

AMENDED IN ASSEMBLY MARCH 17, 2016

CALIFORNIA LEGISLATURE—2015–16 REGULAR SESSION

ASSEMBLY BILL

No. 2342

Introduced by Assembly Member Linder

February 18, 2016

An act to amend Section ~~65401~~ 8625 of the Government Code, relating to ~~land use~~. *state government*.

LEGISLATIVE COUNSEL'S DIGEST

AB 2342, as amended, Linder. ~~General plans~~. *State of emergency*.

Existing law empowers the Governor to proclaim a state of emergency in an area affected or likely to be affected when the Governor finds that specified circumstances exist and either the Governor is requested to do so by the mayor or chief executive in the case of a city or by the chairman of the board of supervisors or the county administrative officer in the case of a county, or the Governor finds that the local authority is inadequate to cope with the emergency.

This bill would require the governor to approve a request from a city or county within 60 days of receiving the request, except if the Governor has requested federal emergency assistance or a federal declaration of a major disaster.

~~The Planning and Zoning Law requires a city, county, or city and county to adopt a comprehensive general plan that addresses a number of elements. If a general plan has been adopted, each county or city officer, department, board, or commission, and each governmental body, commission, or board within the jurisdiction of the city or county, is required to submit a list of proposed public works for the ensuing fiscal year to a designated official agency. The agency receiving the~~

list of proposed public works is required to prepare a coordinated program of proposed public works for the ensuing fiscal year.

This bill would make nonsubstantive changes to these provisions.

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

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

1 SECTION 1. Section 8625 of the Government Code is amended
2 to read:

3 8625. (a) The Governor is hereby empowered to proclaim a
4 state of emergency in an area affected or likely to be affected
5 thereby when:

6 (a) He when he or she finds that circumstances described in
7 subdivision (b) of Section 8558 exist; exist, and either of the
8 following is true:

9 (b)

10 (1) He or she is requested to do so in the case of a city by the
11 mayor or chief executive, (2) or in the case of a county by the
12 chairman of the board of supervisors or the county administrative
13 officer; or

14 (c)

15 (2) He or she finds that local authority is inadequate to cope
16 with the emergency.

17 (b) The Governor shall approve or deny a request received
18 pursuant to paragraph (1) of subdivision (a) within 60 days of
19 receiving the request, except if the Governor has requested either
20 federal emergency assistance or a federal declaration of a major
21 disaster.

22 SECTION 1. Section 65401 of the Government Code is
23 amended to read:

24 65401. If a general plan or part thereof has been adopted, within
25 the time fixed by the legislative body, each county or city officer,
26 department, board, or commission, and each governmental body,
27 commission, or board, including the governing body of any special
28 district or school district, whose jurisdiction lies wholly or partially
29 within the county or city, whose functions include recommending,
30 preparing plans for, or constructing major public works, shall
31 submit to the official agency, as designated by the respective
32 county board of supervisors or city council, a list of the proposed

1 public works recommended for planning, initiation, or construction
2 during the ensuing fiscal year. The official agency receiving the
3 list of proposed public works shall list and classify all of these
4 recommendations and shall prepare a coordinated program of
5 proposed public works for the ensuing fiscal year. The coordinated
6 program shall be submitted to the county or city planning agency
7 for review and report to the official agency as to conformity with
8 the adopted general plan or part thereof.

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