

AMENDED IN ASSEMBLY AUGUST 15, 2008

**SENATE BILL**

**No. 1335**

---

---

**Introduced by Senator ~~Wyland~~ *Negrete McLeod***  
*(Principal coauthor: Assembly Member Carter)*

February 20, 2008

---

---

~~An act to amend Section 19607 of the Business and Professions Code, relating to horse racing. An act to add Section 53395.92 to the Government Code, relating to infrastructure financing districts.~~

LEGISLATIVE COUNSEL'S DIGEST

SB 1335, as amended, ~~Wyland Negrete McLeod. Horse racing; thoroughbred racing; stabling and vanning. Infrastructure financing districts: City of Colton: Agua Mansa area.~~

*Existing law allows a legislative body, as defined, to create an infrastructure financing district, adopt an infrastructure financing plan, and issue bonds, for which only the district is liable, to finance specified public facilities, upon voter approval. The infrastructure financing plan is required to include a date, to be no more than 30 years from the date on which the ordinance forming the district is adopted, on which the district will cease to exist.*

*This bill would authorize the city council of the City of Colton, for the Agua Mansa area, to create an infrastructure financing district, adopt an infrastructure financing plan, and provide for the issuance of bonds by adopting a resolution. This bill would also authorize the infrastructure financing plan to include a date on which the district will cease to exist to be no more than 40 years from the date on which the resolution forming the district is adopted.*

~~Existing law requires an amount not to exceed 1.25% of the total amount handled by satellite wagering facilities on thoroughbred races~~

~~in the central or southern zone to be deducted from the funds otherwise allocated for distribution as commissions, purses, and owners' premiums and instead distributed to an organization formed as specified to administer, pursuant to supervision of the California Horse Racing Board, a fund to provide reimbursement for offsite stabling at board-approved auxiliary training facilities for additional stalls and for vanning, as provided.~~

~~This bill would increase the amount that is required to be deducted to an amount not to exceed 1.26%.~~

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

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

1     *SECTION 1. Section 53395.92 is added to the Government*  
 2     *Code, to read:*  
 3     *53395.92. With respect to the infrastructure financing district*  
 4     *proposed to be formed by the City of Colton in the Agua Mansa*  
 5     *area, the following shall apply:*  
 6     *(a) Notwithstanding paragraph (5) of subdivision (d) of Section*  
 7     *53395.14, the date on which the district shall cease to exist, by*  
 8     *which time all tax allocation to the district will end, shall not be*  
 9     *more than 40 years from the date on which the city council of the*  
 10    *City of Colton adopts the resolution forming the district.*  
 11    *(b) Notwithstanding Sections 53395.20, 53395.21, 53395.22,*  
 12    *53395.23, 53395.24, and 53395.25, no election shall be required*  
 13    *to form the district, adopt the infrastructure financing plan, and*  
 14    *establish the appropriations limit. The city council of the City of*  
 15    *Colton may, by resolution, create the district, adopt the*  
 16    *infrastructure financing plan, and establish the appropriations*  
 17    *limit.*  
 18    *(c) Notwithstanding Sections 53397.5 and 53397.6, no election*  
 19    *shall be required to issue bonds. The city council of the City of*  
 20    *Colton may, by resolution, provide for the issuance of bonds as*  
 21    *otherwise authorized in this chapter.*  
 22    *(d) Notwithstanding the time limits of any other section of this*  
 23    *chapter, the following time limits apply to this section:*  
 24    *(1) An action or proceeding to attach, review, set aside, void,*  
 25    *or annul the creation of an infrastructure financing district shall*

1 *be commenced within 30 days after the date the city council of the*  
2 *City of Colton adopts the resolution forming the district.*

3 (2) *An action or proceeding to attach, review, set aside, void,*  
4 *or annul the adoption of an infrastructure financing plan shall be*  
5 *commenced within 30 days after the date the city council of the*  
6 *City of Colton adopts the resolution adopting the infrastructure*  
7 *financing plan.*

8 (3) *An action to determine the validity of an issuance of bonds*  
9 *shall be commenced within 30 days after the date the city council*  
10 *of the City of Colton adopts the resolution issuing the bonds.*

11 SEC. 2. *The Legislature finds and declares that a special law*  
12 *is necessary and that a general law cannot be made applicable*  
13 *within the meaning of Section 16 of Article IV of the California*  
14 *Constitution because of the unique circumstances of the City of*  
15 *Colton. The facts constituting these special circumstances are as*  
16 *follows:*

17 *Because of a unique combination of local conditions that affect*  
18 *the Agua Mansa area, the City of Colton lacks the ability to finance*  
19 *the public improvements needed to support economic development*  
20 *projects that are necessary to promote the public health, safety,*  
21 *and welfare of the community, and among these unique local*  
22 *conditions are the location of protected habitat for the Delhi Sands*  
23 *flower-loving fly, the California Portland Cement plant, and the*  
24 *Santa Ana River corridor.*

25 SECTION 1. ~~Section 19607 of the Business and Professions~~  
26 ~~Code is amended to read:~~

27 ~~19607. Notwithstanding Sections 19605.8 and 19605.9, when~~  
28 ~~satellite wagering is conducted on thoroughbred races at~~  
29 ~~associations or fairs in the central or southern zone, an amount not~~  
30 ~~to exceed 1.26 percent of the total amount handled by all of those~~  
31 ~~satellite wagering facilities shall be deducted from the funds~~  
32 ~~otherwise allocated for distribution as commissions, purses, and~~  
33 ~~owners' premiums and instead distributed to an organization~~  
34 ~~formed and operated by thoroughbred racing associations, fairs~~  
35 ~~conducting thoroughbred racing, and the organization representing~~  
36 ~~thoroughbred horsemen and horsewomen, with each party having~~  
37 ~~meaningful representation on the board of the organization, to~~  
38 ~~administer, pursuant to supervision of the board, a fund to provide~~  
39 ~~reimbursement for offsite stabling at board-approved auxiliary~~  
40 ~~training facilities for additional stalls beyond the number of usable~~

- 1 ~~stalls the association or fair is required to make available and~~
- 2 ~~maintain pursuant to Section 19535, and for the vanning of starters~~
- 3 ~~from these additional stalls on racing days for thoroughbred horses.~~

O