

AMENDED IN ASSEMBLY APRIL 18, 2016

AMENDED IN ASSEMBLY APRIL 5, 2016

CALIFORNIA LEGISLATURE—2015–16 REGULAR SESSION

ASSEMBLY BILL

No. 1666

Introduced by Assembly Member Brough
(Coauthors: Assembly Members Baker, Chang, Gallagher,
Cristina Garcia, Maienschein, Obernolte, Wagner, and Wilk)
(Coauthors: Senators Anderson, Bates, and Runner)

January 14, 2016

An act to add Section 53343.2 to the Government Code, relating to local government.

LEGISLATIVE COUNSEL'S DIGEST

AB 1666, as amended, Brough. Community facilities districts: reports. The Mello-Roos Community Facilities Act of 1982 authorizes the formation of a community facilities district to finance various services. The act requires a community facilities district formed after January 1, 1992, to prepare, if requested by a person who resides in or owns property in the district and within 120 days after the last day of each fiscal year, a separate document titled an "Annual Report." *The act requires a legislative body to report specific information regarding the sale of bonds to the California Debt and Investment Advisory Commission (CDIAC). Other existing law requires each county, city, and special district that assesses a parcel tax to provide specific information to the Controller in connection with reports compiled and published by the Controller on the financial transactions of counties, cities, and special districts.*

This bill would require a legislative body that has an Internet Web site, within ~~120 days~~ *seven months* after the last day of each fiscal year of the district, to display prominently on its Internet Web site a copy of that annual report, if requested, ~~and other specific information relating to bonded indebtedness incurred by the district, projects funded by, or that may be funded by, the district, expenses and costs of the district, and special taxes imposed by the district.~~ *a copy of the report to CDIAAC, and a copy of the report to the Controller.* By increasing the duties of local officials, this bill would impose a state-mandated local program.

The California Constitution requires the state to reimburse local agencies and school districts for certain costs mandated by the state. Statutory provisions establish procedures for making that reimbursement.

This bill would provide that no reimbursement is required by this act for a specified reason.

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

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

- 1 SECTION 1. Section 53343.2 is added to the Government
- 2 Code, to read:
- 3 53343.2. A legislative body that has an Internet Web site,
- 4 within ~~120 days~~ *seven months* after the last day of each fiscal year
- 5 of the district, shall display prominently on its Internet Web site
- 6 all of the following information:
- 7 (a) A copy of an ~~audit~~ *annual* report if requested pursuant to
- 8 Section 53343.1.
- 9 (b) A copy of the report provided to the California Debt and
- 10 Investment Advisory Commission pursuant to Section 53359.5.
- 11 (c) A copy of the report provided to the Controller’s office
- 12 pursuant to Section 12463.2.
- 13 ~~(d) The amount of moneys expended for the year, including a~~
- 14 ~~summary of the expenses that includes, but is not limited to, the~~
- 15 ~~following:~~
- 16 ~~(1) Facilities, including property.~~
- 17 ~~(2) Services.~~
- 18 ~~(3) The costs of bonded indebtedness.~~
- 19 ~~(4) The costs of collecting the special tax under Section 53340.~~
- 20 ~~(5) Other administrative and overhead costs.~~

1 ~~(e) A list of projects currently being funded by the district, and~~
2 ~~the amount the district has committed for each project. The list~~
3 ~~shall include the name and location of each project.~~

4 ~~(f) A list of the projects that may be funded by the district but~~
5 ~~that have not yet commenced and any amount committed by the~~
6 ~~district for those projects. The list shall include the name and~~
7 ~~location of each project if it is known.~~

8 ~~(g) The total amount of special taxes collected in excess of the~~
9 ~~amount needed to pay the bonded indebtedness, bad debt~~
10 ~~contingencies, interest, and fees associated with the district, if any.~~

11 ~~(h) The date on which the bonded indebtedness will mature.~~

12 SEC. 2. No reimbursement is required by this act pursuant to
13 Section 6 of Article XIII B of the California Constitution because
14 a local agency or school district has the authority to levy service
15 charges, fees, or assessments sufficient to pay for the program or
16 level of service mandated by this act, within the meaning of Section
17 17556 of the Government Code.