

Assembly Bill No. 2091

Passed the Assembly May 4, 2006

Chief Clerk of the Assembly

Passed the Senate June 26, 2006

Secretary of the Senate

This bill was received by the Governor this _____ day
of _____, 2006, at _____ o'clock ____M.

Private Secretary of the Governor

CHAPTER _____

An act to add Section 50.5 to Chapter 375 of the Statutes of 1986, relating to the Coast Life Support District.

LEGISLATIVE COUNSEL’S DIGEST

AB 2091, Berg. The Coast Life Support District Act: district powers.

Existing law establishes the Coast Life Support District, which defines the district’s boundaries, specifies the election of a board of directors, and its powers as well as the purposes and powers of the district. The powers of the district include, the right to establish, impose and collect fees.

This bill would authorize the district’s board of supervisors to charge a fee to cover the cost of any service that the district provides or the cost of enforcing any regulation for which the fee is charged. This bill would also allow the district’s board of directors to charge residents or taxpayers of the district a lower fee than it charges nonresidents or nontaxpayers, and would allow the district’s board of directors to waive any fee by adoption of a resolution.

This bill would state the findings and declarations of the Legislature concerning the need for special legislation.

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

SECTION 1. Section 50.5 is added to Chapter 375 of the Statutes of 1986, to read:

Sec. 50.5. (a) The district’s board of directors may charge a fee to cover the cost of any service that the district provides or the cost of enforcing any regulation for which the fee is charged. No fee shall exceed the costs reasonably borne by the district in providing the service or enforcing the regulation for which the fee is charged.

(b) Before imposing or increasing any fee for property-related services, the district’s board of directors shall follow the procedures in Section 6 of Article XIII D of the California Constitution.

(c) The district's board of directors may charge residents or taxpayers of the district a fee authorized by this section that is less than the fee that it charges nonresidents or nontaxpayers.

(d) The district's board of directors may authorize the district's employees to waive the payment of a fee authorized by this section, in whole or in part, when the district's board of directors determines that payment would not be in the public interest. Before authorizing any waiver, the district's board of directors shall adopt a resolution that specifies the policies and procedures governing waivers.

SEC. 2. Due to the unique circumstances concerning the district the Legislature finds and declares that a general statute cannot be made applicable within the meaning of Section 16 of Article IV of the California Constitution. Therefore, this act is necessarily applicable only to the district.

Approved _____, 2006

Governor