

**Introduced by Committee on Governance and Finance (Senators  
Wolk (Chair), Beall, DeSaulnier, Emmerson, Hernandez, Knight,  
and Liu)**

February 6, 2013

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An act to amend Sections 53243.4, 66442.5, and 66449 of the Government Code, to amend Section 9002 of the Health and Safety Code, and to amend Section 32556 of the Public Resources Code, relating to local government.

LEGISLATIVE COUNSEL'S DIGEST

SB 184, as introduced, Committee on Governance and Finance. Local government: omnibus bill.

(1) Existing law, the Public Cemetery District Law, defines the term "family member" for purposes of that law to include, among others, a person's spouse.

This bill would additionally include within the definition of "family member" a person's domestic partner, and would define the term "domestic partner," as specified.

(2) Existing law requires specified employment contracts between a local agency and an officer or employee to include a provision that would fully reimburse the local agency for that officer's or employee's salary if that officer or employee is convicted of a crime involving an abuse of his or her office or position. Existing law, for purposes of these provisions, defines the term "abuse of office or position" to include, among other things, a crime against public justice, including bribery of a executive or judicial officer of the state.

This bill would revise the definition of "abuse of office or position" to include bribery of a Member of the Legislature.

(3) Existing law, the Subdivision Map Act, requires the city engineer or county surveyor, as appropriate, to sign an approved final or parcel map and indicate his or her registration number and stamp the map with his or her seal.

This bill would additionally require the city engineer or county surveyor to provide that date on which he or she signed the final or parcel map, and to include his or her seal.

(4) Existing law, the Baldwin Hills Conservancy Act, requires the board of the Baldwin Hills Conservancy to consist of 13 voting members, including, among others, the member of the Los Angeles County Board of Supervisors within whose district the majority of the Baldwin Hills area is located.

This bill would instead require one of the 13 voting members to include the member of the Los Angeles County Board of Supervisors within whose district the majority of the Baldwin Hills area is located, or his or her designee.

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. (a) This act shall be known, and may be cited,  
 2 as the Local Government Omnibus Act of 2013.

3 (b) The Legislature finds and declares that Californians want  
 4 their governments to be run efficiently and economically and that  
 5 public officials should avoid waste and duplication whenever  
 6 possible. The Legislature further finds and declares that it desires  
 7 to control its own costs by reducing the number of separate bills.  
 8 Therefore, it is the intent of the Legislature in enacting this act to  
 9 combine several minor, noncontroversial statutory changes relating  
 10 to the common theme, purpose, and subject of local government  
 11 into a single measure.

12 SEC. 2. Section 53243.4 of the Government Code is amended  
 13 to read:

14 53243.4. For purposes of this article, “abuse of office or  
 15 position” means either of the following:

16 (a) An abuse of public authority, including, but not limited to,  
 17 waste, fraud, and violation of the law under color of authority.

18 (b) A crime against public justice, including, but not limited to,  
 19 a crime described in Title 5 (commencing with Section 67), *Title*

1 6 (commencing with Section 85), or Title 7 (commencing with  
2 Section 92) of Part 1 of the Penal Code.

3 SEC. 3. Section 66442.5 of the Government Code is amended  
4 to read:

5 66442.5. The following statements shall appear on a final map:  
6 ~~(a) Engineer's (surveyor's) or Surveyor's statement:~~

7 This map was prepared by me or under my direction and is based  
8 upon a field survey in conformance with the requirements of the  
9 Subdivision Map Act and local ordinance at the request of (name  
10 of person authorizing map) on (date). I hereby state that all the  
11 monuments are of the character and occupy the positions indicated  
12 or that they will be set in those positions before (date), and that  
13 the monuments are, or will be, sufficient to enable the survey to  
14 be retraced, and that this final map substantially conforms to the  
15 conditionally approved tentative map.

16  
17 (Signed) \_\_\_\_\_ (Date Signed) \_\_\_\_\_  
18 R.C.E. ~~(or L.S.)~~ L.S. or R.C.E. No. \_\_\_\_\_ (Seal)

19  
20 (b) Recorder's certificate or statement.  
21 Filed this \_\_\_ day of \_\_\_, 20\_\_\_, at \_\_\_m. in Book \_\_\_ of \_\_\_, at page  
22 \_\_\_, at the request of \_\_\_\_\_.

23 Signed \_\_\_\_\_  
24 County Recorder

25  
26 SEC. 4. Section 66449 of the Government Code is amended  
27 to read:

28 66449. The following statements shall appear on a parcel map:  
29 ~~(a) Engineer's (surveyor's) or Surveyor's statement:~~

30 This map was prepared by me or under my direction (and was  
31 compiled from record data) (and is based upon a field survey) in  
32 conformance with the requirements of the Subdivision Map Act  
33 and local ordinance at the request of (name of person authorizing  
34 map) on (date). I hereby state that this parcel map substantially  
35 conforms to the approved or conditionally approved tentative map,  
36 if any.

37  
38 (Signed) \_\_\_\_\_ (Date Signed) \_\_\_\_\_  
39 R.C.E. ~~(or L.S.)~~ L.S. or R.C.E. No. \_\_\_\_\_ (Seal)

40

1 (b) Recorder’s certificate or statement.  
 2 Filed this \_\_\_ day of \_\_\_, 20\_\_\_, at \_\_\_m. in Book \_\_\_ of \_\_\_, at page  
 3 \_\_\_, at the request of \_\_\_\_\_.  
 4 Signed \_\_\_\_\_  
 5 County Recorder  
 6

7 SEC. 5. Section 9002 of the Health and Safety Code is amended  
 8 to read:

9 9002. The definitions in Chapter 1 (commencing with Section  
 10 7000) of Part 1 of Division 7 apply to this part. Further, as used  
 11 in this part, the following terms have the following meanings:

12 (a) “Active militia” means the active militia as defined by  
 13 Section 120 of the Military and Veterans Code.

14 (b) “Armed services” means the armed services as defined by  
 15 Section 18540 of the Government Code.

16 (c) “Board of trustees” means the legislative body of a district.

17 (d) “District” means a public cemetery district created pursuant  
 18 to this part or any of its statutory predecessors.

19 (e) “*Domestic partner*” means two adults who have chosen to  
 20 share one another’s lives in an intimate and committed relationship  
 21 of mutual caring, and are qualified and registered with the  
 22 Secretary of State as domestic partners in accordance with Division  
 23 2.5, of the Family Code.

24 (f)  
 25 (f) “Family member” means any spouse, by marriage or  
 26 otherwise, *domestic partner*, child or stepchild, by natural birth or  
 27 adoption, parent, brother, sister, half-brother, half-sister,  
 28 parent-in-law, brother-in-law, sister-in-law, nephew, niece, aunt,  
 29 uncle, first cousin, or any person denoted by the prefix “grand” or  
 30 “great,” or the spouse of any of these persons.

31 (g)  
 32 (g) “Firefighter” means a firefighter as defined by Section  
 33 1797.182.

34 (h)  
 35 (h) “Interment right” means the right to use or control the use  
 36 of a plot, niche, or other space, authorized by this part, for the  
 37 interment of human remains.

38 (i)

1 (i) “Nonresident” means a person who does not reside within a  
2 district or does not pay property taxes on property located in a  
3 district.

4 ~~(i)~~

5 (j) “Peace officer” means a peace officer as defined by Section  
6 830 of the Penal Code.

7 ~~(j)~~

8 (k) “Principal county” means the county having all or the greater  
9 portion of the entire assessed value, as shown on the last equalized  
10 assessment roll of the county or counties, of all taxable property  
11 within a district.

12 ~~(k)~~

13 (l) “Voter” means a voter as defined by Section 359 of the  
14 Elections Code.

15 SEC. 6. Section 32556 of the Public Resources Code is  
16 amended to read:

17 32556. (a) The board shall consist of 13 voting members and  
18 7 nonvoting members.

19 (b) The 13 voting members of the board shall consist of the  
20 following:

21 (1) The Secretary of the Resources Agency, or his or her  
22 designee.

23 (2) The Director of Parks and Recreation, or his or her designee.

24 (3) The Director of Finance, or his or her designee.

25 (4) The Director of the Los Angeles County Department of  
26 Parks, or his or her designee.

27 (5) The member of the Los Angeles County Board of  
28 Supervisors within whose district the majority of the Baldwin Hills  
29 area is located, *or his or her designee*.

30 (6) Six members of the public appointed by the Governor who  
31 are residents of Los Angeles County and who represent the  
32 diversity of the community surrounding the Baldwin Hills area.  
33 Of those six members, four members shall be selected as follows:

34 (A) One member shall be a resident of Culver City selected  
35 from a list of three persons nominated by the city council.

36 (B) Three members shall be residents of the adjacent  
37 communities of Blair Hills, Ladera Heights, Baldwin Hills,  
38 Windsor Hills, Inglewood, View Park, or Baldwin Vista.

- 1 (7) A resident of Los Angeles County appointed by the Speaker  
2 of the Assembly, and a resident of Los Angeles County appointed  
3 by the Senate Committee on Rules.
- 4 (c) The seven nonvoting members shall consist of the following:
- 5 (1) The Secretary of the California Environmental Protection  
6 Agency, or his or her designee.
- 7 (2) The Executive Officer of the State Coastal Conservancy, or  
8 his or her designee.
- 9 (3) The Executive Officer of the State Lands Commission, or  
10 his or her designee.
- 11 (4) An appointee of the Governor with experience in developing  
12 contaminated sites, commonly referred to as “brownfields.”
- 13 (5) The Executive Director of the Santa Monica Mountains  
14 Conservancy, or his or her designee.
- 15 (6) The Director of the Culver City Human Services Department,  
16 or his or her designee.
- 17 (7) The Director of the Department of Conservation, or his or  
18 her designee.
- 19 (d) A quorum shall consist of seven voting members of the  
20 board, and any action of the board affecting any matter before the  
21 board shall be decided by a majority vote of the voting members  
22 present, a quorum being present. However, the affirmative vote  
23 of at least four of the voting members of the board shall be required  
24 for the transaction of any business of the board.
- 25 (e) The board shall do both of the following:
- 26 (1) Study the potential environmental and recreational uses of  
27 Ballona Creek and the adjacent property described in subdivision  
28 (a) of Section 32553.
- 29 (2) Develop a proposed map for that area.