

AMENDED IN SENATE AUGUST 20, 2010

AMENDED IN SENATE AUGUST 19, 2010

AMENDED IN SENATE JULY 1, 2010

AMENDED IN ASSEMBLY MAY 6, 2010

AMENDED IN ASSEMBLY APRIL 26, 2010

CALIFORNIA LEGISLATURE—2009—10 REGULAR SESSION

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**ASSEMBLY BILL**

**No. 2064**

**Introduced by Assembly Member Huber**

February 18, 2010

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An act to add Sections 9133.3 and 53087.7 to, and to add Chapter 10 (commencing with Section 12790) to Part 2 of Division 3 of Title 2 of, the Government Code, relating to government salaries.

LEGISLATIVE COUNSEL'S DIGEST

AB 2064, as amended, Huber. State and local government: salary disclosure.

Under existing law, local governments are authorized to provide for the compensation of local elected and appointed officials, as specified.

The California Constitution authorizes the California Citizens Compensation Committee to establish the salaries for state officers, including constitutional officers and members of the Legislature.

This bill would require each general law or charter city, county, city and county, special district, school district, and joint powers agency to post on its official Internet Web site, *if it maintains one*, and annually update, annual salary information pertaining to specified persons, including, among others, each elected or appointed official of that entity,

thus imposing a state-mandated local program. *The bill would provide that this provision not become operative if a specified condition occurs.*

This bill would require each house of the Legislature to post on its official Internet Web site, and annually update, the annual salary for Assembly Members, Senators, and employees of the Legislature.

This bill would require each constitutional officer to post on his or her official Internet Web site, and update on an annual basis, the annual salary for that constitutional officer, any appointed or exempt deputies, and any appointed or exempt employees *of that constitutional officer.*

The California Constitution requires the state to reimburse local agencies and school districts for certain costs mandated by the state. Statutory provisions establish procedures for making that reimbursement.

This bill would provide that, if the Commission on State Mandates determines that the bill contains costs mandated by the state, reimbursement for those costs shall be made pursuant to these statutory provisions.

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

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

1 SECTION 1. Section 9133.3 is added to the Government Code,  
2 to read:

3 9133.3. Each house of the Legislature shall post on its official  
4 Internet Web site, and update on an annual basis, the annual salary  
5 for the Assembly Members, Senators, and employees of each house  
6 of the Legislature.

7 SEC. 2. Chapter 10 (commencing with Section 12790) is added  
8 to Part 2 of Division 3 of Title 2 of the Government Code, to read:

9  
10 CHAPTER 10. COMPENSATION DISCLOSURE

11  
12 12790. Each constitutional officer subject to this part shall post  
13 on his or her official Internet Web site, and update on an annual  
14 basis, the annual salary for that constitutional officer, any appointed  
15 or exempt deputies, and any appointed or exempt employees *of*  
16 *that constitutional officer.*

17 SEC. 3. Section 53087.7 is added to the Government Code, to  
18 read:

1 53087.7. Each general law or charter city, county, city and  
2 county, special district, school district, and joint powers agency  
3 formed pursuant to the Joint Exercise of Powers Act (Chapter 5  
4 (commencing with Section 6500) of Division 7 of Title 1) shall  
5 post on its official Internet Web site, *if it maintains one*, and update  
6 on an annual basis, the annual salary received from the local  
7 governmental entity by each elected or appointed official,  
8 superintendent, deputy superintendent, assistant superintendent,  
9 associate superintendent, general manager, city manager, county  
10 administrator, and other similar chief administrative officer or  
11 executive officer.

12 *SEC. 3.5. Section 3 of this bill shall not become operative if*  
13 *this bill and Senate Bill 501 are both enacted and become effective*  
14 *on or before January 1, 2011, and Senate Bill 501 adds Section*  
15 *53060.2 to the Government Code.*

16 SEC. 4. In enacting this act, the Legislature finds and declares  
17 that the disclosure of salary information for city and county elected  
18 and appointed officials directly contributes to the fiscal integrity  
19 and stability of local governmental agencies in this state, and is  
20 therefore an issue of statewide concern and not a municipal affair  
21 as that term is used in Section 5 of Article XI of the California  
22 Constitution. Therefore, this act shall apply to all cities and  
23 counties, including charter cities and charter counties.

24 SEC. 5. If the Commission on State Mandates determines that  
25 this act contains costs mandated by the state, reimbursement to  
26 local agencies and school districts for those costs shall be made  
27 pursuant to Part 7 (commencing with Section 17500) of Division  
28 4 of Title 2 of the Government Code.