

AMENDED IN ASSEMBLY APRIL 9, 2012

CALIFORNIA LEGISLATURE—2011–12 REGULAR SESSION

ASSEMBLY BILL

No. 1914

Introduced by Assembly Member Garrick
(Coauthors: Assembly Members Olsen and Portantino)

February 22, 2012

An act to add Section 9796 to the Government Code, relating to state and local agency reports.

LEGISLATIVE COUNSEL'S DIGEST

AB 1914, as amended, Garrick. Agency reports.

Existing law specifies how reports required or requested by law to be submitted by a state or local agency to the Members of either house of the Legislature generally are to be submitted.

This bill would require each state or local agency that is required to submit one or more reports to the Legislature to submit, by April 1 of each year, a list of all reports the agency has not yet submitted to the Legislature along with a status summary for each report, including a statement explaining why any overdue report has not yet been submitted *and a compliance plan, as specified*. In addition, the bill would ~~state the intent of~~ *provide that* the Legislature ~~to~~ *may* withhold appropriations for an agency that fails to submit timely reports.

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

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

1 **SECTION 1.** *The Legislature finds and declares all of the*
2 *following:*

1 (a) Information gathering is an integral part of the policymaking
2 process.

3 (b) Reports required by the Legislature are necessary to evaluate
4 the effectiveness and efficiency of state and local government
5 programs.

6 (c) The Legislature is responsible for exercising oversight over
7 state and local government agencies.

8 (d) Legislative oversight ensures government accountability
9 and the responsible expenditure of public funds.

10 (e) The Legislature is responsible for passing the Budget Bill
11 and may withhold appropriations for any agency that fails to
12 submit timely reports.

13 ~~SECTION 1.~~

14 SEC. 2. Section 9796 is added to the Government Code, to
15 read:

16 9796. (a) For purposes of this section, “report” means a report
17 required by law to be submitted by a state or local agency to the
18 Members of either house of the Legislature generally that the
19 agency is required to submit pursuant to a provision of law that is
20 effective on or after January 1, 2013.

21 (b) By April 1 of each year, each state or local agency that is
22 required to submit one or more reports shall submit to the
23 Legislature, *in a printed form to the Secretary of the Senate and*
24 *in an electronic form to the Chief Clerk of the Assembly*, a list of
25 all reports the agency has not yet submitted to the Legislature as
26 of that date. The list shall include ~~a status~~ *all of the following*:

27 (1) A status summary for each report and a statement explaining
28 why any overdue report has not yet been submitted.

29 (2) A compliance plan for the submission of each report,
30 including a timeline for submitting the report that specifies
31 identifiable goals, objectives, and benchmarks to be met prior to
32 completion and submission of each report.

33 (c) Upon receiving the lists required to be submitted pursuant
34 to subdivision (b), the Chief Clerk of the Assembly shall forward
35 those lists to the Assembly Committee on Budget, and the Secretary
36 of the Senate shall forward those lists to the Senate Committee on
37 Budget and Fiscal Review.

38 (d) The Assembly Committee on Budget or the Senate Committee
39 on Budget and Fiscal Review may require an agency that has failed

- 1 *to submit timely reports to appear before the committee and explain*
2 *the failure to submit those reports as required.*
3 *(e) The Legislature may consider, in connection with the state*
4 *budget, information obtained pursuant to this section and*
5 ~~*(e) It is the intent of the Legislature to withhold appropriations*~~
6 ~~*for*~~ *to an agency that fails to submit timely reports.*

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