CACTTC Legislative Update and Platform Presentation

CACTTC Education Conference

Karen Lange

October 10, 2013

2013 Legislative Review

CACTTC Legislation

- AB 182 – CABS reform
- AB 683 – Penalties on the tax roll
- SB 825 – Omnibus bill

*30 days instead of 10 to report tax sale.

*Suspends notice requirements on the tax bill for property tax postponement requirements.

*Conforms the list of acceptable forms of payment in the two codes, and extends the authority for a TTC to charge a fee equal to their reasonable costs whenever payment is offered, but returned without payment.

State Legislative and Administration Activities in 2013

- Affordable Care Act
- Scope of practice
- Prison crisis
- CEQA changes
- Minimum wage
- Bay Delta Conservation Plan (BDCP) & water bond
- High Speed Rail
- Restructuring School Funding (LCFF)

Revenue Picture

- Balanced Budget for the first time in a decade.
- Governor is holding the line on new spending/programs
- Revenues are relatively steady.

2014 Proposed Legislative Platform

For CACTTC's consideration

Proposal 1

- Some businesses sell their business assets, sell their business and some corporations change names with essentially the same owners but neglect to pay the unsecured taxes due. The Board of Equalization has statutory tools to collect on those taxes. A similar provision for county use would benefit collection of unsecured taxes and the entities benefiting from unsecured tax collections. Proposal 1 would establish this similar set of tools for TTCs (El Dorado County).

Proposal 2

- Changes the allocation of the $15 redemption fee on tax-defaulted property to accurately reflect the current division of duties and workload as between the State and the county in which the tax-defaulted property is located. The new ratio would be ($1.50) to the State of California for deposit in the General Fund and thirteen dollars and fifty cents ($13.50) to the TTC. (Los Angeles County).

Proposal 3

- Adds Washington Supranationals, "World Bank" securities, to the list of authorized investments. The proposal will provide additional diversification to the portfolio while maintaining safety of principal for preservation of capital investment. (Merced County).

Proposal 4

- Would provide that Excess Proceeds be transferred to the county general fund. Excess Proceeds will not be distributed until final determination of any challenge to the validity or irregularity of the tax sale. (Sacramento County)

Proposal 5

- Add Revenue and Taxation Code Section 4911.2 to allow the tax collector to charge a fee for the handling the reversal and reapplication of payments credited to the wrong property. (Sacramento County)

Proposal 6

- Seeks an appropriation in the 2014-15 State Budget or voter-approved funding source that reflects the current and back amount owed to the affected jurisdictions for in lieu tax payments. (Legislative Committee).

Proposal 7

- Allow delinquent taxes on Inter-county pipelines rights-of-ways to be transferred to the Unsecured Roll for collection enforcement. (Sacramento County)

Proposal 8

- Makes delegation of investment authority permanent unless revoked, and changes the monthly reporting requirement by the treasurer of all transactions to a quarterly report of all pooled investments; and requires conformance of those pooled investments to the investment policy statement on file with the legislative body. (Humboldt County).

Proposal 9

- This proposal will add an enforcement mechanism for those tax payers that must pay by EFT but still send a paper check or pay in another manner. (Los Angeles County)

Proposal 10

- Bring the various code sections governing the refunds for a supplemental assessment that is a negative amount into alignment. Negative supplemental assessments shall be refunded from the taxes paid on the supplemental roll, current roll, or the roll being prepared. (Sacramento County)

Proposal 11

- The proposal adds language to the California Commercial Code Section on Bulk Sales to provide the ability to charge for a fee to cover costs in preparing a Bulk Sale payoff demand. (Sacramento)

Proposal 12

- This proposal modifies the eligibility qualifications for individuals seeking the office of the Treasurer-Tax Collector (Merced and Madera Counties).

Proposal 13

- This proposal would require that in the event a board of supervisors wishes to consolidate county offices, and one of those is an elected office, that the board must first submit that proposal to the voters for their approval. (Merced and Madera Counties).

Motion for Consideration

Save the Date!

Wednesday, January 15, 2014

Sacramento, California

Legislative Day 2014