

*An act to be known as the "District Reorganization Act of 1965," relating to governmental units known as districts, providing for a uniform procedure for the initiation, conduct and completion of proceedings for annexations, detachments, dissolutions and consolidations made by or with respect to districts, mergers of certain districts with cities, establishment of certain districts as subsidiary districts of cities and reorganization of two or more districts (including, as a part thereof, the formation of new districts), and for review by local agency formation commissions of proposals for any of the foregoing proceedings; and in this connection: to add Division 1 (commencing with Section 56000) to Title 6 of the Government Code;*

*to amend and renumber Division 1 (commencing with Section 58000) and Division 2 (commencing with Section 61000) of Title 6 of the Government Code;*

*to repeal Article 5 (commencing with Section 27701) of Chapter 4 of Division 20 of Part 4, and Sections 27759, 27760, and 27761 of the Education Code;*

*to repeal the following sections, articles, and chapters of the Government Code:*

*Section 53064; Chapter 10 (commencing with Section 54970) of Part 1, Division 2, Title 5; Article 8 (commencing with Section 58230), Article 85 (commencing with Section 58250), and Article 9 (commencing with Section 58260) of Chapter 1, Division 1, Title 6; Sections 58300 to 58308, inclusive; Chapter 4 (commencing with Section 58950) of Division 1, Title 6; Sections 61802 to 61830, inclusive; and Chapter 2 (commencing with Section 61850), Chapter 3 (commencing with Section 61890), Chapter 4 (commencing with Section 61900) and Chapter 5 (commencing with Section 61930) of Part 7, Division 2, Title 6;*

*to repeal Sections 6111 and 7281 to 7292, inclusive, and Article 2 (commencing with Section 7300) and Article 3 (commencing with Section 7320) of Chapter 8, Part 7 of the Harbors and Navigation Code;*

*to repeal Article 4 (commencing with Section 1230) and Article 5 (commencing with Section 1250) of Chapter 1, Division 6 of the Military and Veterans Code;*

*to repeal the following sections, articles and chapters of the Health and Safety Code: Sections 2331 to 2333, inclusive, 2333.5, 2333.6, 2334 to 2343, inclusive; Article 6.5 (commencing with Section 2350) of Chapter 5, Division 3; Sections 2361, 2362, 2367 to 2375, inclusive; Article 8 (commencing with Section 2390) and Article 9 (commencing with Section 2400) of Chapter 5, Division 3; Sections 2901 and 2911; Article 6 (commencing with Section 2920) and Article 7 (commencing with Section 2930) of Chapter 8, Division 3; Sections 4136 to 4139, inclusive; Article 6 (commencing with Section 4143), Article 7 (commencing with Section 4160), and Article 8 (commencing with Section 4165) of Chapter 1, Part 2, Division 5; Sections 4188 to 4193, inclusive; Article 8 (commencing with Section 4194) of Chapter 1.5, Part 2, Division 5; Article 25 (commencing with Section 4720) of Chapter 3, Part 3, Division 5; Sections 48317.4832, 4834, 4845.05 to 4845.09, inclusive, 4845.1, 4845.12, and 4845.13; Article 8b (commencing with Section 4845.20), Article 9 (commencing with Section 4850), and Article 10 (commencing with Section 4857) of Chapter 3, Part 3, Division 5; Article 4 (commencing with Section 6625) of Chapter 5, Part 1, Division 6; Article 2 (commencing with Section 6660) of Chapter 6, Part 1, Division 6; Article 2 (commencing with Section 6840), Article 3 (commencing with Section 6870), and Article 4 (commencing with Section 6885) of Chapter 9, Part 1, Division 6; Chapter 9.5 (commencing with Section 6890), Chapter 10 (commencing with Section 6900) and Chapter 11 (commencing with Section 6910) of Part 1, Division 6; Sections 9026 and 9027; Article 2 (commencing with Section 9050) of Chapter 9, and Chapter 10 (commencing with Section 9075), of Part 4, Division 8; Sections 13915, 13946, 13947, 13949, 13955, 13956, 13957, 13959 and 13960;*

*Chapter 10 (commencing with Section 13965) of Part 2.7, Division 12; Sections 14211, 14213, 14214, 14215, 14215.5, 14216, 14217, 14220 and 14222, Article 8.5 (commencing with Section 14225), Article 9 (commencing with Section 14231), and Article 10 (commencing with Section 14251) of Chapter 1, Part 3, Division 12; Sections 14511 to 14516, inclusive; Article 10 (commencing with Section 14525), Article 12 (commencing with Section 14560), and Article 13 (commencing with Section 14580), of Chapter 2, Part 3, Division 12; Sections 14605 and 14721 to 14728, inclusive; Article 8 (commencing with Section 14735), Article 8.5 (commencing with Section 14751), Article 9 (commencing with Section*

14760), and Article 10 (commencing with Section 14775) of Chapter 3, Part 3, Division 12; Chapter 5 (commencing with Section 14820) of Part 3, Division 12; Sections 20051 to 20057, inclusive; Article 4.5 (commencing with Section 20120) and Article 5 (commencing with Section 20130) of Chapter 1, Part 1, Division 14; Article 4 (commencing with Section 20340) and Article 5 (commencing with Section 20350) of Chapter 2, Part 1, Division 14; Sections 32004, 32004.1, 32004.3 to 32004.9, inclusive, 32004.91, 32004.92, 32005, 32005.5, and 32006 to 32011, inclusive; and Chapter 5 (commencing with Section 32400) and Chapter 6 (commencing with Section 32490) Division 23;

to repeal Sections 5573 to 5589, inclusive; Article 7 (commencing with Section 5785). Article 8 (commencing with Section 5786), and Article 9 (commencing with Section 5787) of Chapter 4, Division 5; and Chapter 12 (commencing with Section 13210) of Division 11 of the Public Resources Code;

to repeal the following sections, articles, article headings, and chapters of the Public Utilities Code:

Article 3.5 (commencing with Section 13870) and Article 7 (commencing with Section 13951), of Chapter 9, Division 6; the article heading of Article 1 (commencing with Section 14051) of Chapter 10, Division 6; Sections 14053 to 14056, inclusive; Article 2 (commencing with Section 14081), Article 3 (commencing with Section 14111), Article 4 (commencing with Section 14141), Article 5 (commencing with Section 14161), Article 6 (commencing with Section 14191), and Article 7 (commencing with Section 14211) of Chapter 10, Division 6; Sections 14352 to 14359, inclusive; Chapter 12 (commencing with Section 14501), Division 6; Sections 17302 to 17332, inclusive, 17380, and 17382; the article heading of Article 1 (commencing with Section 17501) of Chapter 9, Division 7; Sections 17502 to 17510, inclusive; Article 2 (commencing with Section 17531) of Chapter 9, Division 7; Chapter 10 (commencing with Section 17701) of Division 7; Chapter 7 (commencing with Section 22951) and Chapter 8 (commencing with Section 22975) of Part 2, Division 9;

to repeal the following sections, articles, article headings and chapters of the Water Code:

Chapter 1 (commencing with Section 26700) of Part 11, Division 11; Sections 26876 to 26885, inclusive; Article 2 (commencing with Section 26900), Article 3 (commencing with Section 26930), Article 4 (commencing with Section 26965), Article 5 (commencing with Section 26985), and Article 6 (commencing with Section 26995) of Chapter 2, Part 11, Division 11; Chapter 2.5 (commencing with Section 27050) of Part 11, Division 11; Chapter 3 (commencing with Section 27150), Chapter 4 (commencing with Section 27400), Chapter 5 (commencing with Section 27700), and

*Chapter 6 (commencing with Section 28000), of Part 11, Division 11; Chapter 4 (commencing with Section 30090) of Part 1, Division 12; Sections 31183 to 31187, inclusive; the article heading of Article 1 (commencing with Section 32200) of Chapter 1, Part 8, Division 12; Sections 32201 to 32205, inclusive; Article 2 (commencing with Section 32220), Article 3 (commencing with Section 32240), and Article 4 (commencing with Section 32300) of Chapter 1, Part 8, Division 12; the article heading of Article 1 (commencing with Section 32400) of Chapter 2, Part 8, Division 12; Sections 32401 to 32406, inclusive; Article 2 (commencing with Section 32420), Article 3 (commencing with Section 32440), Article 4 (commencing with Section 32470), and Article 5 (commencing with Section 32490) of Chapter 2, Part 8, Division 12; Sections 32500, 32501 and 32503; Article 2 (commencing with Section 32510), Article 3 (commencing with Section 32520), Article 4 (commencing with Section 32530), Article 5 (commencing with Section 32540), Article 6 (commencing with Section 32550) and Article 7 (commencing with Section 32560) of Chapter 2.5, Part 8, Division 12; Chapter 3 (commencing with Section 32650), and Chapter 4 (commencing with Section 32850) of Part 8, Division 12; Chapter 4 (commencing with Section 34075) of Part 1, Division 13; Sections 37301 to 37306, inclusive; Article 2 (commencing with Section 37325), Article 3 (commencing with Section 37350), and Article 4 (commencing with Section 37370) of Chapter 1, Part 8, Division 13; Sections 37486 to 37494, inclusive; Article 2 (commencing with Section 37505), Article 3 (commencing with Section 37530), Article 4 (commencing with Section 37545), and Article 5 (commencing with Section 37560) of Chapter 2, Part 8, Division 13; Chapter 2.4 (commencing with Section 37590) of Part 8, Division 13; Chapter 2.5 (commencing with Section 37600), Chapter 3 (commencing with Section 37650), and Chapter 4 (commencing with Section 37700) of Part 8, Division 13; Sections 53501, 53502, 53505, 53506, and 53507; Article 1 (commencing with Section 53600) and Article 2 (commencing with Section 53620) of Chapter 2, Part 10, Division 15; Sections 53661 to 53678, inclusive; Chapter 3 (commencing with Section 53700) of Part 10, Division 15; the article heading of Article 1 (commencing with Section 55800) of Chapter 1, Part 5, Division 16; Sections 55802 to 55806, inclusive; Article 2 (commencing with Section 55820), Article 3 (commencing with Section 55840), and Article 4 (commencing with Section 55860) of Chapter 1, Part 5, Division 16; Chapter 2 (commencing with Section 55880), Chapter 2.5 (commencing with Section 55895), Chapter 2.6 (commencing with Section 55905), Chapter 3 (commencing with Section 55910), Chapter 3.5 (commencing with Section 55920), Chapter 4 (commencing with Section 55930), and Chapter 5 (commencing with Section 55960)*

*of Part 5, Division 16; Sections 56131 and 56132; Chapter 10 (commencing with Section 56140) of Part 1, Division 17; Chapter 9 (commencing with Section 70280) of Part 1, Division 19; Section 71033; Article 2 (commencing with Section 72160), Article 3 (commencing with Section 72180), Article 4 (commencing with Section 72190) and Article 5 (commencing with Section 72200) of Chapter 1, Part 10, Division 20; Chapter 2 (commencing with Section 72220) of Part 10, Division 20; Article 2 (commencing with Section 72310), Article 3 (commencing with Section 72330), Article 4 (commencing with Section 72340), and Article 5 (commencing with Section 72350) of Chapter 4, Part 10, Division 20; Chapter 5 (commencing with Section 72370), Chapter 5.5 (commencing with Section 72540), Chapter 6 (commencing with Section 72550), and Chapter 7 (commencing with Section 72630) of Part 10, Division 20;*

*to repeal the following general and special law sections: Sections 206 and 207 of the Guadalupe Valley Municipal Improvement District Act (Chapter 2037 of the Statutes of 1959);*

*Sections 221 to 227, inclusive, of the Bethel Island Municipal Improvement District Act (Chapter 22 of the Statutes of 1960, First Extraordinary Session);*

*Sections 206 to 212, inclusive, of the Embarcadero Municipal Improvement District Act (Chapter 81 of the Statutes of 1960, First Extraordinary Session);*

*Sections 206 to 212, inclusive, of the Estero Municipal Improvement District Act (Chapter 82 of the Statutes of 1960, First Extraordinary Session);*

*Section 102 and Sections 111 to 116, inclusive, of the Cuyamaca Recreation and Park District Act (Chapter 1654 of the Statutes of 1961);*

*Sections 20a and 20½ of Chapter 158 of the Statutes of 1885; Sections 64 to 70, inclusive, 73 to 86, inclusive, and 99 to 106, inclusive, of the Drainage District Act of 1903 (Chapter 238 of the Statutes of 1903);*

*Section 54 of the San Diego Unified Port District Act (Chapter 67, Statutes of 1962, First Extraordinary Session);*

*Section 14 of Chapter 63 of the Statutes of 1880;*

*Sections 26 to 34, inclusive, of Chapter 310 of the Statutes of 1905;*

*Sections 62 to 68, inclusive, 71 to 73, inclusive, and 75 to 84, inclusive, of Chapter 25 of the Statutes of 1907;*

*Sections 75.1 to 75.4, inclusive, 76 and 78 of the Citrous Pest District Control Act (Chapter 89 of the Statutes of 1939); Sections 27 and 28 of the Storm Water District Act of 1909 (Chapter 222 of the Statutes of 1909);*

*Sections 40, 41, 43, to 52, inclusive, and 60 of the Palo Verde Irrigation District Act (Chapter 452 of the Statutes of 1923);*

*to amend Section 58001 of the Government Code;*  
*to amend Section 6110 of the Harbors and Navigation Code;*  
*to amend Sections 2360, 2900, 2910, 4187, 4830, 4831, 4831.5, 4832.5, 6830, 9025, 13948, 13950, 13951, 13952, 13953, 13958;*  
*the heading of Article 8 (commencing with Section 14218) of Chapter 1, Part 3, Division 12; Sections 14510, 14540, 14541, 32001, and 32002 of the Health and Safety Code;*  
*to amend Sections 5572 and 5780.7 of the Public Resources Code;*  
*to amend Sections 13801, 13802, 13821, 13886, 13912, 14051, 14351, 14381, 17301, 17362, 17368, 17371, 17378, 17379, 17501, and 22006 of the Public Utilities Code;*  
*to amend Sections 31182, 32200, 32502, 37300, 53500, 53504, 53660, 56130, 71036 and 72301 of the Water Code;*  
*to amend the following general and special law sections and article headings:*  
*Section 24 of the Monterey Peninsula Airport District Act (Chapter 52 of the Statutes of 1941);*  
*Section 200 of the Solvang Municipal Improvement District Act (Chapter 1635 of the Statutes of 1951);*  
*Section 220 of the Montalvo Municipal Improvement District Act (Chapter 549 of the Statutes of 1955);*  
*Section 205 of the Guadalupe Valley Municipal Improvement District Act (Chapter 2037 of the Statutes of 1959);*  
*Section 220 of the Bethel Island Municipal Improvement District Act (Chapter 22 of the Statutes of 1960, First Extraordinary Session);*  
*Section 205 of the Embarcadero Municipal Improvement District Act (Chapter 81 of the Statutes of 1960, First Extraordinary Session);*  
*Section 205 of the Estero Municipal Improvement District Act (Chapter 82 of the Statutes of 1960, First Extraordinary Session);*  
*the heading of Article 7 (commencing with Section 110) and Section 110 of the Lake Cuyamaca Recreation and Park District Act (Chapter 1654 of the Statutes of 1961);*  
*Section 74 of Chapter 25 of the Statutes of 1907;*  
*Section 75 of the Citrous Pest District Control Act (Chapter 89 of the Statutes of 1939);*  
*Section 42 of the Palo Verde Irrigation District Act (Chapter 452 of the Statutes of 1923);*  
*Section 3 of Chapter 380 of the Statutes of 1959;*  
*Section 1 of Chapter 1019 of the Statutes of 1953;*  
*to amend and renumber Section 58309 of the Government Code and Section 4845.11 of the Health and Safety Code;*  
*to add Article 7 (commencing with Section 5785) to Chapter 4 of Division 5 of the Public Resources Code;*  
*to add Sections 13803, 13804, 14382, 17370.1, 17370.2, and 17380 to the Public Utilities Code;*  
*to add Sections 53508 and 53602 to the Water Code;*  
*to add Section 20b to Chapter 158 of the Statutes of 1885;*  
*and*

*to add Section 63.1 to the Drainage District Act of 1903 (Chapter 238 of the Statutes of 1903).*

[Approved by Governor July 17, 1965 Filed with  
Secretary of State July 23, 1965 ]

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

SECTION 1. The heading of Division 1 (commencing with Section 58000) of Title 6 of the Government Code is amended and renumbered to read:

## DIVISION 2. GENERAL

SEC. 1.5. The heading of Division 2 (commencing with Section 61000) of Title 6 of said code is amended and renumbered to read:

## DIVISION 3. COMMUNITY SERVICES DISTRICTS

SEC. 2. Division 1 (commencing with Section 56000) is added to Title 6 of said code, to read:

## DIVISION 1. DISTRICT REORGANIZATION ACT OF 1965

### PART 1. GENERAL

#### CHAPTER 1. INTRODUCTORY PROVISIONS

56000. This division may be cited as the District Reorganization Act of 1965.

56001. This division shall provide the sole and exclusive authority and procedure for the initiation, conduct and completion of changes of organization and reorganization. On and after the effective date of this division, all changes of organization and reorganizations shall be initiated, conducted and completed in accordance with and as provided in this division.

56002. Notwithstanding Section 56001, this division shall not apply to any proceeding for a change of organization which shall be pending on the effective date of this division. Any such pending proceedings may be continued and completed under and in accordance with any provisions of law other than this division. The repeals, amendments and additions made by the act enacting this division shall not apply to any such pending proceedings and the laws existing prior to the effective date of such act shall continue in full force and effect, as applied to any such pending proceedings.

56003. Within the meaning of Section 56002, a proceeding for a change of organization shall be deemed pending on the effective date of this division if prior thereto such proceedings shall have been initiated, in accordance with the provisions of the principal act, by the filing of a sufficient petition request-

ing a change of organization or the adoption by a legislative body of an ordinance, resolution or order initiating proceedings for a change of organization.

56003.1. This division shall not apply to the incorporation of cities, the annexation or detachment of territory to or from cities, minor changes of city boundaries or the consolidation or dissolution of cities.

56003.2. If any fire protection district or fire district shall be organized under Part 2.7 (commencing with Section 13801) of Division 12 of the Health and Safety Code, Chapter 1 (commencing with Section 14001) of Part 3, said Division 12, Chapter 2 (commencing with Section 14400) of Part 3, said Division 12, or Chapter 3 (commencing with Section 14600) of Part 3, said Division 12, the foregoing laws shall provide an additional and alternative authority and procedure for the initiation, conduct and completion of annexations or detachments of territory to or from any such district or for the dissolution thereof. When a proceeding for an annexation, detachment or dissolution is made pursuant to any of the foregoing laws, only the provisions of such laws shall be applicable to the initiation, conduct and completion of such proceedings, and this division shall not apply thereto.

56004. It shall not be necessary for the principal act of any district to adopt or incorporate this division by reference and any change of organization or reorganization provided for by this division is authorized to be made by or with respect to any district. Except as otherwise provided in this division, in any change of organization or reorganization the principal act shall govern as to any provisions therein pertaining to boundaries, to contiguity or noncontiguity of territory, to the incorporated or unincorporated status of territory and to the overlapping of territory of a district with the territory of another district or city. Unless otherwise provided by the principal act, any territory annexed to a district shall be contiguous thereto and shall not be a part of another district formed under the same principal act without the consent of such other district.

56005. Where the principal act of any parent district provides that the boundaries of the parent district shall be automatically or concurrently changed to conform to a change in the boundaries of a member district, the boundaries of said parent district shall be deemed to be automatically or concurrently changed, in accordance with the provisions of the principal acts of any such parent district, upon completion of a change of organization or a reorganization changing the boundaries of said member district.

56006. This division shall be liberally construed to effectuate its purposes. No change of organization or reorganization ordered under this division shall be invalidated by any defect, error, irregularity or omission in any act, determination or procedure which does not adversely and substantially affect the rights of any person, city, county, district, the state or any agency or subdivision of the state. All determinations made by



a commission or by any legislative body under and pursuant to the provisions of this division shall be final and conclusive in the absence of fraud or prejudicial abuse of discretion. In any action or proceeding to review any quasi-judicial determination made by a commission or by a legislative body the sole inquiry shall be whether there was fraud or prejudicial abuse of discretion. Prejudicial abuse of discretion shall be established if the court finds that any determination of a commission or a legislative body was not supported by substantial evidence in light of the whole record.

56007. Any protest or objection pertaining to the regularity or sufficiency of any proceedings or preliminary proceedings must be in writing, clearly specify the defect, error, irregularity or omission to which protest or objection is made and must be filed within the time and in the manner provided by this division. Any such protest or objection not so made and filed shall be deemed voluntarily waived.

56008. An action to determine the validity of a change of organization or a reorganization may be brought pursuant to Chapter 9 (commencing at Section 860) of Title 10, Part 2 of the Code of Civil Procedure.

56009. For the purpose of any action to determine or contest the validity of any change of organization or reorganization, such change of organization or reorganization shall be deemed to be completed and in existence upon the date of filing with the Secretary of State of the certificate of completion.

56010. No change of organization or reorganization, or any term or condition thereof, shall impair the rights of any bondholder or other creditor of any city or district. Notwithstanding any provision of this division, or of any change of organization or reorganization, or any term or condition thereof, each and every bondholder or other creditor may enforce all his rights in the same manner and to the same extent as if such change of organization, reorganization, term or condition had not been made. Any such rights may also be enforced against agencies, and their respective officers, as follows:

(a) Annexation or detachment: against the district to or from which territory is annexed or detached.

(b) Dissolution: against the successor city, county or district or against any city, county or district receiving distribution of all or any part of the remaining assets of a dissolved district.

(c) Consolidation: against the consolidated district.

(d) Merger: against the city.

(e) Establishment of a subsidiary district: against the district and the city council as ex officio the board of directors of such district.

(f) Reorganization: against the city, county or district, as the case may be, for any of the above enumerated changes of organization which may be included in the particular reorganization.

56010.1. The provisions of Section 56470, and any term and condition provided or made pursuant thereto, shall be enforceable by, between, among and against any public agency or agencies designated in any such term and condition, but shall not constitute or be given effect as a limitation upon the power of any bondholder or other creditor to enforce his rights (particularly any rights provided for by Articles 2 (commencing with Section 56480) to 7 (commencing with Section 56550), inclusive, of Chapter 9, Part 5 of this division), as if said Section 56470 had not been enacted or said term and condition had not been made or provided pursuant thereto.

56011. If any provision of this division, or the application thereof in any circumstance or to any person, city, county, district, the state, or any agency or subdivision of the state, is held invalid, the remainder of this division or the application thereof in other circumstances or to other persons, cities, counties, districts, the state, or any agencies or subdivisions of the state shall not be affected thereby.

56012. If a proposed change of organization or a reorganization shall apply to two or more affected counties, for the purpose of this division, exclusive jurisdiction shall be vested in the officers of the principal county. Any notices, proceedings, orders or any other acts authorized or required to be given, taken or made by the commission, board of supervisors, clerk of a county or any other officer of a county, shall be given, taken or made by the persons holding such offices in the principal county. Any officer of a county other than the principal county shall cooperate with the officers of the principal county and shall furnish the officers of the principal county with such certificates, records or certified copies of records as may be necessary to enable the officers of the principal county to comply with this division.

56013. If any reorganization shall provide for the formation of any new district or districts, such district or districts shall be deemed to have been formed upon compliance with the procedure and provisions of this division relating to reorganization. If the terms and conditions of any change of organization or reorganization provide for the formation of an improvement district or for the annexation or detachment of territory to or from an existing improvement district, such formation, annexation or detachment shall be deemed to have been completed upon compliance with the procedure and provisions of this division relating to change of organization or reorganization. No further or separate proceedings need be taken for the formation of any such district or improvement district or for the annexation or detachment of territory to or from the existing improvement district. To that extent only, the provisions of this division shall govern and provide the exclusive procedure for the formation of any such new districts or improvement districts or for the annexation or detachment of territory to or from existing improvement districts and the provisions of the principal act relating to the

formation of such districts or improvement districts or for the annexation or detachment of territory to or from existing improvement districts shall have no application thereto.

56014. Upon request by the executive officer or the clerk of any county or district, the assessor of any city, county or district shall furnish estimated assessed valuations, determined by the same methods and valuations used in preparing the last equalized assessment roll, in the following cases:

(a) Where real property is owned by a public agency and no assessed value for such real property is shown on said roll;

(b) Where a single assessment parcel shown on the last equalized assessment roll:

(1) Has been split into two or more parcels by reason of the sale or conveyance of any portion of the original assessment parcel, or

(2) Overlaps two or more counties, cities, districts, or election precincts, or any combination thereof.

Any such estimates shall be conclusively presumed to be assessed values for the purpose of this division but shall be given no force or effect for other purposes.

56015. If the legislative body of any of the districts, agencies or authorities enumerated in subdivision (m) of Section 56039 desires a determination by the commission that such district, agency or authority is not a "district" within the meaning of this division, such legislative body, prior to the adoption of any ordinance, resolution or order proposing, declaring an intention or initiating proceedings to make a change of organization, shall make application to the commission of the principal county describing the proposed change of organization and requesting such a determination. Any such application shall be filed with the executive officer and shall be presented to the commission not later than its next regular meeting. The executive officer shall give the legislative body filing any such application mailed notice of the time and place at which such application will be presented to the commission. No other notice is required to be given, provided, that the commission, prior to making its findings and determinations, may order the executive officer to give notice of the filing and presentation of such application by publication or by mailing to other affected counties, cities and districts, or by both.

56016. Upon presentation of any application filed pursuant to Section 56015, the commission shall determine that the applicant district, agency or authority is not a "district," if the commission shall find that such applicant is not engaged:

(a) In the distribution and sale for any purpose, other than for the purpose of resale, of water or of gas or electricity for light, heat or power;

(b) In furnishing sanitary sewer service or garbage and refuse collection service to the ultimate users thereof;

(c) In providing fire or police protection; or

(d) In the acquisition, construction, maintenance, lighting or operation of streets and highways, street and highway im-

provements or park and recreation facilities, except as an incident to the exercise of other lawful powers of the applicant.

“Ultimate user” means any user or consumer other than the state, the United States, a city, a county or a district, any agency, department or office of any thereof, or a public utility.

If the commission shall determine that any applicant district, agency or authority enumerated in subdivision (m) of Section 56039 is not a “district,” then none of the provisions of this division shall apply to the change of organization described in the application and proceedings for such change of organization shall be taken under and pursuant to the principal act. If no application is made to the commission, or if the commission in passing upon an application fails to determine that the applicant is not a “district,” then this division shall provide the sole and exclusive authority for the initiation, conduct and completion for a change of organization by any such district, agency or authority and, to the extent of any inconsistency between the provisions of this division and those of the principal act of the applicant, the provisions of this division shall control.

56017. Where a public utility has been granted a certificate of public convenience and necessity authorizing and requiring it to furnish gas or electric service within a certain service area and, as a result of a change of organization or reorganization, territory consisting of all or any part of such service area becomes a part of or is formed into a district authorized by its principal act to furnish gas or electric service, said district shall not furnish any such service within said territory except upon approval thereof (i) by the commission after receipt and consideration of the report of the Public Utilities Commission, made as provided in Section 56019 and (ii) by the voters within such territory, given as provided in Section 56018. If both such approvals shall be given, upon assumption of service by the district the public utility may at any time thereafter withdraw service within said territory, unless otherwise ordered by the Public Utilities Commission. As used in Sections 56017 to 56019, inclusive, “gas or electric service” means the distribution and sale for any purpose, other than for the purpose of resale, of gas or electricity for light, heat or power.

56018. Voter approval within said territory, as required by Section 56017, shall be given at an election. The question submitted at any such election shall identify the district, designate the kind of service to be furnished, identify the territory within which such service is proposed to be furnished, and state the name of the public utility presently authorized to furnish such service within said territory.

The district shall not furnish such service within said territory unless the question of furnishing such service shall have been submitted to the voters at an election called, held and conducted within such territory and a majority of the votes cast upon such question are in favor of such service. The board of

supervisors or the legislative body of the conducting district may submit such question at the election called upon the question of confirmation of an order of change of organization or reorganization, or the board of directors of the district may submit the question of such service at a special election called after completion of the proceedings for such change of organization or reorganization. The question of such service shall be submitted as a separate proposition at any election within such territory and shall be voted upon only by qualified voters within said territory. If such question shall be defeated at any such election, for one year thereafter no petition requesting such service may be filed and no new election called upon such question.

56019. The executive officer shall file with the Public Utilities Commission a certified copy of any proposal for a change of organization or a reorganization which provides, as a part thereof, that gas or electric service be furnished by a district within any of the territory affected by such proposed change of organization or reorganization; said certified copy need not contain any signatures where the proposal is by petition. After any such change of organization or reorganization shall have been ordered, the clerk of the district shall file with the Public Utilities Commission a certified copy of any ordinance, resolution or order made by the board of directors of a district proposing to furnish gas or electric service within such territory.

After any such filing, the Public Utilities Commission shall cause an investigation to be made and may conduct such hearings in connection therewith as it considers desirable. Upon completion thereof and not later than 90 days after the date of such filing, the Public Utilities Commission shall make a report to the commission stating whether, in the opinion of the Public Utilities Commission, the proposed service by the district within said territory will substantially impair the ability of the public utility to provide adequate service at reasonable rates within the remainder of the service area of such public utility.

The secretary of the Public Utilities Commission shall immediately file a certified copy of such report with the executive officer.

## CHAPTER 2. DEFINITIONS

56020. Unless the provision or context otherwise requires, the definitions contained in this chapter govern the construction of this division. The definition of a word applies to any of such word's variants.

56021. "Affected city" means each city which contains or would contain any territory for which a change of organization is proposed or ordered or which contains all or any part of a district for which a change of organization is proposed or ordered with respect to territory outside such city.

56022. "Affected county" means each county which contains or would contain any territory for which a change of organization is proposed or ordered or which contains all or any part of a district for which a change of organization is proposed or ordered with respect to territory outside such county.

56023. "Affected district" means each district which contains or would contain territory for which a change of organization is proposed or ordered.

56024. "Annexation" means the annexation, inclusion, attachment or addition of territory to a district.

56025. "Benefit district" means a district containing lands which are, or will be, benefited by their inclusion within such district, the owners of such lands being entitled, under the laws or Constitutions of the state or the United States, to notice and hearing prior to the inclusion of such lands within the district.

56026. "Board of directors" means the legislative body or governing board of a district.

56027. "Board of supervisors" means the board of supervisors of a county.

56028. "Change of organization" means an annexation or detachment of territory to or from a district, a minor boundary change, the dissolution or consolidation of any district or districts, a merger or the establishment of a subsidiary district, and, in the case of a reorganization, also includes formations.

56029. "Chief petitioners" means any persons designated in a petition for the purpose of receiving any notice authorized or required to be given to the chief petitioners.

56030. "City" means any chartered or general law city.

56031. "City council" means the legislative body or governing board of a city.

56032. "Clerk" means the clerk or secretary of a county, city or district, or the legislative body thereof. Where the office of county clerk is separate from the office of the clerk of the board of supervisors, "clerk" means the clerk of the board of supervisors. Where the office of county clerk is separate from the office of the registrar of voters, "clerk" means the registrar of voters with respect to all duties pertaining to the conduct of elections and the county clerk with respect to all other duties.

56033. "Commission" means a local agency formation commission created pursuant to Chapter 6.6 (commencing with Section 54775) of Part 1, Division 2, Title 5.

56034. "Conducting district" means a district whose board of directors is empowered to conduct a proceeding for an annexation, detachment or minor boundary change pertaining to that district.

56035. "Consolidation" means the uniting or joining of two or more districts into a single new successor district, all such districts having been or being formed pursuant to the same principal act.

56037. "Detachment" means the detachment, deannexation, exclusion, deletion or removal from a district of any portion of the territory of such district.

56038. "Dissolution" means the dissolution, disincorporation, extinguishment and termination of the existence of a district and the cessation of all its corporate powers, except for the purpose of winding up the affairs of said district.

56039. "District" means an agency of the state, formed pursuant to general law or special act, for the local performance of governmental or proprietary functions within limited boundaries "District" shall exclude the following:

- (a) The state;
- (b) A county;
- (c) A city, except for the provisions of this division pertaining to a merger or the establishment of a subsidiary district;
- (d) A school district;
- (e) A unified or union high school library district;
- (f) A special assessment district;
- (g) An improvement district;
- (h) A soil conservation district;
- (i) An air pollution control district;
- (j) A bridge and highway district or a joint highway district;
- (k) A transit or rapid transit district or authority;
- (l) A metropolitan water district;
- (m) A flood control district, a flood control and floodwater conservation district, a flood control and water conservation district, a conservation district, a water conservation district, a water replenishment district, the Orange County Water District, a California water storage district, a water agency, a county water authority or a water authority, provided, that the commission of the principal county shall determine, in accordance with Sections 56015 and 56016 inclusive, that any district, agency or authority enumerated in this subdivision (m) is not a "district" within the meaning of this division;
- (n) A county service area.

56040. "District of limited powers" means an airport district, community services district, municipal utility district, public utilities district, fire protection district, harbor district, port district, recreational harbor district, small craft harbor district, resort improvement district, library district, local hospital district, local health district, municipal improvement district formed pursuant to any special act, police protection district, recreation and park district, garbage disposal district, garbage and refuse disposal district, sanitary district, county sanitation district, public cemetery district, California water district, county water district, county waterworks district or irrigation district.

56041. "Executive officer" means the executive officer appointed by a commission or, if none has been appointed, then

the county officer acting as the executive officer for the commission.

56042. "Formation" means the formation, incorporation, organization or creation of a district.

56043. "Improvement district" means a district, area or zone formed for the sole purpose of designating an area which is to bear a special tax or assessment for an improvement benefiting that area.

56044. "Include," except when used in relation to the inclusion of land, does not necessarily exclude matters not enumerated.

56045. "Inhabited territory" means territory within which there reside 12 or more persons who have been registered to vote within such territory for at least 54 days prior to the date of initiation of preliminary proceedings or who were so registered at any time within the year preceding such date.

56046. "Landowner" or "owner of land" means: any person shown as the owner of land on the last equalized assessment roll; where such person is no longer the owner, then any person entitled to be shown as owner of land on the next assessment roll; where land is subject to a recorded written agreement of sale, any person shown therein as purchaser; and any public agency owning land.

56047. "Landowner-voter" means any person entitled to vote in a landowner-voter district, or the legal representative of such person or, in the case of an election, the proxy of such person.

56048. "Landowner-voter district" means a district whose principal act provides that owners of land within the district are entitled to vote upon the election of district officers, the incurring of bonded indebtedness or any other district matter.

56049. "Last equalized assessment roll" means the last equalized assessment roll or book used by a county, city or a district for the purpose of the annual levy and collection of any taxes or assessments imposed by said county, city or district.

56050. "Legal representative" means: an officer of a corporation duly authorized, by the bylaws or a resolution of the board of directors of such corporation, to sign for and on behalf of the corporation; and a guardian, executor, administrator or other person holding property in a trust capacity under appointment of court, when authorized by an order of court, which order may be made without notice.

56051. "Legislative body" means the legislative body or governing board of a county, city or district.

56052. "Major district" has the meaning set forth in Section 56442.

56053. "Mandatory petition" means a petition which upon its filing and certification, imposes a mandatory duty upon the commission to hold a hearing and make determinations with respect to the proposal contained in such petition.



56053.1. "Member district" means any district which is included, in whole or in part, within another district or any of the entities enumerated in subdivisions (l) and (m) of Section 56039, all or any part of such first-mentioned district being entitled, under the provisions of the principal act of any such second-mentioned district or entity, to receive or be furnished with any governmental or proprietary service or commodity by such second-mentioned district or entity.

56054. "Merger" means the extinguishment, termination and cessation of the existence of a district of limited powers by the merger of such district with a city as a result of proceedings taken pursuant to this division.

56055. "Minor district" has the meaning set forth in Section 56442.

56056. "Minor boundary change" means an annexation or detachment, or both, making an alteration or relocation of the boundary of a district resulting in not more than one acre of land being annexed to or detached from such district.

56056.1. "Next assessment roll" means the next assessment roll or book to be equalized and used by a county, city or a district for the purpose of the annual levy and collection of any taxes or assessments imposed by said city, county or district.

56057. "Nonbenefit district" means a district, within which the landowners are not entitled, under the laws or Constitutions of the state or the United States, to notice and hearing prior to the inclusion of their lands within the district.

56058. "Notice" means any ordinance, resolution, order, notice or other matter authorized or required by this division to be published, posted or mailed.

56059. "Overlap" or "overlapping territory" means territory which is included within the boundaries of two or more districts or within one or more districts and a city.

56059.1. "Parent district" means any district or any of the entities enumerated in subdivisions (l) and (m) of Section 56039 which shall include all or any part of another district, said first-mentioned district or entity being obligated, under the provisions of the principal acts of any such first-mentioned district or entity, to provide and furnish any governmental or proprietary service or commodity to said second-mentioned district.

56060. "Permissive petition" means a petition which, upon its filing and certification, the commission has the discretionary power to deny without notice and hearing.

56061. "Plan of reorganization" means a plan or program for effecting a reorganization, such plan or program containing a description of all changes of organization included in the reorganization and setting forth all terms, conditions and matters necessary or incidental to the effectuation of such reorganization.

56062. "Preliminary proceedings" means proceedings which are taken pursuant to Parts 2 (commencing with Section 56130), 3 (commencing with Section 56210) and 4 (commencing with Section 56250) of this division.

56063. "Principal act" means, in the case of a district, the law under which the district was formed and, in the case of a city, the general laws or a charter, as the case may be.

56064. "Principal county" shall have the meaning contained in any definition of "principal county," as set forth in the principal act. If the principal act shall have no such definition or if there is any inconsistency between the definitions contained in two or more applicable principal acts, "principal county" means the county having all or the greater portion of the entire assessed value, as shown on the last equalized assessment roll of the county or counties, of all taxable property within a district or districts for which a change of organization is proposed.

56065. "Proceeding" or "proceeding for a change of organization" means a proceeding for a change of organization pursuant to Part 5 (commencing with Section 56290) of this division.

56066 "Proposal" means a request or statement of intention made by petition or by resolution of application of a legislative body proposing proceedings for the change of organization or reorganization described therein.

56067. "Registered voter" means any elector registered under and pursuant to the Elections Code.

56068. "Reorganization" means one or more changes of organization proposed for each of two or more subject districts, including cities, landowner-voter districts or resident-voter districts, the formation of one or more new districts or any combination thereof, all such changes of organization and formations being pursuant to a single plan of reorganization.

56069. "Resident-voter" means any registered voter entitled to vote in a city or a resident-voter district.

56070. "Resident-voter district" means a district whose principal act provides that registered voters residing within the district are entitled to vote for the election of district officers, incurring of bonded indebtedness, or any other district matter.

56071. "Special assessment district" means an area fixed, established and formed by a city, county, district or the state, pursuant to general law, special act or charter, such area being specially benefited by and assessed or to be assessed to pay the costs and expenses of acquiring any lands or rights-of-way, acquiring or constructing any public improvements, maintaining or operating any public improvement or lighting any public street, highway or place.

56072. "Subject district" means each district or city for which a change of organization is proposed or provided in a reorganization or plan of reorganization.

56073. "Subsidiary district" means a district of limited powers in which the city council of a city shall be designated as, and empowered to act as, ex officio the board of directors of such district.

56074. "Uninhabited territory" means territory within which there reside less than 12 persons who have been registered to vote within such territory for at least 54 days prior to the date of initiation of preliminary proceedings or who were so registered at any time within the year preceding such date.

56075. "Voter" means a landowner-voter, a resident-voter or a registered voter, as the case may be.

### CHAPTER 3. NOTICE

56080. Notice authorized or required to be given by publication, posting or mailing shall be given by the clerk or executive officer and shall contain all matters required by any particular provision of this division. If any ordinance, resolution or order of any legislative body or the commission gives notice and contains all matters required to be contained in any notice, the clerk or executive officer may cause a copy of such ordinance, resolution or order to be published, posted or mailed, in which case no other notice need be given by the clerk or executive officer.

56081. Unless the provision or context otherwise requires, whenever any provision of this division requires notice to be published, posted or mailed, it shall be published, posted or mailed as provided in this chapter.

56082. Whenever any notice is required to be given and the duty of giving such notice is not specifically enjoined upon some officer, agency or person, the clerk or executive officer, as the case may be, shall give notice or cause the same to be given.

56083. Notice required to be published shall be published pursuant to Section 6066 in one or more newspapers of general circulation within each affected county, city and district. If any newspaper shall be of general circulation in two or more affected cities or districts, publication in said newspaper shall be sufficient publication for all such affected cities or districts. If there shall be two or more affected counties, publication shall be made in at least one newspaper of general circulation in each such county.

56084. If published notice shall be a notice of hearing, publication thereof shall be commenced at least 15 days prior to the date specified therein for hearing.

56085. Notice required to be posted shall be posted on or near the doors of the meeting room of the legislative body or commission or upon any official bulletin board customarily used for the purpose of posting public notices by or pertaining to the legislative body or commission.

56086. Posted notice shall remain posted for not less than five days. If posted notice shall be notice of a hearing, posting shall be commenced at least 15 days prior to the date specified

therein for hearing and shall continue to the time of the hearing.

56087. Mailed notice shall be sent first class and deposited, postage prepaid, in the United States mails and shall be deemed to have been given when so deposited.

56088. If mailed notice shall be a notice of hearing, mailing thereof shall be made at least 15 days prior to the date specified therein for hearing.

56089. When mailed notice is required to be given to:

(a) A county, city or district, it shall be addressed to the clerk thereof;

(b) A conducting district, it shall be given by registered or certified mail, return receipt requested, and shall be addressed to the clerk thereof at the mailing address of the legislative body of such district as specified in the filing made pursuant to Section 53051;

(c) A commission, it shall be addressed to the executive officer thereof;

(d) Chief petitioners, it shall be addressed to the persons so designated in the petition at the address specified therein;

(e) Landowners, it shall be addressed to each person to whom land is assessed, as shown upon the last equalized assessment roll of the county, at the address shown upon such assessment roll;

(f) Persons requesting special notice, it shall be addressed to each person who shall have filed a written request for special notice with the executive officer or clerk, at the mailing address specified in the request.

#### CHAPTER 4. ELECTIONS

56100. Special elections called within all or any part of a city or resident-voter district shall be governed by the general elections provisions and the local election provisions of the Elections Code (so far as they may be applicable) relating to the qualifications of voters, the manner of voting, the form of the ballot, the duties of precinct and election officers, the canvassing of returns and all other particulars. To the extent of any inconsistency:

(a) Between the general elections provisions and the local elections provisions of the Elections Code, local elections provisions shall control; and

(b) Between the provisions of this division and the Elections Code, the provisions of this division shall control.

56101. Special elections called within all or any part of a landowner-voter district shall be governed by the general elections provisions of the principal act (so far as they may be applicable) relating to the qualifications of voters, the manner of voting, the form of the ballot, the duties of precinct and election officers, the canvassing of returns and all other particulars. To the extent of any inconsistency between the pro-

visions of this division and such principal act, the provisions of this division shall control.

56102. If the board of supervisors shall call any special election within all or any part of any district, any references in the principal act to the board of directors of the district and to the clerk or secretary of the district shall be deemed to mean the board of supervisors and the clerk of the county, respectively.

56103. If special elections shall be called upon the same question or questions within all or any part of (i) any landowner-voter district, and (ii) any city or resident-voter district, the provisions of Section 56100 shall apply, except that, as to such landowner-voter district, the provisions of its principal act shall govern the qualifications of landowner-voters, the number of votes which each landowner-voter is entitled to cast, the manner of voting and the form of the ballot.

56104. Where any special election or elections are called upon the question of confirmation of an order for a reorganization and the areas within which such election or elections are called contain overlapping territory of two or more cities or districts, within all such overlapping territory the election precincts, polling places, voting booths and ballot boxes shall, in every case, be the same and there shall be only one precinct board or set of election officers for each precinct.

56105. Where any records of a city or a district shall be required for the purpose of calling, holding or conducting any special election called by the board of supervisors pursuant to this division, such records or certified copies thereof shall be delivered, upon request, to the board of supervisors or the clerk of the county by the city or district officer having custody thereof and shall be returned to such officer immediately after the canvass of the election returns. All other election records, documents, instruments and election supplies, including, but not limited to, rosters, ballots, and tally sheets, shall be retained or disposed of by the clerk of the county in the manner provided by law.

56106. Any resolution ordering a change of organization or a reorganization subject to confirmation by the voters upon the question thereof shall:

(a) Call, provide for and give notice of a special election or elections upon such question;

(b) Designate each district, city or other territory within which such special election or elections are to be held;

(c) Fix a date of election, which date shall be the same where a special election is called upon the same question within the territory of more than one city or district;

(d) Provide for the question or questions to be submitted to the voters;

(e) Specify any terms and conditions provided for in the change of organization or reorganization;

(f) State the vote required for confirmation of the change of organization or reorganization; and

(g) Contain such other matters as may be necessary to call, provide for and give notice of such special election or elections and to provide for the conduct thereof and the canvass of the returns thereupon.

56107. The question or questions to be submitted at any special election or elections called pursuant to this division shall be in substantially the following form:

(a) For an annexation:

“Shall the order adopted on \_\_\_\_\_, 19\_\_\_ by the Board of Directors of the \_\_\_\_\_ District ordering the annexation to said district of the territory described in said order and designated therein as (insert the distinctive short form designation theretofore assigned by the commission) be confirmed?”

(b) For a detachment:

“Shall the order adopted on \_\_\_\_\_, 19\_\_\_ by the Board of Directors of the \_\_\_\_\_ District ordering the detachment from said district of the territory described in said order and designated therein as (insert the distinctive short form designation theretofore assigned by the commission) be confirmed?”

(c) For a dissolution:

“Shall the order adopted on \_\_\_\_\_, 19\_\_\_ by the Board of Supervisors of the County of \_\_\_\_\_ ordering the dissolution of the \_\_\_\_\_ District be confirmed?”

(d) For a consolidation:

“Shall the order adopted on \_\_\_\_\_, 19\_\_\_ by the Board of Supervisors of the County of \_\_\_\_\_ ordering the consolidation of (insert the names of all districts ordered consolidated) into a single district known as the \_\_\_\_\_ District be confirmed?”

(e) For a merger:

“Shall the order adopted on \_\_\_\_\_, 19\_\_\_ by the Board of Supervisors of the County of \_\_\_\_\_ ordering the merger of the \_\_\_\_\_ District with the City of \_\_\_\_\_ be confirmed?”

(f) For establishment of a subsidiary district:

“Shall the order adopted on \_\_\_\_\_, 19\_\_\_ by the Board of Supervisors of the County of \_\_\_\_\_ ordering the \_\_\_\_\_ District established as a subsidiary district of the City of \_\_\_\_\_ be confirmed?”

(g) For a reorganization:

“Shall the order adopted on \_\_\_\_\_, 19\_\_\_ by the Board of Supervisors of the County of \_\_\_\_\_ ordering a reorganization affecting the (insert the names of all subject districts; if a new district or districts have been ordered formed, also insert ‘and ordering the formation of a new district (or districts) under the provisions of the (identify principal act)’) be confirmed?”

56108. If the change of organization or reorganization shall have been ordered subject to any terms and conditions, there shall be added to the end of the questions set forth in Section 56107 words substantially as follows:

“Subject to the terms and conditions specified in said order.”

56109. If any of the terms and conditions shall have the effect of imposing or increasing liability for payment of (i) taxes or assessments to be levied and collected, (ii) service charges, rentals or rates to be fixed and collected, or (iii) both, upon or within all or any part of the territory affected by the proposed change of organization or reorganization, the question shall contain a very brief summary of the purpose, nature and extent of the liability and shall refer to the order ordering the change of organization or reorganization for particulars. In the discretion of the legislative body, the question may contain a summary of any other of the terms and conditions. No reference need be made to any liability for payment of (i) annual taxes or assessments, (ii) ordinary service charges, rentals or rates, or (iii) both, to be imposed for the usual and ordinary support, management and operation of any district.

Where a summary is included in a question, there shall be added to the clause set forth in Section 56108 words substantially as follows:

“Such terms and conditions including (set forth very brief summary), all as more particularly described and set forth in said order.”

56109.1. This section shall apply only to changes of organization and reorganizations made by or with respect to a member district. If a change of organization or reorganization adding territory to a member district will not result in such additional territory being entitled to receive or be furnished with any new or additional governmental or proprietary service or commodity by the parent district, the question submitted to the voters shall so indicate. If a change of organization or a reorganization removing territory from a member district will result in the termination of any existing entitlement of said territory to receive or be furnished with any governmental or proprietary service or commodity from the parent district, the question submitted to the voters shall so indicate.

56110. On the ballot opposite each question and to its right, the words “Yes” and “No” shall be printed on separate lines with voting squares.

56111. If the board of supervisors shall order both a merger and the establishment of a subsidiary district, questions on each such matter shall be printed on the ballot, one above the other. Immediately preceding the first question there shall be printed in heavy faced gothic type not smaller than 10 point, the words “vote on both questions.”

56112. If a special election or elections shall be called (i) upon an order of reorganization which provides for a consolidation or the formation of a new district, or both, or (ii) upon an order of consolidation, members of the legislative body and other officers of the consolidated district or the new district, as the case may be, shall be selected in the manner provided by the principal act. If the principal act or the terms and con-

ditions of such reorganization or consolidation provide for the election of such officers or members, they shall be nominated in the manner provided in the principal act and shall be voted upon at the special election or elections upon the question of confirming said order of reorganization or consolidation. If the order of reorganization or consolidation is confirmed at said special election or elections, the officers or members of the legislative body of the consolidated district or the new district, as the case may be, who are elected at said election or elections shall thereupon become the officers or members of the legislative body of such consolidated district or new district.

56113. Where a special election is called upon the question of confirming an order of annexation, detachment, dissolution or consolidation, each person entitled to vote as a result of residing or owning land within the territory in which said election is called shall be entitled to ballots and votes as follows:

(a) In the case of resident-voter districts, to one ballot and one vote, and

(b) In the case of landowner-voter districts, to the number of ballots and votes authorized by the principal act of said district.

56114. Where a special election or elections are called upon the question of confirming an order for a merger or the establishment of a subsidiary district, or both, each person entitled to vote as a result of residing or owning land within the territory within which said election is called shall be entitled to ballots and votes as follows:

(a) Where the election is called only within the district,

(1) In the case of a resident-voter district, each resident-voter shall be entitled to one ballot and one vote, and

(2) In the case of a landowner-voter district, each landowner-voter shall be entitled to the number of ballots and votes authorized by the principal act of said district.

(b) Where one election is called within the district and another election is called within the territory of the city outside the boundaries of said district,

(1) In the case of the city, each registered voter within the territory of the city outside the boundaries of the district shall be entitled to one city ballot and one vote thereon;

(2) In the case of the district, each person entitled to vote as a result of residing or owning land within the district shall be entitled to the number of district ballots and votes authorized by the principal act of such district.

Where elections are called both within the district and the territory of the city outside the boundaries of the district, separate forms of city and district ballots, printed on different colors of paper, shall be provided. Such city and district ballots shall be separately canvassed.

56115. Where a special election is called upon the question of confirming an order of reorganization, each person entitled to vote as a result of residing or owning land within the terri-



tory within which said election is called shall be entitled to ballots and votes as follows:

(a) Each such person who qualifies only as a resident-voter of any city or resident-voter district, regardless of the number thereof, shall be entitled to one ballot and one vote;

(b) Each such person who qualifies only as a landowner-voter of any subject district, regardless of the number thereof, shall be entitled to the number of ballots and votes authorized by the principal act for one such district; if there be more than one such district, such person upon declaration made to the precinct or election officers shall be furnished with a ballot or ballots for the particular district designated by such person;

(c) Each such person who qualifies both as a resident-voter and as a landowner-voter of any of the subject districts, may at his option vote either as a resident-voter or as a landowner-voter, but not both; such person upon declaration made to the precinct or election officers shall be furnished with a ballot or ballots for the particular city or district designated by such person.

56116. Where a special election has been called upon the question of confirming an order of reorganization and one of the subject districts constitutes a major district having territory overlapping one or more minor districts, different colors of ballots shall be provided for said major and minor districts. Any person entitled to vote at said election as a result of residing or owning land within such major district (including all overlapping territory of any minor district) shall be furnished with a ballot of the color provided for the major district; such ballot, after marking, shall be placed in the ballot box for the major district and, upon canvass, shall be counted as a vote cast within the major district. All other persons entitled to vote at said election shall be furnished with a ballot of the color provided for a minor district or districts; such ballots, after marking shall be placed in the ballot box for the minor district or districts and, upon canvass, shall be counted as votes cast within such minor district or districts.

56117. Where a special election has been called upon the question of confirming an order of reorganization, a landowner-voter shall be given two ballots or sets of ballots when all of the following conditions exist: (i) the result of such election is to be determined by the respective votes cast within a major district and the combined votes cast within all minor districts, (ii) where the territory of a landowner-voter district overlaps the territory of a city or resident-voter district, and (iii) where, pursuant to subdivision (c) of Section 56115 a person has elected to vote as a landowner-voter and is entitled to vote with respect to lands located both inside and outside such overlapping territory.

One ballot or set of ballots shall represent only those votes which the landowner-voter is entitled to cast by reason of owning land located inside the overlapping territory; any such ballots, after marking, shall be placed in the ballot box

for the major district. A second ballot or set of ballots shall represent only those votes which the landowner-voter is entitled to cast by reason of owning land located outside the overlapping territory; any such ballots, after marking, shall be placed in a separate ballot box for the minor districts.

56118. In any special election or elections called upon the question of confirmation of an order for merger or the establishment of a subsidiary district or for a reorganization, where the results of such election or elections must be determined from votes of both landowner-voters and registered voters, the votes of such landowner-voters shall be computed and equated with the votes of said registered voters in the following manner:

First, the per capita assessed value of land for each registered voter within the county within which said elections are held shall be determined to the nearest even dollar by dividing the total assessed value of land within such county, as shown on the last equalized assessment roll of such county, by the total number of voters who were registered in such county at the close of registration, as provided in the Elections Code, next preceding the date of such election. If any landowner-voter district shall be located in more than one county, the per capita assessed value for each county shall be multiplied by a percentage, to the nearest one-tenth of 1 percent, such percentage being determined by dividing the total area of the district into the area of those portions of the district located within that county; the resulting products of such multiplications shall then be added and the total, to the nearest even dollar, shall be deemed to be the per capita assessed value for all such counties.

Second, if any such landowner-voter district does not use the county assessment roll for the purposes of levying and collecting district assessments or taxes, the per capita assessed value of land for each registered voter within the county shall be corrected by multiplying such per capita assessed value by a correction factor determined as follows: The total assessed valuation of all lands within the district, as the same is shown upon the last equalized assessment roll or book of the district, shall be divided by the corresponding total assessed valuation of all lands within the district, as the same is shown upon the last equalized assessment roll of the county, and the quotient, expressed to the nearest of two decimal places, shall represent the correction factor. If any landowner-voter district shall be located in more than one county, a correction factor shall be determined, in the manner above provided, for each such county covering all those portions of the district which shall be located therein; the correction factor for each county shall then be multiplied by a percentage, to the nearest one-tenth of 1 percent, such percentage being determined by dividing the total area of the district into the area of those portions of the district located within that county; the resulting products of such multiplications shall then be added and the total, to the

nearest of two decimal places, shall be deemed to be the correction factor for all such counties.

Third, such corrected per capita assessed value, determined to the nearest even dollar, shall then be adjusted by dividing it by the number of dollars required for a single vote by a landowner-voter, as specified in the principal act determining such landowner-voter's right to vote.

Fourth, the total numbers of votes cast by landowner-voters for and against the question shall be divided by said corrected and adjusted per capita assessed value and the quotients, to the nearest whole figures, shall be deemed to be the number of votes of landowner-voters which shall be equated with the votes of the registered voters of any city or resident-voter district, cast for and against said question.

## PART 2. INITIATION OF CHANGES OF ORGANIZATION AND REORGANIZATIONS

### CHAPTER 1. GENERAL

56130. Preliminary proceedings may be initiated by proposals made by petition or by application of the legislative body of any affected county, city or district. All such preliminary proceedings shall be initiated in accordance with this part.

56131. If a proposed change of organization or a reorganization provides for any change in the boundaries of an existing district or for the formation of a new district, prior to the circulation of any petition or the adoption of any resolution or order initiating preliminary proceedings, a description of the proposed boundaries shall be filed with the commission for review, report and recommendation pursuant to Chapter 6.6 (commencing with Section 54773, Part 1, Division 2, Title 5).

56132. A commission may establish a schedule of filing fees for checking the sufficiency of any petition filed with the executive officer. Such fees shall not exceed fifteen cents (\$.15) for each signature affixed to the petition. A minimum filing fee of not to exceed ten dollars (\$10) may be established. Any fees so established shall be paid to the executive officer at the time of filing of a petition. No petition shall be deemed filed until such fees have been paid.

56133. The commission also may establish a schedule of processing fees for the estimated expenses of the preliminary proceedings to be taken by the commission and any reorganization committee. Such fees shall not exceed five hundred dollars (\$500) for each separate change of organization contained in a proposal. Such processing fee shall be deposited with the executive officer after the filing with the executive officer of any application by a legislative body for a change of organization, or the certification by the executive officer of the sufficiency of a petition. Said deposit shall be made within such period as the commission may specify. No further action shall

be taken upon any such application or petition until said processing fee is so deposited.

56134. The legislative body of any affected city, county or district may, but shall not be required to, authorize the payment of any of the fees established pursuant to Sections 56132 and 56133 from any available funds of such city, county or district.

## CHAPTER 2. INITIATION BY PETITION

### Article 1. Form of Petition

56140. A proposal may be made by petition. Any such petition shall contain substantially the following:

(a) State that the proposal is made pursuant to this division.

(b) State the nature of each proposed change of organization and the name or names of all districts and cities for which any such change of organization is proposed.

(c) State the name or names of all other affected counties, cities or districts.

(d) If any proposed change of organization is for any annexation or detachment, state whether the territory proposed to be annexed or detached is inhabited or uninhabited and set forth a description of the exterior boundaries of such territory.

(e) If the proposal is for a reorganization and requests the formation of a new district or districts, designate the principal act or acts under which said district or districts are proposed to be formed and set forth a description of the exterior boundaries of the territory proposed to be included therein.

(f) Set forth any proposed terms and conditions to which the proposed change of organization or reorganization is desired to be subject.

(g) State the reason or reasons for the proposal.

(h) State, or indicate opposite each signature, whether the signers of the petition are resident-voters, landowner-voters or landowners.

(i) Request that proceedings be taken for the change of organization or reorganization proposed therein.

56141. If a petition is for a consolidation, or for the formation of a new district as part of a reorganization, the petition may propose a name for the consolidated or new district.

56142. A petition may designate not to exceed three persons as chief petitioners, setting forth their names and mailing addresses.

56143. A petition may consist of a single instrument or separate counterparts.

56144. Each signer of a petition shall add to his signature the date of signing.

56145. If the signer is signing the petition as a resident-voter, he shall add to his signature his place of residence, giving street and number or a designation sufficient to enable the

place of residence to be readily ascertained. Prior to filing, such petition shall have designated on it the name or number of the election precinct in which each such signer resides.

56146. If the signer is signing the petition as a landowner-voter, the name of the county or district whose assessment roll or book is used for the purpose of determining such signer's right to vote shall be stated in the body of the petition or indicated opposite his signature.

## Article 2. Filing and Certification of Petition

56150. No petition shall be accepted for filing unless the signatures thereon shall have been secured within six months of the date on which the first signature on the petition was affixed.

56151. All petitions shall be filed with the executive officer of the principal county. All counterparts of a petition, or of any supplemental petition, shall be filed at the same time.

56152. Within 10 days after the date of filing of a petition, the executive officer shall examine the petition and determine whether it is signed by the requisite number of signers. When the executive officer has completed his examination, he shall attach his certificate to the petition showing the result of his examination.

56153. If the certificate of the executive officer shows the petition has not been signed by the requisite number of signers, he shall certify the petition to be insufficient and shall give mailed notice thereof to the chief petitioners, if any. Within 10 days after the date of a certificate of insufficiency, a supplemental petition bearing additional signatures may be filed with the executive officer.

56154. Within 10 days after the date of filing a supplemental petition, the executive officer shall examine the same and attach his certificate showing the result of his examination.

56155. Each certificate of the executive officer shall be signed and dated. Such certificate shall also state the minimum signature requirements for a mandatory or permissive petition and show the results of the executive officer's examination.

56156. If the petition, including any supplemental petition, shall be certified to be insufficient either as a mandatory or permissive petition, it shall be filed with the executive officer as a public record, without prejudice to the filing of a new petition.

56157. If the petition, including any supplemental petition, shall be certified to be sufficient as a mandatory petition, the executive officer shall set the matter for hearing by the commission and give notice thereof in the manner provided by Part 4 (commencing with Section 56250) of this division. If certified to be sufficient as a permissive petition, the executive officer shall present the same to the commission not later than the next meeting following the 10th day after the date of certification of such petition. The executive officer shall give

mailed notice to the chief petitioners, if any, stating that the petition has been found to be sufficient as a permissive petition. Such notice shall contain the time, date and place of the meeting at which such petition will be presented to the commission.

56158. If a petition is required to be signed by resident-voters, the executive officer shall compare the names of the signers on the petition against the voters' register in the office of the county clerk or registrar of voters and ascertain therefrom the number of qualified signers appearing upon said petition.

56159. If a petition is required to be signed by a landowner or landowner-voter, the executive officer shall compare the names of the signers on the petition against the names of the persons shown as owners of land on the last equalized assessment roll of the county and, to the extent required by any particular provision of this division, ascertain therefrom:

(a) The total number of landowners owning land within the territory which is the subject of the proposed change of organization and the total assessed valuation of all land within such territory.

(b) The total number of landowners represented by qualified signers and the total assessed valuation of land owned by qualified signers.

56160. If a petition is required to be signed by a landowner or a landowner-voter, a public agency owning land within the territory which is the subject of the proposed change of organization shall be deemed a landowner or landowner-voter for the purpose of the signing and certification of such petition. Any such public agency may authorize such petition to be signed for and on its behalf by any duly authorized officer or employee.

56161. In examining any petition required to be signed by a landowner or landowner-voter, the executive officer shall disregard the signature of any person not shown as owner on the last equalized assessment roll unless prior to certification the executive officer shall be furnished with written evidence, satisfactory to him, that such signer: is a legal representative of the owner; is entitled to be shown as owner of land on the next assessment roll; is a purchaser of land under a recorded written agreement of sale; or is authorized to sign for and on behalf of any public agency owning land.

56162. If any person signing a petition as a landowner or landowner-voter shall appear as owner on the last equalized assessment roll but be shown thereon as a partner, joint tenant, tenant in common or as husband or wife, the signature of such person shall be counted as if all such owners shown on said roll had signed.

**Article 3. Signature Requirements for Petitions  
in Resident-voter Districts**

56170. Petitions for the annexation or detachment of territory to or from a resident-voter district shall be signed as follows:

- (a) A mandatory petition shall be signed either:
  - (1) By not less than 35 percent of the resident-voters within the territory proposed to be annexed or detached, or
  - (2) By not less than 35 percent of the number of landowners owning land within the territory proposed to be annexed or detached who also own not less than 35 percent of the assessed value of land within such territory.
- (b) A permissive petition shall be signed either:
  - (1) By not less than 5 percent of the resident-voters within the territory proposed to be annexed or detached, or
  - (2) By not less than 5 percent of the number of landowners within the territory proposed to be annexed or detached who also own not less than 5 percent of the assessed value of land within such territory.

56171. Petitions for a minor boundary change in a resident-voter district shall be signed by at least one resident-voter or landowner within the territory proposed to be annexed or detached.

56172. Petitions for the consolidation of two or more resident-voter districts shall be signed as follows:

- (a) A mandatory petition shall be signed by not less than 35 percent of the resident-voters within each of the several districts.
- (b) A permissive petition shall be signed by not less than 5 percent of the resident-voters within each of the several districts.

56173. Petitions for the dissolution of a resident-voter district shall be signed as follows:

- (a) A mandatory petition shall be signed:
  - (1) By not less than 35 percent of the resident-voters within the district, or
  - (2) By not less than 35 percent of the number of landowners within the district who also own not less than 35 percent of the assessed value of land within the district.
- (b) A permissive petition shall be signed:
  - (1) By not less than 5 percent of the resident-voters within the district, or
  - (2) By not less than 5 percent of the number of landowners within the district who also own not less than 5 percent of the assessed value of land within the district.

56174. Notwithstanding the provisions of Section 56173, a petition for the dissolution of a resident-voter district signed by three or more resident-voters within the district or by three or more landowners within a landowner-voter district, shall be deemed to be a permissive petition, if, in addition to the matters required by Section 56140, such petition shall recite

that the district has been in existence for at least three years and shall state, on information and belief, that there has been nonuser of the corporate powers of such district and that one or more of the following conditions have existed or now exist:

(a) That during the three-year period preceding the date of the first signature upon the petition:

(1) There has not been a duly selected and acting quorum of the board of directors of the district;

(2) The board of directors has failed to furnish any services to or provide any facilities for the use or benefit of residents, landowners or property within the district; or

(3) The board of directors has failed to levy or fix and collect any taxes, assessments, service charges, rentals or rates or to expend the proceeds thereof for district purposes.

(b) That during the one-year period preceding the date of the first signature upon the petition a quorum of the duly selected and acting board of directors has failed or refused to meet for the purpose of transacting district business.

(c) That, upon the date of the first signature upon the petition, the district had no assets, other than money in the form of cash, investments or deposits.

56175. Petitions for a merger of a resident-voter district of limited powers which overlaps a city or for the establishment of such district as a subsidiary district of such city shall be signed as follows:

(a) A mandatory petition shall be signed by not less than:

(1) Thirty-five percent of the resident-voters of such district; or

(2) Thirty-five percent of the registered voters residing within the territory of the city outside the boundaries of said district.

(b) A permissive petition shall be signed by not less than:

(1) Five percent of the resident-voters of such district; or

(2) Five percent of the registered voters residing within the territory of the city outside the boundaries of said district.

#### Article 4. Signature Requirements for Petitions in Landowner-voter Districts

56180. Petitions for the annexation or detachment of territory to or from a landowner-voter district shall be signed as follows:

(a) A mandatory petition shall be signed by not less than 35 percent of the number of landowners owning land within the territory proposed to be annexed or detached who also own not less than 35 percent of the assessed value of land within such territory.

(b) A permissive petition shall be signed by not less than 5 percent of the number of landowners owning land within the territory proposed to be annexed or detached who also own not less than 5 percent of the assessed value of land within such territory.



56181. Petitions for a minor boundary change in a landowner-voter district shall be signed by at least one landowner within the territory proposed to be annexed or detached.

56182. Petitions for the consolidation of two or more landowner-voter districts shall be signed as follows:

(a) A mandatory petition shall be signed by landowner-voters within each of the several districts constituting not less than 35 percent of the number of landowner-voters within each of the several districts and who also own not less than 35 percent of the assessed value of land within each of the several districts.

(b) A permissive petition shall be signed by landowner-voters within each of the several districts constituting not less than 5 percent of the number of landowner-voters owning land within each of the several districts and who also own not less than 5 percent of the assessed value of land within each of the several districts.

56183. Petitions for the dissolution of a landowner-voter district shall be signed as follows:

(a) A mandatory petition shall be signed by not less than 35 percent of the number of landowner-voters within the district who also own not less than 35 percent of the assessed value of land within such district.

(b) A permissive petition shall be signed by not less than 5 percent of the number of landowner-voters within the district who also own not less than 5 percent of the assessed value of land within such district.

56184. Notwithstanding the provisions of Section 56183, a petition for the dissolution of a landowner-voter district signed by three or more landowner-voters within the district shall be deemed a sufficient permissive petition if it contains the recitals and statements provided for by Section 56174.

56185. Petitions for a merger of a landowner-voter district of limited powers which overlaps a city or for the establishment of such district as a subsidiary district of such city shall be signed as follows:

(a) A mandatory petition shall be signed by not less than:

(1) Thirty-five percent of the number of landowner-voters within such district who also own not less than 35 percent of the assessed value of land within such district; or

(2) Thirty-five percent of the registered voters residing within the territory of such city outside the boundaries of said district.

(b) A permissive petition shall be signed by not less than:

(1) Five percent of the number of landowner-voters within such district who also own not less than 5 percent of assessed value of land within such district; or

(2) Five percent of the registered voters residing within the territory of such city outside the boundaries of the district.

## Article 5. Signature Requirements for Petitions for Reorganization

56190. Petitions for reorganization shall be signed as follows:

(a) A mandatory petition shall comply with the applicable mandatory signature requirements of Articles 3 (commencing with Section 56170) and 4 (commencing with Section 56180) of this chapter with respect to each of the various changes of organization proposed in such petition.

(b) A permissive petition shall comply with the applicable permissive signature requirements of Articles 3 (commencing with Section 56170) and 4 (commencing with Section 56180) of this chapter with respect to each of the various changes of organization proposed in such petition.

56191. If a petition for reorganization shall include a proposal for the formation of a new district, said petition shall comply with the signature requirements, if any, of a petition for formation of such district, as set forth in the principal act designated in said petition for such formation, and if there are no such requirements, then the requirements of this division pertaining to dissolution.

56192. If a person is qualified to sign for two or more of the changes of organization proposed by the petition, such person need sign the petition only once and his signature shall be counted as if he had signed and requested each such change of organization.

### CHAPTER 3. INITIATION BY APPLICATION OF A LEGISLATIVE BODY

56195. A proposal for a change of organization or for a reorganization may be made by the adoption of a resolution of application by the legislative body of any affected county, city or district. Except for provisions relating to signers and signatures, a resolution of application shall contain all the matters required to be contained in a petition for a change of organization and may contain any of the matters authorized to be contained in a petition for dissolution or reorganization.

56196. The clerk of the legislative body adopting a resolution of application shall file a certified copy thereof with the executive officer.

56197. A resolution of application shall be deemed mandatory if adopted (i) by the board of directors of a district requesting the initiation of proceedings for a change of organization for that district only, (ii) by the legislative body of a city or a district of limited powers requesting initiation of proceedings for a merger of such district with said city or for the establishment of such district as a subsidiary district of said city, or (iii) by the legislative body of each subject district, proposing substantially the same plan of reorganization for all such subject districts. All other resolutions of application shall be deemed permissive.

56198. Upon the filing of a mandatory resolution of application, the executive officer shall set the matter for hearing by the commission and give notice thereof in the manner provided by Part 4 (commencing with Section 56250) of this division. Upon the filing of a permissive resolution of application, the executive officer shall present the same to the commission not later than the next meeting following the 10th day after the filing of such application. The executive officer shall give mailed notice to the county, city or district, whose legislative body shall have adopted such permissive resolution of application. The notice shall contain the date, time and place of the meeting at which such resolution will be presented to the commission.

### PART 3. REORGANIZATION PLANS; STUDY, REPORT AND RECOMMENDATION OF REORGANIZATION COMMITTEES

#### CHAPTER 1. GENERAL

56210. A reorganization or a plan of reorganization shall provide for one or more changes of organization of any type for each of the subject districts and may provide for the formation of one or more new districts pursuant to the principal act or acts designated in the reorganization or plan of reorganization. Chapter 2 (commencing with Section 58500) of Division 2, Title 6, shall not apply to the formation of a district made pursuant to a reorganization or plan of reorganization.

56211. Upon the presentation of any mandatory petition or applications making a proposal for a reorganization, the commission shall take proceedings pursuant to Part 4 (commencing with Section 56250) without referring said proposal to a reorganization committee, as provided in this Part 3.

56212. Upon the presentation of any permissive petition or applications making a proposal for a reorganization, the commission may disapprove such proposal forthwith. Before any such proposal shall be referred to any reorganization committee, the commission shall provide for a public hearing on the question of whether such proposal should be disapproved or referred to a reorganization committee and set a time and place for such hearing.

56213. The executive officer shall give notice of any such hearing by publication, as provided in Sections 56083 and 56084, and by posting, as provided in Sections 56085 and 56086.

56214. The executive officer shall also give mailed notice of any such hearing, as provided in Sections 56087 and 56089, inclusive, by mailing notice of hearing to:

- (a) Each subject district;
- (b) The chief petitioners, if any;

(c) Each person who shall have filed a written request for special notice with the executive officer.

56215. The hearing shall be held by the commission on the date and at the time and place specified. After the conclusion of the hearing, the commission shall adopt a resolution either (i) disapproving the proposal of reorganization or (ii) ordering the proposal referred to a reorganization committee for study, report and recommendation.

56216. The commission may accept contributions from any source for the purpose of paying the expenses of a reorganization committee in the conduct of its study, report and recommendation. Any affected county, city or district is authorized to make contributions for such purpose. The commission and any affected county, city or district may make any of their respective facilities available for the use of a reorganization committee and may authorize any of their respective officers and employees to furnish advice, assistance or services to such committee.

#### CHAPTER 2. APPOINTMENT OF AND PROCEEDINGS BY REORGANIZATION COMMITTEES

56220. Any commission resolution ordering a proposal of reorganization referred to a reorganization committee shall:

(a) Describe the proposed reorganization and designate the subject districts (such description and designation may be by reference to the proposal);

(b) Specify the maximum number of members, not to exceed three, to represent each subject district on the committee;

(c) Fix a time and place for the first meeting of the reorganization committee; and

(d) Designate a date, not less than 60 days from the date of the first meeting of the committee, for the completion and submission to the commission of the report and recommendation of the committee.

56221. From time to time during the course of study upon a proposed plan of reorganization, the commission may:

(a) Extend the time for completion and submission of the report and recommendation of a reorganization committee.

(b) Change the scope of the study by the addition or deletion of territory or of subject districts.

(c) Authorize the committee to develop, study, report and make recommendations upon alternative plans of reorganization.

56222. At least 15 days before the date of the first meeting of a reorganization committee, the executive officer shall mail a copy of the commission resolution to each subject district designated therein.

56223. Any person, including but not limited to a member of the legislative body of a subject district and an officer or employee of such district, may be appointed as a member to represent said district upon a reorganization committee.

56224. The legislative body of each subject district shall appoint one or more members, not to exceed the maximum number specified by the commission, to represent said district on the reorganization committee. Such legislative body may from time to time remove and replace any member previously appointed by it and may fill any vacancy in its membership upon such committee.

56225. The clerk of a subject district shall give immediate notice to the executive officer of all appointments and removals made by the legislative body to a reorganization committee.

56226. At any time after the date fixed for the first meeting of a reorganization committee or during the course of such committee's study, if the legislative body of any subject district, after written request by the executive officer, shall fail or refuse to appoint any members to said committee, such members may be appointed by the commission.

56227. If during the course of study upon a proposed plan of reorganization the commission shall authorize a change in the scope of such study, the membership of the reorganization committee shall be immediately changed to exclude representatives of each district or city for which a change of organization is no longer proposed and to include representatives of each district or city for which a new change of organization is proposed.

56228. Subject to any standards and procedures adopted by the commission, a reorganization committee shall provide for the selection of a presiding officer and secretary (either of whom may but are not required to be members of the committee), adopt such rules and procedures as it deems advisable, fix the time and place for meetings of the committee and determine the manner and method to be followed by the committee in its study, report and recommendation.

56229. A quorum shall be deemed to be present at a meeting of a reorganization committee if members representing one-half or more of the subject districts shall be present. Each subject district shall be entitled to one vote at any reorganization committee meeting, which vote shall be determined by a majority of the members of such district present at said meeting.

56230. Upon the failure or refusal of a reorganization committee to complete and submit its report and recommendation before the date specified by the commission or, prior to such date, if members of the committee representing one-half or more of the subject districts report to the commission that the committee is unable to agree upon such report and recommendation, the commission may either order the discharge of the committee, or appoint additional members to the committee, not to exceed the maximum number authorized for a single subject district, to represent the public and order the committee, as so enlarged, to continue its study.

56231. If the commission shall order the discharge of a reorganization committee, thereafter the commission may make

a study, report and recommendation upon a plan of reorganization in the place and stead of said reorganization committee.

56232. If the commission shall appoint additional members to the reorganization committee to represent the public and order the reorganization committee, as so enlarged, to continue its study, such additional members shall have all of the rights and powers of members representing a single subject district, including participation in all studies, reports and recommendations, attendance at all meetings and the casting of a single vote on behalf of all such additional members on any matter before the committee.

56233. Every officer of any affected county, city or district shall make available to a reorganization committee any records, reports, maps, data or other documents which in any way affect or pertain to the committee's study, report and recommendation and shall confer with the committee concerning the problems and affairs of such county, city or district.

56234. Upon completion of the study of a reorganization committee, said committee shall prepare and submit to the commission a report and recommendation containing:

(a) A brief summary of the nature and extent of the study of the committee.

(b) A full and complete description of the plan of organization and any alternative plans of reorganization which were studied by the commission.

(c) The recommendation of the committee for the approval or disapproval of all or any part of the plan of reorganization and of any alternative plans of reorganization.

56235. Approval by a reorganization committee of the report and recommendation shall require the affirmative vote of more than one-half of the subject districts represented on the reorganization committee.

56236. The reorganization committee shall file the original of its report and recommendation with the executive officer and a copy thereof with the clerk of each subject district. Upon such filing with the executive officer, the reorganization committee shall be terminated. However, the commission may cause said committee to be reconvened at any time for the sole purpose of correcting or clarifying any error, omission or uncertainty appearing in said report and recommendation.

#### PART 4. NOTICE, HEARING AND DETERMINATIONS BY THE COMMISSION

##### CHAPTER 1. GENERAL

56250. The commission shall have the powers and duties set forth in Chapter 6 6 (commencing with Section 54773) of Part 1, Division 2, Title 5, and the following additional powers and duties:

(a) To review and approve or disapprove with or without amendment, wholly, partially or conditionally the following:

- (1) Proposals for changes of organization.
- (2) Proposals for reorganizations not required to be referred to a reorganization committee.
- (3) Reports and recommendations of a reorganization committee and any plan of reorganization or alternative plan of reorganization reported upon by such committee.

(b) To adopt standards and procedures for the evaluation of proposals, plans of reorganization and reports and recommendations of reorganization committees.

Except as otherwise provided in this division, such powers and duties shall be exercised in accordance with the provisions of Chapter 6.6 (commencing at Section 54773) of Part 1, Division 2, Title 5. To the extent of any inconsistency between said Chapter 6.6 and this division, the provisions of this division shall control.

56251. If two or more proposals pending before the commission shall conflict or in any way be inconsistent with each other, the commission may determine the relative priority for conducting any further proceedings based upon any such proposals. Any such determination shall be included in the terms and conditions imposed by the commission. In the absence of any such determination, priority shall be given to that proceeding which shall be based upon the proposal first filed with the executive officer.

56252. In any order approving a proposal for an annexation or detachment, the commission may determine that any election called upon the question of confirming an order for any such annexation or detachment shall be called, held and conducted upon such question either:

- (a) Only within the territory ordered to be annexed or detached; or
- (b) Both within the territory ordered to be annexed or detached and within all or such part of said district as is outside of such territory.

56253. The commission may at any time authorize any legislative body holding a hearing pursuant to Part 5 (commencing with Section 56290), to continue such hearing to a date or dates extending beyond the dates specified in such part.

## CHAPTER 2. NOTICE AND HEARING

56260. The commission may make the following determinations without notice and hearing:

- (a) Approval or disapproval of any proposal for a minor boundary change
- (b) Disapproval of any proposal made by a permissive petition or permissive application
- (c) Subject to the limitations of Section 56261, approval of a proposal for an annexation or detachment.

Except for the foregoing determinations, the commission shall not make any determinations upon any proposal, plan of reorganization or report and recommendation of a reorganization committee until after public hearing by the commission thereon.

56261. If a petition for an annexation or a detachment shall be signed by all of the owners of land within the territory proposed to be annexed or detached, or if a resolution of application by a legislative body of an affected district, county, or city making a proposal for an annexation or detachment shall be accompanied by proof, satisfactory to the commission, that all the owners of land within such territory have given their written consent to such annexation or detachment, the commission may approve such annexation or detachment without notice and hearing by the commission. In such cases the commission may also approve and authorize the board of directors of the district to annex or detach such territory (i) without notice and hearing by the board of directors, (ii) without an election, or (iii) both.

The executive officer shall give the district mailed notice of the filing of any such petition or resolution of application by an affected district, county, or city. The commission shall not, without the written consent of the district, take any further action on said petition for 10 days following such mailing. Upon written demand by the district, filed with the executive officer during said 10-day period, the commission shall make determinations upon said petition only after notice and hearing thereon. If no such demand is filed, the commission may make such determinations without notice and hearing. By written consent, which may be filed with the executive officer at any time, a district may (i) waive the requirement of such mailed notice, (ii) consent to the commission making such determinations without notice and hearing, or (iii) both.

56262. Upon the filing with the executive officer of any mandatory petition or resolution of application or any report and recommendation of a reorganization committee, said executive officer shall set the matter for public hearing by the commission and fix a date, time and place for such hearing. The date of the hearing shall not be more than 60 days after such filing.

56263. Prior to approval of any permissive petition or resolution of application presented to the commission pursuant to Section 56157 or 56198, or where the commission desires to provide for notice and hearing prior to making a determination on a matter which the commission is authorized, but not required, to determine without notice and hearing, the commission shall order a public hearing thereon and set a date, time and place for such hearing. The date of hearing shall not be more than 60 days after the date of said order.

Failure of the commission to order notice and hearing upon any permissive petition or resolution of application within 30



days after presentation to the commission shall be deemed disapproval thereof by the commission.

56263.1. If any mandatory or permissive petition or resolution of application shall propose, as a part thereof, that the district shall furnish gas or electric service, as provided in Sections 56017 to 56019, inclusive, a certified copy of the report of the Public Utilities Commission must be on file with the executive officer prior to setting any such petition or resolution for public hearing by the commissioner.

56264. The executive officer shall give notice of any such hearing by publication, as provided in Sections 56083 and 56084, and by posting, as provided in Sections 56085 and 56086.

56265. The executive officer shall also give mailed notice of any such hearing, as provided in Sections 56087 and 56089, inclusive, by mailing notice of hearing:

- (a) To each affected county, city or district;
- (b) To the chief petitioners, if any;
- (c) To each person who shall have filed a written request for special notice with the executive officer; and
- (d) If the proposal is for any annexation or detachment or for a reorganization providing for the formation of a new district, to each city within three miles of the exterior boundaries of the territory proposed to be annexed, detached or formed into a new district.

56266. The hearing shall be held by the commission upon the date and at the time and place specified. The hearing may be continued from time to time but not to exceed 30 days from the date specified in the original notice.

56267. At the hearing the commission shall hear and receive any oral or written protests, objections or evidence which shall be made, presented or filed.

### CHAPTER 3. RESOLUTION MAKING DETERMINATIONS

56270. At any time not later than 30 days after the conclusion of the hearing, the commission shall adopt a resolution making determinations approving or disapproving the proposal or the plan of reorganization, any alternative plan of reorganization and the report and recommendation of a reorganization committee. In any resolution approving any such proposal, plan of reorganization, alternative plan of reorganization, or report and recommendation of a reorganization committee, the commission may determine that the same shall be made subject to any of the terms and conditions authorized by Section 56470, as the commission may specify in said resolution; provided, that the commission shall not specify any term or condition which shall not be fair, just and equitable.

56271. A resolution making determinations relating to an annexation or detachment shall also find whether the territory proposed to be annexed is inhabited or uninhabited, assign a

distinctive short form designation to the territory proposed to be annexed or detached, designate the conducting district and direct the board of directors thereof to initiate detachment or annexation proceedings in compliance with said resolution.

56272. The executive officer shall mail a certified copy of the commission's resolution making determinations addressed to:

- (a) The chief petitioners, if any, where the proceedings for change of organization were initiated by petition;
- (b) Each affected county, city or district;
- (c) Each conducting district, by registered or certified mail, return receipt requested.

In addition, where such resolution relates to consolidation, dissolution, a merger, the establishment of a subsidiary district or a reorganization, the executive officer shall file a certified copy thereof with the clerk of the principal county.

56273. If the commission wholly disapproves any proposal or plan of reorganization, no further proceedings shall be taken for such change of organization or plan of reorganization. No new proposal for the same or substantially the same change of organization or plan of reorganization for the same district or districts may be filed with the commission within one year after the date of such disapproval.

56274. If a proposal or plan of reorganization is approved by the commission, with or without amendment, wholly, partially or conditionally, it shall be mandatory for the board of directors of the conducting district or the board of supervisors, as the case may be, to take proceedings for the change of organization or reorganization in accordance with Part 5 (commencing with Section 56290) hereof, subject to compliance with the commission's resolution making determinations.

56275. If any legislative body conducting a proceeding for a change of organization or reorganization shall desire any addition, deletion, amendment or revision of any commission resolution making determinations or any term, condition or other provision contained therein, such legislative body may file written application therefor with the executive officer who shall present the same to the commission at its next meeting. The commission, in its discretion, may either (i) without further notice and hearing, deny or approve such application, in whole or in part, or (ii) provide for notice and hearing upon said application, in the same manner as for the original proposal, prior to denying or approving the same.

56276. If pursuant to application therefor, the commission shall approve any addition, deletion, amendment or revision of its resolution making determinations, further proceedings for the change of organization or reorganization shall be taken in compliance therewith. Any provision of this division requiring compliance with the commission's resolution making determinations shall be deemed to include any addition, deletion, amendment or revision made thereto.

PART 5. PROCEEDINGS FOR CHANGE OF  
ORGANIZATION AND REORGANIZATION

CHAPTER 1. GENERAL

56290. After completion of preliminary proceedings, as provided in Part 4 (commencing with Section 56250), proceedings for a change of organization or a reorganization shall be taken pursuant to this part.

56291. A district whose boundaries would be changed as a result of a proposed annexation, detachment or minor boundary change shall be the conducting district and proceedings for any such annexation, detachment or minor boundary change shall be taken by the board of directors of such district. The board of supervisors of the principal county shall take proceedings for all other changes of organization and any reorganization, including a reorganization providing, among other things, for any annexation, detachment or minor boundary changes.

56292. Following receipt of a copy of the commission's resolution making determinations, the clerk of the county or of the conducting district, as the case may be, shall present such resolution to the board of supervisors or to the board of directors of such district. Not later than 30 days after the date of adoption of said commission's resolution, the legislative body of the county or a conducting district, shall adopt a resolution initiating proceedings in compliance with said commission's resolution.

56293. After the expiration of 30 days from the date of adoption of the commission's resolution making determinations, the commission may by resolution certify to the board of supervisors of the principal county:

(a) That the executive officer was unable to effect mailing or delivery of a certified copy of the commission's resolution making determinations to any conducting district by reason of:

(1) The failure of the board of directors of a conducting district to make the filing required by Section 53051; or

(2) The return, undelivered, of such certified copy after having been mailed to the clerk of a conducting district at the address specified in the filing required by Section 53051; or

(b) That the board of directors of a conducting district has failed or refused to initiate proceedings for the change of organization in compliance with the commission's resolution making determinations.

56294. At any time after the adoption of a resolution of certification pursuant to Section 56293, the board of supervisors may assume jurisdiction to initiate, conduct and complete any proceedings for the change of organization referred to in

such resolution. Upon the assumption of such jurisdiction, said board of supervisors and the clerk and other officers of the county shall have exclusive jurisdiction with respect to and may exercise all powers and duties vested by this part in the board of directors of a conducting district and the clerk or other officers of such district. Any jurisdiction assumed and exercised by the board of supervisors and the clerk or other officers of the county pursuant to this section shall be given the same force and effect as if taken by the board of directors, if any, of a conducting district and the clerk or officers thereof.

## CHAPTER 2. ANNEXATIONS AND DETACHMENTS

56310. Except as otherwise provided in Section 56322, the board of directors of the conducting district shall adopt a resolution initiating proceedings for an annexation or detachment which resolution shall comply with the commission's resolution making determinations and shall:

(a) Indicate the manner in which and by whom preliminary proceedings were commenced (reference to the chief petitioners, if any, shall be sufficient where preliminary proceedings were commenced by a petition).

(b) State the distinctive short form designation assigned by the commission to the territory proposed to be annexed or detached and set forth a description of the exterior boundaries of such territory.

(c) State whether the territory proposed to be annexed or detached is inhabited or uninhabited.

(d) State the reason or reasons for the proposed annexation or detachment, as set forth in the proposal thereof.

(e) Set forth any terms and conditions of the proposed annexation or detachment.

(f) Fix a time, date and place of hearing on the proposed annexation or detachment, which shall be not less than 15 days nor more than 60 days after the date of adoption of the resolution initiating proceedings.

(g) State that any interested person desiring to make written protest against said annexation or detachment shall do so by written communication filed with the clerk of the conducting district not later than the hour set for hearing. A written protest by a landowner shall contain a description sufficient to identify the land owned by him; a protest by a voter shall contain the residential address of such voter.

56311. The clerk of the conducting district shall give notice of any such hearing by publication, as provided in Sections 56083 and 56084, and by posting, as provided in Sections 56085 and 56086.

56312. The clerk of the conducting district shall also give mailed notice of any such hearing as provided in Sections 56087 to 56089, inclusive, by mailing notice of hearing:

(a) In the case of a benefit district, to all landowners owning land within the territory proposed to be annexed or detached; and

(b) To all persons and counties, cities or districts, which shall have theretofore filed a written request for special notice with the clerk of the conducting district.

56313. The hearing on the proposed annexation or detachment shall be held by the board of directors upon the date and at the time specified in the resolution initiating proceedings for such annexation or detachment. The hearing may be continued from time to time but not to exceed 60 days from the date specified in such resolution.

56314. At the hearing, prior to consideration of protests, the commission's resolution making determinations shall be read aloud or summarized. At such hearing the board of directors of the conducting district shall hear and receive any oral or written protests, objections or evidence which shall be made, presented or filed. Any person who shall have filed a written protest may withdraw the same at any time prior to the conclusion of the hearing.

56314.1. Factors to be considered by the board of directors in a proposed annexation shall include:

(a) Whether the proposed annexation will be for the interest of landowners or present or future inhabitants within the district and within the territory proposed to be annexed to said district;

(b) The commission's resolution making determinations;

(c) Any factors which may be considered by the commission, as provided in Chapter 6.6 (commencing with Section 54773) of Part 1, Division 2, Title 5;

(d) Any other matters which the board of directors deems material.

Except as hereinafter provided, the board of directors shall not be required to make any express recitals or findings concerning any of the factors considered by it.

56315. In any proceedings for the annexation or detachment of territory to or from any district, where the terms and conditions provide for the formation of such territory into a new improvement district or the annexation or detachment of such territory to or from an existing improvement district and in any proceedings for the annexation or detachment of territory to or from a benefit district, the board of directors shall have the power and duty:

(a) To exclude any lands proposed to be annexed which said board finds will not be benefited by becoming a part of any such district or improvement district; and

(b) To exclude any lands proposed to be detached which said board finds will be benefited by remaining a part of said district or improvement district.

For the purpose of completing any such proceedings, including the findings provided for by Sections 56316 and 56317, any

land so excluded shall no longer be considered a part of the territory proposed to be annexed or detached.

56316. A majority protest shall be deemed to exist and the proposed annexation or detachment shall be abandoned if the board of directors shall find that written protests filed and not withdrawn prior to the conclusion of the hearing represent:

(a) In the case of the annexation or detachment of inhabited territory,

(1) More than 50 percent of the assessed value of land therein, or

(2) More than 50 percent of the voting power of voters entitled to vote as a result of residing in or owning land within such territory; or

(b) In the case of the annexation or detachment of uninhabited territory, more than 50 percent of the assessed value of land therein.

56317. A written protest by a resident-voter shall contain his signature and a street and number or designation sufficient to enable the place of residence to be readily ascertained. A protest by a landowner or landowner-voter shall contain his signature and a description of the land owned by him sufficient to identify the same. A public agency owning land shall be deemed a landowner or landowner-voter for the purpose of making a written protest and determining the existence of a majority protest.

56318. The board of directors shall determine the sufficiency of written protests by the same methods and in the same manner as provided in Sections 56158 to 56162, inclusive, for the examination of petitions by the executive officer.

56319. In a detachment proceeding, if a majority protest shall not have been filed, the board of directors of the conducting district upon the conclusion of the hearing shall, in accordance with the provisions of Sections 56320 and 56321, adopt a resolution ordering the territory detached.

56319.1. In an annexation proceeding, if a majority protest shall not have been filed, the board of directors of the conducting district, not later than 30 days after the conclusion of the hearing, shall adopt a resolution and make one of the following determinations:

(a) Disapproving the proposed annexation; or

(b) Ordering the annexation in accordance with Sections 56320 to 56322, inclusive.

56320. The board of directors may order such territory annexed to or detached from the district either without election or subject to confirmation by the voters upon the question of such annexation or detachment. However, the board of directors shall not order any such annexation or detachment without election unless the board of directors finds:

(a) In the case of uninhabited territory, that written protests filed and not withdrawn represent less than 10 percent of the number of landowners within such territory, owning not more than 10 percent of the assessed value of land therein, or

(b) In the case of inhabited territory, that written protests filed and not withdrawn represent:

(1) Less than 10 percent of the number of landowners within such territory owning not more than 10 percent of the assessed value of land therein; and

(2) Less than 10 percent of the voting power of voters entitled to vote as a result of residing in or owning property within such territory.

56321. In any resolution ordering an annexation or detachment of territory subject to confirmation by the voters, the board of directors, subject to compliance with any commission order made pursuant to Section 56252, may provide for an election or elections to be called, held and conducted upon such question:

(a) Only within the territory ordered to be annexed or detached; or

(b) Both within the territory ordered to be annexed or detached and within all or such part of said district as is outside of such territory.

56322. When approved and authorized by the commission pursuant to the provisions of Section 56261, the board of directors of a district may adopt a resolution ordering an annexation or detachment (i) without notice and hearing by the board of directors, (ii) without an election, or (iii) both, as the case may be.

56323. A resolution ordering an annexation or detachment shall describe the exterior boundaries of the territory annexed or detached and shall contain all terms and conditions imposed upon such annexation or detachment.

56324. After the canvass of the returns of any election or elections on the question of the annexation or detachment, the board of directors shall adopt a resolution confirming the order of annexation or detachment, if a majority of the votes cast upon such question are in favor of such annexation or detachment:

(a) At an election called only within the territory ordered to be annexed or detached; or

(b) At each election where one election was called within the territory ordered to be annexed or detached and another election within all or such part of said district as is outside said territory.

### CHAPTER 3. MINOR BOUNDARY CHANGES

56350 The board of directors of the conducting district may by resolution order a minor boundary change without notice and hearing; provided, that the board of directors of a benefit district shall not order a minor boundary change resulting in the inclusion of additional land within the territory of such district unless either (i) all of the owners of such land have petitioned for or otherwise given their written consent to such inclusion, or (ii) said board shall take proceed-

ings for the annexation of such territory pursuant to Chapter 2 (commencing with Section 56310) of this part.

56351. The board of directors may by resolution order a minor boundary change without election if said board finds:

(a) That the boundaries of the district are conflicting, indefinite, uncertain or incorrectly described; or

(b) That by reason of the subdivision, resubdivision or conveyance of land, the district boundary lines fail to conform to established property lines or boundary lines used by the assessor for the purpose of the levy and collection of taxes or assessments.

56352. Any minor boundary change shall conform to established property lines and boundary lines used by the assessor and, as nearly as may be practicable, to the district boundaries as they existed prior to such order.

56353. A resolution ordering a minor boundary change shall comply with the commission's resolution making determinations and shall contain a description of the new boundary line resulting from such change.

#### CHAPTER 4. DISSOLUTION

56360. The board of supervisors shall adopt a resolution initiating proceedings for dissolution, which resolution shall comply with the commission's resolution making determinations and shall:

(a) State the name of the district proposed to be dissolved, and the county or counties in which the same is located.

(b) Indicate the manner in which and by whom preliminary proceedings were commenced (reference to the chief petitioners, if any, shall be sufficient where preliminary proceedings were commenced by a petition).

(c) State the reason or reasons for the proposed dissolution, as set forth in the proposal therefor.

(d) Set forth any terms and conditions of the proposed dissolution.

(e) Fix a time, date and place of hearing on the proposed dissolution which shall be not less than 15 days nor more than 60 days after the date of adoption of the resolution initiating proceedings.

(f) State that any interested person desiring to make written protest against said dissolution shall do so by written communication filed with the clerk of the county not later than the hour set for hearing. A written protest by a landowner shall contain a description sufficient to identify the land owned by him; a protest by a voter shall contain the residential address of such voter.

56361. The clerk of the county shall give notice of any such hearing by publication, as provided in Sections 56083 and 56084, and by posting, as provided in Sections 56085 and 56086.



56362. The clerk of the county shall also give mailed notice of any such hearing, as provided in Sections 56087 to 56089, inclusive, by mailing notice of hearing to:

- (a) Each affected county, city or district;
- (b) The chief petitioners, if any;
- (c) Each person who shall have filed a request for special notice with the clerk of the county.

56363. The hearing on the proposed dissolution shall be held by the board of supervisors upon the date and at the time specified in the resolution initiating proceedings for such dissolution. The hearing may be continued from time to time but not to exceed 60 days from the date specified in such resolution.

56364. At the hearing, prior to consideration of protests, the commission's resolution making determinations shall be read aloud or summarized. At such hearing the board of supervisors shall hear and receive any oral or written protests, objections or evidence which shall be made, presented or filed. Any person who shall have filed a written protest may withdraw the same at any time prior to the conclusion of the hearing.

56365. Factors to be considered by the board of supervisors in a proposed dissolution shall include:

(a) Whether there has been a nonuser of corporate powers of such district, as specified in Section 56174 and a reasonable probability that such nonuser may continue.

(b) Whether the proposed dissolution of the district will be for the interest of landowners or present or future inhabitants within such district or both.

(c) The commission's resolution making determinations.

(d) Any factors which may be considered by the commission, as provided in Chapter 6.6 (commencing with Section 54773) of Part 1, Division 2, Title 5.

(e) Any other matters which the board of supervisors deems material.

Except as hereinafter provided, the board of supervisors shall not be required to make express recitals or findings concerning any of the factors considered by it.

56366. Not later than 30 days after the conclusion of the hearing and subject to the limitations of Section 56368, the board of supervisors shall adopt a resolution and make one of the following determinations:

(a) Disapproving the proposed dissolution;

(b) Ordering such dissolution made without election; or

(c) Ordering such dissolution, subject to confirmation by the voters upon the question of such dissolution.

56367. In any resolution ordering a dissolution, the board of supervisors shall make findings upon either or both of the following matters:

(a) That there has been a nonuser of corporate powers, as specified in Section 56174, and a reasonable probability that such nonuser may continue.

(b) That the dissolution of the district will be for the interest of landowners or present or future inhabitants within such district or both.

56368. In any resolution ordering the dissolution of a district where there is a finding of nonuser of the corporate powers of such district, the board of supervisors may order such dissolution either without election or subject to confirmation by the voters upon the question of such dissolution. In all other cases such resolution shall order such dissolution, subject to confirmation by the voters upon the question of such dissolution.

56369. A resolution ordering the dissolution of a district shall contain all terms and conditions imposed upon such dissolution.

56370. After the canvass of the returns of any election on the question of dissolution, the board of supervisors shall adopt a resolution either (i) confirming the prior order of dissolution, if a majority of the votes cast upon such question are in favor of such dissolution, or (ii) determining the prior order of dissolution to have been defeated by failure to receive the required vote.

#### CHAPTER 5. CONSOLIDATION

56380. The board of supervisors shall adopt a resolution initiating proceedings for consolidation, which resolution shall comply with the commission's resolution making determinations and shall:

(a) State the names of all districts proposed to be consolidated, the name, if any, of the proposed new consolidated district, and the county or counties in which the same are located

(b) Indicate the manner in which and by whom preliminary proceedings were commenced (reference to the chief petitioners, if any, shall be sufficient where preliminary proceedings were commenced by a petition).

(c) State the reason or reasons for the proposed consolidation, as set forth in the proposal therefor.

(d) Set forth any terms and conditions of the proposed consolidation.

(e) Fix a time, date and place of hearing on the proposed consolidation which shall be not less than 15 days nor more than 60 days after the date of adoption of the resolution initiating proceedings.

(f) State that any interested person desiring to make written protest against said consolidation shall do so by written communication filed with the clerk of the county not later than the hour set for hearing. A written protest by a landowner shall contain a description sufficient to identify the land owned by him; a protest by a voter shall contain the residential address of such voter.

56381. The clerk of the county shall give notice of any such hearing by publication, as provided in Sections 56083 and

56084, and by posting as provided in Sections 56085 and 56086.

56382. The clerk of the county shall also give mailed notice of any such hearing, as provided in Sections 56087 to 56089, inclusive, by mailing notice of hearing to:

- (a) Each district proposed to be consolidated;
- (b) Other affected counties, cities and districts;
- (c) Each person who shall have filed a request for special notice with the clerk of the county.

56383. The hearing on the proposed consolidation shall be held by the board of supervisors upon the date and at the time specified in the resolution initiating proceedings for such consolidation. The hearing may be continued from time to time but not to exceed 60 days from the date specified in such resolution.

56384. At the hearing, prior to consideration of protests, the commission's resolution making determinations shall be read aloud or summarized. At such hearing the board of supervisors shall hear and receive any oral or written protests, objections or evidence which shall be made, presented or filed. Any person who shall have filed a written protest may withdraw the same at any time prior to the conclusion of the hearing.

56385. Factors to be considered by the board of supervisors in a proposed consolidation shall include:

- (a) Whether the proposed consolidation will be for the interest of landowners or present or future inhabitants within each of the districts proposed to be consolidated;
- (b) The commission's resolution making determinations;
- (c) Any factors which may be considered by the commission, as provided in Chapter 6.6 (commencing with Section 54773) of Part 1, Division 2, Title 5; and
- (d) Any other matters which the board of supervisors deems material.

The board of supervisors shall not be required to make express recitals or findings concerning any of the factors considered by it.

56386. Not later than 30 days after the conclusion of the hearing, the board of supervisors shall adopt a resolution and make one of the following determinations:

- (a) Disapproving the proposed consolidation;
- (b) Ordering such consolidation, subject to confirmation by the voters upon the question of such consolidation

56387. Any resolution of the board of supervisors ordering a consolidation subject to confirmation by the voters at an election or elections provided therefor shall designate the name of each district ordered to be consolidated and the name, if any, of the proposed new consolidated district.

56388. After the canvass of the returns of the elections upon the question of consolidation, the board of supervisors shall adopt a resolution either confirming the order of consolidation, if a majority of the votes cast on such question in each

district ordered to be consolidated favored such consolidation, or determining the order of consolidation defeated by failure to receive the required vote.

## CHAPTER 6. MERGERS AND ESTABLISHMENT OF SUBSIDIARY DISTRICTS

### Article 1. General

56400. The Legislature hereby declares that the doctrine of automatic merger of a district with a city or the merger by operation of law of a district with a city shall have and be given no further force or effect. The existence of a district shall not be extinguished or terminated as a result of the entire territory of such district being heretofore or hereafter included within a city unless such district be merged with such city as a result of proceedings taken pursuant to this division. If on the effective date of this division there shall be any pending action or proceeding seeking or contesting a determination, judgment or decree that there has been an automatic merger by operation of law of a district with a city, or the merger by operation of law of a district with a city, the foregoing provisions of this section shall have no application thereto and the court may in any such legal proceedings make and enter judgment in accordance with the law existing prior to the effective date of this division. Any merger of a district with a city, as a result of automatic merger or merger by operation of law, which shall have been heretofore adjudged by final judgment or decree of a court of competent jurisdiction or heretofore affirmed, directly or indirectly, by any action, conduct or proceedings of both the board of directors of a district and the city council of a city, is hereby confirmed and validated.

56401. A district of limited powers may be either merged with or established as a subsidiary district of a city in the manner provided in this chapter.

56402. An order of merger may be adopted for a district of limited powers, including any such district theretofore established as a subsidiary district, if the entire territory of such district shall be included within the boundaries of a city upon the date of such order.

56403. An order establishing a district of limited powers as a subsidiary district may be adopted if upon the date of such order:

(a) The entire territory of such district shall be included within the boundaries of a city; or

(b) A portion or portions of the territory of such district shall be included within the boundaries of a city and such portion or portions represent 80 percent or more of the area of taxable or assessable real property within such district, as shown on the last equalized assessment roll of the county.

56404. For the purposes of Sections 56402 and 56403, the boundaries shall be determined as of the date of adoption of said order of the board of supervisors. Any then pending but uncompleted proceedings for changes in the boundaries of said city or district shall be disregarded.

56405. Except for a proposal for the merger of a then existing subsidiary district, any proposal for a change of organization authorized by this chapter shall contain a request in the alternative, that is, it shall request either a merger or the establishment of a subsidiary district, as may be determined during the course of the proceedings. Any proposal requesting only merger shall be deemed to also include a request for the establishment of a subsidiary district and any proposal requesting only the establishment of a subsidiary district shall be deemed to also include a request for merger.

## Article 2. Proceedings by Board of Supervisors

56410. The board of supervisors shall adopt a resolution initiating proceedings for a merger or establishment of a subsidiary district, which resolution shall comply with the commission's resolution making determinations and shall:

(a) State the names of the city and the district which is the subject of the proposed merger or establishment of a subsidiary district.

(b) State whether the proceedings pertain (i) to a then existing subsidiary district proposed to be merged with the city or (ii) to a nonsubsidiary district proposed to be merged with or established as a subsidiary district of said city, as may be determined during the course of the proceedings.

(c) Indicate the manner in which and by whom preliminary proceedings were commenced (reference to chief petitioners, if any, shall be sufficient where preliminary proceedings were commenced by a petition).

(d) State the reason or reasons for the proposed merger or establishment of a subsidiary district, as set forth in the proposal therefor.

(e) Set forth any terms and conditions of the proposed merger or establishment of a subsidiary district.

(f) Fix a time, date and place of hearing on the proposed merger or establishment of a subsidiary district, which shall be not less than 15 days nor more than 60 days after the date of adoption of the resolution initiating proceedings.

(g) State that any interested person desiring to make written protest shall do so by written communication filed with the clerk of the county not later than the hour set for hearing. A written protest by a landowner shall contain a description sufficient to identify the land owned by him; a protest by a voter shall contain the residential address of such voter.

56411. The clerk of the county shall give notice of any such hearing by publication, as provided in Sections 56083 and 56084, and by posting, as provided in Sections 56085 and 56086.

56412. The clerk of the county shall also give mailed notice of any such hearing, as provided in Sections 56087 to 56089, inclusive, by mailing notice of hearing to:

- (a) Each city and district which is the subject of the proposed merger or establishment of a subsidiary district;
- (b) Other affected counties, cities and districts;
- (c) Each person who shall have filed a request for special notice with the clerk of the county.

56413. The hearing on the proposed merger or establishment of a subsidiary district shall be held by the board of supervisors upon the date and at the time specified in the resolution initiating proceedings for such merger or establishment of a subsidiary district. The hearing may be continued from time to time but not to exceed 60 days from the date specified in such resolution.

56414. At the hearing, prior to consideration of protests, the commission's resolution making determinations shall be read aloud or summarized. At such hearing the board of supervisors shall hear and receive any oral or written protests, objections or evidence which shall be made, presented or filed. Any person who shall have filed a written protest may withdraw the same at any time prior to the conclusion of the hearing.

56415. Factors to be considered by the board of supervisors in a proposed merger or establishment of a subsidiary district shall include:

- (a) Whether the proposed merger or establishment of a subsidiary district will be for the interest of landowners or present or future inhabitants within the district and the city.
- (b) The commission's resolution making determinations.
- (c) Any factors which may be considered by the commission, as provided in Chapter 6.6 (commencing with Section 54773) of Part 1, Division 2, Title 5.
- (d) Any other matters which the board of supervisors deems material.

The board of supervisors shall not be required to make express recitals or findings concerning any factors considered by it.

56416. Subject to the limitations of Sections 56402 and 56403, upon the conclusion of the hearing, the board of supervisors shall adopt a resolution taking one of the following final actions:

- (a) Disapproval of a merger or the establishment of a subsidiary district, or both; or
- (b) The ordering of a merger or the establishment of a subsidiary district, or both, subject to confirmation by the voters upon the questions, as the case may be, of (i) merger, (ii) the establishment of a subsidiary district, or (iii) both.

56417. In any resolution ordering a merger or the establishment of a subsidiary district, subject to confirmation of the voters, the board of supervisors may provide for an election or

elections to be called, held and conducted upon such question or questions:

(a) Only within the district ordered to be merged with or established as a subsidiary district of a city; or

(b) Both within said district and within the territory of said city outside the boundaries of said district.

56418. At any time prior to the adoption by the board of supervisors of a resolution ordering the district to be merged with or established as a subsidiary district of a city, a petition may be filed with the clerk of the county referring, by date of adoption, to the commission's resolution making determinations and requesting that any election upon such question be called, held and conducted only within such district. Any such petition so filed shall be immediately examined and certified by the clerk of the county by the same method and in the same manner as provided in Sections 56158 to 56162, inclusive, for the examination of petitions by the executive officer. The board of supervisors shall call, hold and conduct any election upon the question of a merger or the establishment of a subsidiary district only within the district to be merged or established as a subsidiary district, if the clerk of the county shall certify that any petition so filed was signed:

(a) In the case of a resident-voter district, by not less than 10 percent of the resident voters of such district; or

(b) In the case of a landowner-voter district, by not less than 10 percent of the number of landowner-voters within the district who also own not less than 10 percent of the assessed value of land within such district.

56419. After the canvass of the returns upon the question of merger or the establishment of a subsidiary district, or both, the board of supervisors shall adopt (i) one of the confirmatory resolutions provided by Sections 56420 and 56421, or (ii) a resolution determining the order of merger or establishment of a subsidiary district, as the case may be, defeated by failure to receive the required vote.

56420. The board of supervisors shall adopt a resolution confirming a prior order of merger in the following cases:

(a) Where the only question submitted was upon merger and a majority of the votes cast thereon favored merger:

(1) At an election called only within the district; or

(2) At each election, where one election was called within the district and another within the territory of the city outside the boundaries of said district.

(b) Where both the question of merger and the question of the establishment of a subsidiary district were submitted at an election called only within the district and the results of such election were as follows:

(1) The question of merger was favored by a majority of the votes cast thereon but the question of establishment of a subsidiary district failed to be favored by a majority of the votes cast thereon;

(2) Both the question of merger and the question of the establishment of a subsidiary district were favored by a majority of the votes cast thereon but the question of merger was favored by the same or a greater number of votes than was the question of the establishment of a subsidiary district.

(c) Where both the question of merger and the question of the establishment of a subsidiary district were submitted at an election called within the district and at another election called within the territory of the city outside the boundaries of said district, and the results of such elections were as follows:

(1) The question of merger was favored by a majority of the votes cast thereon at each of the respective elections, but the question of the establishment of a subsidiary district failed to be favored by a majority of the votes cast thereon at either one or both of such elections;

(2) Both the question of merger and the question of the establishment of a subsidiary district were favored by a majority of the votes cast thereon at each of the respective elections, but the question of merger was favored at either one or both of such elections by the same or a greater number of votes than was the question of the establishment of a subsidiary district.

56421. The board of supervisors shall adopt a resolution confirming a prior order for the establishment of a subsidiary district in the following cases:

(a) Where the only question submitted was upon the establishment of a subsidiary district and a majority of the votes cast thereon favored such establishment:

(1) At an election called only within the district; or

(2) At each election, where one election was called within the district and another within the territory of the city outside the boundaries of said district.

(b) Where both the question of merger and the question of the establishment of a subsidiary district were submitted at an election called only within the district and the results of such election were as follows:

(1) The question of establishment of a subsidiary district was favored by a majority of the votes cast thereon but the question of merger failed to be favored by a majority of the votes cast thereon;

(2) Both the question of merger and the question of the establishment of a subsidiary district were favored by a majority of the votes cast thereon but the question of the establishment of a subsidiary district was favored by a greater number of votes than was the question of merger.

(c) Where both the question of merger and the question of the establishment of a subsidiary district were submitted at an election called within the district and at another election called within the territory of the city outside the boundaries of said district, and the results of such elections were as follows:



(1) The question of the establishment of a subsidiary district was favored by a majority of the votes cast thereon at each of the respective elections, but the question of merger failed to be favored by a majority of the votes cast thereon at either one or both of such elections;

(2) Both the question of merger and the question of the establishment of a subsidiary district were favored by a majority of the votes cast thereon at each of the respective elections, but the question of the establishment of a subsidiary district was favored at both such elections by a greater number of votes than was the question of merger.

#### CHAPTER 7. REORGANIZATION

56430. The board of supervisors shall adopt a resolution initiating proceedings for a reorganization, which resolution shall comply with the commission's resolution making determinations and shall:

(a) State the name of each subject district for which any change of organization is proposed and the county or counties in which the same is located.

(b) Briefly describe the particular change or changes of organization proposed for each of the subject districts, any new districts proposed to be formed and any terms and conditions to be applicable thereto; reference may be made to the commission's resolution making determinations for a full and complete description of said changes of organization, formation of new districts, if any, and said terms and conditions.

(c) Indicate the manner in which and by whom preliminary proceedings were commenced (reference to the chief petitioners, if any, shall be sufficient where preliminary proceedings were commenced by a petition).

(d) State the reason or reasons for the proposed reorganization, as set forth in the proposal therefor.

(e) Fix a time, date and place of hearing on the proposed reorganization which shall be not less than 15 days nor more than 60 days after the date of adoption of the resolution initiating proceedings.

(f) State that any interested person desiring to make written protest against said reorganization shall do so by written communication filed with the clerk of the county not later than the hour set for hearing. A written protest by a landowner shall contain a description sufficient to identify the land owned by him; a protest by a voter shall contain the residential address of such voter.

56431. The clerk of the county shall give notice of any such hearing by publication, as provided in Sections 56083 and 56084, and by posting, as provided in Sections 56085 and 56086.

56432. The clerk of the county shall also give mailed notice of any such hearing, as provided in Sections 56087 to 56089, inclusive, by mailing notice of hearing to:

(a) All landowners owning land within any territory proposed to be formed into or to be annexed to or detached from (i) a benefit district, or (ii) an improvement district within any district;

(b) Each subject district;

(c) All other affected counties, cities or districts;

(d) The chief petitioners, if any;

(e) Each person who shall have theretofore filed a request for special notice with the clerk of the county.

56433. The hearing on the proposed reorganization shall be held by the board of supervisors upon the date and at the time specified in the resolution initiating proceedings for such reorganization. The hearing may be continued from time to time but not to exceed 60 days from the date specified in such resolution.

56434. At the hearing, prior to consideration of protests, the commission's resolution making determinations shall be read aloud or summarized. At such hearing the board of supervisors shall hear and receive any oral or written protests, objections or evidence which shall be made, presented or filed. Any person who shall have filed a written protest may withdraw the same at any time prior to the conclusion of the hearing.

56435. Factors to be considered by the board of supervisors in a proposed reorganization shall include:

(a) As to each particular type of change of organization contained in the proposed reorganization, any of the factors authorized to be considered by a legislative body in a proceeding for such type of change of organization;

(b) Whether the proposed reorganization will be for the interest of affected counties, cities and districts and landowners or present or future inhabitants therein;

(c) The commission's resolution-making determinations;

(d) Any factors which may be considered by the commission, as provided in Chapter 6.6 (commencing with Section 54773) of Part 1, Division 2, Title 5; and

(e) Any other matters which the board of supervisors deems material

The board of supervisors shall not be required to make express recitals or findings concerning any of the factors considered by it.

56436. If any change of organization contained in a proposed reorganization shall provide for the formation of, or the annexation or detachment of territory to or from, a benefit district, or if the terms and conditions of any change of organization provide for the formation of a new improvement district, or the annexation or detachment of territory to or from an existing improvement district, the board of supervisors shall:

(a) Exclude any lands proposed to be formed into or to be annexed to a benefit district or improvement district which

said board finds will not be benefited by becoming a part of such benefit district or improvement district;

(b) Exclude any lands proposed to be detached from a benefit district or improvement district which said board finds will be benefited by remaining a part of said benefit district or improvement district.

56437. Except as otherwise provided in Section 56438, there shall be no right of majority protest upon a proposed reorganization and all orders of reorganization shall be made subject to confirmation of the voters upon the question of such reorganization.

56438. Where a proposed reorganization consists solely of annexations, detachments or minor boundary changes, or any combination thereof, a majority protest shall be deemed to exist and the proposed reorganization shall be abandoned if the board of supervisors finds that written protests filed and not withdrawn prior to the conclusion of the hearing represent:

(a) More than 50 percent of the assessed value of land within all territory proposed to be annexed or detached; or

(b) More than 50 percent of the voting power of voters entitled to vote as a result of residing within or owning land within such territory.

If there is no such majority protest, the board of supervisors may order such reorganization without election, if the board of supervisors finds that written protests filed and not withdrawn represent:

(a) Less than 10 percent of the number of landowners within all territory proposed to be annexed or detached, owning not more than 10 percent of the assessed value of land therein; and

(b) Less than 10 percent of the voting power of voters entitled to vote as a result of residing within or owning land within such territory.

56439. Not later than 30 days after the conclusion of the hearing, the board of supervisors shall adopt a resolution taking one of the following actions:

(a) Disapproval of the proposed reorganization; or

(b) The ordering of such reorganization, subject to confirmation of the voters upon the question thereof.

56440. In any resolution ordering a reorganization, subject to confirmation of the voters, the board of supervisors shall call and provide for an election to be held and conducted:

(a) Within the entire territory of each district ordered to be formed, dissolved or consolidated;

(b) Within the entire territory of each district and city, where such district has been ordered merged with or established as a subsidiary district of such city, and

(c) Within any territory ordered annexed to or detached from a district.

56441. Prior to adopting any resolution ordering a reorganization, subject to confirmation of the voters, the board

of supervisors shall determine whether any single subject district constitutes a major district, as defined in Section 56442. If it is determined that a major district exists, any resolution ordering a reorganization subject to confirmation of the voters shall designate the name of the major district and the name or names of all minor districts.

56442. A "major district" means any single subject district which has voting power greater than the combined voting power of all other subject districts. A "minor district" means any subject district which is not a major district. The voting power of the respective subject districts shall be determined as follows:

(a) The total number of votes authorized to be cast within each subject district shall be determined for the entire territory of such district, including all overlapping territory.

(b) If the election is to be called and held within any territory ordered annexed to or detached from a subject district, the voting power of such district shall be determined with respect only to the territory ordered annexed or detached and not the entire territory of such district.

(c) If all of the subject districts are cities or resident-voter districts, the respective voting power thereof shall be the total number of registered voters within each such city or district at the close of registration, as provided in the Elections Code, next preceding the date of election fixed in the resolution ordering the reorganization, subject to confirmation of the voters.

(d) If all of the subject districts are landowner-voter districts, the respective voting power thereof shall be deemed to be the assessed value of land, as shown on the last equalized assessment roll of the county, within each such district.

(e) If the subject districts consist of any landowner-voter district and also any city or resident-voter district, the respective voting power thereof shall be computed and equated in the manner provided in Section 56118, except that computation may be made for such date, not earlier than 21 days before the close of registration, as provided in the Elections Code, next preceding the date of the election nor later than such close of registration, as the board of supervisors may specify.

56443. After the canvass of the returns of the special election upon the question of reorganization, the board of supervisors shall adopt a resolution either:

(a) Confirming the order of reorganization,

(1) Where there was no major district and such question was favored by a majority of the votes cast thereon within the entire territory within which said election was held, or

(2) Where there was a major district and such question was favored (i) by a majority of the votes cast thereon within the major district and, in addition, (ii) by a majority of the combined votes cast thereon within all of the minor districts; or

(b) Determining the order of reorganization defeated by failure to receive the required vote.

CHAPTER 8. COMPLETION AND EFFECTIVE DATE OF A  
CHANGE OF ORGANIZATION OR REORGANIZATION

56450. Immediately after adoption of a resolution ordering a change of organization or reorganization without election, or a resolution confirming an order for a change of organization or reorganization after confirmation by the voters, the clerk of the legislative body adopting any such resolution shall make the filings provided by this chapter.

56451. The clerk shall prepare and execute a certificate of completion. Said certificate shall contain:

(a) The names of each district or city for which a change of organization was ordered and the names of each county within which any of said districts or cities are located.

(b) The kind or type of change of organization ordered for each such city or district.

(c) A description of the boundaries of any new district ordered formed or of any territory ordered to be annexed to or detached from any existing district, which description may be made by reference to the boundaries shown on a map attached to such certificate.

(d) Any terms and conditions of the change of organization or reorganization.

(e) The date of adoption of the resolution ordering the change of organization or reorganization without election or the resolution confirming an order for a change of organization or reorganization after confirmation by the voters.

If any such resolution contains all or any part of the information required to be contained in the above certificate, the clerk may attach a certified copy of said resolution to his certificate and refer to said resolution for such information.

56452. The clerk shall file his certificate of completion with the Secretary of State. Thereupon the Secretary of State shall execute a certificate of filing identifying the certificate of completion filed with him and stating the date of such filing. The Secretary of State shall transmit to said clerk a counterpart original of the certificate of filing for each county named in said clerk's certificate of completion.

56453. After receipt of the Secretary of State's certificate of filing, the clerk shall record the following with the county recorder of each county in which all or any part of said district is located:

(a) A counterpart original of the clerk's certificate of completion; and

(b) The original or a counterpart original of the Secretary of State's certificate of filing.

56454. The change of organization or reorganization shall be complete from the date of filing the certificate of completion with the Secretary of State and effective from the dates specified in Sections 56455 and 56456.

56455. If no effective date shall have been fixed in any of the terms and conditions, the effective date of a change of or-

ganization or a reorganization shall be the date of the recordation made with the county recorder and, if filed with the recorder of more than one county, the date of the last such recordation.

56456. If an effective date is fixed in the terms and conditions, such date shall be the effective date of a change of organization or reorganization.

No effective date shall be fixed which will be:

(a) Earlier than the date of recordation with the county recorder, or

(b) Later than the earlier of:

(1) One year after the date of filing the certificate of completion with the Secretary of State, or

(2) The due date of any taxes or assessments levied upon property within the territory which was the subject of the change of organization or reorganization.

56457. The tax or assessment levying authority of a city or district shall also make such filings as may be provided for by Chapter 8 (commencing at Section 54900) of Part 1, Division 2, Title 5, and for such purpose a change of organization or reorganization shall be deemed to be effective from the date of filing of the certificate of completion with the Secretary of State.

## CHAPTER 9. TERMS AND CONDITIONS; EFFECT OF CHANGE OF ORGANIZATION OR REORGANIZATION

### Article 1. General

56470 Any change of organization or reorganization may provide for or be made subject to one or more of the following terms and conditions:

(a) The payment of a fixed or determinable amount of money, either as a lump sum or in installments, for the acquisition, transfer, use or right of use of all or any part of the existing property, real or personal, of any city, county or district.

(b) The levying or fixing and the collection of (i) special, extraordinary or additional taxes or assessments, or (ii) special, extraordinary or additional service charges, rentals or rates, or (iii) both, for the purpose of providing for any payment required pursuant to subdivision (a) of this section.

(c) The imposition, exemption, transfer, division or apportionment, as among any affected cities, counties and districts of liability for payment of all or any part of principal, interest and any other amounts which shall become due on account of all or any part of any outstanding or then authorized but thereafter issued bonds, including revenue bonds, or other contracts or obligations of any city, county, district or any improvement district therein and the levying or fixing and the collection of any (i) taxes or assessments, or (ii) service charges, rentals or rates or, (iii) both, as may be necessary to provide for such payment.

(d) If, as a result of any term or condition made pursuant to subdivision (c), the liability of any affected city, county or district for payment of the principal of any bonded indebtedness shall be increased or decreased, said term and condition may specify the amount, if any, of such increase or decrease which shall be included in or excluded from the outstanding bonded indebtedness of any such agency for the purpose of the application of any statute or charter provision imposing a limitation upon the principal amount of outstanding bonded indebtedness of such agency.

(e) The formation of a new improvement district or districts or the annexation or detachment of territory to or from any existing improvement district or districts.

(f) The incurring of new indebtedness or liability by or on behalf of all or any part of any district or of any existing or proposed new improvement district therein.

(g) The issuance and sale of any bonds, including authorized but unissued bonds.

(h) The acquisition, improvement, disposition, sale, transfer or division of any property, real or personal.

(i) The disposition, transfer or division of any moneys or funds (including cash on hand and moneys due but uncollected) and any other obligations.

(j) The fixing and establishment of priorities of use or right of use of water, or capacity rights in any public improvements or facilities or of any other property, real or personal.

(k) The establishment, continuation or termination of any office, department or board, or the transfer, combining, consolidation, or separation of any offices, departments or boards, or any of the functions thereof, if, and to the extent that, any such matters shall be authorized by the principal act.

(l) The employment, transfer or discharge of employees, the continuation, modification or termination of existing employment contracts, civil service rights, seniority rights, retirement rights and other employee benefits and rights.

(m) The designation of a city, county or district, as the successor to any district which shall be extinguished as a result of any change of organization or reorganization, for the purpose of succeeding to all of the rights, duties and obligations of the extinguished district with respect to enforcement, performance or payment of any outstanding bonds, including revenue bonds, or other contracts and obligations of said extinguished district.

(n) The designation (i) of the method for the selection of members of the legislative body of a district or (ii) the number of such members, (iii) or both, where the proceedings are for a consolidation, or a reorganization providing for a consolidation or formation of a new district and the principal act provides for alternative methods of such selection or for varying numbers of such members, or both.

(o) The fixing of the effective date of any change of organization, subject to the limitations of Section 56456.

(p) Any terms and conditions authorized or required by the principal act with respect to any change of organization.

(q) Any other matters necessary or incidental to any of the foregoing.

56471. The general provisions of Articles 2 (commencing with Section 56480) to 7 (commencing with Section 56550), inclusive, of this chapter shall apply only if and to the extent that the terms and conditions of any change of organization or reorganization shall fail to make specific provision for any of the matters referred to in said articles. If a change of organization or a reorganization shall specifically provide for and be made subject to any of the terms and conditions authorized by Section 56470, such specific terms and conditions shall control over the general provisions of said Articles 2 to 7, inclusive, of this chapter. Any of said terms and conditions may be provided for and be made applicable to any affected county, city or district, to all or any part of the territory thereof, to any territory proposed to be annexed thereto and to the owner or owners of property within any such territory.

56472. Proposed terms and conditions for a change of organization or a reorganization may be contained in any proposal therefor. At any time prior to completion of a change of organization or a reorganization, proposed terms and conditions or proposed additions, deletions, amendments or revisions of any terms and conditions proposed to or specified by the commission may be submitted to the commission for its consideration by any affected county, city or district or by any landowner, voter, taxpayer, inhabitant, consumer or other interested person.

56473. Any of the terms and conditions authorized by Section 56470 may be made applicable to all or any part of any district or any improvement district therein or any territory annexed to or detached from any such district or improvement district therein.

56474. If any change of organization or reorganization shall pertain to district territory which shall be located, in whole or in part, within the boundaries of any city or county, any terms and conditions authorized by Section 56470 may be made applicable to such city or county; provided, that no indebtedness or liability which shall be subject to the requirement of an election, under the provisions of Section 18 of Article XI of the Constitution, shall be incurred or assumed by any city or county, except as provided in said Section 18 of Article XI.

56475. If no determination is made pursuant to subdivision (d) of Section 56470, the principal amount of bonded indebtedness which may be incurred or assumed by any city, county or district, under any statute or charter provision imposing a limitation thereon, shall not be affected by any change of organization or a reorganization.



## Article 2. Annexations

56480. Upon and after the effective date of an annexation, the territory annexed to a district, all inhabitants within such territory and all persons entitled to vote by reason of residing or owning land within such territory shall be subject to the jurisdiction of such district and, except as otherwise provided in this article, shall have the same rights and duties as if said territory had been a part of such district upon its original formation.

56481. No payment for the use or right of use of the existing property, real or personal, of any district shall be required by reason of the annexation of territory to such district.

56482. Any territory annexed to a district shall be liable for payment of principal, interest and any other amounts which shall become due on account of any outstanding or then authorized but thereafter issued bonds, including revenue bonds, or other contracts or obligations of said district, but not of any improvement district therein, and shall be subject to the levying or fixing and collection of any (i) taxes or assessments, or (ii) service charges, rentals or rates, or (iii) both, as may be necessary to provide for such payment.

## Article 3. Detachments

56490. Except as otherwise provided in Section 56492, upon and after the effective date of a detachment, the territory detached from a district, all inhabitants within such territory and all persons formerly entitled to vote by reason of residing or owning land within such territory shall cease to be subject to the jurisdiction of said district and shall have none of the rights or duties of the remaining territory, inhabitants or voters of said district.

56491. No inhabitant, property owner, taxpayer, consumer or user within territory detached from a district shall be entitled (i) to all or any part or to any payment on account of the moneys or funds (including cash on hand and moneys due but uncollected) or any property, real or personal, of said district or (ii) to any refund by reason of any taxes, assessments, service charges, rentals or rates collected prior to the effective date of the detachment.

56492. Territory detached from a district shall continue to be liable for the payment of principal, interest and any other amounts which shall become due on account of any bonds, including revenue bonds, or other contracts or obligations of said district and any improvement district within which said detached territory shall have been situated, as shall be outstanding on the effective date of detachment and shall be subject to the levying or fixing and collection of any (i) taxes or assessments, or (ii) service charges, rentals or rates, or (iii) both, as may be necessary to provide for such payment.

#### Article 4. Dissolutions

56500. Upon and after the effective date of the dissolution of a district, the district shall be dissolved, disincorporated and extinguished, its existence shall be terminated and all of its corporate powers shall cease, except for the purpose of winding up the affairs of said district and as otherwise provided in this article.

56501. For the purpose of winding up the affairs of a dissolved district, the successor of the dissolved district shall be determined as follows:

(a) If the territory of a dissolved district shall be located entirely within the incorporated territory of a single city, said city shall be the successor.

(b) If the territory of a dissolved district shall be located entirely within the unincorporated territory of a single county, said county shall be the successor.

(c) If the territory of a dissolved district shall be located within the incorporated territory of more than one city or the unincorporated territory of more than one county, or any combination of the incorporated or unincorporated territory of two or more such cities and counties, the successor shall be that city whose incorporated territory or that county whose unincorporated territory shall, upon the effective date of dissolution, contain the greater assessed value of all taxable property within the territory of the dissolved district, as shown on the last equalized assessment roll or rolls of the county or counties.

(d) If the terms and conditions provide that all of the remaining assets of a dissolved district shall be distributed:

(1) To a single existing district, said single existing district shall be the successor; or

(2) To two or more existing districts, the successor shall be that existing district which, upon the effective date of dissolution, contains the greater assessed value of all taxable property within the territory of the dissolved district, as shown on the last equalized assessment roll or rolls of the county or counties.

56502. Upon the effective date of dissolution control over all of the moneys or funds (including cash on hand and moneys due but uncollected) and all property, real or personal, of said dissolved district shall be vested in the successor for the purpose of winding up the affairs of the district.

56503. For the sole and exclusive purpose of winding up the affairs of the dissolved district, the successor and the officers and legislative body of the successor shall have the same powers and duties as the dissolved district and the officers and legislative body of the dissolved district and the following additional powers and duties:

(a) To exchange, sell or otherwise dispose of all property, real and personal, of the dissolved district;

(b) To compromise and settle claims of every kind and nature;

(e) To sue or be sued in the same manner and to the same extent as the dissolved district and the officers and legislative body of the dissolved district.

Such powers and duties shall commence upon the effective date of dissolution and shall continue thereafter until such time as the affairs of said dissolved district shall have been completely wound up.

56504. No inhabitant, property owner, taxpayer, consumer or user within the territory of a dissolved district shall be entitled (i) to all or any part, or to any payment on account of the moneys or funds (including cash on hand and moneys due but uncollected), and any property, real or personal, of said dissolved district or (ii) to any refund by reason of any taxes, assessments, service charges, rentals or rates collected prior to the effective date of dissolution.

56505. Any moneys and funds of the dissolved district and any moneys or funds received by the successor from the sale or other disposition of any property, real or personal, of the dissolved district shall be used to the extent necessary, for the payment of principal, interest and any other amounts then or thereafter due on account of any outstanding bonds, including revenue bonds, and other contracts or obligations of said dissolved district.

56506. At such time as the successor shall determine that payment, or provision for payment, has been made of all short-term obligations of the dissolved district, the successor shall distribute any of the remaining assets of the dissolved district in the manner provided in Section 56507. "Short-term" obligations shall include all amounts which shall be due and payable, prior to the end of the fiscal year commencing next after the effective date of dissolution, upon any outstanding bonds, including revenue bonds, and other contracts or obligations of the dissolved district. All other obligations shall be "long-term" obligations.

56507. Remaining assets of the dissolved district shall be distributed by the successor as follows:

(a) If the territory of the dissolved district shall be located entirely within the incorporated territory of a single city, all such assets shall be distributed to said city.

(b) If the territory of the dissolved district shall be located entirely within the unincorporated territory of a single county, all such assets of the dissolved district shall be distributed to said county.

(c) If the territory of a dissolved district shall be located within the incorporated territory of more than one city, or the unincorporated territory of more than one county, or any combination of the incorporated or unincorporated territory of two or more such cities and counties, the assets of the dissolved district shall be apportioned between all such cities and counties and distributed as follows:

(1) All real property located within the incorporated territory of any city or within the unincorporated territory of

any county, as the case may be, shall be distributed to such city or county.

(2) All moneys or funds (including cash on hand and money due but uncollected) and all personal property shall be divided among and distributed to each such city or county in the proportion that the assessed value of the taxable property of the dissolved district within the incorporated territory of each such city or within the unincorporated territory of each such county shall bear to the total assessed value of all taxable property within the dissolved district, such assessed values being those shown upon the last equalized assessment roll or rolls of the county or counties upon the effective date of the dissolution.

56508. Until payment, or provision for payment, has been made of all principal, interest and any other amounts owing on account of any outstanding long-term obligations, which are payable in whole or in part from taxes or assessments upon any property within all or any part of the territory of a dissolved district, the legislative body of the successor shall in each year provide for the levy and collection of taxes or assessments upon such property sufficient to pay any principal, interest and any other amounts owing on account of such obligations, as the same become due. Such taxes or assessments shall be levied and collected in the manner provided by the principal act of the dissolved district.

56509. Until payment, or provision for payment, has been made of all principal, interest and any other amounts owing on account of any outstanding bonds, contracts or other obligations which are payable in whole or in part from the revenues of a revenue-producing enterprise of the dissolved district, the successor shall not:

(a) Sell, encumber or otherwise dispose of all or any part of the revenue-producing enterprise or the revenues derived therefrom, except as expressly authorized by the ordinance, resolution or indenture authorizing or providing for the issuance of any of said bonds, contracts or other obligations; or

(b) Distribute less than the whole of the revenue-producing enterprise to any city or county.

56510. If at the time of distribution more than one city or county or any combination thereof, shall be entitled to distribution of portions of a revenue-producing enterprise but the successor shall be unable to distribute the same by reason of the provisions of Section 56509, the successor shall retain such revenue-producing enterprise and all revenues derived therefrom until payment, or provision for payment, has been made of all principal, interest and any other amounts owing on account of outstanding bonds, contracts or other obligations which are payable in whole or in part from the revenues of such enterprise, at which time the successor shall distribute said enterprise and any revenues derived therefrom in accordance with Section 56507.

56511. Where any bonds, contracts or other obligations which are payable in whole or in part from the revenues of a revenue-producing enterprise are outstanding upon the effective date of dissolution, the successor, prior to distribution, or any city or county, after distribution, shall succeed to all rights and liabilities of the dissolved district under any ordinance, resolution or indenture authorizing such bonds, contracts or other obligations or providing for the issuance thereof and may sue or be sued upon such rights and liability in the same manner and to the same extent as the dissolved district.

56512. Any funds, money or property of a dissolved district which shall have been impressed with any public trust, use or purpose shall continue to be so impressed until such public trust, use or purpose is vacated, abandoned or terminated, in the manner provided by law.

56513. Subject to the provisions of Section 56512, any funds, money or property of a dissolved district may be used by the successor for the purpose of winding up the affairs of such district and, after distribution to any city, county or district may be used for any lawful purpose of any such city, county or district to which the same shall have been distributed. So far as may be practicable, any such funds, money or property shall be used for the benefit of the lands, inhabitants and taxpayers within the territory of the dissolved district.

#### Article 5. Consolidation

56520. Upon and after the effective date of a consolidation, the consolidated district shall succeed to all of the powers, rights, duties, obligations, functions and properties of all predecessor districts which shall have been united or joined into said consolidated district. The territory of a consolidated district, all inhabitants within such territory and all persons entitled to vote by reason of residing or owning land within such territory shall be subject to the jurisdiction of such consolidated district and, except as otherwise provided in this article, shall have the same rights and duties as if said consolidated district had been originally formed under the principal act.

56521. No payment for the use or right of use of any property, real or personal, acquired or constructed by any predecessor district shall be required by reason of the consolidation of such district with other predecessor districts.

56522. The territory of a consolidated district shall be liable for payment of principal, interest and any other amounts which shall become due on account of any outstanding or then authorized but thereafter issued bonds, including revenue bonds, or other contracts or obligations of all predecessor districts, and shall be subject to the levying or fixing and collection of any (i) taxes or assessments, or (ii) service charges, rentals or rates, or (iii) both, as may be necessary to provide for such payment; provided, that only the territory within an

improvement district shall be liable for any such payment required on account of any bonds, including revenue bonds, or other contracts theretofore authorized or issued by or on behalf of such improvement district.

#### Article 6. Mergers and the Establishment of Subsidiary Districts

56530. Upon and after the effective date of a merger of a district of limited powers with a city, the district shall be extinguished, terminated and its existence shall cease, except as otherwise provided in this article.

56531. Upon the effective date of a merger, all of the moneys or funds (including cash on hand and moneys due but uncollected) and all property, real or personal, of the merged district shall be vested in the city.

56532. No inhabitant, property owner, taxpayer, consumer or user within the territory of a merged district shall be entitled (i) to all or any part, or to any payment on account of the moneys or funds (including cash on hand and moneys due but uncollected) and any property, real or personal, of said merged district or (ii) to any refund by reason of any taxes, assessments, service charges, rentals or rates collected prior to the effective date of merger.

56533. Any moneys and funds of the merged district and any moneys or funds received by the city from the sale or other disposition of any property, real or personal, of the merged district shall be used, to the extent necessary, for the payment of principal, interest and any other amounts then or thereafter due on account of any outstanding bonds, including revenue bonds, and other contracts and obligations of said merged district.

56534. Until payment, or provision for payment, has been made of all principal, interest and any other amounts owing on account of any outstanding obligations, which are payable in whole or in part from taxes or assessments upon any property within all or any part of the territory of a merged district, the city council shall in each year provide for the levy and collection of taxes and assessments upon such property sufficient to pay any principal, interest and any other amounts owing on account of such obligations, as the same becomes due. Such taxes and assessments shall be levied and collected in the manner provided by the principal act of the merged district.

56535. Until payment, or provision for payment, has been made of all principal, interest and any other amounts owing on account of any outstanding bonds, contracts or other obligations which are payable in whole or in part from the revenues of a revenue-producing enterprise of the merged district, the city shall not sell, encumber or otherwise dispose of all or any part of the revenue-producing enterprise or the revenues derived therefrom, except as expressly authorized by the ordinance, resolution or indenture authorizing such bonds, con-

tracts or other obligations or providing for the issuance of any thereof.

56536. Where any bonds, including revenue bonds, contracts or other obligations of the merged district are outstanding upon the effective date of merger, the city shall succeed to all of the rights and liabilities of the merged district under any ordinance, resolution, indenture, contract or other obligation or providing for or authorizing the issuance of any thereof and may sue and be sued upon such rights and liabilities in the same manner and to the same extent as the merged district.

56537. Any funds, money or property of a merged district which shall have been impressed with any public trust, use or purpose shall continue to be so impressed until such public trust, use or purpose is vacated, abandoned or terminated, in the manner provided by law.

56538. Subject to the provisions of Section 56537, any funds, money or property of a merged district may be used for any lawful purpose of the city. So far as may be practicable, any such funds, money or property shall be used for the benefit of the lands, inhabitants and taxpayers within the territory of the merged district.

56539. Upon and after the effective date of an order establishing a district of limited powers as a subsidiary district of a city, the city council of said city shall be designated as, and empowered to act as, ex officio the board of directors of such district. Such district shall continue in existence with all of the powers, rights, duties, obligations and functions provided for by the principal act, except for any provisions relating to the selection or removal of the members of the board of directors of such district.

56540. If any court shall determine that any incompatibility shall exist by reason of the same person or persons holding office both as a member of the city council and as a member of the board of directors of a subsidiary district, the court shall order the vacation of the office of any such person as a member of such board of directors, but not as a member of such city council, and shall order the membership of such board of directors to be selected in the manner provided by the principal act.

#### Article 7. Reorganizations

56550. Upon and after the effective date of a reorganization, each change of organization ordered for any of the subject districts shall be given the force and effect pertaining to a change of organization of that type, as provided in Articles 2 (commencing with Section 56480) to 6 (commencing with Section 56530), inclusive, of this chapter.

SEC. 3. Article 5 (commencing with Section 27701) of Chapter 4, Division 20, Part 4 of the Education Code is repealed.

SEC. 4. Section 27759 of said code is repealed.

SEC. 5. Section 27760 of said code is repealed.

- SEC. 6. Section 27761 of said code is repealed.
- SEC. 33.5. Section 53064 of said code is repealed.
- SEC. 34. Chapter 10 (commencing with Section 54970) of Part 1, Division 2, Title 5 of said code is repealed.
- SEC. 35. Article 8 (commencing with Section 58230) of Chapter 1, Division 1, Title 6 of said code is repealed.
- SEC. 35.5. Article 8.5 (commencing with Section 58250) of Chapter 1, Division 1, Title 6 of said code is repealed.
- SEC. 36. Article 9 (commencing with Section 58260) of Chapter 1, Division 1, Title 6 of said code is repealed.
- SEC. 37. Section 58300 of said code is repealed.
- SEC. 38. Section 58301 of said code is repealed.
- SEC. 39. Section 58302 of said code is repealed.
- SEC. 40. Section 58303 of said code is repealed.
- SEC. 41. Section 58304 of said code is repealed.
- SEC. 42. Section 58305 of said code is repealed.
- SEC. 43. Section 58306 of said code is repealed.
- SEC. 44. Section 58307 of said code is repealed.
- SEC. 45. Section 58308 of said code is repealed.
- SEC. 46. Chapter 4 (commencing with Section 58950) of Division 1, Title 6 of said code is repealed.
- SEC. 47. Section 61802 of said code is repealed.
- SEC. 48. Section 61803 of said code is repealed.
- SEC. 49. Section 61804 of said code is repealed.
- SEC. 50. Section 61805 of said code is repealed.
- SEC. 51. Section 61806 of said code is repealed.
- SEC. 52. Section 61807 of said code is repealed.
- SEC. 53. Section 61808 of said code is repealed.
- SEC. 54. Section 61809 of said code is repealed.
- SEC. 55. Section 61810 of said code is repealed.
- SEC. 56. Section 61811 of said code is repealed.
- SEC. 57. Section 61812 of said code is repealed.
- SEC. 58. Section 61813 of said code is repealed.
- SEC. 59. Section 61814 of said code is repealed.
- SEC. 60. Section 61815 of said code is repealed.
- SEC. 61. Section 61816 of said code is repealed.
- SEC. 62. Section 61817 of said code is repealed.
- SEC. 63. Section 61818 of said code is repealed.
- SEC. 64. Section 61819 of said code is repealed.
- SEC. 65. Section 61820 of said code is repealed.
- SEC. 66. Section 61821 of said code is repealed.
- SEC. 67. Section 61822 of said code is repealed.
- SEC. 68. Section 61823 of said code is repealed.
- SEC. 69. Section 61824 of said code is repealed.
- SEC. 70. Section 61825 of said code is repealed.
- SEC. 71. Section 61826 of said code is repealed.
- SEC. 72. Section 61827 of said code is repealed.
- SEC. 73. Section 61828 of said code is repealed.
- SEC. 74. Section 61829 of said code is repealed.
- SEC. 75. Section 61830 of said code is repealed.
- SEC. 76. Chapter 2 (commencing with Section 61850) of Part 7, Division 2, Title 6 of said code is repealed.



SEC. 77. Chapter 3 (commencing with Section 61890) of Part 7, Division 2, Title 6 of said code is repealed.

SEC. 78. Chapter 4 (commencing with Section 61900) of Part 7, Division 2, Title 6 of said code is repealed.

SEC. 79. Chapter 5 (commencing with Section 61930) of Part 7, Division 2, Title 6 of said code is repealed.

SEC. 80. Section 6111 of the Harbors and Navigation Code is repealed.

SEC. 81. Section 7281 of said code is repealed.

SEC. 82. Section 7282 of said code is repealed.

SEC. 83. Section 7283 of said code is repealed.

SEC. 84. Section 7284 of said code is repealed.

SEC. 85. Section 7285 of said code is repealed.

SEC. 86. Section 7286 of said code is repealed.

SEC. 87. Section 7287 of said code is repealed.

SEC. 88. Section 7288 of said code is repealed.

SEC. 89. Section 7289 of said code is repealed.

SEC. 90. Section 7290 of said code is repealed.

SEC. 91. Section 7291 of said code is repealed.

SEC. 92. Section 7292 of said code is repealed.

SEC. 93. Article 2 (commencing with Section 7300) of Chapter 8 of Part 7 of said code is repealed.

SEC. 94. Article 3 (commencing with Section 7320) of Chapter 8 of Part 7 of said code is repealed.

SEC. 95. Article 4 (commencing with Section 1230) of Chapter 1 of Division 6 of the Military and Veterans Code is repealed.

SEC. 96. Article 5 (commencing with Section 1250) of Chapter 1, Division 6 of said code is repealed.

SEC. 104. Section 2331 of the Health and Safety Code is repealed.

SEC. 105. Section 2332 of said code is repealed.

SEC. 106. Section 2333 of said code is repealed.

SEC. 107. Section 2333 5 of said code is repealed.

SEC. 108. Section 2333 6 of said code is repealed.

SEC. 109. Section 2334 of said code is repealed.

SEC. 110. Section 2335 of said code is repealed.

SEC. 111. Section 2336 of said code is repealed.

SEC. 112. Section 2337 of said code is repealed.

SEC. 113. Section 2338 of said code is repealed.

SEC. 114. Section 2339 of said code is repealed.

SEC. 115. Section 2340 of said code is repealed.

SEC. 116. Section 2341 of said code is repealed.

SEC. 117. Section 2342 of said code is repealed.

SEC. 118. Section 2343 of said code is repealed.

SEC. 119. Article 6 5 (commencing with Section 2350) of Chapter 5, Division 3 of said code is repealed.

SEC. 120. Section 2361 of said code is repealed.

SEC. 121. Section 2362 of said code is repealed.

SEC. 122. Section 2367 of said code is repealed.

SEC. 123. Section 2368 of said code is repealed.

SEC. 124. Section 2369 of said code is repealed.

- SEC. 125. Section 2370 of said code is repealed.
- SEC. 126. Section 2371 of said code is repealed.
- SEC. 127. Section 2372 of said code is repealed.
- SEC. 128. Section 2373 of said code is repealed.
- SEC. 129. Section 2374 of said code is repealed.
- SEC. 130. Section 2375 of said code is repealed.
- SEC. 131. Article 8 (commencing with Section 2390) of Chapter 5, Division 3 of said code is repealed.
- SEC. 132. Article 9 (commencing with Section 2400) of Chapter 5, Division 3 of said code is repealed.
- SEC. 133. Section 2901 of said code is repealed.
- SEC. 134. Section 2911 of said code is repealed.
- SEC. 135. Article 6 (commencing with Section 2920) of Chapter 8, Division 3 of said code is repealed.
- SEC. 136. Article 7 (commencing with Section 2930) of Chapter 8, Division 3 of said code is repealed.
- SEC. 137. Section 4136 of said code is repealed.
- SEC. 138. Section 4137 of said code is repealed.
- SEC. 139. Section 4138 of said code is repealed.
- SEC. 140. Section 4139 of said code is repealed.
- SEC. 141. Article 6 (commencing with Section 4143) of Chapter 1, Part 2, Division 5 of said code is repealed.
- SEC. 142. Article 7 (commencing with Section 4160) of Chapter 1, Part 2, Division 5 of said code is repealed.
- SEC. 143. Article 8 (commencing with Section 4165) of Chapter 1, Part 2, Division 5 of said code is repealed.
- SEC. 144. Section 4188 of said code is repealed.
- SEC. 145. Section 4189 of said code is repealed.
- SEC. 146. Section 4190 of said code is repealed.
- SEC. 147. Section 4191 of said code is repealed.
- SEC. 148. Section 4192 of said code is repealed.
- SEC. 149. Section 4193 of said code is repealed.
- SEC. 150. Article 8 (commencing with Section 4194) of Chapter 1.5, Part 2, Division 5 of said code is repealed.
- SEC. 151. Article 2.5 (commencing with Section 4720) of Chapter 3, Part 3, Division 5 of said code is repealed.
- SEC. 152. Section 4831.7 of said code is repealed.
- SEC. 153. Section 4832 of said code is repealed.
- SEC. 154. Section 4834 of said code is repealed.
- SEC. 155. Section 4845.05 of said code is repealed.
- SEC. 156. Section 4845.06 of said code is repealed.
- SEC. 157. Section 4845.07 of said code is repealed.
- SEC. 158. Section 4845.08 of said code is repealed.
- SEC. 159. Section 4845.09 of said code is repealed.
- SEC. 160. Section 4845.1 of said code is repealed.
- SEC. 161. Section 4845.12 of said code is repealed.
- SEC. 162. Section 4845.13 of said code is repealed.
- SEC. 163. Article 8b (commencing with Section 4845.20) of Chapter 3, Part 3, Division 5 of said code is repealed.
- SEC. 164. Article 9 (commencing with Section 4850) of Chapter 3, Part 3, Division 5 of said code is repealed.

- SEC. 165. Article 10 (commencing with Section 4857) of Chapter 3, Part 3, Division 5 of said code is repealed.
- SEC. 166. Article 4 (commencing with Section 6625) of Chapter 5, Part 1, Division 6 of said code is repealed.
- SEC. 167. Article 2 (commencing with Section 6660) of Chapter 6, Part 1, Division 6 of said code is repealed.
- SEC. 168. Article 2 (commencing with Section 6840) of Chapter 9, Part 1, Division 6 of said code is repealed.
- SEC. 169. Article 3 (commencing with Section 6870) of Chapter 9, Part 1, Division 6 of said code is repealed.
- SEC. 170. Article 4 (commencing with Section 6885) of Chapter 9, Part 1, Division 6 of said code is repealed.
- SEC. 171. Chapter 9.5 (commencing with Section 6890) of Part 1, Division 6 of said code is repealed.
- SEC. 172. Chapter 10 (commencing with Section 6900) of Part 1, Division 6 of said code is repealed.
- SEC. 173. Chapter 11 (commencing with Section 6910) of Part 1, Division 6 of said code is repealed.
- SEC. 174. Section 9026 of said code is repealed.
- SEC. 175. Section 9027 of said code is repealed.
- SEC. 176. Article 2 (commencing with Section 9050) of Chapter 9 of Part 4, Division 8 of said code is repealed.
- SEC. 177. Chapter 10 (commencing with Section 9075) of Part 4, Division 8 of said code is repealed.
- SEC. 178. Section 13945 of said code is repealed.
- SEC. 178.1. Section 13946 of said code is repealed.
- SEC. 178.2. Section 13947 of said code is repealed.
- SEC. 178.3. Section 13949 of said code is repealed.
- SEC. 178.4. Section 13955 of said code is repealed.
- SEC. 178.5. Section 13956 of said code is repealed.
- SEC. 178.6. Section 13957 of said code is repealed.
- SEC. 178.7. Section 13959 of said code is repealed.
- SEC. 178.8. Section 13960 of said code is repealed.
- SEC. 179. Chapter 10 (commencing with Section 13965) of Part 2.7, Division 12 of said code is repealed.
- SEC. 180. Section 14211 of said code is repealed.
- SEC. 180.1. Section 14213 of said code is repealed.
- SEC. 180.2. Section 14214 of said code is repealed.
- SEC. 180.3. Section 14215 of said code is repealed.
- SEC. 180.4. Section 14215.5 of said code is repealed.
- SEC. 180.5. Section 14216 of said code is repealed.
- SEC. 180.6. Section 14217 of said code is repealed.
- SEC. 180.7. Section 14220 of said code is repealed.
- SEC. 180.8. Section 14222 of said code is repealed.
- SEC. 181. Article 8.5 (commencing with Section 14225) of Chapter 1, Part 3 of Division 12 of said code is repealed.
- SEC. 182. Article 9 (commencing with Section 14231) of Chapter 1, Part 3 of Division 12 of said code is repealed.
- SEC. 183. Article 10 (commencing with Section 14251) of Chapter 1, Part 3 of Division 12 of said code is repealed.
- SEC. 190. Section 14511 of said code is repealed.
- SEC. 191. Section 14512 of said code is repealed.

- SEC. 192. Section 14513 of said code is repealed.
- SEC. 193. Section 14514 of said code is repealed.
- SEC. 194. Section 14515 of said code is repealed.
- SEC. 195. Section 14516 of said code is repealed.
- SEC. 196. Article 10 (commencing with Section 14525) of Chapter 2, Part 3, Division 12 of said code is repealed.
- SEC. 198. Article 12 (commencing with Section 14560) of Chapter 2, Part 3, Division 12 of said code is repealed.
- SEC. 199. Article 13 (commencing with Section 14580) of Chapter 2, Part 3, Division 12 of said code is repealed.
- SEC. 200. Section 14605 of said code is repealed.
- SEC. 201. Section 14721 of said code is repealed.
- SEC. 202. Section 14722 of said code is repealed.
- SEC. 203. Section 14723 of said code is repealed.
- SEC. 204. Section 14724 of said code is repealed.
- SEC. 205. Section 14725 of said code is repealed.
- SEC. 206. Section 14726 of said code is repealed.
- SEC. 207. Section 14727 of said code is repealed.
- SEC. 208. Section 14728 of said code is repealed.
- SEC. 209. Article 8 (commencing with Section 14735) of Chapter 3, Part 3, Division 12 of said code is repealed.
- SEC. 210. Article 8.5 (commencing with Section 14751) of Chapter 3, Part 3, Division 12 of said code is repealed.
- SEC. 211. Article 9 (commencing with Section 14760) of Chapter 3, Part 3, Division 12 of said code is repealed.
- SEC. 212. Article 10 (commencing with Section 14775) of Chapter 3, Part 3, Division 12 of said code is repealed.
- SEC. 214. Chapter 5 (commencing with Section 14820) of Part 3, Division 12 of said code is repealed.
- SEC. 215. Section 20051 of said code is repealed.
- SEC. 216. Section 20052 of said code is repealed.
- SEC. 217. Section 20053 of said code is repealed.
- SEC. 218. Section 20054 of said code is repealed.
- SEC. 219. Section 20055 of said code is repealed.
- SEC. 220. Section 20056 of said code is repealed.
- SEC. 221. Section 20057 of said code is repealed.
- SEC. 222. Article 4.5 (commencing with Section 20120) of Chapter 1, Part 1, Division 14 of said code is repealed.
- SEC. 223. Article 5 (commencing with Section 20130) of Chapter 1, Part 1, Division 14 of said code is repealed.
- SEC. 224. Article 4 (commencing with Section 20340) of Chapter 2, Part 1, Division 14 of said code is repealed.
- SEC. 225. Article 5 (commencing with Section 20350) of Chapter 2, Part 1, Division 14 of said code is repealed.
- SEC. 226. Section 32004 of said code is repealed.
- SEC. 227. Section 32004.1 of said code is repealed.
- SEC. 228. Section 32004.3 of said code is repealed.
- SEC. 229. Section 32004.4 of said code is repealed.
- SEC. 230. Section 32004.5 of said code is repealed.
- SEC. 231. Section 32004.6 of said code is repealed.
- SEC. 232. Section 32004.7 of said code is repealed.
- SEC. 233. Section 32004.8 of said code is repealed.

- SEC. 234. Section 32004.9 of said code is repealed.
- SEC. 235. Section 32004.91 of said code is repealed.
- SEC. 236. Section 32004.92 of said code is repealed.
- SEC. 237. Section 32005 of said code is repealed.
- SEC. 238. Section 32005.5 of said code is repealed.
- SEC. 239. Section 32006 of said code is repealed.
- SEC. 240. Section 32007 of said code is repealed.
- SEC. 241. Section 32008 of said code is repealed.
- SEC. 242. Section 32009 of said code is repealed.
- SEC. 243. Section 32010 of said code is repealed.
- SEC. 244. Section 32011 of said code is repealed.
- SEC. 245. Chapter 5 (commencing with Section 32400) of Division 23 of said code is repealed.
- SEC. 246. Chapter 6 (commencing with Section 32490) of Division 23 of said code is repealed.
- SEC. 247. Section 5573 of the Public Resources Code is repealed.
- SEC. 248. Section 5574 of said code is repealed.
- SEC. 249. Section 5575 of said code is repealed.
- SEC. 250. Section 5576 of said code is repealed.
- SEC. 251. Section 5577 of said code is repealed.
- SEC. 252. Section 5578 of said code is repealed.
- SEC. 253. Section 5579 of said code is repealed.
- SEC. 254. Section 5580 of said code is repealed.
- SEC. 255. Section 5581 of said code is repealed.
- SEC. 256. Section 5582 of said code is repealed.
- SEC. 257. Section 5583 of said code is repealed.
- SEC. 258. Section 5584 of said code is repealed.
- SEC. 259. Section 5585 of said code is repealed.
- SEC. 260. Section 5586 of said code is repealed.
- SEC. 261. Section 5587 of said code is repealed.
- SEC. 262. Section 5588 of said code is repealed.
- SEC. 263. Section 5589 of said code is repealed.
- SEC. 264. Article 7 (commencing with Section 5785) of Chapter 4, Division 5 of said code is repealed.
- SEC. 265. Article 8 (commencing with Section 5786) of Chapter 4, Division 5 of said code is repealed.
- SEC. 266. Article 9 (commencing with Section 5787) of Chapter 4, Division 5 of said code is repealed.
- SEC. 267. Chapter 12 (commencing with Section 13210) of Division 11 of said code is repealed.
- SEC. 268. Article 35 (commencing with Section 13870) of Chapter 9, Division 6 of the Public Utilities Code is repealed.
- SEC. 269. Article 7 (commencing with Section 13951) of Chapter 9, Division 6 of said code is repealed.
- SEC. 270. The article heading of Article 1 (commencing with Section 14051) of Chapter 10, Division 6 of said code is repealed.
- SEC. 271. Section 14053 of said code is repealed.
- SEC. 272. Section 14054 of said code is repealed.
- SEC. 273. Section 14055 of said code is repealed.
- SEC. 274. Section 14056 of said code is repealed.

- SEC. 275. Article 2 (commencing with Section 14081) of Chapter 10, Division 6 of said code is repealed.
- SEC. 276. Article 3 (commencing with Section 14111) of Chapter 10, Division 6 of said code is repealed.
- SEC. 277. Article 4 (commencing with Section 14141) of Chapter 10, Division 6 of said code is repealed.
- SEC. 278. Article 5 (commencing with Section 14161) of Chapter 10, Division 6 of said code is repealed.
- SEC. 279. Article 6 (commencing with Section 14191) of Chapter 10, Division 6 of said code is repealed.
- SEC. 280. Article 7 (commencing with Section 14211) of Chapter 10, Division 6 of said code is repealed.
- SEC. 281. Section 14352 of said code is repealed.
- SEC. 282. Section 14353 of said code is repealed.
- SEC. 283. Section 14354 of said code is repealed.
- SEC. 284. Section 14355 of said code is repealed.
- SEC. 285. Section 14356 of said code is repealed.
- SEC. 286. Section 14357 of said code is repealed.
- SEC. 287. Section 14358 of said code is repealed.
- SEC. 288. Section 14359 of said code is repealed.
- SEC. 289. Chapter 12 (commencing with Section 14501) of Division 6 of said code is repealed.
- SEC. 290. Section 17302 of said code is repealed.
- SEC. 291. Section 17303 of said code is repealed.
- SEC. 292. Section 17304 of said code is repealed.
- SEC. 293. Section 17305 of said code is repealed.
- SEC. 294. Section 17306 of said code is repealed.
- SEC. 295. Section 17307 of said code is repealed.
- SEC. 296. Section 17308 of said code is repealed.
- SEC. 297. Section 17309 of said code is repealed.
- SEC. 298. Section 17310 of said code is repealed.
- SEC. 299. Section 17311 of said code is repealed.
- SEC. 300. Section 17312 of said code is repealed.
- SEC. 301. Section 17313 of said code is repealed.
- SEC. 302. Section 17314 of said code is repealed.
- SEC. 303. Section 17315 of said code is repealed.
- SEC. 304. Section 17316 of said code is repealed.
- SEC. 305. Section 17317 of said code is repealed.
- SEC. 306. Section 17318 of said code is repealed.
- SEC. 307. Section 17319 of said code is repealed.
- SEC. 308. Section 17320 of said code is repealed.
- SEC. 309. Section 17321 of said code is repealed.
- SEC. 310. Section 17322 of said code is repealed.
- SEC. 311. Section 17323 of said code is repealed.
- SEC. 312. Section 17324 of said code is repealed.
- SEC. 313. Section 17325 of said code is repealed.
- SEC. 314. Section 17326 of said code is repealed.
- SEC. 315. Section 17327 of said code is repealed.
- SEC. 316. Section 17328 of said code is repealed.
- SEC. 317. Section 17329 of said code is repealed.
- SEC. 318. Section 17330 of said code is repealed.
- SEC. 319. Section 17331 of said code is repealed.

- SEC. 320. Section 17332 of said code is repealed.
- SEC. 321. Section 17380 of said code is repealed.
- SEC. 322. Section 17382 of said code is repealed.
- SEC. 323. The heading of Article 1 (commencing at Section 17501) of Chapter 9, Division 7 of said code is repealed.
- SEC. 324. Section 17502 of said code is repealed.
- SEC. 325. Section 17503 of said code is repealed.
- SEC. 326. Section 17504 of said code is repealed.
- SEC. 327. Section 17505 of said code is repealed.
- SEC. 328. Section 17506 of said code is repealed.
- SEC. 329. Section 17507 of said code is repealed.
- SEC. 330. Section 17508 of said code is repealed.
- SEC. 331. Section 17509 of said code is repealed.
- SEC. 332. Section 17510 of said code is repealed.
- SEC. 333. Article 2 (commencing with Section 17531) of Chapter 9, Division 7 of said code is repealed.
- SEC. 334. Chapter 10 (commencing with Section 17701) of Division 7 of said code is repealed.
- SEC. 335. Chapter 7 (commencing with Section 22951) of Part 2, Division 9 of said code is repealed.
- SEC. 336. Chapter 8 (commencing with Section 22975) of Part 2, Division 9 of said code is repealed.
- SEC. 337. Chapter 1 (commencing with Section 26700) of Part 11, Division 11 of the Water Code is repealed.
- SEC. 338. Section 26876 of said code is repealed.
- SEC. 339. Section 26877 of said code is repealed.
- SEC. 340. Section 26878 of said code is repealed.
- SEC. 341. Section 26879 of said code is repealed.
- SEC. 342. Section 26880 of said code is repealed.
- SEC. 343. Section 26881 of said code is repealed.
- SEC. 344. Section 26882 of said code is repealed.
- SEC. 345. Section 26883 of said code is repealed.
- SEC. 346. Section 26884 of said code is repealed.
- SEC. 347. Section 26885 of said code is repealed.
- SEC. 348. Article 2 (commencing with Section 26900) of Chapter 2 of Part 11, Division 11 of said code is repealed.
- SEC. 349. Article 3 (commencing with Section 26930) of Chapter 2 of Part 11, Division 11 of said code is repealed.
- SEC. 350. Article 4 (commencing with Section 26965) of Chapter 2 of Part 11, Division 11 of said code is repealed.
- SEC. 351. Article 5 (commencing with Section 26985) of Chapter 2 of Part 11, Division 11 of said code is repealed.
- SEC. 352. Article 6 (commencing with Section 26995) of Chapter 2 of Part 11, Division 11 of said code is repealed.
- SEC. 353. Chapter 2.5 (commencing with Section 27050) of Part 11, Division 11 of said code is repealed.
- SEC. 354. Chapter 3 (commencing with Section 27150) of Part 11, Division 11 of said code is repealed.
- SEC. 354.5. Chapter 4 (commencing with Section 27400) of Part 11, Division 11 of said code is repealed.
- SEC. 355. Chapter 5 (commencing with Section 27700) of Part 11, Division 11 of said code is repealed.

SEC. 356. Chapter 6 (commencing with Section 28000) of Part 11, Division 11 of said code is repealed.

SEC. 357. Chapter 4 (commencing with Section 30090) of Part 1, Division 12 of said code is repealed.

SEC. 358. Section 31183 of said code is repealed.

SEC. 359. Section 31184 of said code is repealed.

SEC. 360. Section 31185 of said code is repealed.

SEC. 361. Section 31186 of said code is repealed.

SEC. 362. Section 31187 of said code is repealed.

SEC. 363. The heading of Article 1 (commencing with Section 32200) of Chapter 1, Part 8, Division 12 of said code is repealed.

SEC. 364. Section 32201 of said code is repealed.

SEC. 365. Section 32202 of said code is repealed.

SEC. 366. Section 32203 of said code is repealed.

SEC. 367. Section 32204 of said code is repealed.

SEC. 368. Section 32205 of said code is repealed.

SEC. 369. Article 2 (commencing with Section 32220) of Chapter 1, Part 8, Division 12 of said code is repealed.

SEC. 370. Article 3 (commencing with Section 32240) of Chapter 1, Part 8, Division 12 of said code is repealed.

SEC. 371. Article 4 (commencing with Section 32300) of Chapter 1, Part 8, Division 12 of said code is repealed.

SEC. 372. The heading of Article 1 (commencing with Section 32400) of Chapter 2, Part 8, Division 12 of said code is repealed.

SEC. 373. Section 32401 of said code is repealed.

SEC. 374. Section 32402 of said code is repealed.

SEC. 375. Section 32403 of said code is repealed.

SEC. 376. Section 32404 of said code is repealed.

SEC. 377. Section 32405 of said code is repealed.

SEC. 378. Section 32406 of said code is repealed.

SEC. 379. Article 2 (commencing with Section 32420) of Chapter 2, Part 8, Division 12 of said code is repealed.

SEC. 380. Article 3 (commencing with Section 32440) of Chapter 2, Part 8, Division 12 of said code is repealed.

SEC. 381. Article 4 (commencing with Section 32470) of Chapter 2, Part 8, Division 12 of said code is repealed.

SEC. 382. Article 5 (commencing with Section 32490) of Chapter 2, Part 8, Division 12 of said code is repealed.

SEC. 383. Section 32500 of said code is repealed.

SEC. 383.1. Section 32501 of said code is repealed.

SEC. 383.2. Section 32503 of said code is repealed.

SEC. 383.3. Article 2 (commencing with Section 32510) of Chapter 2.5, Part 8, Division 12 of said code is repealed.

SEC. 383.4. Article 3 (commencing with Section 32520) of Chapter 2.5, Part 8, Division 12 of said code is repealed.

SEC. 383.5. Article 4 (commencing with Section 32530) of Chapter 2.5, Part 8, Division 12 of said code is repealed.

SEC. 383.6. Article 5 (commencing with Section 32540) of Chapter 2.5, Part 8, Division 12 of said code is repealed.



SEC. 383.7. Article 6 (commencing with Section 32550) of Chapter 2.5, Part 8, Division 12 of said code is repealed.

SEC. 383.8. Article 7 (commencing with Section 32560) of Chapter 2.5, Part 8, Division 12 of said code is repealed.

SEC. 384. Chapter 3 (commencing with Section 32650) of Part 8, Division 12 of said code is repealed.

SEC. 385. Chapter 4 (commencing with Section 32850) of Part 8, Division 12 of said code is repealed.

SEC. 386. Chapter 4 (commencing with Section 34075) of Part 1, Division 13 of said code is repealed.

SEC. 387. Section 37301 of said code is repealed.

SEC. 388. Section 37302 of said code is repealed.

SEC. 389. Section 37303 of said code is repealed.

SEC. 390. Section 37304 of said code is repealed.

SEC. 391. Section 37305 of said code is repealed.

SEC. 392. Section 37306 of said code is repealed.

SEC. 393. Article 2 (commencing with Section 37325) of Chapter 1, Part 8, Division 13 of said code is repealed.

SEC. 394. Article 3 (commencing with Section 37350) of Chapter 1, Part 8, Division 13 of said code is repealed.

SEC. 395. Article 4 (commencing with Section 37370) of Chapter 1, Part 8, Division 13 of said code is repealed.

SEC. 396. Section 37486 of said code is repealed.

SEC. 397. Section 37487 of said code is repealed.

SEC. 398. Section 37488 of said code is repealed.

SEC. 399. Section 37489 of said code is repealed.

SEC. 400. Section 37490 of said code is repealed.

SEC. 401. Section 37491 of said code is repealed.

SEC. 402. Section 37492 of said code is repealed.

SEC. 403. Section 37493 of said code is repealed.

SEC. 404. Section 37494 of said code is repealed.

SEC. 405. Article 2 (commencing with Section 37505) of Chapter 2, Part 8, Division 13 of said code is repealed.

SEC. 406. Article 3 (commencing with Section 37530) of Chapter 2, Part 8, Division 13 of said code is repealed.

SEC. 407. Article 4 (commencing with Section 37545) of Chapter 2, Part 8, Division 13 of said code is repealed.

SEC. 408. Article 5 (commencing with Section 37560) of Chapter 2, Part 8, Division 13 of said code is repealed.

SEC. 409. Chapter 2.4 (commencing with Section 37590) of Part 8, Division 13 of said code is repealed.

SEC. 410. Chapter 2.5 (commencing with Section 37600) of Part 8, Division 13 of said code is repealed.

SEC. 411. Chapter 3 (commencing with Section 37650) of Part 8, Division 13 of said code is repealed.

SEC. 412. Chapter 4 (commencing with Section 37700) of Part 8, Division 13 of said code is repealed.

SEC. 413. Section 53501 of said code is repealed.

SEC. 414. Section 53502 of said code is repealed.

SEC. 415. Section 53505 of said code is repealed.

SEC. 416. Section 53506 of said code is repealed.

SEC. 417. Section 53507 of said code is repealed.

SEC. 418. Article 1 (commencing with Section 53600) of Chapter 2, Part 10, Division 15 of said code is repealed.

SEC. 419. Article 2 (commencing with Section 53620) of Chapter 2, Part 10, Division 15 of said code is repealed.

SEC. 420. Section 53661 of said code is repealed.

SEC. 421. Section 53662 of said code is repealed.

SEC. 422. Section 53663 of said code is repealed.

SEC. 423. Section 53664 of said code is repealed.

SEC. 424. Section 53665 of said code is repealed.

SEC. 425. Section 53666 of said code is repealed.

SEC. 426. Section 53667 of said code is repealed.

SEC. 427. Section 53668 of said code is repealed.

SEC. 428. Section 53669 of said code is repealed.

SEC. 429. Section 53669.5 of said code is repealed.

SEC. 430. Section 53670 of said code is repealed.

SEC. 431. Section 53671 of said code is repealed.

SEC. 432. Section 53672 of said code is repealed.

SEC. 433. Section 53673 of said code is repealed.

SEC. 434. Section 53674 of said code is repealed.

SEC. 435. Section 53675 of said code is repealed.

SEC. 436. Section 53676 of said code is repealed.

SEC. 437. Section 53677 of said code is repealed.

SEC. 438. Section 53678 of said code is repealed.

SEC. 439. Chapter 3 (commencing with Section 53700) of Part 10, Division 15 of said code is repealed.

SEC. 440. The heading of Article 1 (commencing with Section 55800) of Chapter 1, Part 5, Division 16 of said code is repealed.

SEC. 441. Section 55802 of said code is repealed.

SEC. 442. Section 55803 of said code is repealed.

SEC. 443. Section 55804 of said code is repealed.

SEC. 444. Section 55805 of said code is repealed.

SEC. 445. Section 55806 of said code is repealed.

SEC. 446. Article 2 (commencing with Section 55820) of Chapter 1, Part 5, Division 16 of said code is repealed.

SEC. 447. Article 3 (commencing with Section 55840) of Chapter 1, Part 5, Division 16 of said code is repealed.

SEC. 448. Article 4 (commencing with Section 55860) of Chapter 1, Part 5, Division 16 of said code is repealed.

SEC. 449. Chapter 2 (commencing with Section 55880) of Part 5, Division 16 of said code is repealed.

SEC. 450. Chapter 2.5 (commencing with Section 55895) of Part 5, Division 16 of said code is repealed.

SEC. 451. Chapter 2.6 (commencing with Section 55905) of Part 5, Division 16 of said code is repealed.

SEC. 452. Chapter 3 (commencing with Section 55910) of Part 5, Division 16 of said code is repealed.

SEC. 453. Chapter 3.5 (commencing with Section 55920) of Part 5, Division 16 of said code is repealed.

SEC. 454. Chapter 4 (commencing with Section 55930) of Part 5, Division 16 of said code is repealed.

SEC. 455. Chapter 5 (commencing with Section 55960) of Part 5, Division 16 of said code is repealed.

SEC. 456. Section 56131 of said code is repealed.

SEC. 457. Section 56132 of said code is repealed.

SEC. 458. Chapter 10 (commencing with Section 56140) of Part 1, Division 17 of said code is repealed.

SEC. 459. Chapter 9 (commencing with Section 70280) of Part 1, Division 19 of said code is repealed.

SEC. 460. Section 71033 of said code is repealed.

SEC. 461. Article 2 (commencing with Section 72160) of Chapter 1, Part 10, Division 20 of said code is repealed.

SEC. 462. Article 3 (commencing with Section 72180) of Chapter 1, Part 10, Division 20 of said code is repealed.

SEC. 463. Article 4 (commencing with Section 72190) of Chapter 1, Part 10, Division 20 of said code is repealed.

SEC. 464. Article 5 (commencing with Section 72200) of Chapter 1, Part 10, Division 20 of said code is repealed.

SEC. 465. Chapter 2 (commencing with Section 72220) of Part 10, Division 20 of said code is repealed.

SEC. 466. Article 2 (commencing with Section 72310) of Chapter 4, Part 10, Division 20 of said code is repealed.

SEC. 467. Article 3 (commencing with Section 72330) of Chapter 4, Part 10, Division 20 of said code is repealed.

SEC. 468. Article 4 (commencing with Section 72340) of Chapter 4, Part 10, Division 20 of said code is repealed.

SEC. 469. Article 5 (commencing with Section 72350) of Chapter 4, Part 10, Division 20 of said code is repealed.

SEC. 470. Chapter 5 (commencing with Section 72370) of Part 10, Division 20 of said code is repealed.

SEC. 471. Chapter 5.5 (commencing with Section 72540) of Part 10, Division 20 of said code is repealed.

SEC. 472. Chapter 6 (commencing with Section 72550) of Part 10, Division 20 of said code is repealed.

SEC. 473. Chapter 7 (commencing with Section 72630) of Part 10, Division 20 of said code is repealed.

SEC. 474. Section 206 of the Guadalupe Valley Municipal Improvement District Act (Chapter 2037 of the Statutes of 1959) is repealed.

SEC. 475. Section 207 of said act is repealed.

SEC. 476. Section 221 of the Bethel Island Municipal Improvement District Act (Chapter 22 of the Statutes of 1960, First Extraordinary Session) is repealed.

SEC. 477. Section 222 of said act is repealed.

SEC. 478. Section 223 of said act is repealed.

SEC. 479. Section 224 of said act is repealed.

SEC. 480. Section 225 of said act is repealed.

SEC. 481. Section 226 of said act is repealed.

SEC. 482. Section 227 of said act is repealed.

SEC. 483. Section 206 of the Embarcadero Municipal Improvement District Act (Chapter 81 of the Statutes of 1960, First Extraordinary Session) is repealed.

SEC. 484. Section 207 of said act is repealed.

- SEC. 485. Section 208 of said act is repealed.
- SEC. 486. Section 209 of said act is repealed.
- SEC. 487. Section 210 of said act is repealed.
- SEC. 488. Section 211 of said act is repealed.
- SEC. 489. Section 212 of said act is repealed.
- SEC. 490. Section 206 of the Estero Municipal Improvement District Act (Chapter 82 of the Statutes of 1960, First Extraordinary Session) is repealed.
- SEC. 491. Section 207 of said act is repealed.
- SEC. 492. Section 208 of said act is repealed.
- SEC. 493. Section 209 of said act is repealed.
- SEC. 494. Section 210 of said act is repealed.
- SEC. 495. Section 211 of said act is repealed.
- SEC. 496. Section 212 of said act is repealed.
- SEC. 497. Section 102 of the Cuyamaca Recreation and Park District Act (Chapter 1654 of the Statutes of 1961) is repealed.
- SEC. 498. Section 111 of said act is repealed.
- SEC. 499. Section 112 of said act is repealed.
- SEC. 500. Section 113 of said act is repealed.
- SEC. 501. Section 114 of said act is repealed.
- SEC. 502. Section 115 of said act is repealed.
- SEC. 503. Section 116 of said act is repealed.
- SEC. 504. Section 20a of Chapter 158 of the Statutes of 1885 is repealed.
- SEC. 505. Section 20½ of said Chapter 158 of the Statutes of 1885 is repealed.
- SEC. 506. Section 64 of the Drainage District Act of 1903 (Chapter 238, Statutes of 1903) is repealed.
- SEC. 507. Section 65 of said act is repealed.
- SEC. 508. Section 66 of said act is repealed.
- SEC. 509. Section 67 of said act is repealed.
- SEC. 510. Section 68 of said act is repealed.
- SEC. 511. Section 69 of said act is repealed.
- SEC. 512. Section 70 of said act is repealed.
- SEC. 513. Section 73 of said act is repealed.
- SEC. 514. Section 74 of said act is repealed.
- SEC. 515. Section 75 of said act is repealed.
- SEC. 516. Section 76 of said act is repealed.
- SEC. 517. Section 77 of said act is repealed.
- SEC. 518. Section 78 of said act is repealed.
- SEC. 519. Section 79 of said act is repealed.
- SEC. 520. Section 80 of said act is repealed.
- SEC. 521. Section 81 of said act is repealed.
- SEC. 522. Section 82 of said act is repealed.
- SEC. 523. Section 83 of said act is repealed.
- SEC. 524. Section 84 of said act is repealed.
- SEC. 525. Section 85 of said act is repealed.
- SEC. 526. Section 86 of said act is repealed.
- SEC. 527. Section 99 of said act is repealed.
- SEC. 528. Section 100 of said act is repealed.
- SEC. 529. Section 101 of said act is repealed.

- SEC. 530. Section 102 of said act is repealed.
- SEC. 531. Section 103 of said act is repealed.
- SEC. 532. Section 104 of said act is repealed.
- SEC. 533. Section 105 of said act is repealed.
- SEC. 534. Section 106 of said act is repealed.
- SEC. 535. Section 54 of the San Diego Unified Port District Act (Chapter 67, Statutes of 1962, First Extraordinary Session) is repealed.
- SEC. 536. Section 14 of Chapter 63 of the Statutes of 1880 is repealed.
- SEC. 537. Section 26 of Chapter 310 of the Statutes of 1905 is repealed.
- SEC. 538. Section 27 of Chapter 310 of the Statutes of 1905 is repealed.
- SEC. 539. Section 28 of Chapter 310 of the Statutes of 1905 is repealed.
- SEC. 540. Section 29 of Chapter 310 of the Statutes of 1905 is repealed.
- SEC. 541. Section 30 of Chapter 310 of the Statutes of 1905 is repealed.
- SEC. 542. Section 31 of Chapter 310 of the Statutes of 1905 is repealed.
- SEC. 543. Section 32 of Chapter 310 of the Statutes of 1905 is repealed.
- SEC. 544. Section 33 of Chapter 310 of the Statutes of 1905 is repealed.
- SEC. 545. Section 34 of Chapter 310 of the Statutes of 1905 is repealed.
- SEC. 546. Section 62 of Chapter 25 of the Statutes of 1907 is repealed.
- SEC. 547. Section 63 of Chapter 25 of the Statutes of 1907 is repealed.
- SEC. 548. Section 64 of Chapter 25 of the Statutes of 1907 is repealed.
- SEC. 549. Section 65 of Chapter 25 of the Statutes of 1907 is repealed.
- SEC. 550. Section 66 of Chapter 25 of the Statutes of 1907 is repealed.
- SEC. 551. Section 67 of Chapter 25 of the Statutes of 1907 is repealed.
- SEC. 552. Section 68 of Chapter 25 of the Statutes of 1907 is repealed.
- SEC. 553. Section 71 of Chapter 25 of the Statutes of 1907 is repealed.
- SEC. 554. Section 72 of Chapter 25 of the Statutes of 1907 is repealed.
- SEC. 555. Section 73 of Chapter 25 of the Statutes of 1907 is repealed.
- SEC. 556. Section 75 of Chapter 25 of the Statutes of 1907 is repealed.
- SEC. 557. Section 76 of Chapter 25 of the Statutes of 1907 is repealed.

- SEC. 558. Section 77 of Chapter 25 of the Statutes of 1907 is repealed.
- SEC. 559. Section 78 of Chapter 25 of the Statutes of 1907 is repealed.
- SEC. 560. Section 79 of Chapter 25 of the Statutes of 1907 is repealed.
- SEC. 561. Section 80 of Chapter 25 of the Statutes of 1907 is repealed.
- SEC. 562. Section 81 of Chapter 25 of the Statutes of 1907 is repealed.
- SEC. 563. Section 82 of Chapter 25 of the Statutes of 1907 is repealed.
- SEC. 564. Section 83 of Chapter 25 of the Statutes of 1907 is repealed.
- SEC. 565. Section 84 of Chapter 25 of the Statutes of 1907 is repealed.
- SEC. 566. Section 75 1 of the Citrous Pest District Control Act (Chapter 89 of the Statutes of 1939) is repealed.
- SEC. 567. Section 75.2 of said act is repealed.
- SEC. 568. Section 75.3 of said act is repealed.
- SEC. 569. Section 75.4 of said act is repealed.
- SEC. 570. Section 76 of said act is repealed.
- SEC. 571. Section 78 of said act is repealed.
- SEC. 572. Section 27 of the Storm Water District Act of 1909 (Chapter 222 of the Statutes of 1909) is repealed.
- SEC. 573. Section 28 of said act is repealed.
- SEC. 574. Section 40 of the Palo Verde Irrigation District Act (Chapter 452 of the Statutes of 1923) is repealed.
- SEC. 575. Section 41 of said act is repealed.
- SEC. 576. Section 43 of said act is repealed
- SEC. 577. Section 44 of said act is repealed.
- SEC. 578. Section 45 of said act is repealed.
- SEC. 579. Section 46 of said act is repealed.
- SEC. 580. Section 47 of said act is repealed.
- SEC. 581. Section 48 of said act is repealed.
- SEC. 582. Section 49 of said act is repealed.
- SEC. 583. Section 50 of said act is repealed.
- SEC. 584. Section 51 of said act is repealed.
- SEC. 585. Section 52 of said act is repealed.
- SEC. 585.1. Section 60 of said act is repealed.
- SEC. 593. Section 58001 of the Government Code is amended to read:
58001. It is the purpose of this chapter to make available a procedure for the organization, operation and government of districts.
- SEC. 594. Section 6110 of the Harbors and Navigation Code is amended to read:
6110. There may be annexed to a district any of the following territory which is in the same county as the district, or in any other county:
- a. Any territory contiguous to the district.
  - b. Any territory, any point of which touches the district.

c. Any territory separated from the district by a "separating barrier," which term includes a street, road, highway, railway line, railway crossing, railway right-of-way, watercourse, lagoon, or other natural barrier.

d. Any territory specified in this section may consist of one or more separate parcels of land, but it is not necessary that all parcels shall constitute in the aggregate one tract of land.

Sec. 595. Section 2360 of the Health and Safety Code is amended to read:

2360. Two or more contiguous mosquito abatement districts may be consolidated.

Sec. 596. Section 2900 of the Health and Safety Code is amended to read:

2900. At any time after the incorporation of a district, land contiguous to it may be annexed, if the board of trustees finds that the annexation will benefit both the land to be annexed and the district.

Sec. 597. Section 2910 of the Health and Safety Code is amended to read:

2910. Two or more contiguous pest abatement districts may be consolidated.

Sec. 598. Section 4187 of the Health and Safety Code is amended to read:

4187. The boundaries of any district may be altered, and outlying contiguous territory, whether incorporated or unincorporated, may be annexed.

Sec. 599. Section 4830 of the Health and Safety Code is amended to read:

4830. Territory, whether situated within the same or another county and whether incorporated or unincorporated, which is not included in any other county sanitation district or other district formed for similar purposes, may be annexed to a county sanitation district if the board of supervisors finds and determines that the additional territory will be benefited by annexation. The land proposed to be annexed need not consist of contiguous parcels nor be contiguous with the county sanitation district when such land is within the same county. When land proposed to be annexed is not within the same county such land must be contiguous to the district.

Sec. 600. Section 4831 of the Health and Safety Code is amended to read:

4831. If a refuse transfer or disposal system of the district, or both, is in existence, any territory proposed to be annexed to the district shall be and become a part of said system unless an express finding is made by the district board that said territory proposed to be annexed will not be benefited by its inclusion in said system.

Sec. 601. Section 4831.5 of the Health and Safety Code is amended to read:

4831.5. Property contiguous to a sanitation district but which is situated in a county other than the county in which

the sanitation district has been organized may be annexed to said sanitation district and to any improvement district therein.

SEC. 602. Section 4832.5 of the Health and Safety Code is amended to read:

4832.5. Whenever any territory in another county is annexed to a district it thereupon becomes a part of the district. The board of supervisors of the county in which is situated the annexing territory shall appoint one of its members to sit as a member of the board of directors of said district. All ordinances theretofore and thereafter adopted by the board of directors shall have full force and effect in all portions of the district regardless in which county the property is situated.

SEC. 603. Section 6830 of the Health and Safety Code is amended to read:

6830. There may be annexed to a district any of the following territory which is in the same county as the district or which is within another county but in the natural watershed area of the district:

(a) Any territory contiguous to the district.

(b) Any territory any point of which touches any point of the district.

(c) Any territory separated from the district by a "separating barrier," which term includes a street, road, highway, railway line, railway crossing, railway right-of-way, watercourse, lagoon, or other natural barrier.

(d) Any territory not contiguous to the district that will, in the opinion of the district board, be benefited by inclusion in the district.

Any territory specified in this section may consist of one or more separate parcels of land, but it is not necessary that all parcels shall constitute in the aggregate one tract of land.

SEC. 604. Section 9025 of the Health and Safety Code is amended to read:

9025. The boundaries of any district may be altered and contiguous territory, whether in one or more counties, may be annexed to a district.

SEC. 604.1. Section 13948 of the Health and Safety Code is amended to read:

13948. Any city, or portion thereof, may be included within a district upon the adoption of an ordinance by the city governing body requesting the inclusion which is approved by the district board. The district board may require as a condition to the inclusion that the city or portion thereof included within the district remain a part of the district for a period of time not to exceed 10 years. Upon the expiration of the period of time set forth in the conditions or, if none, at any time, the legislative body of the city may provide by ordinance for the withdrawal of the territory of the city from the district. The withdrawal shall be effective upon the filing of a certified copy of the ordinance with the Secretary of State and the governing body of the district or on the date fixed by the legislative body



of the city whichever is later. Where the withdrawal is effective on or before January 1st of the fiscal year the district shall furnish fire protection services to the territory withdrawn until the 1st day of July next succeeding. Where the withdrawal is effective subsequent to January 1st of the fiscal year and the territory is subject to district taxation for the succeeding fiscal year the district shall furnish fire protection services to the territory until the 30th day of June of the fiscal year next succeeding.

SEC. 604.2. Section 13950 of the Health and Safety Code is amended to read:

13950. Whenever all of the territory in a district is annexed to, or otherwise included within, any city, the district may be dissolved. Such dissolution shall be effective upon the filing with the State Board of Equalization, the governing body of the district, the county clerk or registrar of voters, and the county assessor, of copies of a resolution of the legislative body of the city, describing the district and declaring such district dissolved; provided, that if the district is not dissolved within one year after the effective date of the inclusion, the district may be dissolved thereafter only pursuant to the provisions of the District Reorganization Act of 1965, Division 1 (commencing at Section 56000) of Title 6, Government Code. Upon the dissolution of the district, the property of the district becomes the property of the city.

SEC. 604.3. Section 13951 of the Health and Safety Code is amended to read:

13951. Whenever all of the territory of a district is annexed to, or otherwise included within, two or more cities and all portions of said district within each such city shall have been withdrawn from the territory of the district, said district shall be deemed dissolved upon the completion of the last such withdrawal or withdrawals. If all such withdrawals are not completed concurrently, the property and assets of the district shall be apportioned and distributed in accordance with Section 13954 and the last city so withdrawing shall be entitled to all of the then remaining property and assets of the district. If two or more of the last withdrawals are completed concurrently, the then remaining property and assets of the district shall be apportioned and distributed between the cities making such concurrent withdrawals in proportion to the assessed value of real property within the respective areas so withdrawn by each such city.

SEC. 604.4. Section 13952 of the Health and Safety Code is amended to read:

13952. Whenever any portion of a district is included within a city by annexation such portion may be withdrawn from the district. The legislative body of the city may within one year after the annexation proceedings are complete provide by resolution that such territory shall be withdrawn from the district. Such withdrawal shall be effective on the date fixed by the legislative body of the city, which date shall not be

more than two years after the annexation proceedings are complete. Where the withdrawal is effective on or before February 1st of the fiscal year the district shall furnish fire protection services to the territory until the first day of July next succeeding. Where the withdrawal is effective subsequent to January 1st of the fiscal year and where the territory is subject to district taxation and assessment the district shall furnish fire protection services to the territory until the 30th day of June of the fiscal year next succeeding.

If the portion of the district included within a city by annexation is not withdrawn within two years after the annexation is complete, or before January 1, 1962, whichever is later, it may be withdrawn thereafter only by detachment proceedings taken pursuant to the provisions of the District Reorganization Act of 1965, Division 1 (commencing at Section 56000) of Title 6, Government Code.

SEC. 604.5. Section 13953 of the Health and Safety Code is amended to read:

13953. Whenever any portion of a district is included within a city by reason of the incorporation of the city, such portion may be withdrawn from the district by resolution of the governing body of the city within one year after the effective date of the incorporation of the city. If not withdrawn within one year, it may be withdrawn thereafter only by detachment proceedings taken pursuant to the provisions of the District Reorganization Act of 1965, Division 1 (commencing at Section 56000) of Title 6, Government Code.

SEC. 604.6. Section 13958 of the Health and Safety Code is amended to read:

13958. Territory withdrawn from the district shall continue to be subject to taxation for the payment of the principal of and interest on any indebtedness, whether evidenced by bonds, notes, or other similar evidences of indebtedness and for all other obligations of the district outstanding upon the effective date of withdrawal as fully as though the territory had not been withdrawn; and for the purpose of discharging the indebtedness and interest thereon and other obligations, the territory shall be considered a part of the district the same as though not withdrawn; and all provisions which could have been used to compel the payment by the withdrawn territory of its portion of the indebtedness and interest thereon and other obligations had the withdrawal not occurred can be used to compel the payment on the part of the withdrawn territory of the portion for which it is liable.

SEC. 604.7. The heading of Article 8 (commencing with Section 14218) of Chapter 1, Part 3, Division 12 of the Health and Safety Code is amended to read:

Article 8. Withdrawal of Territory Within a City

SEC. 604.8. Section 14221 of the Health and Safety Code is amended to read:

14221. Property in territory withdrawn from a district under this article shall, from the date of the filing, as required by Section 14015, be free from assessments and taxes levied by the district, except that the area shall continue to be subject to tax, levied as provided in Section 14173, to pay the principal of and interest on bonds of the district outstanding at the time of such withdrawal, and for such special tax as may be required to be levied for the interest on or redemption of special indebtedness of the district, if any, outstanding at the time of such withdrawal.

SEC. 605. Section 14510 of the Health and Safety Code is amended to read:

14510. At any time after the establishment of a district territory, whether or not it is contiguous to the district, may be annexed to the district. Any territory so annexed shall include all of the real estate and improvements of the parcel involved.

SEC. 605.1. Section 14540 of the Health and Safety Code is amended to read:

14540. Whenever any portion of a district is included within a city by annexation such portion may be withdrawn from the district. The legislative body of the city may within one year after the annexation proceedings are complete provide by resolution that such territory shall be withdrawn from the district. Such withdrawal shall be effective on the date fixed by the legislative body of the city, which date shall not be more than two years after the annexation proceedings are complete. Where the withdrawal is effective on or before February 1st of the fiscal year the district shall furnish fire protection services to the territory until the first day of July next succeeding. Where the withdrawal is effective subsequent to February 1st of the fiscal year and where the territory is subject to district taxation and assessment the district shall furnish fire protection services to the territory until the 30th day of June of the fiscal year next succeeding.

If the portion of the district included within a city by annexation is not withdrawn within two years after the annexation is complete, or before January 1, 1960 whichever is later, it may be withdrawn thereafter only pursuant to provisions of the District Reorganization Act of 1965, Division 1 (commencing with Section 56000) of Title 6, Government Code.

SEC. 605.2. Section 14541 of the Health and Safety Code is amended to read:

14541. Whenever any portion of a district is included within a city by reason of incorporation, such portion may be withdrawn from the district within one year after the effective date of the incorporation or before January 1, 1958, whichever is later. Such withdrawal shall be effective upon the filing with the State Board of Equalization, the governing body of the district, the county clerk or registrar of voters, and the county assessor, of copies of a resolution of the legislative body of the

city, describing the included portion, and declaring such portion withdrawn.

If the portion of the district included within a city by reason of incorporation is not withdrawn within one year after the effective date of the incorporation or before January 1, 1958, whichever is later it may be withdrawn thereafter only pursuant to the provisions of the District Reorganization Act of 1965, Division 1 (commencing with Section 56000) of Title 6, Government Code.

SEC. 606. Section 32001 of the Health and Safety Code is amended to read:

32001. A local hospital district may be organized, incorporated and managed, as provided in this division and may exercise the powers herein granted or necessarily implied. Such a district may include incorporated or unincorporated territory, or both, or territory in any one or more counties. The territory comprising this district need not be contiguous but the territory of a municipal corporation shall not be divided; provided, that land either in a municipal corporation or in unincorporated territory which the supervising authority finds will not be benefited shall not be included.

SEC. 607. Section 32002 of the Health and Safety Code is amended to read:

32002. The manner of formation of local hospital districts, and the conducting of elections, unless otherwise provided herein shall be as in the manner provided by Chapter 1, Title 6 of the Government Code. All of the provisions of said chapter are hereby incorporated in this division by reference and shall have the same effect and force as if fully set forth herein. In addition to all other requirements regarding formation of hospital districts, no hearing upon the petition to form a hospital district shall be held until there shall have been filed with the supervising authority a certificate from the State Department of Public Health stating its findings in accordance with the standards established for allocated funds under the California Hospital Survey and Construction Act, upon the following facts:

(a) The need for hospital beds in the hospital service area to be served.

(b) The fulfillment of needs in the service area based upon hospital beds in existence or under construction.

(c) Upon request of the supervising authority the State Department of Public Health shall furnish its findings regarding (a) and (b).

SEC. 608. Section 5572 of the Public Resources Code is amended to read:

5572. The boundaries of any district may be altered and new contiguous territory annexed, incorporated, and included and made a part of the district.

SEC. 609. Section 5780.7 of the Public Resources Code is amended to read:

5780.7. The manner of formation, and the conduct of elections, unless otherwise provided herein, shall be as prescribed in Chapter 1 (commencing with Section 58000), Division 2, Title 6 of the Government Code. All of the provisions of that chapter are incorporated in this chapter by reference and shall have the same force and effect as if fully set forth herein.

SEC. 610. Section 13801 of the Public Utilities Code is amended to read:

13801. Any public agency not included within the boundaries of a district may be annexed thereto in the manner provided in this chapter or in the District Reorganization Act of 1965 (commencing at Section 56000, Government Code). When proceedings for such annexation are taken pursuant to this chapter, only the provisions of this chapter shall apply thereto

SEC. 611. Section 13802 of the Public Utilities Code is amended to read:

13802. The legislative body of the public agency proposed to be annexed shall agree in writing with the board upon the terms and conditions of annexation, which agreement (among other things) may provide for any of the terms and conditions authorized by the District Reorganization Act of 1965 (commencing at Section 56000, Government Code). The corporate boundaries of the public agency to be annexed need not be coterminous with any election precincts.

SEC. 612. Section 13821 of the Public Utilities Code is amended to read:

13821. The agreement shall become effective and be binding upon the district and the public agency when approved in the manner set forth in this chapter.

After receipt of the resolution of the local agency formation commission making determinations, the board shall by ordinance setting forth the agreement at length declare its intention of causing it to be executed by the district.

SEC. 613. Section 13886 of the Public Utilities Code is amended to read:

13886. Upon receipt by the district of a copy of the agreement of annexation properly executed by the district and the public agency proposed to be annexed the board shall pass a resolution declaring the public agency annexed to the district. Thereupon the secretary of the district shall make the filings provided for in Chapter 8 (commencing at Section 56450, Government Code) of Part 5 of the District Reorganization Act of 1965. The annexation shall be complete and effective on the dates specified in said Chapter 8.

SEC. 614. Section 13912 of the Public Utilities Code is amended to read:

13912. If the district shall file its objections in the manner aforesaid to the annexation of said territory or any specified portion or portions thereof to the district, said territory, or the portion or portions thereof so objected to, shall not be annexed to the district except in the manner provided in the

District Reorganization Act of 1965 (commencing at Section 56000, Government Code). Prior to the expiration of the 90 day period referred to in Section 13911, the district may from time to time withdraw such objections to the annexation of said territory or any specified portion or portions thereof by filing with the city clerk a certified copy of a resolution or resolutions of the board stating that such objections to the annexation of said territory or any specified portion or portions thereof are withdrawn. Thereupon said territory, or the portion or portions as to which such objections are so withdrawn, shall be deemed incorporated into and annexed to the district as provided in Section 13911. Any such resolution or resolutions filed with the city clerk withdrawing the district's objections to the annexation of a portion or portions of said territory shall describe such portion or portions.

SEC. 615. Section 14051 of the Public Utilities Code is amended to read:

14051. Unincorporated territory may be annexed to a district in the manner provided in the District Reorganization Act of 1965 (commencing at Section 56000, Government Code).

SEC. 616. Section 14351 of the Public Utilities Code is amended to read:

14351. Any territory contained within a district not operating any utility and not included within the boundaries of any incorporated city and not benefited in any manner by the district or by its continued inclusion therein may be excluded therefrom by proceedings under and pursuant to the District Reorganization Act of 1965 (commencing at Section 56000, Government Code).

SEC. 617. Section 14381 of the Public Utilities Code is amended to read:

14381. If the city to which any territory included in any district has been annexed already serves electricity or water to the territory annexed, the city council or other governing body of the city may propose an agreement for the exclusion of such territory from the district.

SEC. 618. Section 17301 of the Public Utilities Code is amended to read:

17301. Unincorporated territory contiguous to a district may be annexed to the district in the manner provided in the District Reorganization Act of 1965 (commencing at Section 56000, Government Code).

SEC. 619. Section 17362 of the Public Utilities Code is amended to read:

17362. Land not a part of and not contiguous to any district, containing at least 10 privately owned acres, and lying within the exterior boundaries of any petitioning district, the nearest boundary of which is within three miles of the nearest boundary of the annexing district may be annexed to the annexing district in the manner provided in this article or in the District Reorganization Act of 1965 (commencing at Section 56000, Government Code). When proceedings for such an-

nexation are taken pursuant to this article, only the provisions of this article shall apply thereto.

SEC. 620. Section 17368 of the Public Utilities Code is amended to read:

17368. The terms and conditions may also provide for any of the following:

(a) That any and all property, services, or commodities may be delivered directly to the petitioning district.

(b) That the annexation may be made contingent upon the annexing district obtaining the necessary approval for the annexing of such lands from any and all agencies, authorities, and districts of which the annexing district may be a member.

(c) That the annexed territory may be required to waive and will not be entitled to receive, use, or participate in any services, commodities, or property or some specific part thereof which may be owned by the annexing district, or to which it may be entitled.

(d) Any other terms and conditions authorized by the District Reorganization Act of 1965 (commencing at Section 56000, Government Code).

SEC. 621. Section 17371 of the Public Utilities Code is amended to read:

17371. After receipt of the resolution of the local agency formation commission making determinations, the board of directors of the annexing district shall cause publication of its resolution declaring its intention of approving such annexation and a notice fixing the time and place of hearing thereon and notifying all persons interested in or that may be affected by the proposed annexation of territory to appear at the meeting and show cause in writing, if any they have, why the territory or any part of it should not be annexed as proposed in the resolution. The notice and resolution shall be published pursuant to Section 6061 of the Government Code in a newspaper of general circulation printed and published in the annexing district, or if there is no such newspaper, in a newspaper of general circulation printed and published in the county where all or a part of the annexing district is situated.

SEC. 622. Section 17378 of the Public Utilities Code is amended to read:

17378. After the hearing, the board of directors of the annexing district may adopt a resolution ordering and approving the annexation.

SEC. 623. Section 17379 of the Public Utilities Code is amended to read:

17379. The annexing board shall by resolution describe the territory ordered to be annexed, and set forth the boundaries of the district as they will exist after the annexation. The order shall also set forth in detail the terms and conditions, if any, of the annexation; and if the annexation is for limited purposes only, the land which is being annexed shall be described as one parcel and the land of the annexing district shall be described as a separate and distinct parcel.

SEC. 624. Section 17501 of the Public Utilities Code is amended to read:

17501. Any territory within a district which is not benefited in any manner by the district or its continued inclusion therein may be excluded from the district by proceedings under and pursuant to the District Reorganization Act of 1965 (commencing at Section 56000, Government Code).

SEC. 625. Section 22006 of the Public Utilities Code is amended to read:

22006. The boundaries of a district may be altered and outlying contiguous territory in the same or an adjoining county annexed to the district.

SEC. 626. Section 31182 of the Water Code is amended to read:

31182. The annexation may be effected pursuant to the provisions of Chapter 9 (commencing at Section 13801) of Division 6, Public Utilities Code.

SEC. 627. Section 32200 of the Water Code is amended to read:

32200. Any tract of land included within any district and not substantially and directly benefited by being in the district, or by its continued inclusion therein, may be excluded from the district.

SEC. 628. Section 32502 of the Water Code is amended to read:

32502. Uninhabited territory may consist of unincorporated territory only or of incorporated territory lying within the boundaries of one or more cities, or of both unincorporated and incorporated territory; however, incorporated territory lying within the boundaries of any city may be added to a district if upon the annexation of the uninhabited territory the entire corporate area of the city will be included in the district.

SEC. 629. Section 37300 of the Water Code is amended to read:

37300. One or more tracts of land may be excluded from the district under proceedings taken pursuant to the District Reorganization Act of 1965 (commencing at Section 56000, Government Code).

SEC. 630. Section 53500 of the Water Code is amended to read:

53500. A copy of any proposal for consolidation shall be forwarded to the State Lands Commission prior to the circulation of any petition or the adoption of any resolution making such proposal.

SEC. 631. Section 53504 of the Water Code is amended to read:

53504. The State Lands Commission shall assign to the consolidated district the number of the original district containing the largest area of land, and the consolidated district shall thereafter be known by such number.

SEC. 632. Section 53660 of the Water Code is amended to read:



53660. Land in compact form, capable of being embraced in a district, and not a part of another district, may be annexed to a district.

SEC. 633. Section 56130 of the Water Code is amended to read:

56130. Territory, whether incorporated or unincorporated, contiguous to a district, and not included in any other county drainage district or other district formed for similar purposes, may be annexed, if the additional territory will be benefited by annexation.

SEC. 634. Section 71036 of the Water Code is amended to read:

71036. Except as otherwise provided in this division, procedure relating to formation, fiscal matters, and taxation in districts containing lands situated in more than one county shall conform as near as may be to such provisions with respect to districts containing lands situated in one county.

SEC. 634.1. Section 72301 of the Water Code is amended to read:

72301. The cities need not be contiguous, and the unincorporated territory, inhabited or uninhabited, may consist of one or more parcels which need not be contiguous to each other or to any such cities. The annexing area or areas need not be contiguous to the district.

SEC. 635. Section 24 of the Monterey Peninsula Airport District Act (Chapter 52 of the Statutes of 1941) is amended to read:

Sec. 24. Alteration of Boundaries, Annexation of Contiguous Territory; Changes of Organization. The boundaries of the district may be altered and contiguous territory in the same county annexed thereto and other changes of organization or reorganizations made, all in the manner and as provided in Division 1 (commencing at Section 56000) of Title 6, Government Code.

SEC. 636. Section 200 of the Solvang Municipal Improvement District Act (Chapter 1635 of the Statutes of 1951) is amended to read:

Sec. 200. Any contiguous territory which is in the same county as the district may be annexed to the district and other changes of organization or reorganizations made, all in the manner and as provided in Division 1 (commencing at Section 56000) of Title 6, Government Code

SEC. 637. Section 220 of the Montalvo Municipal Improvement District Act (Chapter 549 of the Statutes of 1955) is amended to read:

Sec. 220. Any contiguous territory may be annexed to the district and other changes of organization or reorganizations made, all in the manner and as provided in Division 1 (commencing at Section 56000) of Title 6, Government Code.

SEC. 638. Section 205 of the Guadalupe Valley Municipal Improvement District Act (Chapter 2037 of the Statutes of 1959) is amended to read:

Sec. 205. Territory may be annexed to or detached from the district, if such territory would qualify for annexation to or detachment from a county water district, and other changes of organization or reorganizations may be made, all in the manner and as provided in Division 1 (commencing at Section 56000) of Title 6, Government Code.

SEC. 639. Section 220 of the Bethel Island Municipal Improvement District Act (Chapter 22 of the Statutes of 1960, First Extraordinary Session) is amended to read:

Sec. 220. Territory may be annexed to or detached from the district, if such territory would qualify for annexation to or detachment from a county water district, and other changes of organization or reorganizations may be made, all in the manner and as provided in Division 1 (commencing at Section 56000) of Title 6, Government Code.

SEC. 640. Section 205 of the Embarcadero Municipal Improvement District Act (Chapter 81 of the Statutes of 1960, First Extraordinary Session) is amended to read:

Sec. 205. Territory may be annexed to or detached from the district, if such territory would qualify for annexation to or detachment from a county water district, and other changes of organization or reorganization may be made, all in the manner and as provided in Division 1 (commencing at Section 56000) of Title 6, Government Code.

SEC. 641. Section 205 of the Estero Municipal Improvement District Act (Chapter 82 of the Statutes of 1960, First Extraordinary Session) is amended to read:

Sec. 205. Territory may be annexed to or detached from the district, if such territory would qualify for annexation to or detachment from a county water district, and other changes of organization or reorganizations may be made, all in the manner and as provided in Division 1 (commencing at Section 56000) of Title 6, Government Code.

SEC. 642. The heading of Article 7 (commencing with Section 110) of the Lake Cuyamaca Recreation and Park District Act (Chapter 1654 of the Statutes of 1961) is amended to read:

#### Article 7. Changes of Organization

SEC. 643. Section 110 of the Lake Cuyamaca Recreation and Park District Act (Chapter 1654 of the Statutes of 1961) is amended to read:

Sec. 110. Proceedings for changes of organization and reorganizations shall be taken under and pursuant to Division 1 (commencing with Section 56000) of Title 6, Government Code. Any territory annexed to the district shall be contiguous thereto and within the county.

SEC. 644. Section 74 of Chapter 25 of the Statutes of 1907 is amended to read:

Sec. 74. The lands adjacent to the boundary of a protection district, which are contiguous and which taken together, constitute one tract of land, may be annexed to the district.

SEC. 645. Section 75 of the Citrous Pest District Control Act (Chapter 89 of the Statutes 1939) is amended to read:

Sec. 75. Lands devoted exclusively to the growing of citrus fruits within a tract of land outside the district but in the county wherein the district is located may be annexed to the district.

SEC. 646. Section 42 of the Palo Verde Irrigation District Act (Chapter 452 of the Statutes of 1923) is amended to read:

Sec. 42. Manner of Procedure for Annexation of Lands. Any body of lands adjacent to the boundary of this district, which are contiguous, and which taken together, constitute one tract of land, may be annexed to the district.

SEC. 647. Section 3 of Chapter 380 of the Statutes of 1959 is amended to read:

Sec. 3. Chapter 6 (commencing with Section 880) of Part 2 of Division 1 of the Health and Safety Code is repealed.

Notwithstanding such repeal, the organization, existence, or powers of any district created by, or organized pursuant to, the provisions of such Chapter 6 shall remain unaffected by such repeal, and any such district shall continue to exist and may exercise any of the powers conferred upon it by that chapter. No district shall be created or organized pursuant to that chapter after October 1, 1959.

Notwithstanding the provisions of Chapter 6 (commencing with Section 880) of Part 2 of Division 1 of the Health and Safety Code as the provisions of that chapter existed at the time of their repeal, the district board of any district created by, or organized pursuant to, such provisions, which has continued to exist thereunder shall consist of nine members.

One member shall be appointed from each city in the district, by the governing body of the city, and the remaining members shall be appointed by the board of supervisors from the unincorporated territory in the district at large.

The first additional members appointed to a district board under this section shall classify themselves by lot so that the terms of office of one-half of such members shall expire at the same time as the terms of office of incumbent members which first expire following the date of such appointments, and the terms of office of the other one-half shall expire at the same time as the terms of office of the other incumbent members. The terms of office of their successors shall be the same as for other members appointed to the district board.

Notwithstanding the provisions of Chapter 6 (commencing with Section 880) of Part 2 of Division 1 of the Health and Safety Code, as the provisions of that chapter existed at the time of their repeal, annexation of territory, incorporated or unincorporated, lying adjacent and contiguous to a district, and dissolution of a district, shall be undertaken pursuant to the provisions of the District Reorganization Act of 1965 (Division 1 (commencing with Section 56000) of Title 6 of the Government Code).

SEC. 648. Section 1 of Chapter 1019 of the Statutes of 1953 is amended to read:

Section 1. Chapter 102, of the Statutes of 1923, is hereby repealed.

The repeal, effectuated by this act, shall not affect the organization, existence, or powers of any district heretofore created, by, or organized pursuant to said chapter. Any such district shall continue to exist and may exercise any of the powers conferred upon it by said chapter as fully as if said chapter had not been repealed.

Notwithstanding the provisions of Chapter 102 of the Statutes of 1923, as the provisions of that chapter existed at the time of their repeal, inclusion of adjacent land within a district, and consolidation or dissolution of districts, shall be undertaken pursuant to the provisions of the District Reorganization Act of 1965 (Division 1 (commencing with Section 56000) of Title 6 of the Government Code).

SEC. 649. Section 58309 of the Government Code is amended and renumbered to read:

58010. In case of a conflict between the provisions of this chapter and the provisions of the law providing for the creation of a particular district or type of district, the provisions of this chapter shall prevail.

SEC. 650. Section 4845.11 of the Health and Safety Code is amended and renumbered to read:

4735. If the withdrawal of the city results in less than three members remaining on the district board, the vacancy shall be filled in accordance with the provisions of this chapter for changes in the membership of the district board.

SEC. 651. Section 25210.90 is added to the Government Code, to read:

25210.90. Territory may be excluded from a county service area and a county service area may be dissolved, consolidated or reorganized. All proceedings therefor shall be taken under and pursuant to the District Reorganization Act of 1965 (commencing at Section 56000).

SEC. 652. Article 7 (commencing at Section 5785) is added to Chapter 4, Division 5 of the Public Resources Code, to read:

#### Article 7. Annexation

5785. Any incorporated or unincorporated territory or any combination thereof may be annexed to a recreation and park district, if the territory is contiguous to such district and is not included in any other recreation and park district. No territory outside the county in which the district was formed may be annexed to such district.

SEC. 653. Section 13803 is added to the Public Utilities Code, to read:

13803. After the legislative body of the public agency and the board have concurred upon the proposed terms and conditions, the secretary or clerk of the public agency to be an-

nexed shall file a certified copy of the proposed agreement with the executive officer of the local agency formation commission.

SEC. 654. Section 13804 is added to the Public Utilities Code, to read:

13804. After the filing of the proposed agreement with the executive officer, proceedings thereon shall be taken by the local agency formation commission in the manner and subject to the provisions of Part 4 (commencing at Section 56250, Government Code) of the District Reorganization Act of 1965. If the proposed annexation and agreement are approved by the commission, with or without amendment, wholly, partially or conditionally, it shall be mandatory for the board and the legislative body of the public agency to complete the proceedings for such annexation, subject to compliance with the commission's resolution making determinations.

SEC. 655. Section 14382 is added to the Public Utilities Code, to read:

14382. The agreement for exclusion shall be authorized and executed and proceedings for such exclusion taken in the same manner as provided in Chapter 9 (commencing at Section 13801) for the annexation of a public agency to a district.

SEC. 656. Section 17370.1 is added to the Public Utilities Code, to read:

17370.1. After the board of directors of the annexing district shall have adopted a resolution declaring its intention of approving an annexation the secretary of such district shall file a certified copy of such resolution with the executive officer of the local agency formation commission.

SEC. 657. Section 17370.2 is added to the Public Utilities Code, to read:

17370.2. After said resolution has been filed with the executive officer, proceedings thereon shall be taken by the local agency formation commission in the manner and subject to the provisions of Part 4 (commencing at Section 56250, Government Code) of the District Reorganization Act of 1965. If the resolution and proposed annexation are approved by the commission, with or without amendment, wholly, partially or conditionally, it shall be mandatory for the board of directors of the annexing district to complete the proceedings for such annexation, subject to compliance with the commission's resolution making determinations.

SEC. 658. Section 17380 is added to the Public Utilities Code, to read:

17380. After adoption of the resolution ordering the annexation, the secretary of the annexing district shall make the filings provided for in Chapter 8 (commencing at Section 56450, Government Code) of Part 5 of the District Reorganization Act of 1965. A certified copy of the resolution provided for by Section 17379 shall accompany and be made a part of such filings. The annexation shall be completed and effective on the dates specified in said Chapter 8.

SEC. 659. Section 53508 is added to the Water Code, to read:

53508. This chapter shall apply only to those districts formed to operate without a board.

SEC. 660. Section 53602 is added to the Water Code, to read:

53602. This article shall apply only to those districts formed to operate without a board.

SEC. 661. Section 20b is added to Chapter 158 of the Statutes of 1885, to read:

Sec. 20b. *One or more tracts of land susceptible of the same mode of drainage as the land within the boundaries of the district and contiguous to the boundaries of said district may be annexed thereto.*

SEC. 662. Section 63.1 is added to the Drainage District Act of 1903 (Chapter 238 of the Statutes of 1903), to read:

Sec. 63.1. Any body of lands adjacent to the boundary of a drainage district, which are contiguous and which taken together constitute one tract of land may be annexed to said district.

SEC. 663. This act is intended to implement the recommendations of the Assembly Interim Committee on Municipal and County Government as set forth in Volume 6, No. 22, of the committee report to the 1965 Legislature.