

Notice
LEGISLATIVE COMMITTEE MEETING AND AGENDA
May 26, 2026 ▪ 2:00 PM

Appointed Members
Roger Smith | Larry Chu | Lew Kious

Marin LAFCo Office | Suite 220 | 1401 Los Gamos Drive, San Rafael, CA

2:00 PM CALL TO ORDER – Deputy Executive Officer Batchelder-Seibel to call the meeting to order

ROLL CALL – Deputy EO to call the roll

SELECTION OF CHAIR

The Committee shall nominate and select a Chair of the Legislative Committee for the calendar year 2026.

PUBLIC COMMENT

This portion of the meeting is reserved for persons desiring to address the Committee on any relevant matter not listed on this agenda, and that is within the jurisdiction of the Committee. Speakers are limited to three minutes.

BUSINESS ITEMS

The Committee is scheduled to discuss and provide direction on the following items.

1. Approval of May 21, 2025, Meeting Minutes
2. Discussion of CALAFCO Tracked Legislation

ADJOURNMENT

Attest: Jeren Batchelder-Seibel
Deputy Executive Officer

AGENDA REPORT
May 26, 2026
Item No. 1 (Business)

TO: Legislative Committee

FROM: Jeren Batchelder-Seibel, Deputy Executive Officer

SUBJECT: Approve the May 21, 2025, Legislative Committee Meeting Minutes

Background

The Ralph M. Brown Act was enacted by the State Legislature in 1953 and establishes standards and processes therein for the public to attend and participate in meetings of local government bodies, as well as those local legislative bodies created by State law; the latter category applies to LAFCOs. The “Brown Act” requires – and among other items – public agencies to maintain minutes for all meetings.

Discussion

The draft minutes for the May 21, 2025, Legislative Committee meeting accurately reflect the Committee’s actions as recorded by staff and are attached. A copy of the approved meeting minutes will be made available online.

Staff Recommendation for Action

1. **Staff recommendation** – Approve the draft minutes prepared for the Legislative Committee meeting with any desired corrections or clarifications.
2. **Alternative Option** - Continue consideration of the item to the next Committee meeting and provide direction to staff, as needed.

Attachment:

1. Draft Minutes for May 21, 2025

DRAFT

NOTICE OF LEGISLATIVE COMMITTEE MEETING MINUTES

Marin Local Agency Formation Commission

Wednesday, May 21, 2025, 11:30 AM

CALL TO ORDER

DEO Seibel called the meeting to order at 11:30 A.M.

ROLL CALL BY COMMISSION CLERK

Roll was taken, and quorum was met. The following were in attendance:

Commissioners Present: Cathryn Hilliard
Eric Lucan
Rachel Farac

Alternate Commissioners Present: N/A

Marin LAFCo Staff Present: Jeren Seibel, Deputy Executive Officer
Jason Fried, Executive Officer

Marin LAFCo Counsel Present:

N/A

Commissioners Absent:

N/A

Alternate Members Absent:

N/A

SELECTION OF CHAIR

Commissioner Lucan nominated Commissioner Hilliard to be Chair of the Committee. There were no objections.

Approved: Motion by Commissioner Lucan to nominate Commissioner Hilliard as Chair.

Ayes: Commissioners Lucan, Hilliard, and Farac

Nays: None

Abstain: None

Absent: None

Motion approved unanimously.

PUBLIC COMMENT

DEO Seibel opened the public comment. Seeing no comment, DEO Seibel closed public comment.

BUSINESS ITEMS

1. Approval of May 28, 2024, Meeting Minutes

Approved: Motion by Commissioner Hilliard and Lucan to approve the minutes.

Ayes: Commissioners Lucan, Hilliard, and Farac

Nays: None

Abstain: None

Absent: None

Motion approved unanimously

2. Discussion of CALAFCO Tracked Legislation

DEO Seibel presented the staff report to the Committee regarding the seven pieces of legislation that CALAFCO is currently tracking. A letter of opposition for SB 777 had been included in the packet for the Committee's review and approval.

Commissioner Farac inquired as to why we would not support AB259

DEO Seibel stated that we are watching out of concern in case there are any amendments. So, it is a continue to watch.

Commissioner Lucan stated that he has reached out to county staff, legislative officials, and Supervisor Sackett, and all are in support of opposing the measure unless it is amended.

After reviewing each legislative item, all commissioners agreed with staff recommendations.

No members of the public were present, and there were no public comments.

Approved: Motion by Commissioner Lucan and Farac to approve staff's recommendation to present to the full Commission the position of alignment with CALAFCO, as well as approving the transmission of the letters of opposition for SB 777.

Ayes: Commissioners Lucan, Hilliard, and Farac

Nays: None

Abstain: None

Absent: None

Motion approved unanimously

DEO Seibel adjourned the meeting at 11:55 A.M.

ADJOURNMENT TO NEXT MEETING

Time TBD | Location TBD

Attest: Jeren Batchelder-Seibel
 Deputy Executive Officer

AGENDA REPORT

May 26, 2026

Item No. 2 (Business)

TO: Legislative Committee

FROM: Jeren Batchelder-Seibel, Deputy Executive Officer

SUBJECT: **Discussion of CALAFCO Tracked Legislation**

Background

During each legislative cycle, the CALAFCO Executive Director tracks and reports out to the CALAFCO Legislative Committee on proposed legislation that is deemed to be pertinent to LAFCoS. Of those tracked bills, the Committee selects and takes a position (support/oppose/watch/etc.) on the bills that are deemed to be most pertinent specifically to LAFCoS in the immediate legislative calendar. As this is the second year of the two-year legislative cycle, a number of the bills that are being tracked are essentially the holdovers from last year's spot bills that were authored as placeholders with the intention of gutting and amending them to try to get something passed this year. 2026 has been somewhat of an anomalously light legislative year from a LAFCo perspective. Currently, the Committee has taken a position on five bills that are being tracked (AB 259, AB 356, SB 994, AB 2083, SB 1312). A summary of each of these bills and the Committee's adopted position on them is included in your packet as an attachment for additional context. There was no Omnibus Bill put forth by CALAFCo this year.

One bill of particular interest to Marin LAFCo at this time last year was SB 777, titled "Abandoned endowment care cemeteries: local agency possession and responsibility". While this bill was authored with the intention of solving the current issue for the Lincoln Memorial Park Cemetery in the City of Carson, it had the possibility of setting a dangerous precedent for all LAFCoS, and especially Marin LAFCo, given the situation with the Mount Tamalpais Cemetery in San Rafael. Thanks in large part to a coalition of a number of different agencies around the state, including CALAFCO and Marin LAFCo, this bill was ultimately amended and adopted by the legislature to essentially create a working group that would report out in June of 2026. This piece of legislation has now been followed this year by SB 1312, which authorizes the Cemetery and Funeral Bureau to establish a standing advisory committee and creates specific guidelines of who serves on that committee (more detail on this can be found in the summary of CALAFCO tracked legislation).

Marin LAFCo Policy section 3.15 gives the Commission the option to take positions and assign priority to any legislation moving through the process in Sacramento. Marin LAFCo's full policy on legislative matters has been attached to this packet for the Committee to review. Staff would suggest the "Alignment with CALAFCO" position at the Priority 3 level for all of the aforementioned bills.

Staff Recommendation for Action

- 1. Staff recommendation** – Recommend to the Commission to take the position of “alignment with CALAFCO” at the priority 3 level for each of the mentioned tracked bills.
- 2. Alternative Option** - Continue consideration of the item to the next committee meeting and provide direction to staff, as needed.

Attachment:

- 1) CALAFCO Tracked Legislation Summary
- 2) Marin LAFCo Legislative Matters Policy

AB 259 – Open Meetings: Local Agencies: Teleconferences

Summary: The Ralph M. Brown Act, requires, with specified exceptions, that all meetings of a legislative body, as defined, of a local agency be open and public and that all persons be permitted to attend and participate. Current law, until January 1, 2026, authorizes the legislative body of a local agency to use alternative teleconferencing if, during the teleconference meeting, at least a quorum of the members of the legislative body participates in person from a singular physical location clearly identified on the agenda that is open to the public and situated within the boundaries of the territory over which the local agency exercises jurisdiction, and the legislative body complies with prescribed requirements. Current law requires a member to satisfy specified requirements to participate in a meeting remotely pursuant to these alternative teleconferencing provisions, including that specified circumstances apply. Current law establishes limits on the number of meetings a member may participate in solely by teleconference from a remote location pursuant to these alternative teleconferencing provisions, including prohibiting such participation for more than 2 meetings per year if the legislative body regularly meets once per month or less. This bill would extend the alternative teleconferencing procedures until January 1, 2030.

Staff Comments: The bill extends the sunset date of the alternative Brown Act meeting procedures established in AB 2449 from 1/1/2026 to 1/1/2030.

CALAFCO Position: Watch

AB 356 – Healthcare Districts: County of San Diego

Summary: The Local Healthcare District Law authorizes the organization, incorporation, and management of local health care districts. Current law establishes the Department of Healthcare Access and Information to oversee and administer various health programs related to health care infrastructure, such as health policy and planning, health professions development, and facilities design review and construction, among others. This bill would require the department to convene a working group to study and make recommendations regarding the provision of health care services in the northern San Diego region. The bill would require that the working group include representatives of certain health care districts, among other entities, and that it issue a report to the Legislature, on or before June 1, 2026, with its findings and recommendations. The bill would repeal these provisions on June 1, 2030.

Staff Comments: This is a 2-year bill that allowed San Diego LAFCo to be added to the working group.

CALAFCO Position: Support

AB 2083 – Moreno Valley-Perris Childcare Special District

Summary: The Cortese-Knox-Hertzberg Local Government Reorganization Act of 2000 provides the sole and exclusive authority and procedure for the initiation, conduct, and completion of changes of organization and spheres of influence for cities and special districts, including incorporation of cities and formation of districts. The act establishes a local agency formation commission in each county with various powers and duties, including to make certain determinations regarding, and to review and approve or disapprove, proposals for changes or organization or reorganization, as specified. This bill, the Moreno Valley-Perris Childcare Special District Act, would establish the Moreno Valley-Perris Childcare Special District for a period of 5 years for the purpose of, among other things, expanding childcare capacity and access through the development, coordination, and operation of universal childcare programs. The bill would establish the district boundaries as the incorporated area of the City of Moreno Valley, the incorporated area of the City of Perris, and the officially adopted spheres of influence for each city as determined and updated by the County of Riverside local agency formation commission (LAFCO). The bill would establish a 5-member board to govern the district and specify that certain entities, including the City of Moreno Valley and the City of Perris, are charged with each appointing a member to the board. The bill would specify the duties of the board, including, among others, the duty to develop and submit a plan of services to LAFCO that details the scope of childcare services, the hours of operation, the governance and management structure, and funding sources and sustainability.

Staff Comments: This bill adds a chapter to the Welfare and Institutions Code to form the Moreno Valley-Perris Childcare Special District in Riverside County. The bill establishes the district and sets its boundaries to include the Cities of Moreno Valley and Perris, as well as the current adopted spheres of influence for each city. The bill bypasses the special district formation process, requiring Riverside LAFCO to "review and approve" the formation of the district. The bill also requires Riverside LAFCO to "review the governance structure of the district" and for a plan for services to be submitted that differs from that defined under the CKH.

CALAFCO Position: Oppose

SB 994 – Local Agencies: Nondisclosure Agreements

Summary: Existing law, the legislative code of ethics, prohibits Members of the Legislature from entering into, or requesting that another party enter into, a nondisclosure agreement relating to the drafting, negotiation, or discussion of proposed legislation. Existing law also makes any nondisclosure agreement relating to the drafting, negotiation, or discussion of proposed legislation entered into after January 1, 2026, void and unenforceable. Existing law provides an exception for nondisclosure agreements, or portions thereof, that prevent only the disclosure of trade secrets, financial information, or proprietary information, as specified. This bill would prohibit a local agency official, as defined, acting in their official capacity, from entering into, or requesting that another individual enter into, a nondisclosure agreement relating to public business that precludes their ability to share information with fellow local agency officials

serving on the same council, board, commission, district, or agency. The bill would require a local agency official in violation of that provision to, among other things, disclose the existence of the nondisclosure agreement, as specified, and would provide that these requirements imposed on a local agency official also apply to a local agency official acting in their official capacity who entered into, or requested that another individual enter into, a nondisclosure agreement described above before January 1, 2027.

Staff Comments: Prohibits local government officials, including LAFCO commissioners, from entering into non-disclosure agreements (NDAs) that would prevent communication amongst agency officials or between agency employees and their governing body.

CALAFCO Position: Watch

SB 1312 – Cemetery and Funeral Bureau: Advisory Committee

Summary: Existing law, the Cemetery and Funeral Act, provides for the licensing, regulation, and discipline relating to cemeteries, crematories, funeral establishments, embalming, and the storage of human remains by the Cemetery and Funeral Bureau that is within the Department of Consumer Affairs. The act authorizes the bureau to establish necessary rules and regulations for the administration and enforcement of the act and the laws subject to its jurisdiction and to prescribe the form of statements and reports provided for in the act. This bill would authorize the bureau to establish an advisory committee to assist the bureau in engaging consumers and licensees in its regulatory activities. The bill would require the advisory committee, if established by the bureau, to include at least one member from licensed representatives of the death care industry, members of the public, and representatives of local governments.

Staff Comments: CALAFCO previously tracked SB-777, proposed by Senator Richardson in 2025, regarding abandoned cemeteries. SB-777 required the Cemetery and Funeral Bureau to convene a working group and provide a report and recommendations to the Legislature by June 2026. This legislation piggybacks on that by creating a standing advisory committee for the Bureau and refining who serves on that committee.

CALAFCO Position: Watch

15. **LEGISLATIVE MATTERS**

A. **Process**

Under ideal circumstances, newly introduced or identified legislation that may directly or indirectly impact Marin LAFCo is to be designated by Executive Officer for further review. Such applicable legislation shall then be presented to and reviewed by the Legislative Committee. Finally, the Legislative Committee shall then offer recommendations to the full Commission for approval. This ideal process may be altered or modified if the legislation is time sensitive situation (3.15 D).

B. **Formal Position on Legislation**

LAFCo shall take one of the following positions:

- i. **Sponsor** – A position given to bills that the Commission help draft and believes are consistent with or would further Marin LAFCo policy positions or implementation of the Cortese-Knox-Hertzberg Act, would benefit Marin LAFCo, or reflects good governance principles as public policy.
- ii. **Support** - A position given to bills that the Commission believes are consistent with or would further Marin LAFCo policy positions or implementation of the Cortese-Knox-Hertzberg Act, would benefit Marin LAFCo, or reflects good governance principles as public policy.
- iii. **Neutral** - A position given to bills that have no direct impact upon Marin LAFCo or have been sufficiently amended to remove Marin LAFCo support or opposition, but for which the sponsor and/or legislative author requests a position from Marin LAFCo.
- iv. **Watch** - A position given to bills that are of interest to Marin LAFCo but do not directly affect Marin LAFCo at that time, including spot bills or two-year bills where the author has indicated that the bill will be amended or the subject area may change to impact Marin LAFCo (also known as gut and amend bills). These bills will be tracked but do not warrant taking a position at that time.
- v. **Oppose** - A position given to bills or propositions that the Commission believes would be detrimental to the policy position or implementation of the Cortese-Knox-Hertzberg Act, or Marin LAFCo, or to good governance principles as public policy.
- vi. **Support/Oppose Unless Amended** - A position given to bills for which a support or oppose position could be taken if amendments were made to address identified concerns of the Commission. This may include changing a previously stated Marin LAFCo position. This position can be changed by the Executive Director if identified amendments are presented and accepted by the legislator. Timeliness is usually important in responding to requests on these types of bills.
- vii. **No Position** - A position given to bills that either are of interest to or have an impact on Marin LAFCo and for which no adopted position is possible and for which there is a clear lack of consensus amongst the Commission on the appropriate position. This may include situations in which a

substantive number of Commissioners have divergent positions or policy issues of concern with proposed legislation and no final consensus position is possible.

viii. **Alignment with CALAFCO** - A position for bills that have little to no impact on Marin LAFCo but where CALAFCO has taken a position and Marin LAFCo wishes to be supportive of other LAFCOs across the state. As the legislative process moves forward, the Executive Officer shall send in letters in support of the CALAFCO position as requested by CALAFCO. Should CALAFCO change positions, then Marin LAFCo shall automatically change position to mirror. In cases where CALAFCO is the "Sponsor" of a bill but Marin LAFCo did not help draft then Marin LAFCo position shall be of "Support".

C. **Resource Priorities**

Given the limited resources of Marin LAFCo, any bill that the Commission takes action on shall be given one of the following priorities:

- i. **Priority 1** - Bills that have highest importance and a direct impact on Marin LAFCo. These bills receive primary attention and comprehensive advocacy by the Executive Officer and Commissioners. Such advocacy may include letters of position, testimony in policy committees, contact with legislators, and grassroots mobilization to members of the legislator. This level requires the greatest resource commitment.
- ii. **Priority 2** - Bills that have a significant impact on or are of interest to Marin LAFCo, may set a policy precedent or have impact relevant to the mission of Marin LAFCo, or have a major importance to a CALAFCO member or group of members or constituents. These bills receive position letters and testimony to policy committees as time permits or upon request of the author or sponsor.
- iii. **Priority 3** - Bills that have an interest to Marin LAFCo (or CALAFCO) but are deemed to be of a lower priority as to time and effort resources for advocacy. If requested by a member or stakeholder, Marin LAFCo will send a position letter but will not testify unless unusual circumstances arise and if time allows. All bills where the Commission has taken an alignment with CALAFCO position, shall by default be a Priority 3 bill unless another priority level is designated.