

Assembly Bill No. 2033

CHAPTER 724

An act to add Section 6586.7 to the Government Code, relating to joint powers agreements.

[Approved by Governor September 25, 2000. Filed
with Secretary of State September 27, 2000.]

LEGISLATIVE COUNSEL'S DIGEST

AB 2033, Torlakson. Joint powers agreements.

Existing law authorizes public agencies to enter into joint exercise of power agreements to jointly exercise any power common to the contracting agencies and to issue bonds pursuant to the Marks-Roos Local Bond Pooling Act of 1985. Among other conditions for the issuance of bonds, existing law requires that the local agency, within whose boundaries the capital public improvement to be financed by the bonds is to be located, publish notice of a hearing in a newspaper of general circulation.

This bill would require that a copy of the resolution be sent by certified mail to the Attorney General and the California Debt and Investment Advisory Commission not later than 5 days after the adoption of the resolution authorizing, issuing, or accepting the benefit of bonds.

This bill would become operative only if AB 2300 is enacted and becomes operative.

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

SECTION 1. Section 6586.7 is added to the Government Code, to read:

6586.7. (a) A copy of the resolution adopted by an authority authorizing bonds or any issuance of bonds, or accepting the benefit of any bonds or proceeds of bonds, except bonds issued or authorized pursuant to Article 1 (commencing with Section 6500), or bonds issued for the purposes specified in subdivision (c) of Section 6586.5, shall be sent by certified mail to the Attorney General and the California Debt and Investment Advisory Commission not later than five days after adoption by the authority.

(b) This section does not apply to bonds:

- (1) Specified in subdivision (c) of Section 6586.5.
- (2) Issued pursuant to the Community Redevelopment Law, Part 1 (commencing with Section 33000) of Division 24 of the Health and Safety Code.
- (3) To finance transportation facilities and vehicles.

(4) To finance a facility that is located within the boundaries of an authority, provided that the authority that issues those bonds consists of any of the following:

(A) Local agencies with overlapping boundaries.

(B) A county and a local agency or local agencies located entirely within that county.

(C) A city and a local agency or local agencies located entirely within that city.

(5) To finance a facility for which an authority has received an allocation from the California Debt Limit Allocation Committee.

(6) Of an authority that consists of no less than 100 local agencies and the agreement that established that authority requires the governing body of the local agency that is a member of the authority in whose jurisdiction the facility will be located to approve the facility and the issuance of the bonds.

SEC. 2. This act shall become operative only if AB 2300 of the 1999–2000 Regular Session of the Legislature is enacted and becomes operative.

