will be consistent with the goals of Chapter 9
38 (commencing with Section 75065) of Division 43 of the Public
39 Resources Code, including goals, policies, and standards that are
40 designed to promote water conservation, reduce automobile use

1 *and fuel consumption, encourage greater infill and compact*
 2 *development, protect natural resources and agricultural lands,*
 3 *and revitalize urban and community centers.*

4 *(4) Submit documents demonstrating that the local agency*
 5 *formation commission has imposed fees pursuant to Section 56383*
 6 *and subdivision (b) of Section 66014 to generate revenue to pay*
 7 *for a portion of the costs that are reasonably necessary to review*
 8 *and, if necessary, revise the spheres of influence funded pursuant*
 9 *to this section.*

10 *(f) The regulations adopted pursuant to Section 65316 shall*
 11 *require the Office of Planning and Research to give a preference*
 12 *for a grant or a loan pursuant to this section to a local agency*
 13 *formation commission that adopts a resolution that declares its*
 14 *intent to do one or more of the following:*

15 *(1) Prepare and adopt spheres of influence that will support*
 16 *the implementation of a Regional Blueprint Project funded by a*
 17 *Regional Blueprint Planning Grant distributed through the*
 18 *Department of Transportation as part of the federal Safe,*
 19 *Accountable, Flexible and Efficient Transportation Act: A Legacy*
 20 *for Users (SAFETEA-LU) (Public Law 109-59).*

21 *(2) Prepare and adopt its municipal service reviews and spheres*
 22 *of influence in collaboration with preparation and adoption of*
 23 *general plans by the county and all of the cities in the same county.*

24 *(3) Prepare and adopt its municipal service reviews and spheres*
 25 *of influence in collaboration with the preparation and adoption*
 26 *of general plans by all of the cities in a council of governments or*
 27 *in the same subregional council of governments.*

28 ~~65312.~~

29 ~~65316.~~ (a) On or before October 1, 2008, *and consistent with*
 30 *the state's planning priorities set by Section 65041.1,* the Office
 31 of Planning and Research shall prepare and adopt regulations for
 32 the award of grants and loans pursuant to this article.

33 (b) In preparing these regulations, the Office of Planning and
 34 Research shall consult with all of the following:

35 (1) State agencies and departments that are interested in regional
 36 and local land use plans, including, but not limited to, the Business,
 37 Transportation and Housing Agency, the Resources Agency, the
 38 California Infrastructure and Economic Development Bank, and
 39 the Department of Finance.

1 (2) Representatives of cities, counties, councils of government,
2 and other regional and local agencies that are interested in regional
3 and local land use plans.

4 (3) Associations, organizations, groups, and individuals that are
5 interested in regional and local land use plans.

6 (c) *The regulations adopted by the Office of Planning and
7 Research shall do all of the following:*

8 (1) *Include criteria for determining the amounts of grants and
9 loans made pursuant to this article, based on the ability of the city,
10 the county, the council of governments, or the local agency
11 formation commission to raise revenue.*

12 (2) *Provide for the payment of interest on loans made pursuant
13 to this article. The rate of interest shall not exceed the rate earned
14 by the Pooled Money Investment Board.*

15 (3) *Provide for the recovery of grant funds from a city or a
16 county that fails to adopt a general plan that has been funded by
17 a grant made pursuant to this article. The Office of Planning and
18 Research shall direct the Controller to recover funds by any
19 available means.*

20 (4) *Provide for the recovery of grant funds from a council of
21 governments that fails to adopt a regional blueprint project that
22 has been funded by a grant made pursuant to this article. The
23 Office of Planning and Research shall direct the Controller to
24 recover funds by any available means.*

25 (e)

26 (d) The Office of Planning and Research shall adopt these
27 regulations pursuant to Chapter 3.5 (commencing with Section
28 11340) of Part 1 of Title 2.

29 ~~65313. The regulations adopted pursuant to Section 65312
30 shall provide all of the following:~~

31 ~~(a) A grant of state funds to a city or a county for the preparation
32 and adoption of a general plan shall not exceed one-third of the
33 costs of preparing and adopting that general plan. If a city or a
34 county fails to adopt a general plan that has been funded by a grant
35 made pursuant to this article, the Office of Planning and Research
36 shall recover those funds.~~

37 ~~(b) In addition to a grant made pursuant to subdivision (a), the
38 Office of Planning and Research may loan state funds to a city or
39 a county for the preparation and adoption of a general plan. The
40 combined amount of the grant and the loan shall not exceed half~~

1 of the total costs of preparing and adopting that general plan. Any
2 loan of state funds to a city or a county for the preparation and
3 adoption of a general plan shall be repaid within five years of the
4 adoption of that general plan.

5 65314. At a minimum, the regulations adopted pursuant to
6 Section 65312 shall require a city or a county that accepts a grant
7 or a loan to prepare and adopt a general plan to agree to the
8 following standards:

9 (a) ~~Submit and follow a detailed budget and schedule for the~~
10 ~~preparation and adoption of its general plan. The budget and~~
11 ~~schedule shall be of sufficient detail to allow the Office of Planning~~
12 ~~and Research to assess the progress of the applicant at regular~~
13 ~~intervals. The schedule shall provide for the adoption of a complete~~
14 ~~and adequate general plan within two years of the date that the~~
15 ~~Office of Planning and Research awards the grant or the loan.~~

16 (b) ~~Follow the state's planning priorities set by Section 65041.1.~~

17 (c) ~~Follow the general plan guidelines adopted pursuant to~~
18 ~~Section 65040.2.~~

19 (d) ~~Regularly revise its general plan every 10 years thereafter.~~

20 (e) ~~Impose fees pursuant to subdivision (b) of Section 66014~~
21 ~~that include some of the costs reasonably necessary to regularly~~
22 ~~revise its general plan thereafter.~~

23 (f) ~~Fully implement the policies and procedures for all of the~~
24 ~~following:~~

25 (1) ~~Consistency with airport land use plans pursuant to Section~~
26 ~~65302.3.~~

27 (2) ~~School siting pursuant to Section 65352.2.~~

28 (3) ~~Consultation with California Native American tribes pursuant~~
29 ~~to Section 65352.3.~~

30 (4) ~~Water supply planning pursuant to Section 65352.5.~~

31 65315. The regulations adopted pursuant to Section 65312
32 shall require the Office of Planning and Research to give a
33 preference to an application for a grant or a loan to prepare and
34 adopt a general plan from a city or county that does all of the
35 following:

36 (a) ~~Participates in a Regional Blueprint Project, funded by a~~
37 ~~Regional Blueprint Planning Grant through the Department of~~
38 ~~Transportation.~~

39 (b) ~~Agrees to prepare and adopt its general plan in collaboration~~
40 ~~with all of the cities in the same county.~~

1 ~~(e) Agrees to approve development projects that are consistent~~
2 ~~with its general plan “by right” during the first five years of the~~
3 ~~adoption of the general plan.~~

4 ~~(d) Is subject to the requirements of Section 65302.1.~~

5 ~~(e) Contains flood hazard zones.~~

6 ~~65316.~~

7 ~~65317.~~ In administering the program of grants and loans for
8 the preparation and adoption of general plans established by this
9 article, the Office of Planning and Research shall do all of the
10 following:

11 ~~(a) Assist cities and counties~~ *cities, counties, councils of*
12 *government, and local agency formation commissions* with the
13 preparation of their applications for grants and loans ~~for preparing~~
14 ~~and adopting general plans~~ pursuant to this article.

15 (b) Solicit and coordinate the provision of technical assistance
16 by state departments and agencies to ~~cities and counties~~ *cities,*
17 *counties, councils of government, and local agency formation*
18 *commissions* pursuant to subdivision (i) of Section 65040 and
19 Section 65040.3.

20 (c) Solicit and coordinate the review of draft general plans by
21 state departments and agencies pursuant to Article 5 (commencing
22 with Section 65300) and Article 6 (commencing with Section
23 65350).

24 (d) Review and comment on draft general plans funded pursuant
25 to this article.

26 ~~65317.~~

27 ~~65318.~~ Pursuant to Section 75070.5 of the Public Resources
28 Code, the Office of Planning and Research shall not use more than
29 5 percent of the funds allocated for the purposes of this article to
30 pay the costs incurred in the administration of that program.

31 ~~65318.~~

32 ~~65319.~~ Pursuant to Section 75078 of the Public Resources
33 Code, the Office of Planning and Research shall cooperate with
34 the Secretary of the Resources Agency in any independent audits
35 of expenditures pursuant to this article.

36 ~~SEC. 2.~~

37 ~~SEC. 3.~~ For the 2007–08 fiscal year, the Legislature hereby
38 appropriates the sum of one million dollars (\$1,000,000) from the
39 Safe Drinking Water, Water Quality and Supply, Flood Control,
40 River and Coastal Protection Fund of 2006 to the Office of

1 Planning and Research for the purposes of Article 5.1 (commencing
2 with Section 65310) of Chapter 1.5 of Division 1 of Title 7 of the
3 Government Code.

4 ~~SEC. 3.~~

5 *SEC. 4.* It is the intent of the Legislature to appropriate the
6 following sums from the Safe Drinking Water, Water Quality and
7 Supply, Flood Control, River and Coastal Protection Fund of 2006
8 to the Office of Planning and Research for allocation, pursuant to
9 Article 5.1 (commencing with Section 65310) of Chapter 1.5 of
10 Division 1 of Title 7 of the Government Code:

- 11 (a) In fiscal year 2008–09, ten million dollars (\$10,000,000).
- 12 (b) In fiscal year 2009–10, fifteen million dollars (\$15,000,000).
- 13 (c) In fiscal year 2010–11, fifteen million dollars (\$15,000,000).
- 14 (d) In fiscal year 2011–12, five million dollars (\$5,000,000).