

AMENDED IN ASSEMBLY APRIL 5, 2010
AMENDED IN ASSEMBLY MARCH 22, 2010
CALIFORNIA LEGISLATURE—2009—10 REGULAR SESSION

ASSEMBLY BILL

No. 2003

Introduced by Assembly Member Mendoza

February 17, 2010

An act to add Section 50035 to the Government Code, relating to local government.

LEGISLATIVE COUNSEL'S DIGEST

AB 2003, as amended, Mendoza. Legislative bodies: contracts and appointments.

Existing law prohibits an elective officer of a city from expending, or participating in any action that would expend, city funds between the date a recall election involving that elective officer has been called and the date the certification of the election results is released, as specified.

This bill would provide that any contract entered into or appointment made by a legislative body of a local agency, as defined, during the period after the election results are certified *close of the polls on Election Day* for an election involving that legislative body and before a new member of the legislative body is sworn in to take office shall not take effect until the legislative body, which includes the newly elected member, has reviewed and approved the contract or appointment.

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 50035 is added to the Government Code,
- 2 to read:
- 3 50035. (a) Notwithstanding any other law, any contract entered
- 4 into or appointment made by the legislative body of a local agency
- 5 during the period after the ~~election results are certified pursuant~~
- 6 ~~to Division 15 (commencing with Section 15000) of the Elections~~
- 7 ~~Code~~ *close of the polls on Election Day* for an election involving
- 8 that legislative body and before a new member of the legislative
- 9 body is sworn in to take office, shall not take effect until the
- 10 legislative body, which includes the newly elected member, has
- 11 reviewed and approved that contract or appointment.
- 12 (b) For purposes of this section, “local agency” means any local
- 13 agency whose governing body is subject to election, including,
- 14 but not limited to, a city, county, city and county, school district,
- 15 or special district.
- 16 (c) This section shall not apply to any contract entered into
- 17 before the effective date of the act adding this section.