

Memorandum

To: Chair and Commissioners

Date: August 25, 2009

From: BIMLA G. RHINEHART
Executive Director

Reference No. 4.1
ACTION

Ref: State and Federal Legislation

Issue:

As the legislative session winds down, should the Commission take action on legislation that will be considered by the Governor, as well as legislation recently introduced?

Recommendation:

Staff recommends that the Commission send a letter of support from the Chair on behalf of the Commission:

- Urging the Governor to sign bills the Commission has supported, providing those bills are passed by the Legislature.
- To the authors of the Senate Concurrent Resolution No. 54: Kirk Lindsey Memorial Highway.

Background and Summary:

The Legislature reconvened from Summer Recess on August 17, 2009. The Legislature has until September 11, 2009 to pass bills out of the Legislature. The Governor has until October 11, 2009 to sign bills into law. Staff will continue to track and provide updates on bills moving through the legislative process. Information on pending legislation as of August 25, 2009 is attached.

New Legislation

SCR 54 (Cogdill, Denham, Bill Berryhill & Tom Berryhill): Kirk Lindsey Memorial Highway

This measure would designate a specified portion of State Highway Route 108 in Modesto as the Kirk Lindsey Memorial Highway. It also requests the Department of Transportation to determine the cost associated on the appropriate signs and upon receiving sufficient funds from non-state sources to erect those signs.

Status of Resolution: This resolution was introduced on August 17, 2009. The Rules Committee has not yet acted on this resolution.

Status of Bills Supported By the Commission:

AB 744 (Torrico): Toll Lanes Express Lane Network (Position: Support)

This bill authorizes the Bay Area Toll Authority to acquire, construct, administer, and operate the Bay Area Express Lane Network on the highways within the nine Bay Area counties pursuant to development plan recommended by the Bay Area Express Lane Network Project Oversight Committee, which the Authority would establish. Further the Authority is prohibited from converting existing non-tolled general purpose lanes to express toll lanes.

Bill Status: The Appropriations Committee placed the bill in the Suspense File on August 24, 2009.

AB 1175 (Torlakson): Toll Facilities (Position: Support)

This bill incorporates the Antioch and Dumbarton Bridge seismic retrofit projects into the Toll Bridge Seismic Retrofit Program (TBSRP). It authorizes the use of TBSRP savings on these two seismic retrofit projects and requires the Bay Area Toll Authority (BATA) to provide all other funds needed to complete these seismic retrofit projects. In addition, this bill authorizes BATA to submit for voter approval regional measures containing toll increase to fund infrastructure projects, transit vehicle acquisitions, transit operating assistance and other improvements projects intended to reduce congestion and improve travel options in the Bay Area.

Bill Status: The Appropriations Committee placed this bill in the Suspense File on August 24, 2009.

SB 481 (Cox): Airports: Wildlife (Position: Support)

This bill would provide that, notwithstanding any other provision of state law, a public use airport certificated by the FAA operating in the state that takes (e.g. removes, captures, or kills), wildlife to protect public safety pursuant to federal law, including a federal depredation permit, does not violate state fish and game laws.

Bill Status: Read third time and passed the Assembly on August 17, 2009. Re-referred to the Senate for concurrence on August 17, 2009. Senate concurred with Assembly amendments and the bill was enrolled on August 20, 2009.

Status of Bills of Interest to the Commission

AB 1375: (Galgiani) High Speed Rail (Monitor)

This bill would create the Department of High Speed Trains within the Business Transportation and Housing Agency to implement the policies of the High-Speed Rail Authority and perform the daily tasks of building the high-speed train project and implementing the high speed train system.

Bill Status: Referred to Assembly Appropriations Committee on April 27. No action taken.

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SB 409: (Ducheny) Department of Railroads (Monitor)

This bill creates the Department of Railroads in the Business Transportation and Housing Agency, responsible for several current state rail programs.

Bill Status: Referred to Appropriations Committee; placed in the Suspense File on July 23, 2009; and is now scheduled for hearing by the Appropriations Committee on August 27, 2009.

SB 455: (Lowenthal) High Speed Rail (Monitor)

This bill will make numerous conforming changes to statutory provisions and adds specific references to the High Speed Rail Authority in statute governing property acquisitions activities and eminent domain.

Bill Status: Passed to the Senate on June 2; passed Transportation Committee on June 29; passed Appropriations Committee on July 15; read second time in the Assembly on July 16; awaiting third reading and then placed in the inactive file on July 24.

SB 575 (Steinberg): Local Planning: Housing Element (Monitor)

This bill makes changes and clarifications to last year's SB 375, as well as clarifying the open meeting law requirements for the Strategic Growth Council.

Bill Status: Passed Appropriations Committee on August 19, 2009. Second Read in the Assembly floor and is scheduled for third reading on August 24, 2009.

Attachment

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| Bill # | Author | Bill Title | Subject | Current Status | CTC Position | Program |
|--------|---------|---|---|---|------------------|---------------|
| | | | ASSEMBLY | | | |
| AB 153 | MA | High Speed Rail Authority | Existing law creates the High-Speed Rail Authority with specified powers and duties relating to the development and implementation of an intercity high-speed rail system. Existing law authorizes the authority to prepare a plan for the construction and operation of that system and to enter into contracts, acquire rights-of-way through purchase or eminent domain, and take other actions, subject to specified contingencies. Under existing law, a public entity may not commence an eminent domain proceeding until its governing body has adopted a resolution of necessity that meets certain requirements. Existing law generally prohibits a state agency from employing legal counsel other than the Attorney General unless there is a specific statute authorizing that employment. This bill would eliminate those contingencies to the exercise of the authority's authority and would specify that the authority constitutes a "governing body" for the purpose of adopting a resolution of necessity. The bill would authorize the authority to employ its own legal staff or contract with other state agencies for legal services, or both. This bill contains other related provisions and other existing laws. | 7/2/09 Hearing Cancelled 6/23/09 Hearing Postponed 5/21/09 to T&H Cmte 5/11/09 Passed Assembly; to Senate ; to Rls Cmte 5/4/09 2nd Read to 3rd Read 4/29/09 Passed 4/14/09 - passed Jud Cmte to Appr Cmte 3/24/09 - passed Trans cite 2/26/09 to Trans and Jud Cmte's 01/23/09 - INTRO | Staff Monitoring | Rail |
| AB 231 | HUFFMAN | California Global Warming Solutions Act of 2006 | Requires the State Air Resources Board to adopt a schedule of fees to be paid by the sources of greenhouse emissions which would be deposited in the Climate Protection Trust Fund, for purposes of carrying out the Global Warming Solutions Act of 2006. <i>This bill would require federal climate change funds to be deposited into the fund, as provided.</i> | 6/26/09 2nd Read-Amend; to E&Q 6/18/09 to E&Q Cmte; 2nd Read-Amend 6/2/09 3rd Read-Pass; to Senate 5/29/09 2nd Read; to 3rd Read 5/28/09 Passed Appr Cmte 5/13/09 to Suspense File 4/20/09 Pass - AMEND to Appr Cmte 4/13/09 - Nat Res Cmte Hrg - Postpone 03/04/09 to Nat Res Cmte 2/05/09 - INTRO | Staff Monitoring | Environmental |

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| AB 311 | MA | Property taxation: certificated aircraft assessment | Deletes <i>Extends</i> the termination date of existing tax law to the 2015-2016 2014-2015 FY and the 12/31/10 date to 12/31/15 16 that requires the personal property of an air carrier be taxed at its fair market value, and the Constitution requires property subject to ad valorem property taxation to be assessed in the county in which it is situated and specifies the formula to determine the fair market value of certificated aircraft of a carrier. | 8/18/09 to 3rd Read 7/23/09 Pass as Amend; to Appr 7/8/09 Pass; to Appr Cmte 6/4/09 to Rev&Tax Cmte 5/28/09 3rd Read- Pass; to Senate 5/26/09 2nd Read; to 3rd Read 5/20/09 Pass 5/4/09 2nd Read: AMEND; Re-Refer to Appr Cmte 4/27/09 Passed as Amend to Appr Cmte 4/13/09 - Rev & Tax Cmte Hearing- Postponed 4/2/09 Amend 3/4/09 to Rev & Tax Cmte 2/17/09 - INTRO | Staff Monitoring | Aeronautics |
| AB 499 | HILL | Environment: Determination: Dispute | Requires that a petitioner or plaintiff name, as a real party in interest, a recipient of an approval, as identified by the public agency in its notice of determination or notice of exemption, that is subject of an action or proceeding challenging the determination, finding, or decision of a public agency pursuant to CEQA. Requires that a petition or complaint be subject to dismissal if a petitioner or plaintiff fails to serve any recipient of an approval within the statute of limitations period. | 6/30/09 2nd Read; to 3rd Read 6/22/09 Pass EQ; to Appr Cmte 6/18/09 2nd Read at EQ Cmte-Amend 6/11/09 to EQ & Jud Cmte 5/28/09 3rd Read- Pass- to Senate 2/24/09 - INTRO | Staff Monitoring | Environmental |
| AB 619 | BLUMENFIELD | Transportation Projects: Federal Funds | Requires the Department of Transportation to notify the Legislature when it is determined that a project, including a project designated in the National Corridor Infrastructure Improvement Program, will be delayed beyond its scheduled completion date due to state cashflow or other funding issues, if the places at risk federal funds | 6/17/09 Hearing Cancelled 5/21/09 to T&H Cmte 5/14/09 3rd Read- Pass; to Senate 5/11/09 2nd Read;to consent 5/6/09 Hearing-Do Pass to Consent 4/27/09 Hearing- PASS; to Appr Cmte 3/23/09 to Trans Cmte 2/25/09 - INTRO | Staff Monitoring; | Federal |

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| AB 672 | BASS | Economic Stimulus-Transportation: bond-funded projects: letter of no prejudice. | States the intent of the Legislature to enact legislation to ensure that any economic-stimulus moneys received from the federal governments are directed to programs and projects that provide the greatest economic benefits to the state, while maintaining and advancing the state's long term policy goals. Authorize a regional or local agency that is a lead agency for a project that has been approved is programmed on or after July 1, 2008 or project component for which bond funding has been programmed, allocated, or otherwise approved by the admin agency to apply to the administrative agency for a letter of no prejudice that would allow make the regional or local agency eligible to expend its own funds for any bond-funded component of the project or project component, subject to later reimbursement from bond proceeds under certain conditions, as specified. Require the CTC prior to a funding cycle to calculate the amount of bond funds deposited but not appropriated would authorize the CTC to establish targets for allocation for planning purposes for which letters of no prejudice may be issued. | 8/24/09 to Special consent calendar 8/19/09 2nd Read; to 3rd Read 8/17/09 Pass Appr Cmte 7/8/09 Pass; to Appr Cmte 6/18/09 to T&H Cmte 6/3/09 3rd Read-Pass; to Senate 6/2/09 3rd Read-Amend; to 3rd Rd 5/29/09 2nd Read; to Consent Cal 5/28/09 Pass Appr Cmte; to Consent C 5/19/09 2nd Read; | Staff Monitoring | Bond |
| AB 729 | EVANS | Transit Design Build Contracts | Existing law authorizes transit operators to enter into a design build contract ... It requires certain information submitted under these provision to sbe submitted under penalty of perjury. Existing law repeals these provisions on January 1, 2011. This bill would delete the January 1, 2011, repeal date of these provisions instead repeal these provisions on January 1, 2015. | 7/15/09 2nd Read; to 3rd Read 7/14/09 Pass 6/30/09 2nd Read-Amend 6/23/09 Pass with Amend T&H; to Appr 5/21/09 to T&H Cmte 5/14/09 3rd Read-Pass; to Senate 5/11/09 2nd Read; to consent 5/6/09 - Hearing Pass; to Consent 4/23/09 2nd Read; referred to Appr Cmte 4/20/09 Amend: Pass 3/26/09 to Trans Comte 2/26/09 - INTRO | Staff Monitoring | Design Build |

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| AB 732 | JEFFRIES | Transportation Projects | Extends the operative date of existing law <i>until July 1, 2010</i> which authorizes the Department of Transportation to conduct phase 2 of a pilot project through the utilization of design sequencing contracts for the design and construction of transportation projects, taking into consideration specified geographical consideration. Would instead specify that the pilot project consist of not more than 9 transportation projects. | 6/16/09 2nd Read-Amend; to Appr 6/9/09 Pass as Amend; to Appr Cmte 5/21/09 to T&H Cmte 5/11/09 1st Read; to Rls Cmte 5/11/09 3rd Read; Passed; to Senate 5/4/09 2nd Read to Consent 4/29/09 PASS 4/14/09 to Appr Cmte 4/13/09 - Trans Cmte Hearing-Pass 3/23/09 to Trans Cmte 2/26/09 - INTRO | Staff Monitoring | Other |
| AB 733 | GALGIANI | High Speed Rail Authority | Authorizes the High Speed Rail Authority to consider the creation of jobs in the state when awarding major contracts or purchasing high speed trains, as specified. | 8/17/09 to 3rd Read 7/23/09 2nd Read; SR 28.8 7/8/09 Pass; to Appr Cmte 6/18/09 Hearing Postponed 5/21/09 to T&H Cmte 5/14/09 3rd Read-Pass; to Senate 5/4/09 2nd Read to 3rd Read 4/29/09 Hearing-PASS 4/20/09 Hearing - PASS; to Appr Cmte 3/23/09 to Trans Cmte 2/26/09 - INTRO | Staff Monitoring | Rail |

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| AB 744 | TORRICO | Bay Area High-occupancy-Transportation-Network toll lanes: Express Lane Network | Authorizes the Bay Area Toll Authority to acquire, construct, administer, and operate the Bay area express Lane Network on the highway with in the 9 Bay Area counties pursuant to a development plan recommended by the Bay Area Express Lane Network Project Oversight Committee, which the authority would be required to establish. a value pricing high occupancy vehicle network program on state highways within the geographic jurisdiction of the metropolitan commission. Authorizes capital expenditures for this program to be funded from program revenues, revenue bonds, and revenue derived from tolls on state owned toll bridges. Prohibit the Authority from converging exisiting non-tolled general purpose lanes to express lanes. Includes other related provisions. | 8/24/09 to Suspense File 7/23/09 Pass; to Appr Cmte 7/15/09 2nd Read-Amend 6/23/09 2nd Read-Amend 6/18/09 to T&H Cmte 6/3/09 3rd Read-Pass; to Senate 6/2/09 to 3rd Read 6/1/09 2nd Read-Amend; to 2nd Read 5/28/09 Pass as Amend Appr Cmte 5/13/09 to Suspense File 4/27/09 Hearing-PASS; to Appr Cmte 4/21/09 2nd Read: Amend 4/20/09 Hearing - Cancelled 3/23/09 to Trans Cmte 2/26/09 - INTRO | Support | HOV |
| AB 798 | NAVA | Transportation Financing Authority Toll Facilities | Creates the Transportation Financing Authority with specified powers and duties relative to issuance of bonds to fund transportation projects to be backed, in whole or in part, by various revenue streams of transportation funds and toll revenues in order to increase the construction of new capacity or improvements for the state transportation system consistent with specified goals | 8/17/09 to Suspense File 7/23/09 JR 62 (a) Suspended 7/8/09 Pass; to Appr Cmte 6/24/09 2nd Read-Amend 6/18/09 to T&H Cmte 6/2/09 3rd Read-Pass; to Senate 5/29/09 2nd Read; to 3rd Read 5/28/09 Pass Appr Cmte 4/14/09 to Appr Cmte 4/13/09 Hearing-Pass 3/23/09 to Trans Cmte 2/26/09 - INTRO | Staff Monitoring | Finance |

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| AB 1175 | TORLAKSON | Toll Bridges: Seismic Safety Retrofit Program Toll Facilities | <p><i>Would require SCO to the extent feasible to offset amts overdue and unpaid for nonpayment of a bridge toll or HOT lane fee by a person or entity against state income</i> This bill would add seismic safety improvement projects on the Antioch and Dumbarton Bridges to the toll bridge seismic safety program. The bill would provide that surplus cost overrun revenues to be shared between the state and the Bay Area Toll Authority be redirected to the authority for the Antioch and Dumbarton seismic safety projects, and would appropriate those funds for that purpose. The bill would require the authority to provide all remaining other funds necessary to complete those seismic safety projects. The bill would provide for the authority to increase tolls on all Bay Area state-owned toll bridges in that regard. <i>This bill will enact other related provisions.</i></p> | <p>8/24/09 to Suspend File 8/19/09 2nd Read-Amend; to Appr 7/23/09 2nd Read-Amend 7/14/09 Pass as amend; to Appr Cmte 7/7/09 Hearing-failed passage; reconsideration 6/18/09 to T&H Cmte 6/4/09 to Rules Cmte 6/3/09 3rd Read-Pass; to Senate 6/2/09 3rd Read 6/1/09 2nd Read-Amend; to 2nd Read 5/28/09 Pass as Amend Appr Cmte 5/6/09 to Suspend File 4/20/09 Hearing PASS; to Appr Cmte 4/14/09 2nd Read - Amend 3/26/09 to Trans Cmte 2/27/09 - INTRO</p> | Support | Seismic Retrofit |
| AB 1364 | EVANS | Public Contracts | <p>Provides that any state agency that has entered into a <i>contract grant agreement for the expedite of state bond funds</i> where the agency has or may be unable to comply with the terms of that <i>contract agreement</i> because of the suspension of programs by the Pooled Money Investment Board shall <i>with the consent of the grant recipient, have the authority to amend the terms of the contract to address contract either renegotiate the deadlines and a timetable and deliverables with the grant agreement</i> that may not be met because of the suspension.</p> | <p>8/24/09 to Special Consent Calendar 8/19/09 2nd Read; to 3rd Read 8/17/09 2nd Read - Amend; to 2nd Read w/out further hearing per SR28.8 7/8/09 Pass; to Appr Cmte 6/11/09 to Gov Org Cmte 5/28/09 3rd Read-Urgency Adopt-Pass; to Senate 5/26/09 2nd Read; to</p> | Staff Monitoring | Contracts |

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| AB 1375 | GALGIANI | High-speed Rail | The bill would continue the High-Speed Rail Authority in existence to make policy decisions relative to implementation of high-speed rail consistent with Proposition 1A. The bill would create the Department of High-Speed Trains within the Business, Transportation and Housing Agency, which would implement those policies. The bill would transfer certain of the existing powers and responsibilities of the authority to the department, and would specify additional powers and duties of the authority and department relative to implementation of the high-speed rail project, including the annual submission of a 6-year high-speed train capital improvement program and progress report to the Legislature. The director of the department would be appointed by the authority, who would serve at the pleasure of the authority, and the Governor would be authorized to appoint up to 10 executive employees of the department who would be exempt from civil service and serve at the pleasure of the director. The bill would provide for acquisition and disposition by the department of rights-of-way for the high-speed rail project. Includes other related provisions. | 4/27/09 - Hearing-PASS; to Appr Cmte; 3/31/09 to Trans Cmte 02/27/09 - INTRO | Staff Monitoring | Rail |
| AB 1381 | PEREZ | High-occupancy Toll Lanes | Requires the Los Angeles County Metropolitan Transportation Authority HOT Lanes program to be implemented with the active participation of the Department of the California Highway patrol. Establishes appropriate performance measures for the purpose of ensuring optimal use of the HOT Lanes without adversely affecting other traffic on the state highway system. The demonstration program on ST10 in addition to SR110. | 8/24/09 to Enrollment 6/30/09 2nd Read 6/29/09 SR 28.8 6/16/09 Pass T&H Cmte; to Appr 5/21/09 to T&H Cmte 5/14/09 3rd Read-Pass; to Senate 5/4/09 2nd Read; to 3rd Read 4/29/09 Hearing Pass 4/16/09 to Appr Cmte 4/14/09 Pass as Amend 3/31/09 to Trans Cmte 02/27/09 - INTRO | Staff Monitoring | HOT |
| AB 1386 | HAYASHI | State Highway Route 238 State Highways | Relates to existing law that authorizes a city or county in which a planned transportation facility was to be located on State Highway Route 238 in Alameda County to develop and file with the Transportation Commission a local alternative transportation program that address transportation problems and opportunities. Modifies the restriction limiting use of revenues from excess property sales to state highway purposes by authorizing those revenues to be used for any highway purpose. Modify the restriction limiting use of revenues from excess property sales to state highway purposes applicable to State Highway Route 238 by authorizing those revenues to be used for any highway purpose. This bill would require revenues from excess property sales for State Highway Route 238 and State Highway Route 84 to be deposited into separate accounts in the Special Deposit Fund, a continuously appropriated fund, to be available for expenditure by local agencies for purposes of an approved local alternative transportation program for the applicable corridor route. This bill would authorize the CTC to relinquish portions of State Highway Routes 92, 185, and 238 in the City of Hayward to that city subject to various conditions. | 8/24/09 to Suspense File 7/8/09 Pass; to Appr Cmte 6/23/09 2nd Read-Amend 6/11/09 to T&H Cmte 6/1/09 3rd Read-Pass; to Senate 5/29/09 2nd Read; to 3rd Read 5/28/09 Pass Appr Cmte 5/6/09 to Suspense File 4/23/09 to Appr Cmte 4/20/09 - Pass 4/13/09 Read 2nd time - AMEND 3/31/09 to Trans Cmte | Staff Monitoring | Programming |

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| SENATE | | | | | | |
|--------|------------|---------------------------------|---|---|------------------|---------------|
| SB 391 | LIU | California Transportation Plan | Requires updating of the California Transportation Plan; requires the plan to address how the state will achieve maximum feasible emissions reductions to order to attain a statewide reduction of greenhouse gas emission to 1990 levels by 2020 and 80 percent below 1990 levels by 2050 and to identify the statewide integrated multimodal transportation system needed to achieve these results. <i>Would require to submit to the CTC and specified legislative cite chairs an interim report providing specified information regarding sustainable communities strategies and alternative planning strategies, including an assessment of how their implementation will influence the configuration of the statewide integrated multimodal transportation system.</i> | 7/8/09 1st Read-Suspense File 6/29/09 Pass; to Appr Cmte 6/18/09 to Trans Cmte 6/1/09 3rd Read-Pass; to Assembly 5/20/09 2nd Read; to 3rd Read 5/18/09 Hearing-Pass 5/4/09 2nd Read; Amend; to Appr Cmte 4/27/09 Hearing-PASS; to Appr Cmte 4/23/09 Re-fer'd to EQ Cmte 4/22/09 Hearing; Pass as AMEND 3/12/09 to Transp and E.Q. Cmte's 2/25/09 - INTRO | Staff Monitoring | Environmental |
| SB 406 | DESAULNIER | Land Use: Environmental Quality | Changes the membership of the Planning Advisory and Assistance Council to include, one member from the California Transportation Commission (other membership is specified). Requires that the council work with the Strategic Growth Council, <i>regional agencies, and cities and counties to facilitate the development and implementation sustainable community strategies or regional blueprint projects-plans.</i> Require the council to develop and propose recommendations to specified state agencies to facilitate coordination between regional bluprint plans and state growth and infrastructure funding plans and programs that facilitate the implementation of regional blueprint plans. Requires council to rpt to the Leg. on regulations performance measures in a manner where state agencies are implementing a 5 yr plan. Requires the council to begin when sufficient funds are available. Authorizes a municipal planning organization <i>as defined, or COG as defined, or a co transp commission and a subregional council of governments jointly preparing a subregional sustainable communities strategy to impose a surcharge of up \$1 or \$2 motor vehicle registration surcharge on motor vehicles registered to an owner with an address in the entities jurisdiction only if the MPO and COG or a Co Transp Commission and a sub regional COG jointly preparing a subregional SCS to adopt a resolution authorizing the charge.</i> | 8/19/09 to Suspense File 7/9/09 2nd Read-Amend 7/6/09 Pass as Amend; to Appr 7/1/09 Pass to Transp Cmte 6/23/09 Loc Govt 2nd Read-Amend 6/15/09 to Loc Gov & Trans Cmtes 6/2/09 3rd Read-Pass; to Assembly 5/28/09 Pass as Amend Appr Cmte; 2nd Read to 3rd 5/18/09 Hearing 4/30/09 2nd Read; Amend; to Appr Cmte 4/28/09 Hearing; PASS; to Appr Cmte 4/23/09 to T&H Cmte 4/15/09 Pass; re-referred to RLS 4/13/09 2nd Read; AMEND 3/16/09 to L.Gov & Rls Cmte's 2/25/09 - INTRO | Staff Monitoring | Environmental |

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| SB 409 | DUCHENY | Department of Railroads | Creates the Department of Railroads in the Business, Transportation and Housing Agency. Transfers to the department responsibility for various state railroad programs currently administered by other agencies. Provides that the department shall be the only state agency eligible to apply for and receive grant and loan funds from the federal government for intercity rail, high-speed rail, or freight rail purposes. Director shall be appointed by the Governor <i>subject to Senate confirmation. BT&H will convene a joint task force cochaired by Director of Transportation, Director of Railroads and a rep from the PUC to resolve overlapping jurisdictions with other agencies. This bill would revise the appointments of HSR by requiring one of the appointees to be the Director of Railroads and serve as chairperson for the authority. The authority would be the division of the Dept of Railroads with the Chief be nominated by the Director of Railroads and approved by the authroity. Delete the provision for an Executive Director.</i> | 7/23/09 JR 62(a) Suspended. To Suspense File 6/9/09 Pass; to Appr Cmte 5/28/09 Joint Rules 61 Suspended 5/21/09 2nd Read-Amend; to T&H Cmte 4/14/09 - Hearing postponed 3/12/09 to Transp Cmte 2/25/09 - INTRO | Staff Monitoring | Rail |
| SB 455 | LOWENTHAL | High-Speed Rail | Relates to a High-speed rail authority membership. Require the members of the authority at a scheduled board meeting, to cause to be prepared an overall project schedule with project delivery milestones on a quarterly basis, and to approve a quarterly contract status report beginning at the 1st brd mtg after 3/1/10. Require members of the authority to approve all contract amendments at a sched brd mtg. Requires the authority to ensure that projects undertaken including projects for acquisition of right-of-way, are consistent with specified criteria. Relates to real property obtained for high-speed rail purposes by the authority | 7/23/09 to Inactive File 7/16/09 2nd Read to 3rd Read 7/15/09 Pass to the Floor 6/29/09 Pass; to Appr; Cmte 6/18/09 to Trans Cmte 6/2/09 3rd Read-Pass; to Senate 5/28/09 2nd Read; to 3rd Read 5/26/09 Pass Appr Cmte 4/16/09 2nd Read: AMEND 3/12/09 to T&A Cmte 2/26/09 - INTRO | Staff Monitoring | Rail |

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| SB 474 | DUCHENY | Transportation: Reporting- Requirements pilot programs | Relates to authorization of the Department of Transportation to enter into agreements for transportation projects under pilot programs using public-private partnerships. This bill would require the lead agency for a project, prior to awarding any <i>within 90 days after the award of a contract</i> or entering into any agreement for a pilot program involving an alternative contracting or financing method, to make a finding that the use of that method will provide specified benefits. Requires the department <i>California Transportation Commission</i> to provide an annual consolidated report to the Legislature on the progress of and savings resulting from such programs <i>based on input from the department and regional agencies</i> . Will require the department to present to the California Transportation Commission for its review and comment, a draft of Commission to develop the methodology for determining those savings benefits. | 8/24/09 2nd Read-Amend; to 3rd Read 8/17/09 2nd Read w/out further hearing per SR28.8 & Amend 7/9/09 2nd Read-Amend 7/8/09 Pass as Amend; to Appr 6/16/09 Hearing Postponed 6/9/09 Held in Cmte 6/3/09 2nd Read-Amend; re-refer to T&H Cmte 5/21/09 2nd Read-Amend; re-refer to T&H Cmte 4/30/09 Re-refer to T&H Cmte 4/27/09 2nd Read; AMEND: Re-refer to | Staff Monitoring | PPP |
| SB 481 | COX | Airports: Wildlife | This bill would provide that, notwithstanding any other provision of law, the taking of birds by a public use airport certificated by the Federal Aviation Administration operating in the state that takes wildlife to protect public safety pursuant to federal law, including a federal depredation permit, does not violate state fish and game laws, provided that if and if the taking is in compliance with that permit the taking occurs on land owned or leased by the airport that is not habitat mitigation land, or conservation land, and there is no taking of endangered species or a fully protected candidate threatened or endangered species. Would specify that a taking is only authorized to relieve or prevent injurious situations affecting public safety and can only be performed as part of an integrated wildlife mgmt prog that emphasizes nonlethal mgmt techniques. <i>Will required the airports to provide to the department all federal depredation permits and all federal reports required pursuant to any a federal depredation permit or Wildlife</i> | 8/21/09 Enrolled 8/20/09 Senate Concurred; to Enrollment 8/17/09 Pass Assembly ; to Senate for Concurrence 7/16/06 3rd Read-Amend 7/6/06 2nd Read; place in consent 7/1/09 Pass 6/18/09 2nd Read-Amend 6/16/09 Pass as Amend; to Appr 6/11/09 2nd Read Amend 6/2/09 to W,P&WL Cmte 5/18/09 - 3rd Read- | Support | Aeronautics |

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| SB 532 | CODGILL | State Highway Route Routes 108 and 201 | This bill would authorize the California Transportation Commission to relinquish to the City of Kingsburg the portion of State Highway Routes 201 that located within the city limits of that city under certain conditions. <i>This bill revise the authorized route description for State Highway Route 108 in Stanislaus County. Bill would include additional portion of SHR 108 in the system of interregional and intercounty routes eligible to be funded as interregional improvements.</i> | 8/24/09 Pass Assembly; to Senate for concurrence. 7/13/09 to 3rd Read 7/9/09 2nd Read 6/30/09 Pass; to Appr Cmte 5/18/09 3rd Read-Pass; to Assembly 5/13/09 2nd Read 4/28/09 Hearing-PASS to Appr Cmte 4/23/09 Re-refer'd to T&H Cmte 4/16/09 2nd Read; AMEND 3/12/09 to L.Gov Cmte 2/27/09 - INTRO | Staff Monitoring | Hwy |
| SB 545 | CEDILLO | Freeway Construction | Authorizes the Department of Transportation to construct a freeway, without an agreement with a county or city, on the route determined by the Transportation Commission, if specified requirements have been met, including that an agreement with one or more counties and cities is not possible because an impasse has existed for 20 or more years after an initial route was adopted. <i>Will limit this exception to construction of a segment of a freeway to consists solely of a subsurface transp facility. Would require as a condition for the exception to apply that an agreement with one or more counties and cities is not possible because an impasse has existed for 20 or more years after a initial route was adopted. Will provide that SHR 710 between Valley Blvd in the City of LA and Del Mar Blvd in the City of Pasadena may not be a surface or above-grade hwy.</i> | 8/19/09 to Suspense File 7/7/09 Pass; to Appr Cmte 6/30/09 2nd Read-Amend 6/23/09 Hearing Postponed 6/8/09 to Trans Cmte 5/26/09 3rd Read-Pass; to Assembly 5/13/09 2nd Read; to 3rd Read 5/11/09 Hearing-Pass 4/28/09 Hearing-PASS; to Appr Cmte 4/20/09 2nd Read; AMEND 3/12/09 to Transp Cmte 2/27/09 - INTRO | Staff Monitoring | Hwy |

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| SB 575 | STEINBERG | Local Planning: Housing Element- Transportation- Housing Element | <p><i>This bill would provide that the purpose of the meetings is to present a draft of the sustainable communities strategy and alternative planning strategy, if any, including the key land use and planning assumptions, to the members of the board of supervisors and the city council members in that county to solicit and considr their input and recommendations. Would specify that nothing in the Planning and Zoning Law provisions requires projects that are funded solely by local sales tax measure to be subject to the provisions if those projects were specifically listed in a ballot measure prior to 12/31/08 approving a sale tax increase for transp projects. This bill would require that all local governments within the regional jurisdiction of the San Diego Association of Governments adopt their 5th revision no later than an unspecified period of time 18 mths after the adopt of the next rpt to be adopted after 9/30/10. This bill would provide that the planning period for the 5th revision would be from 7/31/10 until 18 mths of adoption of the report in 2019. This bill would change the Planning and Zoning Law by requiring all other local governments to adopt the 5th revision of the housing element 5 years after June 30, 2006 and would specify the scheudle for all local govts to adopt subsequent revisions of the housing elements after the 5th revision. This bill includes</i></p> | <p>8/24/09 2nd Read; to 3rd Read 8/19/09 Pass Appr Cmte 8/17/09 2nd Read-Amend 7/13/09 2nd Read-Amend 7/9/09 Pass as Amend; to Appr 7/1/09 2nd Read-Amend 6/22/09 to Loc Gvt Cmte 6/3/09 3rd Read-Pass; to Assembly 5/20/09 2nd Read; to 3rd Read 5/18/09 Hearing-2nd read w/out further hearing per SR28.8 5/4/09 2nd Read; Amend; to Appr Cmte 4/28/09 Hearing-</p> | Staff Monitoring | Environmental |
| SB 632 | LOWENTHAL | Ports: Congestion Relief: Air Pollution Mitigation | <p>Requires the Ports of Long Beach, Los Angeles, and Oakland to assess their infrastructure and air quality improvement needs including projects that improve the efficiency of the movement of cargo, reduce congestion impacts associated with the movement of cargo, and reduce pollution associated with the movement of cargo. Requires each port to provide the assessment to the Legislature and to include an assessment of the cost of such improvements, possible funding options, and timelines for implementation.</p> | <p>7/13/09 Placed in inactive file 7/9/09 2nd Read 7/8/09 Pass Appr Cmte 6/23/09 Pass; to Appr Cmte 6/8/09 to Trans Cmte 5/21/09 3rd Read-Pass; to Assembly 5/20/09 2nd Read; to 3rd Read 5/18/09 Hearing 4/27/09 Hearing-PASS w/AMEND; to Appr Cmte 4/1/09 to EQ Cmte 3/31/09 Trans Hearing - PASS w/amend's 3/19/09 to Transp and EQ Cmte's 2/27/09 - INTRO</p> | Staff Monitoring | Ports - Environmental |

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| SB 734 | LOWENTHAL | Transportation | This would require any interest or other return earned by a city or county from investment of bond funds received under these provisions to be expended or reimbursed under the same conditions as are applicable to the bond funds themselves. It includes other related provisions. Existing law requires the Dept of Transp in cooperation with the CTC, transp planning agencies, and co tranp commissions and local govts to develop guidelines for the development of the state tranp improvement program and the incorporation of projects into the program. This bill would delte and obsolete provision of this requirement. | 7/16/09 to 3rd Read 7/9/09 2nd Read 7/8/09 Pass 6/29/09 Pass; to Appr 6/22/09 2nd Read-Amend 6/2/09 to Trans Cmte 5/18/09 3rd Read-Pass; to Assembly 5/13/09 to 3rd Read 5/11/09 2nd Read w/out further hearing per SR28.8 4/28/09 Hearing-PASS; to Appr Cmte w/ comments 3/19/09 to T&H Cmte 02/27/09 - INTRO | Staff Monitoring | Bond |
| SB 783 | ASHBURN | High Speed Rail | This bill would require the authority to prepare an <i>expanded publish, adopt, and submit to the Legislature a business plan addressing specified elements prior to seeking bond funding for the 2009-10 FY pursuant to Proposition 1A no later than March 1, 2010 January 1, 2012, and every 2 yrs thereafter, with a draft of the bus plan to be available at least 60 days in advance for public review and comment, following a public hearing. Would require the authority to submit a draft of the expanded business plan to the Legislature by Sept 1, 2009, and to adopt the plan at its January 2010 regularly scheduled meeting following at least one public hearing.</i> | 8/24/09 Senate Concurs w/Assembly Amends; to Enrollment 8/17/09 In Senate to unfinished business 8/17/09 3rd Read-Pass; to Senate 7/16/09 2nd Read 7/15/09 Pass; to consent 7/2/09 2nd Read-Amend; to Appr 7/1/09 Pass as Amend 6/23/09 2nd Read-Amend 6/8/09 to Trans Cmte 6/1/09 3rd Read-Pass; to Assembly 2/27/09 - INTRO | Staff Monitoring | Rail |
| SCR 54 | Cogdill, Denham, Bill Berryhill and Tom Berryhill | Kirk Lindsey Memorial Highway | This measure would designate a specified portion of State Highway Route 108 in Modesto as the Kirk Lindsey Memorial Highway. This measure would also request the Dept of Transportation to determine the cost of appropriate signs showing the special designation and upon receiving donations from nonstate sources covering those costs, to erect those signs. | 8/17/09 - INTRO | Staff Monitoring | Other |