

AMENDED IN SENATE AUGUST 31, 2010  
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

**ASSEMBLY BILL**

**No. 2064**

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**Introduced by Assembly Member Huber**

February 18, 2010

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An act to add ~~Sections 9133.3 and~~ *Section 53087.7* to, and to add Chapter 10 (commencing with Section ~~12790~~) *12795*) to Part 2 of Division 3 of Title 2 of, the Government Code, relating to government salaries, *and declaring the urgency thereof, to take effect immediately.*

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.

*This bill would declare the intent of the Legislature to display and regularly update, on its official Internet Web site, the annual salary of its members, officers, and employees, as specified.*

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.

*This bill would declare that it is to take effect immediately as an urgency statute.*

Vote: ~~majority~~<sup>2/3</sup>. 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.—

1     SECTION 1. Chapter 10 (commencing with Section 12795) is  
2 added to Part 2 of Division 3 of Title 2 of the Government Code,  
3 to read:

4  
5  
6

CHAPTER 10. COMPENSATION DISCLOSURE

7     12795. Each constitutional officer subject to this part shall post  
8 on his or her official Internet Web site, and update on an annual  
9 basis, the annual salary for that constitutional officer, any appointed  
10 or exempt deputies, and any appointed or exempt employees of  
11 that constitutional officer.

12     ~~SEC. 3.~~

13     SEC. 2. Section 53087.7 is added to the Government Code, to  
14 read:

15     53087.7. Each general law or charter city, county, city and  
16 county, special district, school district, and joint powers agency  
17 formed pursuant to the Joint Exercise of Powers Act (Chapter 5  
18 (commencing with Section 6500) of Division 7 of Title 1) shall  
19 post on its official Internet Web site, if it maintains one, and update  
20 on an annual basis, the annual salary received from the local  
21 governmental entity by each elected or appointed official,  
22 superintendent, deputy superintendent, assistant superintendent,  
23 associate superintendent, general manager, city manager, county  
24 administrator, and other similar chief administrative officer or  
25 executive officer.

26     ~~SEC. 3.5.—Section 3~~

27     SEC. 2.5. Section 2 of this bill shall not become operative if  
28 this bill and Senate Bill 501 are both enacted and become effective  
29 on or before January 1, 2011, and Senate Bill 501 adds Section  
30 53060.2 to the Government Code.

31     SEC. 3. *It is the intent of the Legislature that each house of the*  
32 *Legislature, pursuant to the adoption of a house rule or resolution,*  
33 *display and regularly update on its official Internet Web site the*  
34 *annual salary of its members, officers, and employees.*

35     SEC. 4. In enacting this act, the Legislature finds and declares  
36 that the disclosure of salary information for city and county elected  
37 and appointed officials directly contributes to the fiscal integrity  
38 and stability of local governmental agencies in this state, and is  
39 therefore an issue of statewide concern and not a municipal affair  
40 as that term is used in Section 5 of Article XI of the California

1 Constitution. Therefore, this act shall apply to all cities and  
2 counties, including charter cities and charter counties.

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

8 SEC. 6. *This act is an urgency statute necessary for the*  
9 *immediate preservation of the public peace, health, or safety within*  
10 *the meaning of Article IV of the Constitution and shall go into*  
11 *immediate effect. The facts constituting the necessity are:*

12 *In order to provide the public with the necessary transparency*  
13 *of, and access to, government salary information, it is necessary*  
14 *for this bill to take effect at the earliest possible time.*