

AMENDED IN SENATE AUGUST 31, 2011

AMENDED IN SENATE AUGUST 24, 2011

AMENDED IN SENATE AUGUST 16, 2011

AMENDED IN SENATE JULY 12, 2011

CALIFORNIA LEGISLATURE—2011–12 REGULAR SESSION

**ASSEMBLY BILL**

**No. 946**

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**Introduced by Assembly Members Bonnie Lowenthal and Butler**  
**(Principal coauthor: Assembly Member Smyth)**  
*(Coauthors: Assembly Members Davis, Knight, Mitchell, and*  
*John A. Pérez)*  
*(Coauthors: Senators Lowenthal, Runner, and Strickland)*  
**(Coauthor: Assembly Member Mitchell)**

February 18, 2011

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An act to add Chapter 3.3 (commencing with Section 4218) to Division 5 of Title 1 of the Government Code, relating to public contracts, and declaring the urgency thereof, to take effect immediately.

LEGISLATIVE COUNSEL'S DIGEST

AB 946, as amended, Bonnie Lowenthal. Public contracts: Los Angeles County: regional interoperable communications system.

Under the State Contract Act, the erection, construction, alteration, repair, or improvement of any state structure, building, road, or other state improvement of any kind that will exceed a specified amount, is accomplished by awarding a contract to the lowest responsible bidder. Similar provisions exist for local agency contract projects.

This bill would authorize the County of Los Angeles or the Los Angeles Regional Interoperable Communication System Authority to

solicit proposals and enter into agreements with private entities for the delivery of a regional interoperable communications system and all related infrastructure to be used by public safety agencies and emergency responders located in the County of Los Angeles, as specified.

This bill would make legislative findings and declarations as to the necessity of a special statute for the County of Los Angeles.

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

Vote:  $\frac{2}{3}$ . Appropriation: no. Fiscal committee: no. State-mandated local program: no.

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

1 SECTION 1. Chapter 3.3 (commencing with Section 4218) is  
2 added to Division 5 of Title 1 of the Government Code, to read:

3  
4 CHAPTER 3.3. REGIONAL INTEROPERABLE COMMUNICATIONS  
5 SYSTEM IN LOS ANGELES COUNTY  
6

7 4218. Notwithstanding Chapter 10 (commencing with Section  
8 4525) of Division 5 of this code, or Part 3 (commencing with  
9 Section 20100) of Division 2 of the Public Contract Code, the  
10 County of Los Angeles or the Los Angeles Regional Interoperable  
11 Communication System Authority may solicit proposals and enter  
12 into agreements with private entities for the delivery of a regional  
13 interoperable communications system and all related infrastructure  
14 to be used by public safety agencies and emergency responders  
15 located in the County of Los Angeles, including, but not limited  
16 to, the studying, planning, design, developing, and financing of  
17 the system, the delivery and installation of equipment, the  
18 architectural and engineering design of the improvements to real  
19 property, the construction of the improvements to real property,  
20 and the maintenance, rebuilding, repair, or operation, or any  
21 combination thereof, pertaining to that regional interoperable  
22 communications system. The solicitation process shall ensure that  
23 the contractor is selected in compliance with a “procurement by  
24 competitive proposals” process as described in Section ~~24.36(d)(e)~~  
25 ~~of Part 24~~ 24.36 of Title 15 of the Code of Federal Regulations.

26 SEC. 2. The Legislature finds and declares that a special law  
27 is necessary and that a general law cannot be made applicable

1 within the meaning of Section 16 of Article IV of the California  
2 Constitution because of the unique requirements for a regional  
3 interoperable communications system in the County of Los  
4 Angeles.

5 SEC. 3. This act is an urgency statute necessary for the  
6 immediate preservation of the public peace, health, or safety within  
7 the meaning of Article IV of the Constitution and shall go into  
8 immediate effect. The facts constituting the necessity are:

9 In order to allow the County of Los Angeles and the Los Angeles  
10 Regional Interoperable Communication System Authority to  
11 contract for a regional interoperable communications system as  
12 soon as possible, it is necessary that this act take effect  
13 immediately.

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16 **CORRECTIONS:**  
17 **Heading—Lines 2 and 6.**  
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