

AMENDED IN SENATE AUGUST 6, 2012

AMENDED IN SENATE JULY 5, 2012

AMENDED IN SENATE JUNE 15, 2012

AMENDED IN ASSEMBLY JANUARY 13, 2012

AMENDED IN ASSEMBLY MAY 11, 2011

CALIFORNIA LEGISLATURE—2011–12 REGULAR SESSION

ASSEMBLY BILL

No. 17

Introduced by Assembly Member Davis

December 6, 2010

An act to amend Section 71253 of the Water Code, relating to municipal water districts, and declaring the urgency thereof, to take effect immediately.

LEGISLATIVE COUNSEL'S DIGEST

AB 17, as amended, Davis. Municipal water districts: board of directors.

Existing law, the Municipal Water District Law of 1911, authorizes the formation of a municipal water district to acquire and sell water. Existing law generally requires the board of directors of a municipal water district to consist of 5 members who hold office for a term of 4 years from and after the date of the director taking office and until the election and qualification of the director's successor. Under existing law, except as prescribed, directors take office at the time county officers take office, at 12 o'clock noon on the first Monday after the January 1st succeeding their election.

Existing law establishes certain dates during which elections are to be held each year, including the first Tuesday after the first Monday in November of each year.

This bill would specify that directors elected to office at an election held on the first Monday in November to take office at the time county officers take office, on the first Monday after January 1 succeeding their election. This bill would further specify that ~~a director~~ *directors* elected at an election held at a date other than the above-mentioned November date ~~shall~~ take office 30 days following the date of certification of the results of that election. *Under this bill, these provisions would become operative on January 1, 2013.*

This bill would declare that it is to take effect immediately as an urgency statute.

Vote: ²/₃. 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 71253 of the Water Code is amended to
2 read:

3 71253. (a) Except for the directors elected at the formation
4 election, directors elected to office at an election held on a date
5 specified in subdivision (d) of Section 1000 of the Elections Code
6 shall take office at the time provided by Section 24200 of the
7 Government Code for county officers to take office.

8 (b) Directors elected to office at an election held on a date other
9 than that specified in subdivision (d) of Section 1000 of the
10 Elections Code shall take office 30 days following the date of
11 certification of the results of that election.

12 (c) *The changes made to this section by the act that added this*
13 *subdivision shall become operative on January 1, 2013.*

14 SEC. 2. This act is an urgency statute necessary for the
15 immediate preservation of the public peace, health, or safety within
16 the meaning of Article IV of the Constitution and shall go into
17 immediate effect. The facts constituting the necessity are:

18 In order to ensure the integrity of municipal water district
19 elections, it is necessary that this act take effect immediately.

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