

**ASSEMBLY BILL**

**No. 2032**

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**Introduced by Assembly Member Linder**

February 16, 2016

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An act to amend Section 56770 of the Government Code, relating to local government.

LEGISLATIVE COUNSEL'S DIGEST

AB 2032, as introduced, Linder. Change of organization: cities: disincorporation.

Existing law, the Cortese-Knox-Hertzberg Local Government Reorganization Act of 2000, provides the authority and procedure for the initiation, conduct, and completion of changes of organization and reorganization for cities and districts. The act prohibits the local area formation commission from approving or conditionally approving any proposal that includes a disincorporation of a city unless the commission determines, among other things, that the disincorporation is consistent with the intent of the act, the disincorporation will address necessary changes to spheres of influence of affected agencies, and the service responsibilities of the city proposed for disincorporation have been assigned.

This bill would make a nonsubstantive change to this provision.

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 56770 of the Government Code is  
2 amended to read:

1 56770. The commission shall not approve or conditionally  
2 approve ~~any~~ a proposal that includes a disincorporation, unless,  
3 based on the entire record, the commission makes all of the  
4 following determinations:  
5 (a) The proposed disincorporation is consistent with the intent  
6 of this division to provide for a sustainable system for the delivery  
7 of services.  
8 (b) The commission has considered the service reviews of  
9 municipal services and spheres of influence of the affected local  
10 agencies, and the disincorporation will address the necessary  
11 changes to those spheres of influence, if any.  
12 (c) It has reviewed the comprehensive fiscal analysis prepared  
13 pursuant to Section 56804.  
14 (d) It has reviewed the executive officer's report and  
15 recommendation prepared pursuant to Section 56665, and the oral  
16 or written testimony presented at its public hearing.  
17 (e) The service responsibilities of the city proposed for  
18 disincorporation have been assigned through terms and conditions  
19 authorized by Sections 56885.5, 56886, and 57302, and Chapter  
20 5 (commencing with Section 57400) of Part 5.