

Assembly Bill No. 2170

CHAPTER 386

An act to amend Section 6502 of the Government Code, relating to joint powers.

[Approved by Governor September 17, 2014. Filed with
Secretary of State September 17, 2014.]

LEGISLATIVE COUNSEL'S DIGEST

AB 2170, Mullin. Joint powers authorities: common powers.

Existing law provides that 2 or more public agencies, by agreement, may form a joint powers authority to exercise any power common to the contracting parties, as specified.

This bill would provide that the parties to the agreement may exercise any power common to the contracting parties, including, but not limited to, the authority to levy a fee, assessment, or tax, as specified.

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

SECTION 1. The Legislature finds and declares that, pursuant to Section 6502, a joint powers authority has all powers common to the contracting parties, so long as those powers are specified in the joint powers agreement; therefore, the amendments to that section by this bill do not constitute a change in, but are declaratory of, existing law.

SEC. 2. Section 6502 of the Government Code is amended to read:

6502. If authorized by their legislative or other governing bodies, two or more public agencies by agreement may jointly exercise any power common to the contracting parties, including, but not limited to, the authority to levy a fee, assessment, or tax, even though one or more of the contracting agencies may be located outside this state.

It shall not be necessary that any power common to the contracting parties be exercisable by each such contracting party with respect to the geographical area in which such power is to be jointly exercised. For purposes of this section, two or more public agencies having the power to conduct agricultural, livestock, industrial, cultural, or other fairs or exhibitions shall be deemed to have common power with respect to any such fair or exhibition conducted by any one or more of such public agencies or by an entity created pursuant to a joint powers agreement entered into by such public agencies.