

SUBMITTAL TO THE BOARD OF SUPERVISORS
COUNTY OF RIVERSIDE, STATE OF CALIFORNIA



ITEM
3.9
(ID # 9892)

MEETING DATE:

Tuesday, May 21, 2019

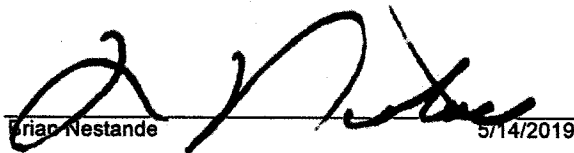
FROM : EXECUTIVE OFFICE:

SUBJECT: EXECUTIVE OFFICE: Approval to Support AB 1095 Eduardo Garcia Desert
Healthcare District as Amended on 4/8/19, 4th District. [\$0]

RECOMMENDED MOTION: That the Board of Supervisors:

1. Direct the Executive Office to send a letter of support to the following item that is not covered in the 2019 Legislative Platform.

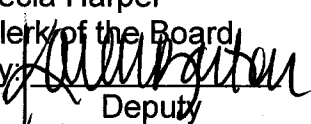
ACTION: Policy


Brian Nestande 5/14/2019

MINUTES OF THE BOARD OF SUPERVISORS

On motion of Supervisor Perez, seconded by Supervisor Hewitt and duly carried by unanimous vote, IT WAS ORDERED that the above matter is approved as recommended.

Ayes: Jeffries, Spiegel, Washington, Perez and Hewitt
Nays: None
Absent: None
Date: May 21, 2019
xc: E.O.

Kecia Harper
Clerk of the Board
By: 
Deputy

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FINANCIAL DATA	Current Fiscal Year:	Next Fiscal Year:	Total Cost:	Ongoing Cost
COST	\$0	\$0	\$0	\$0
NET COUNTY COST	\$0	\$0	\$0	\$0
SOURCE OF FUNDS: N/A			Budget Adjustment: No	
			For Fiscal Year: 18/19	

C.E.O. RECOMMENDATION: Approve

BACKGROUND:

Summary

The purpose of Riverside County's Legislative Coordination Policy Program is to support legislation which benefits the County and its residents, and to oppose/amend legislation which might adversely affect the County. The following specific procedures are instituted to facilitate active participation by Departments, allow the Executive Office to act as a centralized "clearinghouse" for legislative matters, and to ensure that all advocacy efforts are entirely consistent with Board-approved positions.

For the following piece of legislation, a policy position does not exist therefore the Executive Office is directed to bring this item to the full Board. After approval from the Board, The Executive Office will then send a letter of support or opposition with the Chair's Signature and work with the Advocacy Team, the Board of Supervisors, and Department to achieve the desired outcome.

RECOMMENDED BILLS:

Bill: AB 1095 Eduardo Garcia Desert Healthcare District

Position: Support

Background: AB 2414 (Eduardo Garcia), Chapter 416, Statutes of 2016, established an annexation process for the District to include the East Coachella Valley region. Among its provisions, AB 2414 required the District to follow certain procedures with regard to new board members if the annexation was approved by voters. The District's Board of Directors was to adopt a resolution increasing the number of board members from five to seven, appoint the two new members, and designate by lot one appointed member to leave office when a successor takes office and one to leave office two years thereafter.

The current law mandated the board to designate one appointee for an initial term of office for two years and the other appointee to have an initial term of office of four years. It additionally prohibited said appointees from seeking election subsequent to the conclusion of their respective terms. This measure seeks to rectify the phrasing of that provision and allow the appointees the ability to seek election following their appointment. This bill clarifies that one of the two new board appointees shall have an initial term of office from the date of appointment

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until the last Friday in December after the general district election that occurs in 2020, and one to have an initial term of office from the date of appointment until the last Friday in December after the general district election that occurs in 2022.

AMENDED IN ASSEMBLY APRIL 8, 2019

CALIFORNIA LEGISLATURE—2019—20 REGULAR SESSION

ASSEMBLY BILL

No. 1095

Introduced by Assembly Member Eduardo Garcia

February 21, 2019

An act to amend Section 32499.2 of the Health and Safety Code, relating to health care districts.

LEGISLATIVE COUNSEL'S DIGEST

AB 1095, as amended, Eduardo Garcia. Desert Healthcare District.

Existing law, the Local Health Care District Law, authorizes the organization and incorporation of local health care districts and specifies the powers of those districts, including, among other things, the power to establish, maintain, and operate, or provide assistance in the operation of, one or more health facilities or health services. Existing law authorizes the expansion of the Desert Healthcare District, as specified, and requires the board of directors of the district, following expansion, to adopt a resolution to increase the number of members of the district's board of directors from 5 to 7, and to appoint 2 members who are residents of the territory annexed by the district to fill the vacant positions. Existing law requires the board to designate 1 of those appointees to leave office when their successor takes office *at noon on the first Friday in December next following the general district election* and the other appointee to leave office 2 years thereafter.

This bill would instead require the board to designate 1 appointee to have an initial term of office ~~for 2 years from the date of appointment until the date in December described above that occurs in 2020~~ and the other appointee to have an initial term of office ~~for 4 years from the~~

date of appointment until the date in December described above that occurs in 2022.

Vote: majority. 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 32499.2 of the Health and Safety Code
2 is amended to read:

3 32499.2. (a) Thirty days after the expansion of the district,
4 and notwithstanding Sections 32100.01 and 32100.02, the Board
5 of Directors of the Desert Healthcare District shall adopt a
6 resolution to increase the number of members of its board of
7 directors from five to seven without the necessity of a petition or
8 approval thereof by voters residing within the district. The
9 resolution shall become effective on the date of, and subject to any
10 conditions specified in, the resolution.

11 (b) The additional vacancies created by the expansion shall be
12 filled by appointment by the board of directors. A person appointed
13 to fill a vacancy created by subdivision (a) shall be a registered
14 voter and a resident of the territory annexed by the district pursuant
15 to Section 32499.

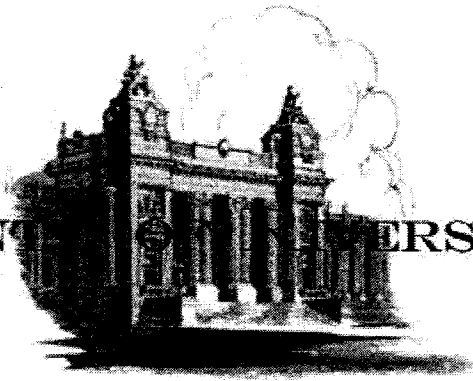
16 (c) Upon appointment, the board shall, by lot, designate one
17 member appointed pursuant to subdivision (b) to have an initial
18 term of office ~~for two years from the date of appointment until the~~
19 ~~date described in Section 10554 of the Elections Code that occurs~~
20 ~~in 2020~~ and one member appointed pursuant to subdivision (b) to
21 have an initial term of office ~~for four years from the date of~~
22 ~~appointment until the date described in Section 10554 of the~~
23 ~~Elections Code that occurs in 2022.~~

24 (d) A vacancy in one or both of the board positions created by
25 subdivision (a) after the first appointments to those positions
26 pursuant to subdivision (b) shall be filled by the methods prescribed
27 in Section 1780 of the Government Code, and, after January 1,
28 2020, shall be filled by the methods prescribed in Section 32499.3.

29 (e) This section shall only become operative if the Desert
30 Healthcare District is expanded in accordance with Section 32499.

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COUNTY OF RIVERSIDE



Board of Supervisors

District 1 <i>Chairman</i>	Kevin Jeffries 951-955-1010
District 2	Karen Spiegel 951-955-1020
District 3	Chuck Washington 951-955-1030
District 4	V. Manuel Perez 951-955-1040
District 5	Jeff Hewitt 951-955-1050

May 30, 2019

Assemblyman Eduardo Garcia
State Capitol
Sacramento, CA 95814

Re: AB 1095 (Garcia) as Amended 4/8/2019 – SUPPORT by Board Action

Dear Assemblyman Garcia,

On behalf of the Riverside County Board of Supervisors, I write this letter to express our support for AB 1095 as amended April 8, 2019. AB 1095 would help to solve an issue regarding board membership of the Desert Healthcare District, which is in Riverside County.

Specifically, the bill addresses a procedural issue raised by prior legislation implementing the election terms of members of the Board of Directors of the Desert Healthcare District. This bill will correct a technical issue so that some board members can serve full, staggered terms during the next two election cycles.

For these reasons, the County of Riverside is pleased to support AB 1095 if you have any questions about the County's position, please do not hesitate to contact our Deputy County Executive Officer, Brian Nestande at 951-955-1110 or bnestande@rivco.org.

Sincerely,

Supervisor Kevin Jeffries, Chair
Riverside County Board of Supervisors

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