



AGENDA

Legislative and Communications Committee Meeting

Committee Members

*Carolyn V. Cavecche, Chairman
Paul Glaab, Vice Chairman
Patricia Bates
Arthur C. Brown
Peter Buffa
William J. Dalton
Allan Mansoor*

*Orange County Transportation Authority Headquarters
600 South Main Street, First Floor - Room 154
Orange, California*

Thursday, August 6, 2009, at 8:00 a.m.

Any person with a disability who requires a modification or accommodation in order to participate in this meeting should contact the OCTA Clerk of the Board, telephone (714) 560-5676, no less than two (2) business days prior to this meeting to enable OCTA to make reasonable arrangements to assure accessibility to this meeting.

Agenda descriptions are intended to give members of the public a general summary of items of business to be transacted or discussed. The posting of the recommended actions does not indicate what action will be taken. The Committee may take any action which it deems to be appropriate on the agenda item and is not limited in any way by the notice of the recommended action.

All documents relative to the items referenced in this agenda are available for public inspection at www.octa.net or through the Clerk of the Board's office at the OCTA Headquarters, 600 South Main Street, Orange, California.

Call to Order

Pledge of Allegiance

Director Mansoor

1. Public Comments

Special Calendar

2. Conference Call with State Legislative Advocate Moira Topp

Consent Calendar (Item 3)

All items on the Consent Calendar are to be approved in one motion unless a Committee Member or a member of the public requests separate action or discussion on a specific item.

3. Approval of Minutes

Of the July 16, 2009, Legislative and Communications Committee meeting.



AGENDA

Legislative and Communications Committee Meeting

Regular Calendar

4. **State Legislative Status Report**
Manny Leon/Kristine Murray

Overview

An overview of the recently approved state budget package is provided.

Recommendation

Receive and file as an information item.

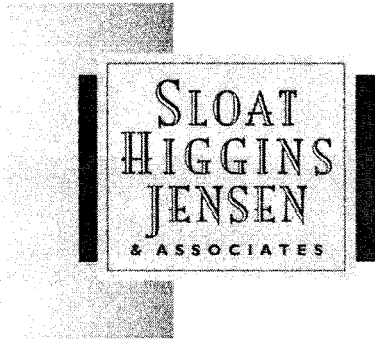
Discussion Items

5. **91 Express Lanes Customer Satisfaction Survey Kick-off**
Stella Lin/Ellen S. Burton
6. **Chief Executive Officer's Report**
7. **Committee Members' Reports**
8. **Closed Session**

There is no Closed Session scheduled.

9. **Adjournment**

The next regularly scheduled meeting of this Committee will be held at **8:00 a.m. on Thursday, August 20, 2009**, at the OCTA Headquarters.



**Orange County Transportation Authority
Legislative and Communications Committee**

**Conference Call Agenda
August 6, 2009**

1. State Budget
2. Update on Key Issues for End of Session
3. Late Breaking Developments



MINUTES

Legislative and Communications Committee Meeting

Committee Members Present

*Carolyn V. Cavecche, Chairman
Paul Glaab, Vice Chairman
Arthur C. Brown
Peter Buffa
William J. Dalton
Allan Mansoor*

Staff Present

*Patrick J. Gough, Acting Interim Chief Executive Officer
Laurena Weinert, Assistant Clerk of the Board
Allison Cheshire, Deputy Clerk of the Board
Kennard R. Smart, Jr., General Counsel
OCTA Staff and members of the General Public*

Committee Members Absent

Patricia Bates

Call to Order

The July 16, 2009, regular meeting of the Legislative and Communications Committee was called to order by Committee Chairman Cavecche at 8:35 a.m.

Pledge of Allegiance

Director Dalton led in the pledge of allegiance.

1. Public Comments

No public comments were received.

Special Calendar

2. Report from Federal Legislative Advocate Scott Baugh

Scott Baugh, OCTA's Federal legislative advocate, participated via conference call and provided an update on Senate Bill 375 implementation. The challenge has been to figure out what the compliance would be and how to measure it. Standards have not yet been set, and Southern California Association of Governments has made some efforts to identify costs. Standards should be released in September.

Consent Calendar

3. Approval of Minutes

A motion was made by Director Buffa, seconded by Committee Vice Chairman Glaab, and declared passed by those present, to approve minutes of the June 18, 2009, meeting.



Regular Calendar

4. State Legislative Status Report

Kristin Essner, Government Relations Specialist, provided an overview of Assembly Bill 798, which would create the California Transportation Financing Authority (CTFA) within the office of the Treasurer. The objective of the CTFA would be to streamline transportation project approval. The bill would also allow for toll roads to be constructed without individual approval from the Legislature.

Ms. Essner reported that currently there are no parties in opposition to the bill and most transportation agencies are in support of the bill. The Treasury's intent of the bill is to help small transportation agencies. The office would initially be funded by existing revenues and then later funded through the project sponsors. The bill would not control future toll road projects, but provide another option for toll road projects.

A motion was made by Committee Vice Chairman Glaab, seconded by Director Dalton, and declared passed by those present, to receive and file as an information item.

5. Federal Legislative Status Report

Richard Bacigalupo, Manager of Federal Relations, provided an update the status of the appropriations bill and the authorization bill. The authorization bill was introduced in late June and the Administration is proposing an eighteen-month extension to the bill.

Mr. Bacigalupo also provided an update on House Resolution 467, which would require the Secretary of Treasury to step into the position of state and local Governments that have injured as a result of the Lehman Brothers bankruptcy. The bill would cover a portion of OCTA's exposure.

Rodney Johnson, Deputy Treasurer, reported that OCTA is working with a collective group of agencies to push for the receipt of Troubled Assets Relief Program (TARP) funds to make the state and local agencies whole, save jobs, and fund projects. Treasury Secretary Geitner denied the initial request for TARP funds because the agencies received stimulus package money; therefore, HR 467 has been proposed.



MINUTES

Legislative and Communications Committee Meeting

5. (Continued)

A motion was made by Director Brown, seconded by Committee Chairman Cavecche, and declared passed by those present, to adopt the following recommended position on legislation:

Support H.R. 467 (Speier, D-CA and Eshoo, D-CA), the Equitable Treatment of State and Local Governments Act of 2009, which would direct the Secretary of the Treasury to purchase at face value debt instruments issued by Lehman Brothers Holding, Inc., which were held by any state or local government on September 15, 2008, and continuously thereafter, and which are subject to the bankruptcy proceedings of that financial institution

Discussion Items

6. Chief Executive Officer's Report

Patrick J. Gough, Acting Interim Chief Executive Officer, reported on upcoming meetings and events.

7. Committee Members' Reports

Committee Vice Chairman Glaab reported that he and Directors Bates and Dixon are working with OCTA staff and the San Juan Capistrano Council Members regarding double-tracking in South Orange County.

8. Closed Session

A Closed Session was not conducted at this meeting.

9. Adjournment

The meeting adjourned at 8:35 a.m.

The next regularly scheduled meeting of this Committee will be held at **8:00 a.m. on Thursday, August 6, 2009**, at the OCTA Headquarters.

ATTEST

Allison Cheshire
Deputy Clerk of the Board

Carolyn Cavecche
Committee Chairman



August 6, 2009

To: Legislative and Communications Committee
From: James S. Kenan, Interim Chief Executive Officer 
Subject: State Legislative Status Report

Overview

An overview of the recently approved state budget package is provided.

Recommendation

Receive and file as an information item.

Discussion

On July 24, the Legislature passed a budget package to address the state's \$23.1 billion deficit. The 30 bill budget package contains \$15.6 billion in program cuts, \$3.9 billion in additional revenue, \$2.1 billion in borrowing, and \$1.2 billion in payment deferrals. Two of the most controversial proposals, the diversion of local transportation revenue and the "securitization" of redevelopment funds did not pass out of the Legislature. The budget package also makes a number of reforms to several health and human services programs and continues monthly three-day furloughs for state workers. Overall, the budget package reduces General Fund expenditures down to approximately \$84.1 billion, an 18 percent decrease from two years ago.

Transportation Related Impacts

Proposition 42

The budget package does not suspend Proposition 42 nor change Proposition 42 allocations. As a result, Proposition 42 funding will remain at \$1.7 billion and is distributed as follows:

- \$680 million to the State Transportation Improvement Program (STIP)
- \$340 million to the Public Transportation Account (PTA)
- \$680 million to local cities and counties

Due to the five year suspension of the State Transit Assistance (STA) Program, Proposition 42 PTA allocations will not be transferred to transit operations. Rather, funds will be allocated to regional center transportation, transportation debt service, and other PTA expenditures.

Spillover

The budget package modifies the existing fiscal year (FY) 2009-2010 distribution formula for spillover revenue (a calculation of the difference between a portion of the state sales tax on all goods and the sales tax on gasoline) to divert all revenue totaling \$225 million for the current fiscal year to the Mass Transportation Fund (MTF). The MTF provides debt service payments for transportation-related general obligation bonds. Budget bill language is also included to divert all spillover revenues to the MTF for FYs 2009-2010 through 2012-2013. Previous spillover formulas diverted portions of spillover revenue to the MTF with remaining revenues being deposited into the PTA.

The recent California Court of Appeal ruling in the lawsuit filed by the California Transit Association (CTA) which stated that the diversion of transportation dollars for General Fund expenditures violates the State Constitution was not considered in this round of budget negotiations. The Governor's Office has stated its intent to appeal this decision, which continues to leave open the issue of the legality of the state's diversion of transportation dollars. If the State Supreme Court concurs with the Appeals Court sometime within the current fiscal year, further negotiations will need to occur as it is still unclear as to how and when transit funds will be restored and whether repayment of previous year revenue diversions will take place.

Cuts to Local Government

The budget package agreed upon by legislative leaders and the Governor would have diverted nearly \$4 billion from local agencies to offset General Fund expenditures. While the Senate approved a \$1 billion diversion in state gasoline excise tax (gas tax) dedicated to local agencies, the Assembly struck down the gas tax subvention leaving a \$1 billion gap in the General Fund. Other local funding diversions include a Proposition 1A suspension and a shift in redevelopment funds to offset a portion of K-12 education funding.

The approved Proposition 1A (2004) suspension will borrow approximately \$2 billion in property tax revenues from counties, municipalities, and special districts. As required in Proposition 1A, the \$2 billion is to be paid back with

interest to local agencies within three years from the time the money is borrowed (June 2013). Budget language is also included which provides a "securitization" mechanism which allows local agencies to borrow against future repayments as a method to avoid any actual reduction in revenues. Additionally, the budget provides special provisions which allow local agencies to file for an exemption upon proof of economic "hardships" such as a city in danger of filing for bankruptcy. The Department of Finance may grant "hardship suspensions" totaling up to 10 percent of the total Proposition 1A amount in any county.

The Assembly voted down two budget measures approved by the Senate. The Senate passed a budget proposal to shift approximately \$1 billion in local transportation funds to be used for transportation debt service. California currently levies an 18 cent per gallon gas excise tax (gas tax). Approximately one-third of gas tax revenues are transferred into the Highway Users Tax Account (HUTA) which is used to allocate gas tax revenues to cities and counties through a variety of formulas. Although, initially proposed as a diversion, the Senate approved budget language to modify the diversion into a HUTA loan with repayment over 10 years.

The Assembly's failure to approve the gas tax subvention creates a \$1 billion shortfall in the budget package which proposed to bring the General Fund into balance. Although legislative leaders have openly stated that the approved budget measures may not keep the State's General Fund balanced for FY 2009-2010, the Assembly's HUTA rejection created an immediate \$1 billion shortfall in the General Fund. Prior to signing the budget package, the Governor used his line-item veto authority to reduce General Fund expenditures by \$489 million to offset the HUTA shortfall and build a \$500 reserve. At the time of the signing, numerous stakeholders groups have threatened to file lawsuits due to the legality of the cuts.

The budget package also included a "trigger" provision for the Proposition 1A suspension, HUTA subvention, and redevelopment shift. The Senate approved, but the Assembly rejected, a budget measure to provide redevelopment agencies with the option to extend redevelopment projects to 35 or 40 additional years with 10 percent of the redevelopment agency's tax increment going back to the state. The state Infrastructure and Economic Development Bank (Bank) would then develop a mechanism where bonds could be sold and backed by the abovementioned revenue stream. If the Bank could determine that this funding mechanism would generate at least \$7.4 billion for General Fund expenditures then the Proposition 1A suspension, HUTA diversion, and redevelopment shifts would not occur.

As part of the bill package, budget trailer bill SBX4 16 authorizes a series of payment deferrals in order for the State Controller to maintain sufficient cash resources. SBX4 16 includes language to defer HUTA funds from July through December 2009 to January 2010. Additionally, SBX4 16 defers Proposition 42 October 2009 and January 2010 allocations to local agencies until May 2010. Provisions are included, however, to allow local agencies to use available Proposition 1B local streets and roads dollars without penalty if the revenue is backfilled upon May's Proposition 42 payment.

High-Speed Rail

The budget package approves \$139.1 million in Proposition 1A high-speed rail bond funds for the FY 2009-2010.

Streamlining of Project Initiation Documents

Under existing law, major projects on the state highway system require a project initiation document (PID) before the California Transportation Commission (CTC) can recommend a project to be programmed for funding. The information contained in a PID includes such things as the scope, scheduling, and costs associated with a project. Under current processes, local transportation agencies can create the PID, with oversight work completed by the California Department of Transportation (Caltrans), or a local agency can also authorize Caltrans to complete the PID. Currently, costs incurred by Caltrans for work related to the development or oversight of a PID are to be paid through Caltrans resources.

The proposed budget directs Caltrans, by October 1, 2009, to convene a working group, in coordination with local agencies, to develop strategies for sharing and lowering costs, streamlining procedures, and reducing delays associated with the development of PIDs. A report is due to the Joint Legislative Budget Committee by March 1, 2010. In the meantime, the proposed budget allocates about \$36.5 million to Caltrans to continue work associated with the development of PIDs for the remainder of the fiscal year. Orange County Transportation Authority (OCTA) staff has already indicated to Caltrans staff its interest in participating in all discussions related to the development of streamlining procedures, with initial working group discussions expected to begin next month.

Proposition 84 Funding

Last year, SB 732 (Chapter 729, Statutes of 2008) established the Strategic Growth Council (Council), which is made up of representatives from the

Governor's Office of Planning and Research (OPR); California Resources Agency; California Environmental Protection Agency; Business, Transportation and Housing Agency; California Health and Human Services; and a public member. The primary purpose of the Council is to coordinate planning among its various member agencies, to promote the goals of improving the environment, housing, and transportation, as well as encouraging sustainable growth.

Among the specific duties of the Council, one is to distribute funding provided under Proposition 84, \$90 million of which SB 732 earmarked for activities related to the creation of sustainable communities, including the implementation of SB 375 (Chapter 728, Statutes of 2008). Entities eligible for such funding include metropolitan planning organizations, councils of government, regional transportation agencies, such as OCTA, and local cities and counties.

The proposed budget allocates \$12 million in Proposition 84 funds, specifying that the funds are to be used as planning grants and incentives for the creation of models and other methods of data collection for implementing SB 375, and for purposes of support and local assistance. The funds are to be committed by October 1, 2009. At this time, because no guidelines for the distribution of these funds have been created, it is unknown how these funds will be allocated. However, it is expected that there will be a lot of competition for such funding, with no other funding source for implementing SB 375 identified at this point.

Office of Planning and Research

In addition, pursuant to recommendations by the Governor and the legislative budget committees, it is anticipated that when the Legislature reconvenes in August, a proposal will be brought forth to eliminate the Office of Planning and Research (OPR) and transfer its functions to other state agencies. Initial indications are that OPR responsibilities related to the California Environmental Quality Act may be transferred to the California Air Resources Board. However, because there is no bill language related to this proposal at this time, specifics of this transfer are unknown. Once actual language is released, staff will provide applicable updates.

Impact on Orange County

The approved budget package will have a variety of impacts on OCTA. OCTA is anticipated to receive an estimated \$11.4 million in property tax revenue for FY 2009-2010. The Proposition 1A suspension mandates an 8 percent

reduction in local property tax revenue and as a result, OCTA will lose approximately \$912,000 in revenue which is directly allocated to transit operations. This revenue loss translates into 11,248 revenue vehicle hours (based on direct cost).

Although rejected by the Assembly, the proposed gas tax subvention of HUTA funds would have imposed significant negative impacts to OCTA. As part of the 1995 Orange County bankruptcy agreement, Section 2128 of the Streets and Highways Code stipulates that the County of Orange is to annually allocate \$23 million in gas tax dollars to OCTA until 2013. OCTA in return is to provide \$38 million in Transportation Development Act (TDA) funds to Orange County as also required through bankruptcy legislation.

OCTA would have lost an estimated \$46 million in gas tax revenues over the next two fiscal years if the proposed HUTA subvention had been approved. OCTA gas tax revenues are currently dedicated to the Bristol Street Widening Project for the next three fiscal years. As a result, 36 percent of phase I and phase II funding required for this project would have been eliminated. Additionally, Senate-approved budget language authorized the Department of Finance to continue gas tax subventions for transportation debt service on an ongoing basis. If this measure was approved by the Assembly and exercised by the Administration in future state budgets, the loss of gas tax revenues would have a direct negative impact on OCTA's transit operations.

Due to the deferment of HUTA funds, the tax exchange with cities and the Southern California Regional Rail Authority (SCRRA) will be suspended and payment to the City of Santa Ana for the Bristol Street Widening project will be delayed at least six months.

Lastly, the budget package estimates approximately \$1.3 billion in General Fund savings through state worker furloughs. The three-day per month furlough mandate will reduce staff time by 15 percent at the Department of Transportation (Caltrans) placing OCTA projects at risk of scheduling delays and increasing project costs.

Summary

An overview of the recently approved state budget package is provided.

Attachment

A. Orange County Transportation Authority Legislative Matrix

Prepared by:



Manny Leon
Senior Government Relations
Representative
(714) 560-5393

Approved by:



Kristine Murray
Executive Director,
Government Relations
(714) 560-5908



Orange County Transportation Authority Legislative Matrix

2009 State Legislation Session
August 6, 2009

SPONSORED BILL

BILL NO. / AUTHOR	COMMENTARY	STATUS	OCTA POSITION / OTHER AGENCY POSITIONS
SB 454 (Lowenthal – D) Department of Transportation: Division of Rail	Serves as the legislative vehicle for any necessary policy modifications resulting from the Los Angeles-San Diego-San Luis Obispo (LOSSAN) rail integration study currently being completed by several Southern California regional transportation agencies	INTRODUCED: 2/26/2009 LOCATION: Senate Rules Committee STATUS: 03/12/2009 To SENATE Committee on RULES	SPONSOR

BILLS WITH POSITIONS

BILL NO. / AUTHOR	COMMENTARY	STATUS	OCTA POSITION / OTHER AGENCY POSITIONS
► AB 628 (Block - D) Vehicles: Toll Evasion Violations	Permits agencies to use pay-by-plate processing for toll roads and bridges, and requires the public to be informed of pay-by-plate payment methods, where used. Provides that where the issuing agency permits pay-by-plate toll processing and payment of tolls and other charges, it is prima facie evidence of toll evasion violation for a person to enter the toll road or bridge without lawful money of the United States in the person's immediate possession, a transponder or other electronic payment device, or valid California vehicle plates properly affixed to the vehicle.	INTRODUCED: 02/25/2009 LAST AMENDED: 07/07/2009 LOCATION: Senate Appropriations Committee STATUS: 07/16/2009 Withdrawn from SENATE Committee on PUBLIC SAFETY. 07/16/2009 Re-referred to SENATE Committee on APPROPRIATIONS.	SUPPORT Sponsor: South Bay Expressway (State Route 125) Support: Metropolitan Transportation Commission, Transportation Corridor Agencies

BILL NO. / AUTHOR	COMMENTARY	STATUS	OCTA POSITION / OTHER AGENCY POSITIONS
► AB 729 (Evans - D) Public Contracts: Transit Design-Build Contracts	Amends existing law to extend the January 1, 2011 sunset provision to allow transit operators to enter into design-build contracts for transit capital projects until January 1, 2015. Requires a transit operator that uses the design-build process to report to the Legislative Analyst on each public works project procured through the design-build process within 120 days of the design-build project being put into operation or by a specified date, whichever occurs first	INTRODUCED: 02/26/2009 LAST AMENDED: 06/30/2009 LOCATION: Senate Third Reading File STATUS: 07/15/2009 In SENATE. Read second time. To third reading.	SUPPORT Sponsor: California Transit Association Support: Foothill Transit, San Diego Association of Governments, Santa Clara Valley Transportation Authority
► AB 1072 (Eng - D) Public Transportation Modernization, Improvement, and Service Enhancement Account	Clarifies that the formula used to calculate an agency's share of Proposition 1B Public Transportation Modernization, Improvement, and Service Enhancement Account (PTMISEA) is to be the same in future fiscal years (FY) as was used to appropriate funding in the FY 2009-2010 budget. Requires eligible project sponsors to provide the California Department of Transportation a list of projects that they plan to fund with PTMISEA funds that have not yet been appropriated.	INTRODUCED: 02/27/2009 LAST AMENDED: 06/18/2009 LOCATION: Senate Appropriations Committee STATUS: 07/07/2009 From SENATE Committee on TRANSPORTATION AND HOUSING: Do pass to Committee on APPROPRIATIONS.	SUPPORT Sponsor: California Transit Association Support: LAMTA, Foothill Transit, Santa Clara Valley Transportation Authority.

BILL NO. / AUTHOR	COMMENTARY	STATUS	OCTA POSITION / OTHER AGENCY POSITIONS
AB 1403 (Eng – D) Local Transportation Fund: Planning	Relates to local transportation funds planning and programming in the Southern California Association of Governments (SCAG) area. In the multicounty region that is within SCAG, specified percentages of Transportation Development Act annual revenues may be allocated to the statutorily created county transportation commissions in five individual counties, and up to 3/4 of one percent of annual revenues, but not more than \$1,000,000, may be allocated by the commissions in Los Angeles, Orange, Riverside, and San Bernardino counties, proportionately, to SCAG for its transportation planning and programming functions. This bill would delete the \$1,000,000 limitation on allocations of these funds by the four county transportation commissions to SCAG.	INTRODUCED: 02/27/2009 LAST AMENDED: 04/28/2009 LOCATION: Senate Third Reading File STATUS: 06/25/2009 In SENATE. Read second time. To third reading.	SUPPORT Sponsor: SCAG <i>Support: City of Moreno Valley, SANBAG, LAMTA, RCTC</i>
► SB 372 (Kehoe – D) State Parks System	Prohibits the modification or adjustment of state park units, that lie within a unit of the park system, that is incompatible with park purposes and that would reduce public use or the material, cultural, or historic significance of the unit; or the removal of state park units from within the state park system, without the State Park and Recreation Commission making that recommendation to the Legislature and the Legislature enacting legislation or adopting a resolution approving the recommendation. <i>Requires the State Park and Recreation Commission, in making their recommendation, to report to the Legislature how the state park modification will change the purposes of the state park, and certify that no feasible alternative exists, and that the modification serves a public necessity.</i>	INTRODUCED: 02/26/2009 LAST AMENDED: 07/14/2009 LOCATION: Assembly Third Reading File STATUS: 07/16/2009 In ASSEMBLY. Read second time. To third reading.	OPPOSE (partial list) Support: California League of Conservation Voters, Bay Area Open Space Council Oppose: Orange County Board of Supervisors, Transportation Corridor Agencies of Orange County

BILL NO. / AUTHOR	COMMENTARY	STATUS	OCTA POSITION / OTHER AGENCY POSITIONS
► SB 406 (DeSaulnier – D) Land Use: Environmental Quality	Proposes changes to the membership of the Planning Advisory and Assistance Council and requires that the Council work with the State Strategic Growth Council. Authorizes a municipal planning organization or council of governments to levy a motor vehicle registration surcharge on vehicles registered to be used to develop and implement a regional blueprint plan or sustainable communities strategy.	INTRODUCED: 02/26/2009 LAST AMENDED: 07/09/2009 LOCATION: Assembly <i>Appropriations Committee</i> STATUS: 07/09/2009 In ASSEMBLY. Read second time and amended. Re-referred to Committee on APPROPRIATIONS.	OPPOSE Sponsor: CALCOG Support: American Federation of State, County, and Municipal Employees, AFL-CIO, ABAG Oppose: California New Car Dealer's Association, California Taxpayers' Association, San Diego Association of Governments
► SB 474 (Ducheny – D) Transportation: Reporting Requirements	Relates to the State Department of Transportation authority to enter into agreements for transportation projects under pilot programs using public-private partnerships, design-build. Requires a specified finding by lead agency 90 days after awarding any contract or entering into any agreement for a program involving an alternative contracting or financing method. Requires the California Transportation Commission to provide a report on the progress of savings resulting from the programs and to develop a methodology for benefit determination.	INTRODUCED: 02/26/2009 LAST AMENDED: 07/09/2009 LOCATION: Senate <i>Appropriations Committee</i> STATUS: 07/09/2009 In SENATE. Read second time and amended. Re-referred to Committee on APPROPRIATIONS.	OPPOSE Sponsor: Professional Engineers in California Government (PECG) Oppose: American Council of Engineering Companies

BILL NO. / AUTHOR	COMMENTARY	STATUS	OCTA POSITION / OTHER AGENCY POSITIONS
► SB 555 (Kehoe – D) Eminent Domain Law: Conservation Easement	Prohibits a governmental entity from condemning a conservation easement acquired by a state agency or nonprofit land trust, unless specified procedures are followed. The bill would require the governmental entity to give the holder of the easement notice and an opportunity to state any objections to the condemnation. The bill would also require notice, and an opportunity to be heard to be given to any entity that provided funds for the original establishment of the conservation easement. <i>Specifies that the total compensation for the acquisition of all property and interests encumbered by the easement should not be less, and is not to exceed the fair market value of the land as if it were not encumbered by a conservation easement.</i>	INTRODUCED: 02/27/2009 LAST AMENDED: 07/13/2009 LOCATION: Assembly Appropriations Committee STATUS: 07/13/2009 From ASSEMBLY Committee on APPROPRIATIONS with author's amendments. 07/13/2009 In ASSEMBLY. Read second time and amended. Re-referred to Committee on APPROPRIATIONS.	OPPOSE (partial list) Sponsor: California Council of Land Trusts Support: California State Parks Foundation, NRDC, Sierra Club California Oppose: Orange County Board of Supervisors, OC TAX, California Chamber of Commerce
► SB 679 (Wolk - D) State Parks: Acquired Land: Limits on Use	Prohibits land acquired for the state park system, through public funds or gifts, from being disbursed of or used for other than park purposes without providing for the substitution of other lands of equal environmental value or other value for which the park was established, fair market value, and reasonably equivalent usefulness and location to those to be disposed of or used for other than park purposes. Requires the State Parks and Recreation Commission to certify all requests to dispose of or use the land for other than park purposes. Requires that the Commission consider requests only if all practical alternatives have been considered.	INTRODUCED: 02/27/2009 LAST AMENDED: 07/07/2009 LOCATION: Assembly Appropriations Committee STATUS: 07/07/2009 In ASSEMBLY. Read second time and amended. Re-referred to Committee on APPROPRIATIONS.	OPPOSE (partial list) Support: California State Parks Foundation, Sierra Club California Oppose: California Chamber of Commerce, Transportation Corridor Agencies of Orange County

BILL NO. / AUTHOR	COMMENTARY	STATUS	OCTA POSITION / OTHER AGENCY POSITIONS
► SB 716 (Wolk – D) Local Transportation Funds	Amends existing law that authorizes a specified portion of local sales and use taxes to be transferred to the local transportation fund. Authorizes local transportation funds to be used for local streets and roads in counties with specified populations. Authorizes in specified counties, the use of transportation funds for specified farm worker vanpool purposes upon a finding by the transportation planning agency that there are no unmet transit needs or unmet transit needs that are reasonable to meet.	INTRODUCED: 02/27/2009 LAST AMENDED: 07/14/2009 LOCATION: Assembly Third Reading File STATUS: 07/15/2009 In ASSEMBLY. Read second time. To third reading.	NEUTRAL Sponsor: California Rural Legal Assistance Foundation Support: Environmental Resources Defense Fund, Green California, Enterprise Rent-A-Car Oppose: San Joaquin County, Long Beach Transit, Santa Cruz Metropolitan Transit District, VCTC

BILLS BEING MONITORED				
BILL NO. / AUTHOR	COMMENTARY	STATUS	OCTA POSITION / OTHER AGENCY POSITIONS	
► AB 31 (Price – D) Public Contracts: Small Business Procurement Act	Relates to existing law which permits a state agency to award a contract to a certified small business without complying with competitive bidding requirements. Increases the maximum amount of the contracts from \$100,000 to \$250,000. Requires the contractor upon completion of a public contract for which a commitment to achieve small business or disabled veteran business enterprise participation goals were made, to report the actual percentage of participation that was achieved.	INTRODUCED: 12/01/2008 LAST AMENDED: 07/16/2009 LOCATION: Senate Third Reading File STATUS: 07/16/2009 In SENATE. Read second time and amended. To third reading.	Sponsor: Department of General Services Support: National Federation of Independent Businesses	
AB 254 (Jeffries – R) Emergency Vehicles: Payment of Tolls	Exempts emergency vehicles from the payment of a toll or any related charge on a vehicle crossing, toll highway, or high-occupancy toll land and any related fines while engaged in a rescue. Includes when the vehicle is being driven while responding to an urgent or emergency call, participating in an urgent or emergency response, or engaging in a fire station coverage assignment directly related to an emergency response. Provides procedures if the toll operator believes the vehicle was not in compliance.	INTRODUCED: 02/11/2009 LAST AMENDED: 06/26/2009 LOCATION: Senate Third Reading File STATUS: 07/07/2009 In SENATE. Read second time. To third reading.	Support: Fire Districts Association of California, San Bernardino County Fire Department Oppose: Orange County Fire Authority	
► AB 282 (Assembly Transportation Committee) Transportation	Requires any interest or other return earned by a city or county from investment of bond funds from Proposition 1B - the Highway Safety, Traffic Reduction, Air Quality, and Port Security Bond Act of 2006 to be expended or reimbursed under the same conditions as are applicable to the bond funds themselves. Extends the time period with which transit operators must file an annual report of their operation with transportation planning agencies having jurisdiction over them and the state Controller from 90 to 110 days after the close of the operator's fiscal year, if the report is filed electronically.	INTRODUCED: 02/12/2009 LAST AMENDED: 07/13/2009 LOCATION: Senate Appropriations Committee STATUS: 07/13/2009 In SENATE. Read second time and amended. Re-referred to Committee on APPROPRIATIONS. HEARING: 08/17/2009 11:00 am	Support: California Municipal Utilities Association, California State Controller John Chiang, East Bay Municipal Utility District	

BILL NO. / AUTHOR	COMMENTARY	STATUS	OCTA POSITION / OTHER AGENCY POSITIONS
► AB 338 (Ma – D) Transit Village Developments: Infrastructure Financing	Recasts the area included in a transit village plan to include all land within at least a half mile of the main entrance to a transit station. Provides that voter approval for the formation of an infrastructure financing district, adoption of a financing plan, and an issuance of bonds for developing and financing a transit facility would be eliminated. A transit village plan financed by these bonds would have to show affordable housing benefits, and include provisions dedicating at least 20 percent of revenues derived from the property tax increment to affordable housing in the transit village. States finding that increased transit use facilitated by transit villages decreases congestion and improves the environment. Also, states that transit villages should be developed in a sustainable manner, meeting green building codes.	INTRODUCED: 02/18/2009 LAST AMENDED: 06/25/2009 LOCATION: Senate Third Reading File STATUS: 07/09/2009 In SENATE. Read second time. To third reading.	Sponsor: San Francisco Bay Area Rapid Transit District Support: American Federation of State, County, and Municipal Employees Oppose: Howard Jarvis Taxpayers Association
► AB 652 (Skinner – D) Vehicles: Vehicle Length Limitations	Authorizes the Alameda-Contra Costa Transit District to install front-mounted bicycle racks meeting certain requirements on its buses. Requires that if the district installs the racks, it would be required to report to specified legislative committees regarding safety issues and mobility improvements. Requires the district, prior to installing a rack on a bus of a specified length, to establish a route review committee in order to determine which routes are suitable for the safe operation of such buses.	INTRODUCED: 02/25/2009 LAST AMENDED: 06/15/2009 LOCATION: Assembly Unfinished Business – Concurrence in Senate Amendments STATUS: 06/22/2009 In SENATE. Read third time. Passed SENATE. To ASSEMBLY for concurrence.	(partial list) Sponsor: Alameda-Contra Costa Transit District Support: Alameda County Congestion Management Agency, American Lung Association of California, California Transit Association, Planning and Conservation League
► AB 672 (Bass – D) Transportation: Bond Funded Projects	Authorizes a regional or local agency that is a lead agency for a project or project component for which bond funding has been programmed or otherwise approved by the administrative agency or is otherwise targeted to be available to apply to the agency for a letter of no prejudice that would make the agency eligible to be subsequently reimbursed from bond funds for expenditures of funds under its control for the project or project component under certain conditions.	INTRODUCED: 02/25/2009 LAST AMENDED: 06/02/2009 LOCATION: Senate Appropriations Committee STATUS: 07/07/2009 From SENATE Committee on TRANSPORTATION AND HOUSING: Do pass to Committee on APPROPRIATIONS.	Sponsor: Metropolitan Transportation Commission Support: Santa Clara Valley Transportation Authority

BILL NO. / AUTHOR	COMMENTARY	STATUS	OCTA POSITION / OTHER AGENCY POSITIONS
AB 732 (Jeffries – R) Transportation Projects: Design-Sequencing Contracts	Extends the operative date of existing law which authorizes the Department of Transportation to conduct the second phase of a pilot project through the utilization of design sequencing contracts for the design and construction of transportation projects, taking into consideration and specified geographical consideration. Specifies that the project consist of not more than a specified number of transportation projects.	INTRODUCED: 02/26/2009 LAST AMENDED: 06/16/2009 LOCATION: Senate Appropriations Committee STATUS: 06/29/2009 In SENATE Committee on APPROPRIATIONS: To Suspense File	Sponsor: California Department of Transportation Support: Automobile Club of Southern California, California Association of Councils of Governments
► AB 733 (Galgiani – D) 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.	INTRODUCED: 02/26/2009 LOCATION: Senate Second Reading File STATUS: 07/23/2009 From SENATE Committee on APPROPRIATIONS: To second reading without further hearing pursuant to Senate Rule 28.8.	None Listed
► AB 744 (Torricco – D) Transportation: Toll Lanes: Express Lane Network	Authorizes the Bay Area Toll Authority to develop and maintain a Bay Area Express Lane Network within the bay area counties and to establish a related fee structure. Prohibits the conversion of nontolled lanes to express lanes. Authorizes related bonds. Requires certain entities to transfer their rights to high occupancy toll lane projects to the authority. Authorizes the authority to receive bridge toll revenue. Relates to cash-based toll opportunities for users. Authorizes an increase in vehicle occupancy on such lanes.	INTRODUCED: 02/26/2009 LAST AMENDED: 07/15/2009 LOCATION: Senate Appropriations Committee STATUS: 07/16/2009 From SENATE Committee on TRANSPORTATION AND HOUSING: Do pass to Committee on APPROPRIATIONS.	Sponsor: Metropolitan Transportation Commission Support: AAA of Northern California Oppose: Paul Thiebaut (individual)
► AB 798 (Nava – D) Transportation Financing Authority: Toll Facilities	Creates the Transportation Financing Authority with specified powers and duties relative to the issuance of bonds to fund transportation projects. Bonds are proposed to be backed in whole or in part, by various revenues streams of transportation funds and toll revenues in order to increase the construction of new capacity or improvements for the state transportation system.	INTRODUCED: 02/26/2009 LAST AMENDED: 06/24/2009 LOCATION: Senate Appropriations Committee STATUS: 07/23/2009 In SENATE Committee on APPROPRIATIONS: Not heard.	Sponsor: California State Treasurer Bill Lockyer Support: California Labor Federation, Cal COG, Associated General Contractors of California

BILL NO. / AUTHOR	COMMENTARY	STATUS	OCTA POSITION / OTHER AGENCY POSITIONS
► AB 881 (Huffman – D) Sonoma Transportation Authority: Greenhouse Gas Emissions	Authorizes the Sonoma County Transportation Authority to implement programs and projects to comply with statewide or federal greenhouse gas emission mandates, in cooperation with other local agencies that elect to participate. Makes legislative findings and declarations with respect to the exercise of that authority by the Authority.	INTRODUCED: 02/26/2009 LAST AMENDED: 06/25/2009 LOCATION: Senate Second Reading File STATUS: 07/23/2009 From SENATE Committee on APPROPRIATIONS: To second reading without further hearing pursuant to Senate Rule 28.8.	Co-Sponsors: Sonoma County Transportation Authority, County of Sonoma Support: City of Healdsburg, City of Rohnert Park
► AB 892 (Furutani – D) Goods Movement Emission Reduction Program	Authorizes an applicant for Proposition 1B Air Quality funds to reallocate these funds to backup projects covered by the same grant agreement, or these funds revert to the state board for reallocation consistent with guidelines to be developed by the State Air Resources Board. Funds reallocated either by the applicant or the Air Resources Board must be liquidated within four years of the date of the award of the original contract, or the funds revert to the California Ports Infrastructure, Security, and Air Quality Improvement Account for allocation upon appropriation by the Legislature.	INTRODUCED: 02/26/2009 LAST AMENDED: 07/09/2009 LOCATION: Senate Appropriations Committee STATUS: 07/13/2009 From SENATE Committee on ENVIRONMENTAL QUALITY: Do pass to Committee on APPROPRIATIONS. HEARING: 08/17/2009 11:00 am	Sponsor: South Coast Air Quality Management District Support: Automobile Club of Southern California, Bay Area Air Quality Management District
► AB 1085 (Mendoza - D) State Air Resources Board: Regulations	Requires the State Air Resources Board to make available to the public each technical, theoretical, and empirical study, report, or similar document, on which the agency relies, related to, but not limited to, air emissions, public health impacts, and economic impacts before the comment period for any regulation proposed for adoption by the board.	INTRODUCED: 02/27/2009 LAST AMENDED: 07/15/2009 LOCATION: Senate Special Consent Calendar STATUS: 07/15/2009 In SENATE. Read second time and amended. To third reading. 07/15/2009 In SENATE. To Special Consent Calendar.	Support: California Chamber of Commerce, California Forestry Association, California Grocers Association

BILL NO. / AUTHOR	COMMENTARY	STATUS	OCTA POSITION / OTHER AGENCY POSITIONS
► AB 1086 (Miller - R) Public Contracts and Bids	Relates to existing law which prohibits a state or local governmental agency or entity responsible for letting a public works contract from drafting bid specifications for that contract in a manner that limits the bidding to any one concern or product unless the specification is followed by the words "or equal". Encourages new and ingenious material production.	INTRODUCED: 02/27/2009 LAST AMENDED: 05/18/2009 LOCATION: Enrolled STATUS: 07/21/2009 Enrolled	None Listed
► AB 1364 (Evans - D) Public Contracts: State Bonds: Grant Agreements	Provides that any state agency that has entered into a contract where the agency has or may be unable to comply with the terms of that contract because of the suspension of programs by the Pooled Money Investment Board shall have authority to either renegotiate the deadlines and timetables for the deliverables within the agreement that may not be met in order to preserve the validity of the agreement or to invalidate the agreement.	INTRODUCED: 02/27/2009 LAST AMENDED: 04/29/2009 LOCATION: Senate Appropriations Committee STATUS: 07/08/2009 From SENATE Committee on GOVERNMENTAL ORGANIZATION: Do pass to Committee on APPROPRIATIONS	None Listed
AB 1381 (Perez - D) High-occupancy Toll Lanes	Requires the Los Angeles County Metropolitan Transportation Authority (MTA) high-occupancy toll lanes program to be implemented with the active participation of the Department of the California Highway patrol. Requires the Los Angeles County Metropolitan Transportation Authority to establish appropriate performance measures for the purpose of ensuring optimal use of the high-occupancy toll lanes without adversely affecting other traffic on the state highway system. States that MTA is not entitled to compensation for the adverse effects on toll revenue due to these facilities.	INTRODUCED: 02/27/2009 LAST AMENDED: 04/15/2009 LOCATION: Senate Third Reading File STATUS: 06/30/2009 In SENATE. Read second time. To third reading.	Co-Sponsors: California Department of Transportation, LAMTA Support: Professional Engineers in California Government

BILL NO. / AUTHOR	COMMENTARY	STATUS	OCTA POSITION / OTHER AGENCY POSITIONS
AB 1471 (Eng – D) Procurement: L.A. Metropolitan Transportation Authority	Deletes specified provisions relating to contracting by the Los Angeles County Metropolitan Transportation Authority. Authorizes the authority to purchase supplies, equipment, and materials from a public auction sale using the procedures established for all other participants in the auction. Authorizes the authority to participate in a cooperative procurement agreement with other public agencies under specified conditions.	INTRODUCED: 02/27/2009 LAST AMENDED: 07/09/2009 LOCATION: Senate Appropriations Committee STATUS: 07/09/2009 In SENATE. Read second time and amended. Re-referred to Committee on APPROPRIATIONS. HEARING: 08/17/2009 11:00 am	Sponsor: LAMTA
► AB 1500 (Lieu – D) High Occupancy Lanes: Single Occupancy Vehicles	Existing law authorizes the Department of Transportation to designate certain lanes for the exclusive use of high-occupancy vehicles, which may also be used by low-emission and hybrid vehicles. AB 1500 extends the date from January 1, 2011 to <i>January 1, 2014</i> that these specified vehicles can use high-occupancy lanes.	INTRODUCED: 02/27/2009 LAST AMENDED: 07/14/2009 LOCATION: Senate Appropriations Committee STATUS: 07/14/2009 In SENATE. Read second time and amended. Re-referred to Committee on APPROPRIATIONS.	Support: California Natural Gas Vehicle Coalition
ACA 1 (Silva – R) Legislature	Proposes an amendment to the Constitution to provide that no bill that would result in more than \$150,000 of annual expenditure by the state may be passed unless, by roll call vote entered in the journal, two thirds of the membership of each house concurs.	INTRODUCED: 12/01/2008 LOCATION: Assembly Appropriations Committee STATUS: 05/28/2009 In ASSEMBLY Committee on APPROPRIATIONS; Heard, remains in Committee	None Listed

BILL NO. / AUTHOR	COMMENTARY	STATUS	OCTA POSITION / OTHER AGENCY POSITIONS
ACA 3 (Blakeslee – R) Initiatives: Bond Funding Source	Requires an initiative measure that would authorize the issuance of state general obligation bonds in a total amount exceeding \$1 billion to either provide additional tax or fee revenues, the elimination of existing programs, or both, as necessary to fully fund the bonds, as determined by the Legislative Analyst, in order to be submitted to the voters or take effect.	INTRODUCED: 12/01/2008 LAST AMENDED: 06/16/2009 LOCATION: Assembly Appropriations Committee STATUS: 07/01/2009 In ASSEMBLY Committee on APPROPRIATIONS: To Suspend File	None Listed
► ACA 5 (Calderon – D) Initiatives: State General Obligation Bonds	<i>Proposes an amendment to the Constitution to specify that an initiative measure authorizing the issuance of state general obligation bonds would require approval of 55% of the voters.</i>	INTRODUCED: 12/15/2008 LAST AMENDED: 07/14/2009 LOCATION: Assembly Appropriations Committee STATUS: 07/14/2009 In ASSEMBLY. Read second time and amended. Re-referred to Committee on APPROPRIATIONS.	None Listed
► ACA 9 (Huffman – D) Local Government Bonds: Special Taxes: Voter Approval	Changes the two-thirds voter-approval requirement for special taxes to, instead, authorize a city, county, or special district to impose a special tax with the approval of 55 percent of its voters voting on the tax. Lowers the voter-approval threshold for a city, county, or city and county to incur general obligation bonded indebtedness for amounts exceeding in one year the income and revenue provided in that year to 55 percent.	INTRODUCED: 02/06/2009 LAST AMENDED: 06/26/2009 LOCATION: Assembly Appropriations Committee STATUS: 07/08/2009 In ASSEMBLY Committee on APPROPRIATIONS: To Suspend File.	(partial list) Support: League of California Cities, CSAC, CALCOG Oppose: Cal-Tax, California Association of Realtors, Howard Jarvis Taxpayers Association

BILL NO. / AUTHOR	COMMENTARY	STATUS	OCTA POSITION / OTHER AGENCY POSITIONS
ACR 14 (Niello – R) Global Warming Solutions Act of 2006	Calls upon the State Air Resources Board, prior to any regulatory action being taken consistent with the scoping plan for the implementation of the Global Warming Solutions act of 2006, to perform an economic analysis that will give the State a more complete picture of costs and benefits of the implementation. Calls upon the Governor to use the authority granted by the act to adjust any applicable deadlines.	INTRODUCED: 01/27/2009 LAST AMENDED: 03/27/2009 LOCATION: Assembly Natural Resources Committee STATUS: 04/27/2009 In ASSEMBLY Committee on NATURAL RESOURCES: Failed passage	Support: California Grocers Association, California Council for Environmental and Economic Balance, California Manufacturers and Technology Association Oppose: Planning and Conservation League
SB 27 (Hancock – D) Local Agencies: Sales and Use Tax: Reallocation	Prohibits a local agency from entering into any agreement with a retailer, or any other person that would involve the payment, transfer, diversion or rebate of any amount of local tax proceeds if the agreement results in a reduction in the amount of revenue received by another agency from a retailer located within the jurisdiction of that other agency, and the retailer continues to maintain a physical presence within the territorial jurisdiction of the other local agency. Provides exceptions.	INTRODUCED: 12/02/2008 LAST AMENDED: 02/23/2009 LOCATION: Chaptered STATUS: 06/05/2009 Signed by GOVERNOR 06/05/2009 Chaptered by Secretary of State. Chapter No. 4	(partial list) Support : City of Livermore (sponsor), American Federation of State, County, and Municipal Employees; California State Association of Counties; City of Industry; League of Cities; California Peace Officers Association; California Professional Firefighters
►SB 104 (Oropeza – D) Global Warming Solutions Act of 2006: Greenhouse Gases	Amends the Global Warming Solutions Act of 2006 to include carbon dioxide, methane, nitrous oxide, hydrofluorocarbons, perfluorocarbons and sulfur hexafluoride. Includes nitrogen trifluoride and any other anthropogenic gas, one metric ton of which makes the same or greater contribution to global warming as one metric ton of carbon dioxide. Includes a procedure by which any person could petition for a designation. Requires the State Air Resources Board to adopt appropriate regulations.	INTRODUCED: 01/27/2009 LAST AMENDED: 04/30/2009 LOCATION: Assembly Third Reading File STATUS: 07/16/2009 In ASSEMBLY. Read second time. To third reading.	Support: American Federation of State, County, and Municipal Employees, AFL-CIO, Sierra Club California

BILL NO. / AUTHOR	COMMENTARY	STATUS	OCTA POSITION / OTHER AGENCY POSITIONS
► SB 205 (Hancock – D) Traffic Congestion: Motor Vehicle Registration Fees	Authorizes a countywide transportation planning agency to impose an annual fee on motor vehicles registered within the county for programs and projects for certain purposes; requires voter approval; requires the Department of Motor Vehicles to collect the additional fee and distribute the net revenues to the agency. Requires that fees be used only to pay for programs and projects <i>bearing a relationship or benefit to the owners of motor vehicles paying the fee and</i> are consistent with a regional transportation plan.	INTRODUCED: 02/23/2009 LAST AMENDED: 07/13/2009 LOCATION: Assembly Appropriations Committee STATUS: 07/13/2009 In ASSEMBLY. Read second time and amended. Re-referred to Committee on APPROPRIATIONS.	(partial list) Sponsor: Alameda County Congestion Management Agency Support: Santa Clara Valley Transportation Authority Oppose: Automobile Club of Southern California
SB 333 (Hancock – D) Voluntary Greenhouse Gas Emission Offset Program	Creates the Voluntary Greenhouse Gas Emission Offset Program Fund, and provides that funds received by the state on a voluntary basis from the federal government, individuals, or other sources for the mitigation of climate change impacts related to greenhouse gas emissions be deposited in this fund. Requires that moneys from the fund be directed to the California Conservation Corps and local conservation corps for specified projects.	INTRODUCED: 02/25/2009 LAST AMENDED: 05/04/2009 LOCATION: Senate Appropriations Committee STATUS: 05/28/2009 In SENATE Committee on APPROPRIATIONS: Not heard	None Listed
► SB 391 (Liu – D) California Transportation Plan	Requires the California Transportation Plan to be updated to address how the state will achieve maximum feasible emission reductions in order to attain a statewide reduction of greenhouse gas emissions to 1990 levels by 2020 and 80 percent below 1990 levels by 2050. Also requires the plan to identify a statewide integrated multimodal transportation system needed to achieve greenhouse gas reductions.	INTRODUCED: 02/26/2009 LAST AMENDED: 05/04/2009 LOCATION: Assembly Appropriations Committee STATUS: 07/08/2009 In ASSEMBLY Committee on APPROPRIATIONS: To Suspend File	None Listed

BILL NO. / AUTHOR	COMMENTARY	STATUS	OCTA POSITION / OTHER AGENCY POSITIONS
▶ SB 409 (Ducheny – D) Department of Railroads	Creates the Department of Railroads within the Business, Transportation, and Housing Agency. Transfers responsibilities for various state railroad programs currently administered by other agencies to the Department. 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.	INTRODUCED: 02/26/2009 LAST AMENDED: 05/21/2009 LOCATION: Senate Appropriations Committee STATUS: 07/23/2009 In SENATE Committee on APPROPRIATIONS: To Suspend File.	Oppose: California Public Utilities Commission
▶ SB 425 (Simitian – D) Personal and corporate income taxes: ridesharing	Disallows an income tax deduction for expenses of specified employers for parking subsidies unless all employees provided with a parking subsidy are offered a parking cash-out program. Authorizes a personal and corporate income tax credit for qualified commute reduction expenditures for specified small-business taxpayers.	INTRODUCED: 02/26/2009 LAST AMENDED: 07/23/2009 LOCATION: Senate Appropriations Committee STATUS: 07/23/2009 In SENATE Committee on APPROPRIATIONS: To Suspend File. 07/23/2009 From SENATE Committee on APPROPRIATIONS with author's amendments. 07/23/2009 In SENATE. Read second time and amended. Re-referred to Committee on APPROPRIATIONS.	Support: Natural Resources Defense Council, Los Angeles Chamber of Commerce, San Mateo County Transit District
▶ SB 455 (Lowenthal – D) High Speed Rail	Would require the Governor's appointments to the California High Speed Rail Authority to be based on the advice and consent of the Senate. Requires the Authority to ensure the selected projects, including right-of-way acquisition are consistent with the criteria as specified in the approved high speed rail bond. Waives specific state approval processes for capital outlay purchases by the Authority.	INTRODUCED: 02/26/2009 LAST AMENDED: 04/16/2009 LOCATION: Assembly Inactive File STATUS: 07/24/2009 In ASSEMBLY. To Inactive File.	None Listed

BILL NO. / AUTHOR	COMMENTARY	STATUS	OCTA POSITION / OTHER AGENCY POSITIONS
SB 545 (Cedillo – D) Freeway Construction	Amends existing law which exempts the Department of Transportation from entering into an agreement prior to closure of a city street or county highway due to construction of a freeway segment within the jurisdiction of the Los Angeles County Metropolitan Transportation Authority. Limits this exception to construction of a segment that consists solely of a subsurface transportation facility. Requires that an agreement is not possible because an impasse has existed after an initial route was adopted.	INTRODUCED: 02/27/2009 LAST AMENDED: 06/30/2009 LOCATION: Assembly Appropriations Committee STATUS: 07/06/2009 From ASSEMBLY Committee on TRANSPORTATION: Do pass to Committee on APPROPRIATIONS	None Listed
► SB 575 (Steinberg – D) Local Planning: Housing Element	Requires metropolitan planning organizations to have meetings to present a draft of the sustainable communities strategy and alternative planning strategy. Requires certain local governments to adopt the 5th revision of the housing element after a specified date to revise the housing elements of their general plan. Specifies the schedule for all local governments to adopt revisions of the housing element. Requires the Department of Transportation to publish a schedule of transportation plan adoption dates. Relates to the implementation of SB 375 (Chapter 728, Statutes of 2008).	INTRODUCED: 02/27/2009 LAST AMENDED: 07/13/2009 LOCATION: Assembly Appropriations Committee STATUS: 07/13/2009 In ASSEMBLY. Read second time and amended. Re-referred to Committee on APPROPRIATIONS.	None Listed
► SB 632 (Lowenthal – D) Ports: Congestion Relief: Air Pollution Mitigation	Requires the Ports of Los Angeles, Long Beach, and Oakland beginning January 1, 2010, to assess their infrastructure and air quality improvement needs, including but not limited to, projects that improve the efficiency of the movement of cargo, reduce congestion impacts associated with movement of cargo, and reduce pollution associated with the movement of cargo. Requires the Ports to provide this assessment to the Legislature by July 1, 2010 and to include in the assessment the total costs of infrastructure and air quality improvements, possible funding options for these projects, and estimated timelines for implementation.	INTRODUCED: 02/27/2009 LAST AMENDED: 04/30/2009 LOCATION: Assembly Inactive File STATUS: 07/13/2009 In ASSEMBLY. To Inactive File.	Support: Bay Area Air Quality Management District, Breathe California

BILL NO. / AUTHOR	COMMENTARY	STATUS	OCTA POSITION / OTHER AGENCY POSITIONS
SB 696 (Wright – D) Air Quality: Regional Districts: Emission Reductions	Exempts from the requirements of the State Environmental Quality Act, the adoption and implementation of specified air pollution control district or air quality management district rules related to emission credits.	INTRODUCED: 02/27/2009 LAST AMENDED: 06/17/2009 LOCATION: Senate Environmental Quality Committee STATUS: 06/17/2009 In SENATE. Read second time and amended. Re-referred to Committee on ENVIRONMENTAL QUALITY.	Sponsor: South Coast Air Quality Management District
► SB 734 (Lowenthal – D) Transportation	Relates to the \$2 billion Proposition 1B dollars allocated to cities and counties for specified street and road improvements. The act requires a city or county to reimburse the state for funds it receives if it fails to comply with certain conditions applicable to the expenditure of the bond funds. SB 734 requires 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.	INTRODUCED: 02/27/2009 LAST AMENDED: 06/22/2009 LOCATION: Assembly Third Reading File STATUS: 07/16/2009 In ASSEMBLY. From Consent Calendar. To third reading.	None Listed
► SB 802 (Leno – D) Public Contracts: Retention Proceeds	Relates to public contracts and retention proceeds. Prohibits retention proceeds from exceeding five percent of the payment for all contracts entered into after January 1, 2010 between a public entity and an original contractor, between an original contractor and a subcontractor, and between all subcontractors thereunder. Requires the Department of General Services to withhold not more than five percent of the contract price until final completion and acceptance of a public work or improvement.	INTRODUCED: 02/27/2009 LOCATION: Assembly Appropriations Committee STATUS: 07/07/2009 From ASSEMBLY Committee on BUSINESS AND PROFESSIONS: Do pass to Committee on APPROPRIATIONS	(Partial List) Sponsor: CA Association of Sheet Metal & Air Conditioning Contractors Support: State Building and Construction Trades Council, California State Association of Electrical Workers, California State Pipe Trades Council Oppose: CSAC, California Special Districts Association, California Association of Sanitation Agencies

BILL NO. / AUTHOR	COMMENTARY	STATUS	OCTA POSITION / OTHER AGENCY POSITIONS
SCA 14 (Ducheny – D) Initiative Measures: Funding Source	Proposes an amendment to the Constitution to prohibit an initiative measure that would result in a net increase in state government cost from being submitted to the electors or having any effect unless and until the Legislative Analyst and the Director of Finance jointly determine that the initiative provides for additional revenues in an amount that meets or exceeds the net increase in costs.	INTRODUCED: 02/27/2009 LAST AMENDED: 06/23/2009 LOCATION: Senate Appropriations Committee STATUS: 07/06/2009 In SENATE Committee on APPROPRIATIONS: To Suspense File	None Listed
TWO YEAR BILLS			
BILL NO. / AUTHOR	COMMENTARY	STATUS	OCTA POSITION / OTHER AGENCY POSITIONS
AB 26 (Hernandez – D) Public Contracts: Bid Preferences: Employee Health Care	Requires a state agency awarding a public works contract to provide a bid preference to a bidder whose employee health care expenditures, and those of its subcontractors, are a percentage of the aggregate Social Security Wages paid to its employees in the state. Requires a bidder and its subcontractors to submit statements certifying that they qualify for the bid preference. Requires the bidder and contractors to continue to make employee health care expenditures.	INTRODUCED: 12/01/2008 LOCATION: Assembly Appropriations Committee STATUS: 05/28/2009 In ASSEMBLY Committee on APPROPRIATIONS: Heard, remains in Committee	Sponsor: State Building and Construction Trades Council of California Support: American Federation of State, County and Municipal Employees(AFSCME) Oppose: Associated General Contractors National Federation of Independent Business California State University

BILL NO. / AUTHOR	COMMENTARY	STATUS	OCTA POSITION / OTHER AGENCY POSITIONS
AB 109 (Feuer - D) Outdoor Advertising	Amends the Outdoor Advertising Act; prohibits an advertising display that is visible from a state, county of city highway from being constructed as, or converted, enhanced, improved, modified, modernized or altered into a digital advertising display; prohibits an official highway changeable message sign from being constructed as or converted, enhanced, improved modified, modernized or altered into a digital advertising display for the purpose of displaying messages other than traffic operations.	INTRODUCED: 1/13/2009 LAST AMENDED: 04/23/2009 LOCATION: Assembly Governmental Organization Committee. STATUS: 04/30/2009 In ASSEMBLY Committee on GOVERNMENTAL ORGANIZATION: Failed passage 04/30/2009 In ASSEMBLY Committee on GOVERNMENTAL ORGANIZATION: Reconsideration granted	Support: Association of California Insurance Companies, City of Los Angeles, Scenic America Oppose: California Chamber of Commerce, Clear Channel Outdoor
AB 118 (Logue - R) California Global Warming Solutions Act of 2006	Repeals the California Global Warming Solutions Act of 2006, which requires the State Air Resources Board to adopt regulations to require the reporting of greenhouse gases and to adopt a statewide greenhouse gas emissions limit.	INTRODUCED: 01/15/2009 LOCATION: Assembly Natural Resources Committee STATUS: 02/26/2009 To ASSEMBLY Committee on NATURAL RESOURCES	None Listed
AB 153 (Ma - D) High Speed Rail Authority	Specifies that the High-Speed Rail Authority constitutes a governing body for the purpose of adopting a resolution of necessity. Excludes the authority with respect to property acquired for the construction of a high-speed rail system from the requirement that the property be acquired by the State Public Works Board.	INTRODUCED: 01/23/2009 LOCATION: Senate Transportation and Housing Committee STATUS: 06/23/2009 In SENATE Committee on TRANSPORTATION AND HOUSING: Not heard	Sponsor: High Speed Rail Authority Support: California State Association of Counties, State Building and Construction Trades Council

BILL NO. / AUTHOR	COMMENTARY	STATUS	OCTA POSITION / OTHER AGENCY POSITIONS
AB 216 (Beall – D) Public Contracts: Claims	Provides for a mediation process and binding arbitration process for third party claim disputes between a contractor and a local agency, charter city, or charter county that does not have an alternative dispute process, if those claims remain unresolved after a 105 day time period for review of the claim, 10-day period for a meet and confer conference to occur, and 30 day time period for mediation.	INTRODUCED: 02/03/2009 LAST AMENDED: 05/06/2009 LOCATION: Assembly Appropriations Committee STATUS: 05/28/2009 In ASSEMBLY Committee on APPROPRIATIONS: Heard, remains in Committee	(partial list) Support: American Federation of State, County, and Municipal Employees, AFL-CIO Oppose: League of California Cities, American Council of Engineering Companies
AB 231 (Huffman – D) Global Warming Solutions Act of 2006: Trust Fund	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.	INTRODUCED: 02/05/2009 LAST AMENDED: 06/26/2009 LOCATION: Senate Environmental Quality Committee STATUS: 06/26/2009 From SENATE Committee on ENVIRONMENTAL QUALITY with author's amendments 06/26/2009 In SENATE. Read second time and amended. Re-referred to Committee on ENVIRONMENTAL QUALITY	(partial list) Support: Environmental Defense Fund, The Trust for Public Land, AFL-CIO Oppose: California Chamber of Commerce, Cal-Tax, California Retailers Association
AB 251 (Knight – R) L.A. County Metropolitan Transportation Authority	Provides for the appointment of one member of the Los Angeles County Metropolitan Transportation Authority by the city councils of the Cities of Palmdale, Lancaster, and Santa Clarita, and deletes one of the public members appointed by the Mayor of Los Angeles. Excludes the Cities of Palmdale, Lancaster, and Santa Clarita from the selection of the four members appointed from other cities in the county.	INTRODUCED: 02/10/2009 LOCATION: Assembly STATUS: 05/20/2009 From ASSEMBLY Committee on LOCAL GOVERNMENT without further action pursuant to JR 62(a)	Sponsor: L.A. County Supervisor Michael Antonovich Oppose: City of Los Angeles

BILL NO. / AUTHOR	COMMENTARY	STATUS	OCTA POSITION / OTHER AGENCY POSITIONS
AB 263 (Miller – R) Riverside County Transportation Commission	Authorizes the Riverside County Transportation Commission (RCTC) to approve and award one best-value design-build contract for transportation improvements on the State Highway Route 91 corridor based on criteria established by RCTC.	INTRODUCED: 02/11/2009 LOCATION: Assembly Transportation Committee STATUS: 03/04/2009 To ASSEMBLY Committee on TRANSPORTATION	Sponsor: Riverside County Transportation Commission
AB 266 (Carter – D) Transportation Needs Assessment	Requires the California Transportation Commission to develop an assessment of the unfunded costs of programmed state projects and federally earmarked projects in the state, as well as an assessment of available funding for transportation purposes and unmet transportation needs on a statewide basis.	INTRODUCED: 02/11/2009 LAST AMENDED: 04/20/2009 LOCATION: Senate Rules Committee STATUS: 06/11/2009 To SENATE Committee on RULES	Support: California Transit Association, AFL-CIO, American Federation of State, County, and Municipal Employees
AB 309 (Price – D) Public Contracts: Small Business Participation	Requires state agencies, departments, boards, and commissions to establish and achieve a goal of small business participation in state procurements and contracts and to work with the Department of General Services to help small businesses market their products, goods and services to the state by providing access to information about current bid opportunities on their web sites. Requires the Office of Small Business Advocate to collaborate with the Department of General Services to enhance the states small business program.	INTRODUCED: 02/17/2009 LAST AMENDED: 04/23/2009 LOCATION: Assembly Appropriations Committee STATUS: 05/28/2009 In ASSEMBLY Committee on APPROPRIATIONS: Heard, remains in Committee	Sponsor: National Federation of Independent Business California

BILL NO. / AUTHOR	COMMENTARY	STATUS	OCTA POSITION / OTHER AGENCY POSITIONS
AB 319 (Niello – R) Elections: Ballot Titles	Requires the Legislative Analyst, instead of the Attorney General, to prepare the ballot title and summary for all measures submitted to the voters of the state. Requires the Legislative Analyst, instead of the Department of Finance and the Joint Legislative Budget Committee, to prepare any fiscal estimate or opinion required by a proposed initiative measure.	INTRODUCED: 02/18/2009 LAST AMENDED: 04/13/2009 LOCATION: Assembly Elections and Redistricting Committee STATUS: 04/21/2009 In ASSEMBLY Committee on ELECTIONS AND REDISTRICTING: Failed passage 04/21/2009 In ASSEMBLY Committee on ELECTIONS AND REDISTRICTING: Reconsideration granted	Oppose: California School Employees Association , AFL-CIO
AB 397 (Jeffries – R) South Coast Air Quality Management District Election	Requires the members of the South Coast Air Quality Management District governing board to be elected by the divisions commencing with the 2012 general election.	INTRODUCED: 02/23/2009 LOCATION: Assembly Local Government Committee STATUS: 03/12/2009 Withdrawn from ASSEMBLY Committee on NATURAL RESOURCES 03/12/2009 Re-referred to ASSEMBLY Committees on LOCAL GOVERNMENT and NATURAL RESOURCES	None Listed
AB 619 (Blumenfield – D) 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 cash flow or other funding issues, if the places at risk federal funds.	INTRODUCED: 02/25/2009 LOCATION: Senate Transportation and Housing Committee STATUS: 05/21/2009 To SENATE Committee on TRANSPORTATION AND HOUSING	None Listed

BILL NO. / AUTHOR	COMMENTARY	STATUS	OCTA POSITION / OTHER AGENCY POSITIONS
AB 726 (Nielson - R) Transportation Capital Improvement Projects	States that local road rehabilitation projects are eligible for transportation capital improvement funds pursuant to the State Transportation Improvement Program.	INTRODUCED: 02/26/2009 LOCATION: Senate Transportation and Housing Committee STATUS: 06/16/2009 In SENATE Committee on TRANSPORTATION AND HOUSING: Not heard	Sponsor: CSAC and Regional Council of Rural Counties Support: League of California Cities
AB 782 (Jeffries - R) Regional Transportation Plans: Sustainable Communities	Provides that upon the California Air Resources Board's (CARB) acceptance that the sustainable communities strategy or an alternative planning strategy, if implemented, will achieve the greenhouse gas emissions reduction targets established by CARB, that acceptance shall be final, and no person or entity may initiate or maintain any judicial proceeding to review the propriety of the CARB's acceptance. Expands the Regional Targets Advisory Committee membership to include commercial builders, the business community, and those involved in transportation funding. Exempts transportation projects funded by Proposition 1B, the American Recovery and Reinvestment Act of 2009, and expands the exemption related to sales tax projects to include measures passed until 2010. Expands California Environmental Quality Act (CEQA) streamlining provisions to additional projects consistent with a sustainable communities strategy or alternative planning scenario.	INTRODUCED: 02/26/2009 LOCATION: Assembly Natural Resources Committee STATUS: 04/27/2009 In ASSEMBLY Committee on NATURAL RESOURCES: Heard, remains in Committee	Support: California Chamber of Commerce, American Council of Engineering Companies Oppose: Breathe California
AB 815 (Ma - D) Public Contracts: Bidding Procedures	Requires a local public entity, charter city, or charter county, before entering into any contract for a project, to provide full, complete, and accurate plans and specifications and estimates of cost, giving such direction as will enable any competent mechanic or other builder to carry them out. Exempts from these provisions any clearly identified design-build projects or design-build portions thereof.	INTRODUCED: 02/26/2009 LAST AMENDED: 06/01/2009 LOCATION: Senate Local Government Committee STATUS: 06/18/2009 To SENATE Committee on LOCAL GOVERNMENT	Oppose: City of Costa Mesa, Governor's Office of Planning and Research, League of California Cities

BILL NO. / AUTHOR	COMMENTARY	STATUS	OCTA POSITION / OTHER AGENCY POSITIONS
AB 878 (Caballero – D) Infrastructure Financing	Authorizes a local governmental agency to enter into an agreement with a private entity for financing for specified types of revenue-generating infrastructure projects.	INTRODUCED: 02/26/2009 LAST AMENDED: 04/20/2009 LOCATION: Assembly Local Government Committee STATUS: 04/20/2009 From ASSEMBLY Committee on LOCAL GOVERNMENT with author's amendments 04/20/2009 In ASSEMBLY. Read second time and amended. Referred to Committee on LOCAL GOVERNMENT	None Listed
AB 1018 (Hill – D) State Finance	Requires the Governor's proposed budget to include estimates of revenues and expenditures for the three subsequent fiscal years. Requires the Director of Finance to submit revised estimates of revenue and expenditures for the current fiscal year and three subsequent fiscal years on or before May 14, July 15, and September 15 of each year. Requires the state Controller and Treasurer to review revised estimates and submit assessment to the fiscal committees of each house and the Director of Finance on or before May 31 of each year.	INTRODUCED: 02/27/2009 LOCATION: Assembly Appropriations Committee STATUS: 05/28/2009 In ASSEMBLY Committee on APPROPRIATIONS: Heard, remains in Committee	None Listed
AB 1062 (Garrick - R) Design-build contracts: Labor Compliance Program	Revises the definition of skilled labor force availability for purposes of public works design-build contracting to mean a commitment to training the future construction workforce through apprenticeship and requires the design-build entity to provide specified information from which it intends to request the dispatch of apprentices for use on the design-build contract.	INTRODUCED: 02/27/2009 LOCATION: Assembly Business and Professions Committee STATUS: 03/31/2009 To ASSEMBLY Committees on BUSINESS AND PROFESSIONS and LABOR AND EMPLOYMENT	Support: Western Electrical Contractors Association Oppose: California Labor Federation, AFL-CIO

BILL NO. / AUTHOR	COMMENTARY	STATUS	OCTA POSITION / OTHER AGENCY POSITIONS
AB 1091 (Ruskin - D) Natural Resources: Climate Change	Authorizes the Natural Resources Agency to develop and amend as necessary a climate change adaptation strategy to assess the state's vulnerability to impacts of climate change, including the impacts of projected sea-level rise, on the state's physical and natural infrastructure. Permits the agency to develop or augment the strategy by region. Provides that the strategy is subject to a specified revenue process prior to adaptation or approval.	INTRODUCED: 02/27/2009 LAST AMENDED: 05/06/2009 LOCATION: Assembly Appropriations Committee STATUS: 05/28/2009 In ASSEMBLY Committee on APPROPRIATIONS: Heard, remains in Committee.	Support: Trust for Public Land, Nature Conservancy, Planning and Conservation League
AB 1135 (Skinner - D) Vehicles: Registration Renewal	Requires the owner of a vehicle, upon application for renewal of a vehicle registration, to report the current odometer reading of the vehicle. Requires the information, except for the name of the vehicle owner and the vehicle license plate number, to be public information. Requires the Department of Motor Vehicles to group the information into census blocks and post the data on the department's Internet web site.	INTRODUCED: 02/27/2009 LAST AMENDED: 04/13/2009 LOCATION: Assembly Appropriations Committee STATUS: 05/28/2009 In ASSEMBLY Committee on APPROPRIATIONS: Heard, remains in Committee.	Sponsor: TransFORM California Support: Breathe California, Bay Area Air Quality Management District
AB 1212 (Ruskin - D) Air Resources: Clean Vehicle Incentive Program	Authorizes CARB to adopt and implement a clean vehicle incentive, or feebate, program consisting of one-time rebates and one-time surcharges on the sale of new passenger motor vehicles. CARB is only to establish this program if it funds that the implementation of the program would be beneficial to achieving AB 32 greenhouse gas emission reduction goals. This is to be implemented in such a way that does not result in a levying of a tax, and all revenues are to be deposited into the Air Pollution Control Fund.	INTRODUCED: 02/27/2009 LOCATION: Assembly Transportation Committee STATUS: 03/31/2009 To ASSEMBLY Committee on TRANSPORTATION	None Listed
AB 1229 (Evans - D) Public Contracts: Local Public Agencies	Requires the Contractors State License Board, rather than the Department of Industrial relations, in collaboration with impacted agencies and parties, to develop guidelines and a standardized questionnaire related to qualifying bidders and regulating local public works projects. Factors to be considered in qualifying bidders are to include the size and contract volume of a prospective bidder. Factors are to be used to determine qualifications of a bidder on a weighted basis. Specifies that a prequalifying questionnaire, if used by a public entity, shall remain valid for three years, rather than a year, as long as the public entity determines the information has not substantially changed for that three year period.	INTRODUCED: 02/27/2009 LOCATION: Assembly Business and Professions Committee STATUS: 03/31/2009 To ASSEMBLY Committees on BUSINESS AND PROFESSIONS and LOCAL GOVERNMENT	None Listed

BILL NO. / AUTHOR	COMMENTARY	STATUS	OCTA POSITION / OTHER AGENCY POSITIONS
AB 1277 (Harkey - R) State Bonds: Sale	Authorizes the Treasurer to delay the sale of state bonds that are subject to the approval under Article 16 of the state constitution if the Treasurer, in consultation with the state Controller and Director of Finance determine that making the principal and interest payments would result in payments from the general fund for total debt service on the bonds would exceed six percent of total general fund revenues for the fiscal year, or if the cost of commercial paper needed to find a start-up loan would be more than three times the normal costs of commercial paper experienced by the Treasurer over the last two fiscal years, or if the Treasurer determines the Pooled Money Investment Account does not have sufficient funds to loan an amount equal to the bond proceeds.	INTRODUCED: 02/27/2009 LOCATION: Assembly Appropriations Committee STATUS: 05/20/2009 In ASSEMBLY Committee on APPROPRIATIONS: To Suspense File	None Listed
AB 1278 (Harkey - R) Elections: Initiatives	Requires the Legislative Analyst to include additional information in the ballot pamphlet for each state initiative measure that proposes the issuance of a state bond. This information is to include the total amount of proposed bond indebtedness, the total amount of interest that would be paid over the term of the proposed bond, state that by approving this measure it is authorizing the state to incur debt, state whether tax revenue will be used to repay the bond, and state that repayment of the proposed bond may take priority over funding provided to local government or provided for public services.	INTRODUCED: 02/27/2009 LAST AMENDED: 04/14/2009 LOCATION: Assembly Elections and Redistricting Committee STATUS: 04/14/2009 From ASSEMBLY Committee on ELECTIONS AND REDISTRICTING with author's amendments 04/14/2009 In ASSEMBLY. Read second time and amended. Referred to Committee on ELECTIONS AND REDISTRICTING	None Listed
AB 1299 (Coto - D) State Taxes: Vote Requirement	Clarifies the meaning of state taxes for purposes of the constitutional vote requirement to mean taxes that are imposed by state law, levied and collected by the state, and required by state law to be deposited in the state treasury.	INTRODUCED: 02/27/2009 LOCATION: Assembly STATUS: 02/27/2009 INTRODUCED	None Listed

BILL NO. / AUTHOR	COMMENTARY	STATUS	OCTA POSITION / OTHER AGENCY POSITIONS
AB 1321 (Eng – D) Advance Infrastructure Mitigation Program	Enacts the Advance Infrastructure Mitigation Program Act. Provides for effective mitigation and conservation of natural resources and natural processes on a landscape, regional, or statewide scale, to expedite the environmental review of planned infrastructure projects and to facilitate the implementation of measures to mitigate the impacts of those projects. Establishes and funds mitigation banks. Authorizes mitigation credits.	INTRODUCED: 02/27/2009 LAST AMENDED: 05/06/2009 LOCATION: Assembly Appropriations Committee STATUS: 05/28/2009 In ASSEMBLY Committee on APPROPRIATIONS: Heard, remains in Committee	(partial list) Support: California Council of Land Trust, California League of Conservation Voters, Nature Conservancy
AB 1323 (Lowenthal – D) Workforce Development: Job Information	Requires the Employment Development Department to ensure that information is posted or otherwise made available at all state one-stop career centers regarding any jobs that have been or will be created in the state as result of economic stimulus funding provided to the state pursuant to the American Recovery and Reinvestment Act of 2009, or from the proceeds from the sale of state General Fund Infrastructure Bonds.	INTRODUCED: 02/27/2009 LAST AMENDED: 04/14/2009 LOCATION: Assembly Appropriations Committee STATUS: 05/28/2009 In ASSEMBLY Committee on APPROPRIATIONS: Heard, remains in Committee	Support: California Workforce Association
AB 1375 (Galgiani – D) High-speed Rail	Revises and recasts provisions by repealing and reenacting the California High-Speed Train Act. Continues the High-Speed Rail Authority. Would also create the Department of High-Speed Trains within the Business, Transportation and Housing Agency to implement policies related to Proposition 1A (2008) and specifies its duties in relation to the High-Speed Rail Authority. Requires the newly formed department to have control over the annual submission of a six-year high-speed train capital improvement program and progress report to the Legislature.	INTRODUCED: 02/27/2009 LOCATION: Assembly Appropriations Committee STATUS: 04/27/2009 From ASSEMBLY Committee on TRANSPORTATION: Do pass to Committee on APPROPRIATIONS	None Listed
AB 1382 (Niello – R) State Budget	Requires that the state budget submitted by the Governor to the Legislature for the 2011-2012 fiscal year and each following year be developed pursuant to performance-based budgeting methods, for each state agency. Requires the Department of Finance to utilize the annual report on the measurements of performance-based budgeting methods prepared by the Joint Legislative Budget Committee.	INTRODUCED: 02/27/2009 LOCATION: Assembly Appropriations Committee STATUS: 05/28/2009 In ASSEMBLY Committee on APPROPRIATIONS: Heard, remains in Committee	None Listed

BILL NO. / AUTHOR	COMMENTARY	STATUS	OCTA POSITION / OTHER AGENCY POSITIONS
AB 1411 (Torrico – D) Legislature: Delayed Budget Bill Passage	Prohibits Members from engaging in campaign fundraising activities from July 1 until August 15 or the date on which the Budget Bill is passed by the Legislature and sent to the Governor, whichever occurs first.	INTRODUCED: 02/27/2009 LAST AMENDED: 06/02/2009 LOCATION: Assembly Third Reading File STATUS: 06/02/2009 In ASSEMBLY. Read third time and amended. To third reading.	None Listed
AB 1502 (Eng – D) Vehicles: High-Occupancy Vehicle Lanes	Authorizes the Department of Transportation to designate certain lanes for the exclusive use of high-occupancy vehicles, which may also be used by certain low-emission, hybrid, or alternative fuel vehicles.	INTRODUCED: 02/27/2009 LOCATION: Assembly Transportation Committee STATUS: 04/02/2009 To ASSEMBLY Committee on TRANSPORTATION	None Listed
ACR 16 (Silva – R) Joint Rules: Fiscal Committee	Provides that whenever a bill that would result in net costs for a program is referred or re-referred to the fiscal committee of either house, the bill shall not be heard or acted upon by the committee or either house until the bill either provides for an appropriation or other funding source in an amount that meets or exceeds the net costs.	INTRODUCED: 02/02/2009 LOCATION: Assembly STATUS: 02/02/2009 INTRODUCED	None Listed
SB 31 (Pavley – D) Global Warming Solutions Act	Relates to the Global Warming Solutions Act of 2006. Requires that revenues collected pursuant to compliance mechanisms adopted by the State Air Resources Board be deposited in the Air Pollution Control Fund. Specifies that uses of the revenues collected pursuant to the fee and the compliance mechanisms are to include such things as renewable energy and energy efficiency programs, investments in technologies to reduce greenhouse gas emissions, green jobs development and training, and for administrative costs related to implementing the Act.	INTRODUCED: 12/02/2008 LAST AMENDED: 05/05/2009 LOCATION: Senate Inactive File STATUS: 06/03/2009 In SENATE. Read third time. Failed to pass SENATE. 06/03/2009 In SENATE. Reconsideration granted. 06/03/2009 In SENATE. From third reading. To Inactive File.	Co-Sponsors: Environmental Entrepreneurs, Natural Resources Defense Council (partial list) Support: South Coast Air Quality Management District, Environmental Defense Fund Oppose: California Chamber of Commerce, Southern California Edison

BILL NO. / AUTHOR	COMMENTARY	STATUS	OCTA POSITION / OTHER AGENCY POSITIONS
SB 225 (Flores – D) Emission Reduction Credits	Authorizes an air quality management district and an air pollution control district to create an emission reduction credit from the emission reductions resulting from a project that is funded from both public and private moneys if specified requirements are met.	INTRODUCED: 02/23/2009 LAST AMENDED: 04/29/2009 LOCATION: Senate Environmental Quality Committee STATUS: 04/29/2009 From SENATE Committee on ENVIRONMENTAL QUALITY with author's amendments 04/29/2009 In SENATE. Read second time and amended. Re-referred to Committee on ENVIRONMENTAL QUALITY	None Listed
SB 295 (Dutton - R) California Global Warming Solutions Act of 2006	Relates to the Global Warming Solutions Act of 2006 that requires reporting and verification of emissions of greenhouse gases and to enforce compliance with reporting and verification. Requires the State Air Resources Board to report on whether the revised analysis regarding greenhouse gas emission reductions has led, or will lead, to any changes to the scoping plan, and whether any changes should be made to the act's timelines. Requires the Legislative Analyst to review the state board's implementation.	INTRODUCED: 02/25/2009 LAST AMENDED: 05/13/2009 LOCATION: Senate Environmental Quality Committee STATUS: 05/20/2009 In SENATE Committee on ENVIRONMENTAL QUALITY: Failed passage 05/20/2009 In SENATE Committee on ENVIRONMENTAL QUALITY: Reconsideration granted	(partial list) Support: Cal-Tax, Greater Riverside Chamber of Commerce, Inland Empire Division of the League of California Cities Oppose: California Teachers Association, Planning and Conservation League.
SB 414 (Correa – D) County Employee Retirement: Boards	Requires a County retirement Board to appoint a replacing alternate member in the same manner as prescribed for the initial appointment of an alternate retired member who shall serve out the remaining term of the leaving member.	INTRODUCED: 02/26/2009 LOCATION: Senate Public Employment and Retirement Committee STATUS: 03/12/2009 To SENATE Committee on PUBLIC EMPLOYMENT AND RETIREMENT	None Listed

BILL NO. / AUTHOR	COMMENTARY	STATUS	OCTA POSITION / OTHER AGENCY POSITIONS
SB 476 (Correa – D) Environmental Quality Act: Noncompliance Allegations	Prohibits an action for noncompliance under CEQA from being brought forward unless the alleged grounds for noncompliance were raised either orally or in writing during the public comment period, prior to the close of the public hearing on the project, before the filing, rather than issuance, of the notice of determination.	INTRODUCED: 02/26/2009 LAST AMENDED: 04/30/2009 LOCATION: Assembly Natural Resources Committee STATUS: 05/28/2009 To ASSEMBLY Committees on NATURAL RESOURCES and JUDICIARY	Sponsor: California Business Properties Association Oppose: Planning and Conservation League
SB 518 (Lowenthal – D) Vehicles: Parking Services and Fees	Requires state funds not be used to subsidize parking services for students, employees, and other persons on and after a specified date, and to directly or indirectly subsidize the construction or operations of parking. Authorizes a community college district to exempt specified students who receive financial assistance, who rideshare, or who carpool from paying parking fees. Authorizes the expenditure of any moneys apportioned to cities or counties from the Highway Users Tax Account for transportation demand management measures. Relates to parking meter rate zones	INTRODUCED: 02/26/2009 LAST AMENDED: 05/28/2009 LOCATION: Senate Inactive File STATUS: 06/03/2009 In SENATE. Read third time. Failed to pass SENATE. 06/03/2009 In SENATE. Reconsideration granted. 06/03/2009 In SENATE. From third reading. To Inactive File.	(partial list) Sponsor: Natural Resources Defense Council Support: American Lung Association, California League of Conservation Voters, Genentech
SB 528 (Negrete McLeod – D) Toll Facilities: Lease Agreements	Relates to existing law that authorizes the Department of Transportation and regional transportation agencies to enter into comprehensive development lease agreements with public and private entities. Prohibits a lease agreement entered into after a certain date from providing for compensation for adverse effects of competing projects.	INTRODUCED: 02/27/2009 LOCATION: Senate Transportation and Housing Committee STATUS: 05/12/2009 In SENATE Committee on TRANSPORTATION AND HOUSING: Not heard	Support: Professional Engineers of California Government.

BILL NO. / AUTHOR	COMMENTARY	STATUS	OCTA POSITION / OTHER AGENCY POSITIONS
SB 553 (Wiggins - D) Payment of State Claims: Nonprofit Corporations	Relates to the Prompt Payment Act which requires timely payment of grants between any state agency and a local government agency or organization authorized to accept grant funding. Provides that, in the event a state agency fails to make timely payment because no Budget Act has been enacted, penalties shall continue to accrue. Provides that nonprofit public benefit corporations are eligible for late payment penalties.	INTRODUCED: 02/27/2009 LAST AMENDED: 04/22/2009 LOCATION: Senate Appropriations Committee STATUS: 05/28/2009 In SENATE Committee on APPROPRIATIONS: Not heard	(partial list) Co-Sponsors: California Council of Land Trusts, California State Parks Foundation, Planning and Conservation League Support: Land Trust Council, California Association of Nonprofits, Central Valley Land Trust Council
SB 560 (Ashburn - R) Regional Transportation Plans: Sustainable Communities	Relates to transportation planning. Provides that greenhouse gas emission credits for counties and cities that permit commercial wind, solar, and biomass projects may be used as credit in the formulation of the sustainable communities strategy or an alternative planning strategy. Excludes transportation trips related to a military installation.	INTRODUCED: 02/27/2009 LOCATION: Senate Environmental Quality Committee STATUS: 03/12/2009 To SENATE Committees on ENVIRONMENTAL QUALITY and TRANSPORTATION AND HOUSING	None Listed

BILL NO. / AUTHOR	COMMENTARY	STATUS	OCTA POSITION / OTHER AGENCY POSITIONS
SB 711 (Leno - D) Public Meetings: Sessions: Labor Negotiations	Amends the Ralph M. Brown Act. Requires a local agency, before holding a closed session regarding employee compensation to identify the employee(s) subject to the negotiations, the representatives of the employees, all known negotiation matters, and to make public written proposals. In addition, before an agency commences negotiations for a new collective bargaining agreement or initial proposal for an unrepresented employee, to present, in an open and public session, a new collective bargaining agreement or initial proposal. Requires any vote on the collective bargaining agreement or initial proposal to be taken at an open and public session.	INTRODUCED: 02/27/2009 LAST AMENDED: 04/13/2009 LOCATION: Senate Local Government Committee STATUS: 04/13/2009 From SENATE Committee on LOCAL GOVERNMENT with author's amendments 04/13/2009 In SENATE. Read second time and amended. Referred to Committee on LOCAL GOVERNMENT 04/13/2009 Hearing canceled at request of author	Support: California Newspaper Publishers Association, California Aware. Oppose: County of San Bernardino, California Association of Clerks and Elections Officials, American Federation of State, County, and Municipal Employees
SB 721 (Steinberg -D) Energy: Greenhouse Gas Emissions	Creates the Climate Action Team responsible for coordinating the state's overall climate policy and preparing, adopting, and presenting to the Legislature on or before January 1, 2011 and annually thereafter, a strategic research, development, demonstration, and development plan that establishes priorities and identifies key expenditure categories for research, development, demonstration, and development funds to be expended by the state agencies represented on the team.	INTRODUCED: 02/27/2009 LAST AMENDED: 04/23/2009 LOCATION: Senate Appropriations Committee STATUS: 05/28/2009 In SENATE Committee on APPROPRIATIONS: Not heard	Sponsor: Audubon California, Defenders of Wildlife, The Nature Conservancy Support: Clean Water Action, National Parks Conservation Association, Sierra Club California

BILL NO. / AUTHOR	COMMENTARY	STATUS	OCTA POSITION / OTHER AGENCY POSITIONS
SB 777 (Wolk – D) State Budget	Requires the budget of a state agency submitted to the Department of Finance to utilize a performance based budgeting method. Establishes a task force comprised of the Director of Finance, the Controller, and the Chairperson of the Joint Legislative Budget Committee to develop performance based budgeting guidelines and procedures and in addition, develop a training and education program for state agency personnel involved in the budget process.	INTRODUCED: 02/27/2009 LAST AMENDED: 05/26/2009 LOCATION: Senate Budget and Fiscal Review Committee STATUS: 05/26/2009 From SENATE Committee on BUDGET AND FISCAL REVIEW with author's amendments 05/26/2009 In SENATE. Read second time and amended. Re-referred to Committee on BUDGET AND FISCAL REVIEW	None Listed
SCA 1 (Walters – R) State Budget	Proposes an amendment to the State Constitution. Provides, that if the total amount of General Fund appropriations in a Budget Bill for the ensuing fiscal year combined with all other General Fund appropriations for that fiscal year on the date of passage does not exceed by 5 percent or more the amount of the General Fund appropriations for the immediately preceding fiscal year, the budget bill may be passed by a simple majority.	INTRODUCED: 12/01/2008 LOCATION: Senate Rules Committee STATUS: 01/29/2009 To SENATE Committees on RULES and ELECTIONS, REAPPORTIONMENT AND CONSTITUTIONAL AMENDMENTS	None Listed
SCA 3 (Wyland – R) Transportation Investment Fund	Proposes an amendment to the State Constitution. Deletes current provisions authorizing the transfer of revenues to the Transportation Investment Fund to be suspended during a fiscal emergency. Prohibits a loan of fund revenues under any circumstances. Prohibits any statute that would reduce the extent to which these tax revenues are deposited into the General Fund for transfer to the fund for transportation purposes.	INTRODUCED: 12/01/2008 LOCATION: Senate Revenue and Taxation Committee STATUS: 01/29/2009 To SENATE Committees on REVENUE AND TAXATION; ELECTIONS, REAPPORTIONMENT AND CONSTITUTIONAL AMENDMENTS; and APPROPRIATIONS	None Listed

BILL NO. / AUTHOR	COMMENTARY	STATUS	OCTA POSITION / OTHER AGENCY POSITIONS
SCA 5 (Hancock – D) State Budget	Exempts General Fund appropriations in the Budget Bill from the two-thirds vote requirement.	INTRODUCED: 12/02/2008 LOCATION: Senate Rules Committee STATUS: 01/29/2009 To SENATE Committees on RULES; and ELECTIONS, REAPPORTIONMENT AND CONSTITUTIONAL AMENDMENTS	None Listed
SCA 7 (Maldonado – R) Legislature: Compensation	Proposes an amendment to the State Constitution. Provides that if a Budget Bill is not passed by June 15, Members of the Legislature may not be paid any salary or per diem until the Budget Bill is passed and sent to the Governor.	INTRODUCED: 01/15/2009 LOCATION: Senate Rules Committee STATUS: 02/24/2009 Re-referred to SENATE Committee on RULES	None Listed
SCA 9 (Ducheny – D) Finance: State Budget: Taxes	Proposes an amendment to the Constitution that exempts from the two-thirds vote requirement appropriations made in a Budget Bill, and appropriations made in a bill identified in the Budget Bill containing only changes in law necessary to implement the Budget Bill, and instead be passed by a 55 percent vote in each house.	INTRODUCED: 01/26/2009 LOCATION: Senate Budget & Fiscal Review Committee STATUS: 02/05/2009 To SENATE Committees on BUDGET AND FISCAL REVIEW; and ELECTIONS, REAPPORTIONMENT, AND CONSTITUTIONAL AMENDMENTS	None Listed

BILL NO. / AUTHOR	COMMENTARY	STATUS	OCTA POSITION / OTHER AGENCY POSITIONS
SCA 15 (Calderon – D) State Budget	Proposes an amendment to the Constitution to exempt General Fund appropriations in the Budget Bill for the ensuing fiscal year from the 2/3 vote requirement of the Legislation if the total amount of General Fund revenues estimated by the Legislative Analyst after a certain date for the current fiscal year is a certain percentage below the estimate of General Fund revenues set forth in the Budget Bill enacted for the current fiscal year	INTRODUCED: 02/27/2009 LAST AMENDED: 04/13/2009 LOCATION: Senate Budget and Fiscal Review Committee STATUS: 04/13/2009 From SENATE Committee on BUDGET AND FISCAL REVIEW with author's amendments 04/13/2009 In SENATE. Read second time and amended. Re-referred to Committee on BUDGET AND FISCAL REVIEW	None Listed