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**GOVERNMENT CODE - GOV**

**TITLE 5. LOCAL AGENCIES [50001 - 57550]** ( Title 5 added by Stats. 1949, Ch. 81. )

**DIVISION 3. CORTESE-KNOX-HERTZBERG LOCAL GOVERNMENT REORGANIZATION ACT OF 2000 [56000 - 57550]** ( Heading of Division 3 amended by Stats. 2001, Ch. 388, Sec. 1. )

**PART 3. COMMISSION PROCEEDINGS FOR A CHANGE OF ORGANIZATION OR REORGANIZATION [56650 - 56898]** ( Heading of Part 3 amended by Stats. 1985, Ch. 1599, Sec. 8. )

**CHAPTER 6. Commission Decision [56880 - 56898]** ( Chapter 6 added by Stats. 2000, Ch. 761, Sec. 211. )

**ARTICLE 1. Determinations [56880 - 56884]** ( Article 1 added by Stats. 2000, Ch. 761, Sec. 211. )

**56880.** At any time not later than 35 days after the conclusion of the hearing, the commission shall adopt a resolution making determinations approving or disapproving the proposal, with or without conditions, the plan of reorganization, or any alternative plan of reorganization as set forth in the report and recommendation of a reorganization committee. If the commission disapproves the proposal, plan of reorganization, or any alternative plan of reorganization, no further proceedings shall be taken on those proposals or plans.

(Added by Stats. 2000, Ch. 761, Sec. 211. Effective January 1, 2001.)

**56881.** The resolution making determinations shall also do all of the following:

- (a) Make any of the findings or determinations authorized or required pursuant to Section 56375.
- (b) For any proposal initiated by the commission pursuant to subdivision (a) of Section 56375, make both of the following determinations:
  - (1) Public service costs of a proposal that the commission is authorizing are likely to be less than or substantially similar to the costs of alternative means of providing the service.
  - (2) A change or organization or reorganization that is authorized by the commission promotes public access and accountability for community services needs and financial resources.
- (c) If applicable, assign a distinctive short-term designation to the affected territory and a description of the territory.
- (d) Initiate protest proceedings pursuant to Part 4 (commencing with Section 57000) in compliance with the resolution.

(Added by Stats. 2000, Ch. 761, Sec. 211. Effective January 1, 2001.)

**56882.** The executive officer shall mail a copy of the resolution adopted by the commission making determinations addressed to each of the following persons or entities:

- (a) The proponents, if any, where the proceedings for change of organization were initiated by petition.
- (b) Each affected local agency whose boundaries would be changed by the proposal.

(Added by Stats. 2000, Ch. 761, Sec. 211. Effective January 1, 2001.)

**56883.** The executive officer may, before the completion of a proceeding, on good cause being shown, correct clerical errors or mistakes made through inadvertence, surprise, or excusable neglect that may be contained in the resolution adopted by the commission making determinations, upon written request by any member of the commission, by the executive officer, or by any affected agency. A correction made pursuant to this section shall not be cause for filing a request pursuant to Section 56895.

(Added by Stats. 2000, Ch. 761, Sec. 211. Effective January 1, 2001.)

**56884.** (a) Except as otherwise provided in subdivision (b), if the commission wholly disapproves any proposal:

(1) No further proceedings shall be taken on that proposal.

(2) No similar proposal involving the same or substantially the same territory shall be initiated for one year after the date of adoption of the resolution terminating proceedings.

(b) The commission may waive the requirements of subdivision (a) if it finds those requirements are detrimental to the public interest.

*(Added by Stats. 2000, Ch. 761, Sec. 211. Effective January 1, 2001.)*