

ASSEMBLY BILL

No. 2080

Introduced by Assembly Member Hernandez

February 18, 2010

An act to amend Section 53508.9 of the Government Code, relating to bonds.

LEGISLATIVE COUNSEL'S DIGEST

AB 2080, as introduced, Hernandez. Bonds: local agencies.

Existing law regulates the sale of securities by local agencies. Existing law permits specified local agencies to sell bonds at a negotiated sale for a price at, above, or below par value, as authorized by the legislative body, without further approval, if the legislative body adopts a resolution before the sale, as an agenda item at a public meeting, that includes specified items.

This bill would make a nonsubstantive, technical change to these provisions.

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 53508.9 of the Government Code is
2 amended to read:
3 53508.9. (a) Notwithstanding Section 53508.7, a local agency
4 may sell bonds at a negotiated sale for a price at, above, or below
5 par value, as authorized by the legislative body, without further
6 approval, if the legislative body adopts a resolution before the

1 negotiated sale, as an agenda item at a public meeting, that includes
2 all of the following:
3 (1) Express approval of the negotiated method of sale.
4 (2) Statement of the reasons for selecting the negotiated method
5 of sale.
6 (3) Disclosure of the identity of the bond counsel.
7 (4) Disclosure of the identity of the bond underwriter and the
8 financial adviser, if used for the negotiated bond sale. If a bond
9 underwriter or financial adviser has not been selected at the time
10 the legislative body adopts the resolution, the legislative body shall
11 disclose the identity at the public meeting first occurring after the
12 bond underwriter or financial adviser has been selected.
13 (5) Estimate of the costs associated with the bond issuance.
14 (b) For purposes of this section, the following definitions shall
15 apply:
16 (1) “Legislative body” means the governing body of a local
17 agency.
18 (2) “Local agency” means a city, county, city and county, and
19 special district. “Special district” means an agency of the state
20 formed for the performance of governmental or proprietary
21 functions within limited geographic boundaries, and ~~shall~~ *does* not
22 include a school district or community college district.