

AMENDED IN ASSEMBLY JANUARY 6, 2014

AMENDED IN ASSEMBLY MARCH 19, 2013

CALIFORNIA LEGISLATURE—2013–14 REGULAR SESSION

**ASSEMBLY BILL**

**No. 774**

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**Introduced by Assembly Member Donnelly**

February 21, 2013

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An act to amend Section 25215 of, and to add Sections 25213.7 and 25217.5 to, the Government Code, relating to local government.

LEGISLATIVE COUNSEL'S DIGEST

AB 774, as amended, Donnelly. County service areas: zone dissolution.

The County Service Area Law authorizes the county board of supervisors, acting as the governing authority of a county service area, to provide for the collection and enforcement of property-related fees and charges in the same manner that the county collects and enforces property-related fees and charges for the property-related services that the county provides. ~~Existing law allows the board to raise revenues, as specified, whenever the amount of revenue available to the county service area is inadequate to meet the costs of operating and maintaining the services and facilities that the county service area provides.~~ Existing law authorizes the dissolution of a county service area and allows the board to change the boundaries of a zone, or dissolve the zone, by following specified procedures.

This bill would require the board, upon dissolution of a county service area or a specified zone, to post signs indicating which services and facilities are no longer provided within the zone and require the board to provide adequate maintenance to the signs. ~~This~~

*Existing law allows the board to raise revenues, as specified, whenever the amount of revenue available to the county service area is inadequate to meet the costs of operating and maintaining the services and facilities that the county service area provides.*

*This bill would provide that the board may raise revenues, as specified, whenever the amount of revenue available to the county service area is inadequate to meet the costs of operating and maintaining the services and facilities for public streets that the county service area provides. The bill would ~~provide that, once the signs are posted, prohibit the county and the dissolved zone shall not be from~~ being held liable for death or injury resulting from the termination of services or facilities *once the signs are posted*. This bill would also provide that the county, county service area, and zones would not be responsible for a loss or injury resulting from the failure to provide maintenance of services or facilities *for public streets* if the board ~~is~~ was unable to raise revenues. This bill would require the board to mail notice to an owner of property within the county service area, or zones that ~~will~~ would no longer be able to maintain the services or facilities.*

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 25213.7 is added to the Government
- 2 Code, to read:
- 3 25213.7. (a) Notwithstanding any other law, upon dissolution
- 4 of a county service area providing services or facilities for a public
- 5 street or divestiture of authority to provide services or facilities
- 6 for a public street, the board shall post clearly visible signs within
- 7 the zone for which authorized services, levels of service, or
- 8 authorized facilities are no longer being provided within the zone.
- 9 The sign shall indicate what service or facility is no longer being
- 10 provided within the zone and that the county and the zone are not
- 11 responsible for any loss or injury resulting from the termination
- 12 of services or facilities. The board shall provide adequate
- 13 maintenance to ensure that the signs remain posted within the zone
- 14 and the message is legible for a period of one year.
- 15 (b) After the signs are posted pursuant to subdivision (a), the
- 16 county and the dissolved zone shall not be held liable for death or
- 17 injury resulting from termination of services or facilities.

1 SEC. 2. Section 25215 of the Government Code is amended  
2 to read:

3 25215. (a) Whenever the board determines that the amount of  
4 revenue available to a county service area or any of its zones is  
5 inadequate to meet the costs of operating and maintaining the  
6 services and facilities *for public streets* that the county service area  
7 *or any of its zones* provides, the board may raise revenues pursuant  
8 to this article or any other provision of law.

9 (b) If the board is unable to raise revenues, the county, county  
10 service area, and ~~the county service area's~~ *any of its zones* shall  
11 not be responsible for a loss or injury resulting from the failure to  
12 provide maintenance of services ~~or~~ *and facilities for public streets*  
13 that the county service area or any of its zones provides. The board  
14 shall mail notice to any owner of property within the county service  
15 area or any of its zones that it will no longer be able to maintain  
16 the services ~~or~~ *and facilities*.

17 SEC. 3. Section 25217.5 is added to the Government Code, to  
18 read:

19 25217.5. (a) Upon dissolution of a zone providing services or  
20 facilities for a public street, as authorized by Section 25217.2, the  
21 board shall post clearly visible signs within the zone for which  
22 authorized services, levels of service, or authorized facilities are  
23 no longer being provided within the zone. The sign shall indicate  
24 what service or facility is no longer being provided within the zone  
25 and that the county and the zone are not responsible for any loss  
26 or injury resulting from the termination of services or facilities.  
27 The board shall provide adequate maintenance to ensure that the  
28 signs remain posted within the zone and the message is legible for  
29 a period of one year.

30 (b) After the signs are posted pursuant to subdivision (a), the  
31 county and the dissolved zone shall not be held liable for death or  
32 injury resulting from termination of services or facilities.