

ASSEMBLY BILL

No. 1196

Introduced by Assembly Member Eduardo Garcia

February 27, 2015

An act to amend Sections 14999, 14999.1, 14999.2, 14999.3, 14999.4, 14999.5, 14999.6, 14999.7, 14999.8, 14999.9, and 14999.10 of the Government Code, relating to economic development.

LEGISLATIVE COUNSEL'S DIGEST

AB 1196, as introduced, Eduardo Garcia. Commission for Economic Development.

Existing law establishes the Commission on Economic Development, as solely an advisory body, and provides that the purpose of the commission is to provide continuing bipartisan legislative branch, executive branch, and private sector support and guidance for the best overall economic development of the state by any specified means. Under existing law, the membership of the committee consists of the Lieutenant Governor and 16 other members, including 6 Members of the Legislature appointed by the Senate Committee on Rules and the Speaker of the Assembly and 10 members representing business, industry, and labor organizations appointed by the Governor. Existing law authorizes the commission to appoint task forces to study and report on specific issues relating to these purposes. Existing law authorizes the commission to act at any regular or special meeting.

This bill would provide that the purpose of the commission is to provide that continuing support and guidance on public policies and economic development activities that support job creation and business growth in this state. The bill would additionally authorize the commission to collaborate with statewide and regional organizations

on economic and community development initiatives and identify and support this state’s access to federal programs, as provided. The bill would authorize the addition of up to 3 Members of the California Congressional Delegation to the commission and would require these members to apply and be appointed by the Governor. The bill would declare all studies and reports of the commission to be public documents and would require them to be posted on the Internet Web site of the Lieutenant Governor for not less than 24 months. The bill would additionally authorize the commission to act by teleconference, via an Internet Web site, or other electronic means, or a combination of a meeting and electronic means. The bill would also make numerous technical and conforming changes.

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. Section 14999 of the Government Code is
- 2 amended to read:
- 3 14999. The Commission for Economic Development,
- 4 hereinafter referred to as the commission, is continued in existence.
- 5 The purpose of the commission is to provide continuing bipartisan
- 6 legislative, executive branch, and private sector support and
- 7 guidance ~~for the best possible overall economic development of~~
- 8 ~~the state by any and all of the following means: on public policies~~
- 9 *and economic development activities that support job creation and*
- 10 *business growth in this state. Among other activities, the*
- 11 *commission may undertake any and all of the following:*
- 12 (a) Assessing specific regional or local economic development
- 13 problems and making recommendations for solving problems.
- 14 (b) Providing a forum for ongoing dialogue on economic issues
- 15 between state government and the private sector.
- 16 (c) Recommending, where deemed appropriate, legislation to
- 17 require evaluation of demonstration and ongoing economic
- 18 development projects and programs to ensure continued cost
- 19 effectiveness.
- 20 (d) Identifying and reporting important secondary effects on
- 21 economic development of programs and regulations which may
- 22 have other primary purposes.

1 (e) Undertaking specialized studies and preparing specialized
2 reports at the request of the Governor or Legislature.

3 (f) *Collaborating with statewide and regional organizations on*
4 *economic and community development initiatives.*

5 (g) *Identifying and supporting this state's access to federal*
6 *programs, services, and initiatives that would benefit this state's*
7 *economy, businesses, and workers.*

8 SEC. 2. Section 14999.1 of the Government Code is amended
9 to read:

10 14999.1. (a) The commission shall consist of—~~17~~ *the*
11 *Lieutenant Governor and 16* members appointed as follows:

12 ~~Three~~

13 (1) *Three* Members of the Senate, appointed by the Senate Rules
14 Committee.

15 ~~Three~~

16 (2) *Three* Members of the Assembly, appointed by the Speaker
17 of the Assembly.

18 The Members of the Legislature appointed to the commission
19 shall serve at the pleasure of the appointing power and shall
20 participate in the activities of the commission to the extent that
21 such participation is not incompatible with their respective
22 positions as Members of the Legislature. For the purposes of this
23 ~~article~~ *chapter*, such Members of the Legislature shall constitute
24 a joint investigating committee on the subject of this ~~article~~ *chapter*
25 and as such shall have the powers and duties imposed upon such
26 committees by the Joint Rules of the Senate and Assembly.

27 ~~Ten~~

28 (3) *Ten* members appointed by the Governor after consultation
29 with business, industry, and labor organizations, with no more
30 than six members registered from the same political party. These
31 10 members shall include persons from the economic development
32 fields of manufacturing, tourism, world trade and such other fields
33 as may be appropriate. The terms of these 10 members shall be
34 for four years. The terms of the members first appointed shall be
35 as follows: four shall expire January 1, 1973; four January 1, 1974;
36 and two January 1, 1975.

37 (b) *The commission may additionally consist of up to three*
38 *Members of the California United States Congressional Delegation,*
39 *who have applied to, and have been appointed by the Governor.*
40 *The Members of the United States Congress appointed to the*

1 *commission shall serve at the pleasure of the appointing power*
 2 *and shall participate in the activities of the commission to the*
 3 *extent that such participation is not incompatible with their*
 4 *respective positions as Members of the United States Congress.*

5 ~~The~~

6 (c) *The* Lieutenant Governor shall serve as chairman of the
 7 commission. The commission shall provide for the selection of a
 8 vice chairman who ~~will~~ *shall* be a registered member of a political
 9 party different from that of the chairman. The commission may
 10 select from its membership such other officers as it deems
 11 necessary. The chairman and the vice chairman ~~will~~ *shall* be ad
 12 hoc members of all committees. ~~The~~

13 (d) *The* Governor shall appoint, upon the nomination of the
 14 Lieutenant Governor, an executive secretary for the commission.
 15 ~~That appointee~~ *The executive secretary* shall serve at the pleasure
 16 of the Lieutenant Governor. The Lieutenant Governor shall appoint
 17 the staff of the commission. The staff shall be employees of the
 18 Lieutenant Governor's office.

19 SEC. 3. Section 14999.2 of the Government Code is amended
 20 to read:

21 14999.2. The commission may appoint task forces to study
 22 and report on specific issues ~~which relate~~ *relating* to the purposes
 23 of this chapter. The commission may contract for studies and other
 24 special services for purposes of this chapter. *All studies and reports*
 25 *of the commission are public documents and shall be posted on*
 26 *the Internet Web site of the Lieutenant Governor for not less than*
 27 *24 months.*

28 SEC. 4. Section 14999.3 of the Government Code is amended
 29 to read:

30 14999.3. The commission shall appoint advisory committees
 31 from outside its membership to represent the aerospace,
 32 manufacturing, ~~maritime~~, *logistics*, tourism, and world trade
 33 segments of the state's economy, and such other advisory
 34 committees as it deems necessary for the purpose of carrying out
 35 its responsibilities as set forth in this ~~article~~. ~~Such committees shall~~
 36 ~~serve at no cost to state government.~~ *chapter. No reimbursement*
 37 *for travel within the state or per diem is authorized for*
 38 *participation on an advisory committee or for testifying before an*
 39 *advisory committee.*

1 SEC. 5. Section 14999.4 of the Government Code is amended
2 to read:

3 14999.4. ~~Members~~*(a) Except as provided in subdivision (b),*
4 *members of the commission, including members appointed*
5 *pursuant to subdivision (b) of Section 14999.1, shall serve without*
6 *compensation, but shall be reimbursed for actual necessary*
7 *expenses for travel within the state incurred in the performance*
8 *of their duties, as authorized by the commission—chairman,*
9 ~~excepting those members.~~ *chairperson.*

10 *(b) Members representing the Senate and Assembly who shall*
11 *receive reimbursement from their legislative funds.*

12 SEC. 6. Section 14999.5 of the Government Code is amended
13 to read:

14 14999.5. ~~A majority of the members shall constitute a quorum~~
15 ~~for the transaction of business for the commission.~~ *All meetings*
16 *of the commission shall be open and public and all persons shall*
17 *be permitted to attend any meetings of the commission.*

18 SEC. 7. Section 14999.6 of the Government Code is amended
19 to read:

20 14999.6. *(a) The commission may act at any regular or special*
21 *meeting, by teleconference, via an Internet Web site, or other*
22 *electronic means, or a combination thereof. Regular meetings shall*
23 *be held once during each three-month period and special meetings*
24 *may be called by the chairman at any time he or she deems it is*
25 *necessary to handle special or emergency matters.* ~~The~~

26 *(b) A majority of the members described in subdivision (a) of*
27 *Section 14999.1 shall constitute a quorum for the transaction of*
28 *business for the commission. The transaction of business does not*
29 *include taking testimony or discussing issues that will be acted on*
30 *at a future meeting or pursuant to subparagraph (2) of subdivision*
31 *(c).*

32 *(c) The commission may also act without a meeting if a majority*
33 *of the members approve of the action taken in writing.* ~~Any~~

34 *(d) Any member described in subdivision (a) of Section 14999.1*
35 *who misses attending three consecutive meetings without good*
36 *cause, may be replaced.*

37 SEC. 8. Section 14999.7 of the Government Code is amended
38 to read:

1 14999.7. The commission shall have the powers and authority
 2 necessary to carry out the duties imposed upon it by this chapter,
 3 including but not limited to, all of the following:

4 (a) To adopt ~~such~~ rules and regulations as it deems advisable
 5 with respect to the conduct of its own affairs.

6 (b) To hold hearings, make and sign agreements, and to do or
 7 perform any acts which may be necessary, desirable, or proper to
 8 carry out the purposes of this chapter.

9 (c) To cooperate with, and secure the cooperation of, any
 10 department, division, bureau, commission, or other agency of the
 11 state, other *federal, foreign, or local* government, public entity,
 12 private organization, or corporation to facilitate it *to properly to*
 13 carry out its powers and duties ~~hereunder~~ *pursuant to this chapter.*

14 (d) To accept any federal funds granted, by act of *the United*
 15 *States* Congress or by executive order, for all or any of the purposes
 16 of this chapter.

17 (e) To accept any gifts, donations, grants, or bequests for all or
 18 any of the purposes of this chapter.

19 SEC. 9. Section 14999.8 of the Government Code is amended
 20 to read:

21 14999.8. (a) The commission shall consider programs,
 22 *services, technologies, and actions* to further the economic
 23 development of the state. ~~The~~

24 (b) ~~The~~ commission shall study the laws and programs of other
 25 states relating to economic development, *job creation,*
 26 *entrepreneurship, competitiveness,* and the encouragement of *civic*
 27 *leaders and* business and industry, ~~and shall.~~ *The commission may*
 28 confer with governmental officials ~~and representatives of,~~ *civic*
 29 *leaders,* business and industry, and any other persons or
 30 organizations interested in the promotion of economic
 31 development, *job creation, entrepreneurship, and competitiveness.*
 32 ~~The~~

33 (c) ~~The~~ commission shall make recommendations concerning
 34 legislation affecting the economic development of the state.

35 SEC. 10. Section 14999.9 of the Government Code is amended
 36 to read:

37 14999.9. (a) The commission shall make a report of its
 38 activities, findings, and recommendations to the Governor and the
 39 Legislature not later than February 1 of each year.

1 **(b)** *A report to the Legislature pursuant to this section shall be*
2 *submitted in compliance with Section 9795.*

3 SEC. 11. Section 14999.10 of the Government Code is amended
4 to read:

5 14999.10. *(a)* The Legislature finds and declares that the
6 Commission for Economic Development is solely an advisory
7 body to the Legislature, to the Governor, and to state departments,
8 offices, and agencies, and that the duties and functions given the
9 commission are part of, or incidental to, its work as an advisory
10 body.

11 ~~The~~
12 **(b)** *The* Legislature further finds and declares that no person
13 shall, by virtue of his or her membership on the commission, be
14 deemed or held to be an officer of the State of California.