

AMENDED IN SENATE MARCH 28, 2017

**SENATE BILL**

**No. 729**

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**Introduced by Senator Stone**

February 17, 2017

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An act to amend Section 8685.4 of the Government Code, relating to emergency services.

LEGISLATIVE COUNSEL'S DIGEST

SB 729, as amended, Stone. Local emergencies: ~~state response applications for state assistance.~~

The California ~~Emergency Services Disaster Assistance Act~~ establishes the Office of Emergency Services headed by ~~provides for the allocation of funds to local agencies for certain purposes by the Director of Emergency Services and provides that the office is responsible for the state's emergency and disaster response services for natural, technological, or manmade disasters and emergencies. The act requires the director, during a state of war emergency, a state of emergency, or a local emergency, to coordinate the emergency activities of all state agencies in connection with that emergency and further requires every state agency and officer to cooperate with the director in rendering all possible assistance in carrying out the provisions of the act. Services after the proclamation of a local emergency or state of emergency, as specified. The act sets forth the process by which a local agency may apply for those allocations and, as part of this process, generally provides for completion of a state agency investigation and report to the director on the proposed work within 60 days from the date of the application.~~

This bill would ~~state the intent of the Legislature to enact legislation to establish specific guidelines and timeframes with respect to the state's~~

~~response to a local proclamation of an emergency as set forth in a specified provision of the act. require the director to notify the local agency of all approved costs within 60 days from the date that investigation is completed.~~

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

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

1 SECTION 1. Section 8685.4 of the Government Code is  
2 amended to read:

3 8685.4. A local agency shall make application to the director  
4 for state financial assistance within 60 days after the date of the  
5 proclamation of a local emergency. The director may extend the  
6 time for this filing only under unusual circumstances. No financial  
7 aid shall be provided until a state agency, upon the request of the  
8 director, has first investigated and reported upon the proposed  
9 work, has estimated the cost of the work, and has filed its report  
10 with the director within 60 days from the date the local agency  
11 made application, unless the director extends the time because of  
12 unusual circumstances. The estimate of cost of the work may  
13 include expenditures made by the local agency for the work prior  
14 to the making of the estimate. If the reporting state agency fails to  
15 report its findings within the 60-day period, and time is not  
16 extended by the director, the director may complete the  
17 investigation and recover a proportionate amount allocated to the  
18 state agency for the balance of the investigation. *The director shall*  
19 *notify the local agency of all approved costs within 60 days from*  
20 *the date the investigation is completed.* “Unusual circumstances,”  
21 as used above, are unavoidable delays that result from recurrence  
22 of a disaster, prolonged severe weather within a one-year period,  
23 or other conditions beyond the control of the applicant. Delays  
24 resulting from administrative procedures are not unusual  
25 circumstances which warrant extensions of time.

26 ~~SECTION 1. It is the intent of the Legislature to enact~~  
27 ~~legislation to establish specific guidelines and timeframes with~~  
28 ~~respect to the state’s response to a local proclamation of an~~  
29 ~~emergency as set forth in Section 8588 of the Government Code.~~

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