

AMENDED IN ASSEMBLY AUGUST 6, 2013

**SENATE BILL**

**No. 238**

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**Introduced by Senator Liu**  
(Principal coauthor: Assembly Member Gatto)

February 12, 2013

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An act to amend Section 33200 of the Public Resources Code, relating to the Santa Monica Mountains Conservancy.

LEGISLATIVE COUNSEL'S DIGEST

SB 238, as amended, Liu. Santa Monica Mountains Conservancy members: voting.

Existing law, the Santa Monica Mountains Conservancy Act, establishes the Santa Monica Mountains Conservancy and prescribes the membership, functions, and duties of the conservancy with regard to the protection and preservation of lands within the Santa Monica Mountains Zone, as defined. Existing law requires the conservancy be composed of 9 voting members and 3 ex officio members, as specified, and requires the Supervisor of the Angeles National Forest to serve as an ex officio, nonvoting member of the conservancy.

This bill would authorize the Supervisor of the Angeles National Forest to vote on a manner related to a project located within, adjacent to, or substantially affecting, the Angeles National Forest.

Vote: majority. Appropriation: no. Fiscal committee: yes. State-mandated local program: no.

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

- 1 SECTION 1. Section 33200 of the Public Resources Code is
- 2 amended to read:

1 33200. (a) The Santa Monica Mountains Conservancy is  
2 hereby established within the *Natural* Resources Agency. The  
3 conservancy is composed of nine voting members and three ex  
4 officio members. The voting members are as follows:

5 (1) The Superintendent of the Santa Monica Mountains National  
6 Recreation Area, or his or her designee.

7 (2) A member representing the City of Los Angeles, appointed  
8 by the mayor with the approval of the city council.

9 (3) Three public members who shall be residents of either the  
10 County of Los Angeles or the County of Ventura, one of whom  
11 shall be appointed by the Governor, one of whom shall be  
12 appointed by the Senate Committee on Rules, and one of whom  
13 shall be appointed by the Speaker of the Assembly. At least one  
14 of the public members shall reside within the San Fernando Valley  
15 statistical area, as defined in Section 11093 of the Government  
16 Code. The seat of a public member shall be deemed vacant if the  
17 member changes his or her residence to a county other than Los  
18 Angeles or Ventura County.

19 (4) An elected official who is a representative nominated by the  
20 city councils of those cities which have at least 75 percent of their  
21 areas within the zone who shall be appointed by the Board of  
22 Supervisors of the County of Los Angeles or a member appointed  
23 by the Board of Supervisors of the County of Los Angeles, or that  
24 member's designee.

25 (5) An elected official who is either a member of the City  
26 Council of the City of Thousand Oaks or a member of the Board  
27 of Supervisors of the County of Ventura and who shall be  
28 appointed by the Board of Supervisors of the County of Ventura,  
29 or the elected official's designee.

30 (6) The Secretary of the *Natural* Resources Agency or an  
31 employee of the agency designated by the secretary.

32 (7) The Superintendent of the Angeles District of the Department  
33 of Parks and Recreation, or his or her designee.

34 (b) (1) (A) The California Coastal Commission and the State  
35 Coastal Conservancy shall each appoint an ex officio member who  
36 shall be either a member or employee of their respective agency.  
37 The ex officio member appointed by the California Coastal  
38 Commission and the State Coastal Conservancy shall be nonvoting  
39 members, except that the ex officio member appointed by the State

1 Coastal Conservancy may vote on any matter relating to a project  
2 undertaken within the coastal zone portion of the zone.

3 (B) On the 10th working day after certification pursuant to  
4 Chapter 6 (commencing with Section 30500) of Division 20 of  
5 any local coastal program, or any portion thereof, for any portion  
6 of the zone, the ex officio member appointed by the California  
7 Coastal Commission may vote on any matter relating to a project  
8 undertaken within the coastal zone portion of the zone and the ex  
9 officio member appointed by the State Coastal Conservancy may  
10 not vote on the matter.

11 (2) (A) Except as provided in subparagraph (B), the Supervisor  
12 of the Angeles National Forest shall also serve as an ex officio,  
13 nonvoting member of the conservancy.

14 (B) The Supervisor of the Angeles National Forest may vote  
15 on a matter relating to a project located within, adjacent to, or  
16 substantially affecting, the Angeles National Forest.

17 (c) The chairperson and vice chairperson of the conservancy  
18 shall be selected by the voting members of the conservancy for a  
19 one-year term. A majority of the total authorized and appointed  
20 voting membership of the conservancy constitutes a quorum for  
21 the transaction of any business under this division.

22 (d) (1) The following members of the conservancy shall be  
23 compensated for attendance at regular meetings of the conservancy  
24 at the rate of one hundred dollars (\$100) per day:

25 (A) The public members.

26 (B) The member appointed by the Board of Supervisors of the  
27 County of Los Angeles or that member's designee, unless the  
28 member or designee is also a member of the board of supervisors,  
29 in which case no compensation shall be paid.

30 (C) The member appointed by the Board of Supervisors of the  
31 County of Ventura or that member's designee, unless the member  
32 or designee is also a member of a board of supervisors, in which  
33 case no compensation shall be paid.

34 (D) The members appointed by the State Coastal Conservancy  
35 and the California Coastal Commission if these members are not  
36 employees of their respective agency or are not full-time  
37 compensated elected officials.

38 (E) The appointed member representing the City of Los Angeles.

- 1 (2) All members of the conservancy shall be reimbursed for
- 2 actual and necessary expenses, including travel expenses, incurred
- 3 in the performance of their duties.

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