

# MANAGEMENT MEMO

	NUMBER: <b>MM 04-18</b>
SUBJECT:  ASSESSMENTS LEVIED BY LOCAL GOVERNMENT AGENCIES	DATE ISSUED: JUNE 24, 2004  EXPIRES: ONE YEAR FROM ISSUE DATE
REFERENCES:  GOVERNMENT CODE SECTION 53752; CALIFORNIA CONSTITUTION ARTICLE XIII C AND D; PROPOSITION 218 (1996)	ISSUING AGENCY: DEPARTMENT OF GENERAL SERVICES (DGS) REAL ESTATE SERVICES DIVISION (RESD)

**Purpose** This Management Memo introduces a new section into SAM which will provide notification to agencies and departments with jurisdiction and control over state real property of their duties and responsibilities pursuant to Government Code Section 53752 – with regard to the State of California participating in new, increased, or an existing assessment levied by local government agencies on real property, including state property that receives a special benefit pursuant to Article XIII D of the California Constitution. Said Articles were added to the Constitution as a result of Proposition 218 which received voter approval in the November 1996 election.

**Policy** State agencies that have jurisdiction or control over real property are responsible for determining if procedures were followed and the conditions prescribed in law were met with regard to paying new, increased or existing assessments levied by local government agencies (Business Improvement or Special Assessment Districts) upon real property owned by the State of California. If the legal procedures were followed and conditions were met, then state agencies that have jurisdiction or control of state property are obligated to participate by paying its prorata share of the assessment.

State agencies are required to notice the Department of General Services (see contact below) upon receiving any information regarding new, increased, or existing assessments levied by local government agencies along with copies of ballot packages and/or assessment bills. Procedures for establishing if the state is required to participate in proposed or existing Business Improvement or Special Assessment Districts can be found on the weblink at [www.resd.dgs.ca.gov/Publications](http://www.resd.dgs.ca.gov/Publications).

## STATE ADMINISTRATIVE MANUAL

DGS  
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Original Management Memo signed by Ron Joseph, Interim Director

Signature

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Ron Joseph  
Interim Director