

AMENDED IN ASSEMBLY JUNE 2, 1995

AMENDED IN SENATE APRIL 18, 1995

SENATE BILL

No. 406

Introduced by Senator Haynes

February 15, 1995

An act to add Chapter 1.7 (commencing with Section 71265) of Part 3 of Division 20 of the Water Code, relating to water.

LEGISLATIVE COUNSEL'S DIGEST

SB 406, as amended, Haynes. Elsinore Valley Municipal Water District.

(1) The Municipal Water District Law of 1911 generally requires the board of a municipal water district to consist of 5 directors.

This bill would, *until January 1, 1999*, require the board of the Elsinore Valley Municipal Water District, if the Murrieta Water District merges into that district, to consist of 7 directors, of which the 2 additional directors are directors of the Murrieta Water District serving at the time of the merger who are appointed by that district to serve on the board of the Elsinore Valley Municipal Water District, thereby imposing a state-mandated local program. *The bill would require the board to consist of 5 elected directors on and after January 1, 1999.* The bill would prescribe related matters.

(2) 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. Chapter 1.7 (commencing with Section
2 71265) is added to Part 3 of Division 20 of the Water Code,
3 to read:

4
5 CHAPTER 1.7. ELSINORE VALLEY MUNICIPAL WATER
6 DISTRICT
7

8 71265. This chapter applies only to the Elsinore Valley
9 Municipal Water District. Except as provided in this
10 chapter, this division applies to the Elsinore Valley
11 Municipal Water District.

12 71266. (a) Notwithstanding any other provision of
13 law, if the Murrieta Water District merges into the
14 Elsinore Valley Municipal Water District, the Board of
15 Directors of the Elsinore Valley Municipal Water District
16 shall consist of seven directors. The additional directors
17 *until January 1, 1999* shall be two directors of the Murrieta
18 Water District serving at the time of the merger who are
19 appointed by the board of the Murrieta Water District to
20 serve on the board of the Elsinore Valley Municipal
21 Water District *on an at-large basis* and shall take office at
22 the first meeting of that board occurring after the
23 merger. The additional directors shall ~~hold office until~~
24 ~~their successors, who shall be elected at the district's~~
25 ~~general election in 1998, take office.~~ *hold office until*
26 *January 1, 1999.*

27 (b) Following the merger, the board shall establish the
28 boundaries of the ~~seven~~ *five* divisions from which
29 directors ~~are elected~~ *will be elected beginning in*
30 *November 1998* in accordance with Chapter 6
31 (commencing with Section 71540) of Part 4. Each



1 director shall be a resident of the division from which he
2 or she is elected.

3 *(c) On and after January 1, 1999, the board shall consist*
4 *of five directors.*

5 *(d) Subdivision (c) of Section 20361 of the*
6 *Government Code does not apply to the two directors*
7 *appointed pursuant to subdivision (a).*

8 SEC. 2. The Legislature finds and declares that this
9 act, which is applicable only to the Elsinore Valley
10 Municipal Water District, is necessary because of the
11 anticipated merger of the Murrieta Water District with
12 that district, which will affect the administration of that
13 district. It is, therefore, declared that a general law within
14 the meaning of Section 16 of Article IV of the California
15 Constitution cannot be made applicable and that the
16 enactment of this special law is necessary for the efficient
17 administration of the Elsinore Valley Municipal Water
18 District for the public good.

19 SEC. 3. No reimbursement is required by this act
20 pursuant to Section 6 of Article XIII B of the California
21 Constitution because the only costs that may be incurred
22 by a local agency or school district are the result of a
23 program for which legislative authority was requested by
24 that local agency or school district, within the meaning of
25 Section 17556 of the Government Code and Section 6 of
26 Article XIII B of the California Constitution.

27 Notwithstanding Section 17580 of the Government
28 Code, unless otherwise specified, the provisions of this act
29 shall become operative on the same date that the act
30 takes effect pursuant to the California Constitution.

