

# Memorandum

**To:** Chair and Commissioners

**Date:** April 16, 2007

**From:** John F. Barna, Jr.  
Executive Director

**File No:** Ref. Agenda 4.1.  
ACTION

**Ref:** STATE AND FEDERAL LEGISLATIVE MATTERS

**Issue:** Should the Commission take a position, if any, on bills that it is considering?

Attached to this memo is the latest list of bills that Commission staff is tracking. The list is divided into several categories of bills that the:

- Commission supports.
- Commission is watching.
- Commission sent to the Technical Advisory Committee for Aeronautics for advice.
- Commission sent to the Real Estate Advisory Panel for advice.
- Staff is monitoring.

**Recommendation:** Commission staff recommends that the Commission:

- Based upon advice by the Real Estate Advisory Panel that the Commission add to its official Watch list ACA 9 by Devore. ACA 9 specifies that the property tax exemption for property owned by the state does not apply to real property owned by the Department of Transportation, that is determined by a county assessor as not having been used for at least 2 years.
- Take a position on SB 184 by Senator Alquist.

SB 184 states:

(a) a regional or local entity that is the sponsor of, or is eligible to receive funding for, a project contained in the state transportation improvement program may expend its own funds for any component of a transportation project within its jurisdiction that is included in an adopted state transportation improvement program and for which the commission has not made an allocation. It is the intent of the Legislature that local funds expended to advance eligible projects programmed in the state transportation improvement program shall be reimbursed if the requirements in the bill are satisfied.

(b) The amount expended under subdivision (a) shall be reimbursed by the state, subject to annual appropriation by the Legislature, if all of the following conditions are met:

- (1) The commission makes an allocation for, and the department executes an agreement to transfer funds for, the project.
- (2) Expenditures made by the regional or local entity are eligible for reimbursement in accordance with state and federal laws and procedures. In the event expenditures made by the regional or local entity are determined to be ineligible, the state has no obligation to reimburse those expenditures.

- (3) The regional or local entity complies with all legal requirements for the project, including, but not limited to, authorization by the federal government, if required, Section 14520.3, and the requirements of the California Environmental Quality Act (Division 13 commencing with Section 21000) of the Public Resources Code).
- (c) Upon the execution of an agreement with the department to transfer reimbursement funds for a project described in subdivision (a), the commission may delay reimbursement pursuant to this section only if programming or cash-management issues prevent immediate repayment.
- (d) This section shall be limited to projects advanced for expenditure by an eligible local or regional entity ~~within the 12 months preceding the date the project would otherwise be allocated funding by the commission~~ programmed in the current fiscal year of the state transportation improvement program.
- (e) Within 12 months of the first expenditure, the regional or local entity shall request an allocation for the project. If the commission finds that the project meets all of the requirements of an allocation but there are insufficient state and federal funds available to support the allocation, the commission shall approve the project for future allocation, which shall constitute an allocation for the purpose of paragraph (1) of subdivision (b). Nothing in this section shall establish a priority for allocations made by the commission.
- (f) Nothing in this section shall allow for the establishment of a timeframe limiting reimbursement to a regional or local entity so long as the regional or local entity has requested an allocation under the timeline established in subdivision (e) and the project is included in the adopted state transportation improvement program when the allocation reimbursement is approved by the commission.
- (e)
- (g) Unless otherwise agreed in advance by the commission and the department, the funds appropriated for the purposes of reimbursement under this section shall be federal funds and state matching funds.

**Commission Staff Concerns Regarding SB 184:** SB 184 is almost identical to AB 267 (Daucher, 2005). In 2005, the Commission considered an early version of AB 267 and considered taking an Opposed position. After much discussion, the Commission directed staff to work with the Orange County Transportation Authority to craft compromise language. The Commission did not take a position on AB 267. AB267 passed out of the Assembly and held under submission in Senate Appropriations until the session ended.

The language crafted by Commission staff for AB 267 appears substantially in SB 184 as section (e). However, SB 184 replaces the word “**may**” with “**shall**” in section (e) where it states” ... the commission **shall** approve the project for future allocation ...” rather than “...the commission **may** approve the project for future allocation ...” Staff also notes that Section (f) of SB 184 appears to be redundant.

Existing law already includes two provisions that allow for the reimbursement of prior local expenditures on a state transportation improvement program (STIP) project. Government Code Section 14529.27, which SB 184 would amend, already provides for a short-term advancement of funds, without prior Commission approval. It allows a local agency, at its own risk, to proceed with expenditures without waiting for a Commission project allocation and Caltrans fund transfer agreement.

Another provision of law, Government Code Section 14529.7 (added by AB 3090 in 1992), permits the Commission to approve an arrangement whereby a local agency advances its own funds for a project and the Commission commits to future reimbursement.

Commission staff's primary concern is maintaining the principle that the STIP is a plan for future allocations and that the adoption of the STIP does not constitute automatic approval of future project allocations. SB 184 is a step closer to mandating the allocation of funds to all projects in the STIP, regardless of actual funding availability and regardless of any project-specific issues that may not be fully known or vetted at the time a project is first included in the STIP.

Commission staff recommends at least a **neutral** position on SB 184.

Lastly, Commission staff will provide an oral report on the bills being reviewed by the Commission's Technical Advisory Committee for Aeronautics.

## Attachment

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CALIFORNIA TRANSPORTATION COMMISSION  
STATUS OF LEGISLATION

Bill #	Author	Bill Title	Subject	Current Status	CTC Position
<b>ASSEMBLY and SENATE SUPPORT</b>					
AB 1306	Huff	Sales Tax on Gasoline	Reduces the portion of gasoline sales tax revenues that are deposited in the Public Transportation Account by eliminating what is commonly known as the spillover formula. Bill states that increased revenues from the sales tax on gasoline would be deposited in the General Fund. Requires those revenues to be transferred to the Transportation Investment Fund.	HEARING: 04/23/2007 ASSEMBLY TRANS Committee 02/23/2007: INTRODUCED.	Support
SB 204	Dutton	Transportation Funds	Requires revenues from taxes imposed by the state on motor vehicle fuels and from the sale of excess real property originally acquired by the state for highways to be paid into the State Treasury to the credit of the State Highway Account and to be available to the Department of Transportation.	03/27/2007 Senate Transportation & Housing Committee. <b>Hearing cancelled at author's request</b> 02/20/2007 To SENATE Committee on TRANSP & HOUSING. 02/08/2007: INTRODUCED.	Support
<b>ASSEMBLY WATCH</b>					
AB 412	Smyth	Transportation: Project Delivery Deadlines	Requires the <del>Transportation Commission</del> the agencies specified in the bond act to allocate funds, in order to ensure the timely use of Highway Safety, Traffic Reduction, Air Quality, and Port Security Bond Act Funds, to specify project delivery deadlines for each program category for which the <del>commission has the authority under the bond act to allocate funds to establish guidelines that specify</del> deadlines for commencing construction or implementation for each program it administers under the bond act .	HEARING: 03/26/2007 ASSEMBLY TRANS CTE, author's amendments 02/26/2007 To ASSEMBLY Committee on TRANSPORTATION 02/16/2007: INTRODUCED.	Watch
AB 784	Karnette	Transportation: Bonds	Bill would require the CTC or the Office of Emergency Services, as the allocating agency, to adopt guidelines and policies to ensure timely use of these bond funds by requiring construction on a project to begin no later than December 31, 2012. The bill would, notwithstanding any other provision of law, provide that applicants for bond funds allocated by the Office of Emergency Services need not comply with competitive bidding requirements.	HEARING: 04/16/2007 ASSEMBLY TRANS CTE, 02/22/2007: INTRODUCED.	Watch
AB901	Nunez	Public Transit	Bill amends existing law, the Highway Safety, Traffic Reduction, Air Quality, and Port Security Bond Act of 2006. Makes various findings regarding public transportation and would declare the intent of the Legislature to provide accountability measures in the allocation of those proceeds. ()	HEARING: 04/16/2007 ASSEMBLY TRANS Committee 02/22/2007: INTRODUCED.	Watch
AB 995	Nava	Ports Infrastructure, Security, and Air Quality	States the intent of the Legislature to advance certain goals and policies relating to the Highway Safety, Traffic Reduction, Air Quality, and Port Security Fund of 2006 for trade corridors and emission reductions. ()	HEARING: 04/16/2007 Assembly Transportation Committee 02/22/2007: INTRODUCED.	Watch
AB 1170	Krekorian	<del>Transportation Bonds</del> STATE MANDATES	Requires the Commission on State Mandates to issue a decision upon a local agency or school district test claim no later than 24 months after the date the claim is filed or close the statute or executive order that is the basis of the claim shall be deemed to be reimbursable mandate consistent with the claimant's filing. <del>States the intent of the Legislature to enact provisions governing project eligibility and the application process for certain of the Proposition 1B bond funds.()</del>	HEARING: 04/18/2007 Assembly Local Government Committee 02/23/2007: INTRODUCED.	Watch
AB 1209	Karnette	Air Resources Board: Bond Allocation Criteria	Requires a \$1 billion of infrastructure funds be made available, upon appropriation by the Legislature to the Air Resources Board for emission reductions from activities related to the movement of freight along State trade corridors. Requires the state board to develop guidelines meeting specified requirements for funding allocations.	HEARING: 04/16/2007 Assembly Natural Resources Committee 02/23/2007: INTRODUCED.	Watch
AB 1350	Nunez	Transportation Bond Funds	Amends existing law, the Highway Safety, Traffic Reduction, Air Quality, and Port Security Bond Act of 2006. States the intent of the Legislature to enact legislation that contains conditions and criteria for allocations from this account. ()	HEARING: 04/16/2007 Assembly Transportation Committee 02/23/2007: INTRODUCED.	Watch

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Bill #	Author	Bill Title	Subject	Current Status	CTC Position
<b>ASSEMBLY</b>					
<b>WATCH</b>					
AB 1351	Levine	Transportation, State Local Partnership	This bill would make various findings regarding transportation infrastructure and funding in California and would state the intent of the Legislature to give priority to self-help counties that have passed local sales tax measures in the State-Local Partnership Program (SLPP).	HEARING: 04/23/2007 Assembly Transportation Committee 02/23/2007: INTRODUCED.	Watch
AB 1672	Nunez	Transportation: Infrastructure	Makes findings regarding transportation infrastructure in California and states the Legislature's intent to advance certain goals and policies related to the purposes for these moneys in the Highway, Traffic Reduction, Air Quality and Port Security Fund of 2006.	HEARING: 04/16/2007 Assembly Transportation Committee 02/23/2007: INTRODUCED.	Watch
<b>SENATE</b>					
<b>WATCH</b>					
SB 9	Lowenthal	Trade Corridor Improvement: Transportation Project <b>URGENCY</b>	Amends existing law, the Highway Safety, Traffic Reduction, Air Quality, and Port Security Bond Act. Requires a sum to be transferred to the Trade Corridors Improvement Fund. Provides for infrastructure improvements along federally designated Trade Corridors of National Significance. Sets forth the intent of the Legislature to enact legislation that establishes a process for the selection of transportation projects	HEARING: 04/17/2007 Senate Transportation and Housing 1/18/2007 To SENATE Committee on RULES. 12/4/2006 INTRODUCED	Watch
SB 19	Lowenthal	Trade Corridor: Projects to Reduce Emissions: Funding <b>URGENCY</b>	Declares the intent of the Legislature to enact legislation that establishes conditions and criteria for projects funded, by the Air Resources Board, under provisions of the Highway Safety, Traffic Reduction, Air Quality, and Port Security Bond Act of 2006.	HEARING: 04/17/2007 Senate Transportation and Housing 1/18/2007 To SENATE Committee on RULES. 12/4/2006 INTRODUCED	Watch
SB 45	Perata	Transportation Funds for Capital Projects	States the intent of the Legislature to enact legislation that would establish the application process for allocations from the Transit System Safety, Security, and Disaster Response Account, for capital projects that provide increased protection against a security and safety threat, and for capital expenditures to increase the capacity of transit operators to develop disaster response transportation systems.	HEARING: 04/24/2007 Senate Transportation and Housing 1/18/2007 To SENATE Committee on RULES. 12/22/2006 INTRODUCED	Watch
SB 47	Perata	Transportation Bonds	States the intent of the Legislature to enact provisions governing project eligibility, matching fund requirements, and the application process relative to allocation of bond proceeds of the Highway Safety, Traffic Reduction, Air Quality, and Port Security Bond Act of 2006 to the State-Local Partnership Program.	1/18/2007 To SENATE Committee on RULES. 12/22/2006 INTRODUCED	Watch
SB 56	Runner, G.	Highway Construction Contracts	Declares the intent of the Legislation to authorize a demonstration program that would allow a careful examination of the benefits and challenges of using a design-build method of procurement for transportation projects. Authorizes certain state and local transportation entities to use a design-build process for contracting on transportation projects. Requires a transportation entity to implement a labor compliance program for design-build projects. Establishes a procedure for submitting bids.	HEARING: 04/24/2007 Senate Transportation and Housing 1/25/2007 To SENATE Committees on RULES and TRANSPORTATION AND HOUSING. 01/10/2007 INTRODUCED	Watch
SB 61	Runner, G.	Transportation: Public Private-Partnerships	Authorizes the Department of Transportation or regional transportation agency nominating a project to pay a stipend to proposers of a project under certain conditions. Authorizes the department or regional transportation agencies to enter into agreement under which a private entity constructs a transportation project that is operated without the charging of a toll or user fee, but where the private entity receives compensation in the form of a shadow toll or other type of payment.	HEARING: 04/24/2007 Senate Transportation and Housing 1/25/2007 To SENATE Committee on TRANSPORTATION AND HOUSING 01/16/2007 INTRODUCED	Watch

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Bill #	Author	Bill Title	Subject	Current Status	CTC Position
<b>SENATE</b>					
<b>WATCH</b>					
SB 262	Runner, G.	Transportation: Trade Corridors Improvement	Requires the Transportation Commission, when allocating certain funds to projects, to consider the impact of a project on goods movement and port operations in the Southern California region and the potential of a project to benefit the inland port concept in order to relieve congestion at and in the vicinity of the Port of Los Angeles and the Port of Long Beach.	02/20/2007 To SENATE Committee on TRANS & HOUSING. 02/14/2007: INTRODUCED.	Watch
SB 286	Dutton	Transportation Bonds: Implementation	Requires bond funds for local street and road purposes to be allocated in cycles. Requires the Controller to use the population figures from the Department of Finance in making allocations to cities.	04/09/2007 From SENATE Committee on TRANSPORTATION AND HOUSING 02/20/2007 To SENATE Committee on TRANS & HOUSING. 02/15/2007: INTRODUCED	Watch
SB 307	Dutton	Goods Movement	States the intent of the Legislature to incorporate the Southern California National Freight Gateway Strategy into the Goods Movement Action Plan.	02/28/07 To Senate Rules 02/16/2007: INTRODUCED.	Watch
SB 716	Perata	Transit Operations	Legislature intends to establish the process through which transit operators may apply for an allocation of funds from the Public Transportation Modernization, Improvement, and Service Enhancement Account.	HEARING: 04/17/2007 Senate Transportation and Housing Committee 03/08/2007 To SENATE Committee on RULES 02/23/2007 INTRODUCED:	Watch
SB 745	Oropeza	Transportation Funding: Port Security	States the intent of the Legislature to require the Office of Emergency Services to develop criteria for allocating general obligation bonds for port, harbor, and ferry terminal security.	04/09/07 Re-referred by Rules to Senate Transportation and Housing Committee 03/08/2007 To SENATE Committee on RULES. 02/23/2007 INTRODUCED:	Watch
SB 748	Corbett	Transportation	States the purposes of the State-Local Partnership Program to be allocated by the Transportation Commission to eligible transportation projects nominated by transportation agencies. Requires the Transportation Commission to adopt guidelines for the program.	HEARING: 04/17/2007 SENATE Committee on TRANSPORTATION and HOUSING 02/23/2007 INTRODUCED:	Watch
SB 872	Ackerman	State Local Partnership Program	Creates the State-Local Partnership Program and appropriates a specified amount per year for 5 years beginning in the 2010-11 fiscal year. Provides for allocation of state funds to eligible highway and mass transit guideway projects nominated by local agencies are to be funded with at least 50% of local funds derived from a locally imposed transportation sales tax.	HEARING: 04/17/2007 SENATE Committee on TRANSPORTATION 02/23/2007 INTRODUCED:	Watch
SCA 6	McClintock	General Obligation Bonds: Proceeds of Sale	Proposes a Constitutional amendment. Requires that the proceeds from the sale of any general obligation approved by the voters for issuance pursuant to certain provisions be expended only for the costs of construction or acquisition of tangible physical property that has an expected useful life at least equal to the length of time in which the bonds that are sold to finance that construction or acquisition will reach maturity.	02/21/07 Govt Organization Committee 02/20/2007: INTRODUCED.	Watch

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<b>ASSEMBLY AND SENATE</b>					
<b>TO TECHNICAL ADVISORY COMMITTEE FOR AERONAUTICS FOR ADVICE</b>					
AB 916	Niello	Design-build-contracts. Public contracts: alternative procurement procedure: County of Sacramento.	Specifies that projects on airports are eligible for design-build, but does not include the construction or improvement of a building that is owned and operated as part of a public airport. Bill would authorize an alternative method of procurement for airport-related construction projects in the County of Sacramento by authorizing the use the construction manager at-risk method, as defined, for contracting on airport-related construction projects. This bill would establish a procedure for the submission and evaluation of bids.	HEARING: 05/02/2007 ASSEMBLY LOCAL GOVT. CTE 02/22/2007: INTRODUCED.	Staff Monitoring To TACA for advice
SB 359	Runner, G.	Sales and Use Tax Exemptions	Exempts those state taxes gross receipts in excess of \$1.88 per gallon derived from the sale in, and the storage use, use, or other consumption in this state of fuel and petroleum products sold to or purchased by an air common carrier on a domestic flight.	HEARING: 04/25/2007 Senate Revenue and Taxation Committee 02/28/07 To SENATE Committee on REVENUE AND TAXATION.	Staff Monitoring To TACA for advice
SB 798	Battin	Criminal Background Checks: Aircraft Operations	States the Legislature's intent to enact provisions to require criminal background checks for all persons operating aircraft over the land or waters of the state.	03/08/2007 To SENATE Committee on RULES. 02/23/2007 INTRODUCED:	Staff Monitoring To TACA for advice
<b>ASSEMBLY AND SENATE</b>					
<b>TO REAL ESTATE ADVISORY PANEL FOR ADVICE</b>					
AB 620	Portantino	Surplus Residential Property <b>Transportation Bonds</b>	Establishes additional criteria under which the surplus property may be offered for sale to the current occupants, local governments, or nonprofit entities. Restricts the Department of Transportation in attaching terms or conditions to surplus properties on the 710 Freeway Right of Way and then offer the properties for sale. Amends the Highway Safety, Traffic Reduction, Air Quality, and Port Security Bond Act of 2006. Requires the Commission or a regional transportation agency, as the allocating agency, to adopt guidelines and policies to ensure timely use of these bond funds by requiring construction on a project to begin no later than December 31, 2012, and to conduct regular evaluations of those projects.	HEARINGS: 04/16/2007 ASSEMBLY TRANS Committee AMENDED, RE-REFERRED TO RULES 02/21/2007: INTRODUCED.	Staff Monitoring
AB 957	Spitzer	State Property: Transportation Records	Amends existing law which requires Caltrans to furnish to the Department of General Services an updated record of each parcel of real property that it possesses to include in that record, among other information, the parcels location, size, purchase price, and description of current use. Proposed bill would delete the exclusion for existing highways, airspace, excess lands, and properties acquired for highway projects from this recording requirement.	HEARING: 04/16/2007 ASSEMBLY TRANS 02/22/2007: INTRODUCED.	Staff Monitoring
AB 1161	Tran	Eminent Domain	Requires Caltrans, upon acquiring property through eminent domain, to designate the particular project for which the property is being acquired and would require Caltrans to use the property for that purpose within a certain number of years, plus an extension if obtained, or to otherwise sell the property.	HEARING: 04/10/2007 AND 04/17/2007 Assembly Judiciary Committee 02/23/2007: INTRODUCED.	Staff Monitoring
ACA 9	DeVore	Property Taxation: Department of Transportation	Bill proposes to amend the Constitution. Specifies that property tax exemption for property owned by the state does not apply to real property, owned by Caltrans, that is determined by a county assessor as not having been used for at least 2 years.	03/22/2007 INTRODUCED.	REAP ADVISES WATCH Staff Monitoring
SB 598	Harman	Department of Transportation, Property Management	States the intent of the Legislature to appoint a state agency ( ) to act in an oversight role to ensure that the Department of Transportation corrects its long history of mismanagement of its excess real property. ( )	03/08/2007 To SENATE Committee on RULES. 02/22/2007 INTRODUCED:	Staff Monitoring

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<b>ASSEMBLY AND SENATE</b>					
<b>TO REAL ESTATE ADVISORY PANEL FOR ADVICE</b>					
SCA 1	McClintock McClintock/ Correra	Eminent Domain: Condemnation Proceedings	Relates to eminent domain proceedings. Provides that private property may be taken or damaged only for a stated public use, and not without the consent of the owner for purposes of economic development, increasing tax revenue, or any other private use, nor for maintaining the present use by a different owner. Requires that property acquired in eminent domain by owned and occupied by the condemnor.	02/05/2007 Authors amendments, re-referred to Committee 01/18/07 To SENATE Committees on JUDICIARY and ELECTIONS, REAPPORTIONMENT & CONSTITUTIONAL AMENDMENTS. 12/04/2006 INTRODUCED	Staff Monitoring
<b>ASSEMBLY</b>					
<b>STAFF MONITORING</b>					
AB 27	Parra	California Partnership for the San Joaquin Valley	Creates the California Partnership for the San Joaquin Valley, composed of the heads of specified state agencies and departments, local government members and private sector members to coordinate and improve existing local, state and federal efforts for increasing living standards in the area. The membership includes one appointment by the CTC to the 45+ member partnership. The bill, if enacted, becomes effective Jan. 2009, after the current executive order expires, and sunsets in Jan. 2020.	02/01/2007: To ASSEMBLY Committee on JOBS, ECON DEVELOPMENT & ECONOMY 12/4/2006 INTRODUCED.	Staff Monitoring
AB 29	Hancock	Infill Development: Incentive Grants	Requires certain of the Housing and Emergency Shelter Trust Funds to be made available to the Secretary of Business, Transportation and Housing for distribution to designated councils of governments to fund competitive infill incentive grants for local public agencies that meet certain, listed criteria. Amendments provides specificity to criteria.	<b>04/18/2007 Hearing ASSEMBLY</b> Committee on LOCAL GOVT. 02/01/2007: To ASSEMBLY Committee on LOCAL GOVT. 12/4/2006 INTRODUCED.	Staff Monitoring
AB 89	Garcia	California and Mexico Border Infrastructure: Study	Requires the Secretary of Business, Transportation, and Housing to conduct a study on the infrastructure development along the border between California and Mexico and any needs for alternative financing mechanisms suited to the challenges of the border region.	HEARING: 04/17/2007 ASSEMBLY Committee on JOBS, ECON DEV & ECONOMY 02/01/2007: To ASSEMBLY Committee on JOBS, ECON DEV & ECONOMY. 12/4/2006 INTRODUCED.	Staff Monitoring
AB 256	Huff	State Highway Operation and Protection Programs	Relates to the state highway operation and protection program. Appropriates to the department, from funds in the State Highway Account the amount identified for traffic safety projects.	<b>HEARINGS: 04/23/2007 ASSEMBLY</b> TRANS CTE 03/12/2007 ASSEMBLY TRANS Committee HEARING not heard 02/02/2007 To ASSEMBLY Committee	Staff Monitoring
AB 401	Benoit	Traffic Congestion Relief Program	States the intent of the Legislature to expedite the construction of the projects in the Traffic Congestion Relief Program which consists of a specified program of transportation projects to relieve traffic congestion and provide additional transportation capacity. ( )	<b>HEARINGS: 04/23/2007 ASSEMBLY</b> TRANS Committee 02/15/2007: INTRODUCED.	Staff Monitoring
AB 534	Smyth	Bicycle Transportation Account: Funding	Existing law requires that \$416,667 continuously appropriated and transferred monthly to the Bicycle Transportation Account from the Highway Users Tax Account. This bill would instead require a monthly transfer of \$1,000,000 to the Bicycle Transportation Account from the Highway Users Tax Account, until January 31, 2012, or the date on which all moneys in the Highway Safety, Traffic Reduction, Air Quality, and Port Security Fund of 2006 have been expended, and would thereafter reduce the monthly transfer to \$416,667.	HEARING: 04/18/2007 ASSEMBLY APPROPRIATIONS 04/09/2007 Passed ASSEMBLY TRANS CTE, 03/01/2007 To ASSEMBLY Committee on TRANSPORTATION. 02/21/2007: INTRODUCED.	Staff Monitoring
AB 633	Galgiani	Rail Safety and Traffic Mitigation Bond Act	Bill would provide for a general obligation bond act of \$500 million to be submitted to the voters to provide funding for a program to eliminate the most dangerous railroad-highway grade crossings in the state, as identified by the Public Utilities Commission. ( )	<b>HEARINGS: 04/23/2007 ASSEMBLY</b> <b>TRANS Committee</b> 02/21/2007: INTRODUCED.	Staff Monitoring

CALIFORNIA TRANSPORTATION COMMISSION  
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<b>ASSEMBLY</b>					
<b>STAFF MONITORING</b>					
AB 700	Lieu	Air Pollution: Santa Monica Airport	Bill would address the increase in air pollution from the Santa Monica Airport, and the effects of that pollution on the residents of the surrounding area. ( )	HEARING: 04/23/2007 ASSEMBLY TRANS CTE, 02/22/2007: INTRODUCED.	Staff Monitoring
AB 814	Hayashi	State Highway Routes 238 and 84, non substantive changes	Existing law authorizes a city or county in which a planned transportation facility was to be located on State Highway Route 238, and on a specified portion of State Highway Route 84, in Alameda County to develop and file with the Commission a local alternative program. Provides for the use of revenues from the sales of excess properties acquired for the planned state facility in order to fund the program().	02/22/2007: INTRODUCED.	Staff Monitoring
AB 842	Jones	Regional plans: housing and traffic reduction	Bill requires the commission to update its guidelines for the preparation of regional transportation plans, including, but not limited to, a requirement that each regional transportation plan provide for a 10 percent reduction in the growth increment of vehicle miles traveled. Bill would require the Department of Housing and Community Development to fund grants to assist agencies of local governing in the planning and production of infill housing, and either requiring that the agencies submit regional transportation plans and regional land use plans for certain programs or providing priority to those projects where the agencies have those plans in place. <del>Bill would make funding available from the Highway Safety, Traffic Reduction, Air Quality, and Port Security Bond Act of 2006 and the Housing and Emergency Shelter Trust Fund of 2006, for housing projects to be located in a city or county where the council of governments or the county has adopted a regional plan to reduce the vehicle miles traveled per household and the city or county has amended its general plan to implement the regional plan's goal to reduce vehicle miles traveled per household.</del>	04/18/2007 ASSEMBLY LOCAL GOVT 02/22/2007: INTRODUCED.	Staff Monitoring
AB867	Davis	Transportation Analysis Zones	Bill would require each metropolitan planning organization and each transportation planning agency, in developing the regional transportation plan, to factor the mobility of low-income and minority residents into its computer analysis of regional transportation analysis zones.	HEARING: 04/23/2007 ASSEMBLY TRANS CTE 02/22/2007: INTRODUCED.	Staff Monitoring
AB 889	Lieu	Metro Green Line Construction Authority.	Bill would establish the Metro Green Line Construction Authority to award and oversee final design and construction contracts for completion of the Los Angeles-Metro Green Line light rail project that would establish a coastal extension of the Green Line to the north and south, including an initial segment to LAX. Requires the Authority as part of the final design and construction, to complete a detailed management, implementation, safety, and financial plan for the project and submit the plan to the Governor, the Legislature, and the California Transportation Commission.	HEARING: 04/16/2007 ASSEMBLY TRANS CTE 02/22/2007: INTRODUCED.	Staff Monitoring
AB900	Nunez	California Transportation Commission	Expands the commission from 11 to 13 members, with one additional voting member each appointed by the Speaker of the Assembly and the Senate Committee on Rules, who would not be subject to Senate confirmation. Existing non-voting ex-officio member from Assembly and Senate would remain.	HEARING: 04/18/2007 Assembly Appropriations Committee 04/09/2007 ASSEMBLY TRANS 02/22/2007: INTRODUCED.	Staff Monitoring
AB 945	Carter	Transportation Needs Assessment	Requires the 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. First submittal is July 1, 2008.	HEARING: 04/23/2007 ASSEMBLY TRANS 02/22/2007: INTRODUCED.	Staff Monitoring

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<b>ASSEMBLY</b>					
<b>STAFF MONITORING</b>					
AB 981	Ma	High Speed Rail Authority	Amends existing law that creates the High Speed Rail Authority with duties relating to the development and implementation of an intercity high speed rail system. Requires the authority to elect a chairperson and a vice chairperson to preside in the chairperson's absence and the authority to elect one or more vice chairpersons.	HEARING: 04/23/2007 ASSEMBLY TRANS 02/22/2007: INTRODUCED.	Staff Monitoring
AB 1055	Blakeslee	Transportation: Programs	States the intent of the Legislature to enact laws to improve the coordination and compatibility of transportation programs (STIP -- IIP and RIP) authorized by the State of California with environmental mitigation of important farm lands, natural lands, and waterways.(.)	HEARING: 04/23/2007 Assembly Transportation Committee 02/23/2007: INTRODUCED.	Staff Monitoring
AB 1107	Arambula	Goods Movement: Small Business and Microenterprise	Requires the Secretary of BT and H, the Secretary of labor and Workforce Development, and the Department of Agriculture, in support of the preparation of the Economic Development Strategic Plan and in support of the updating of the CA Transportation Plan, to establish an advisory committee to assist in an assessment of shipping needs and practices of small businesses.	HEARING: 04/17/2007 Assembly Jobs, Economic Development and The Economy Committee 02/23/2007: INTRODUCED.	Staff Monitoring
AB 1162	Tran & Spitzer	State Highway Property: Management	Authorizes the Department of Transportation to enter into personal services contracts for long term property management activities on real property over which a right-of-way for state highway purposes has been or is to be acquired.	HEARING: 04/23/2007 ASSEMBLY TRANS CTE 02/23/2007: INTRODUCED.	Staff Monitoring
AB 1337	Nava	State Highway System Construction Management	Requires employees of a specified department to perform the construction management and engineering for all projects on the state highway system, including inspection, quality control inspection, surveying, materials testing, and resident engineer functions.	HEARING: 04/16/2007 ASSEMBLY TRANS CTE 02/23/2007: INTRODUCED.	Staff Monitoring
AB 1499	Garrick	Department of Transportation: Design-Build	Authorizes the Department of Transportation to use the design-build procurement process for its state highway construction contracts. (.)	02/23/2007: INTRODUCED.	Staff Monitoring
AB 1566	Neillo	Rest Areas: Joint Economic Development	Requires the "Commission" of Caltrans to identify and prioritize one or more candidate projects for a rest area planned as a joint economic development demonstration project through the process for developing the state transportation improvement program and the state highway operation and projection program.	HEARING: 04/23/2007 ASSEMBLY TRANS CTE 02/23/2007: INTRODUCED.	Staff Monitoring
AB 1675	Nunez	Transit Oriented Development Implementation Program	Non substantive changes to provisions of to Transit Oriented Development Implementation Programs.(n)	02/23/2007: INTRODUCED.	Staff Monitoring
ACA2	Walters	Eminent Domain	Bill proposes an amendment to the State Constitution to permit private property to be taken or damaged <b>only</b> for a <b>stated</b> public use <b>and</b> only when just compensation has been paid to, or into court for, the owner of the property. Prohibits, with respect to both new and pending eminent domain projects that involve the exercise of the power of eminent domain, a community redevelopment agency, commission, or joint powers agency that has the power of eminent domain from exercising such power unjustly.	12/04/2006 INTRODUCED. Pending in Assembly	Staff Monitoring

CALIFORNIA TRANSPORTATION COMMISSION  
STATUS OF LEGISLATION

Bill #	Author	Bill Title	Subject	Current Status	CTC Position
<b>SENATE</b>					
<b>STAFF MONITORING</b>					
SB 53	Ducheny	State Highways: Performance Measures	Requires the Department of Transportation to develop specified performance measures to establish an evaluation and rating of the overall quality of the state highway system. Requires an annual report to the Legislature in that regard. The measures shall demonstrate how resource, staffing, and programming decisions impact the overall condition of the state highway system. Consult with Commission and others.	HEARING: 04/24/2007 Senate Transportation and Housing 1/25/2007 To SENATE Committee on TRANSPORTATION AND HOUSING. 01/10/2007 INTRODUCED	Staff Monitoring
SB 133	Aanestad	Federal Forest Reserve Funds: Short-Term Loans	Authorizes the Controller during the 2006-2007 fiscal year to issue loans from the General Fund to a school district, a county superintendent of schools on behalf of a school district, or a community college district that has requested that loan from the Superintendent of Public Instruction in order to provide short-term relief to the school district or community college district based on a delay in the receipt of federal forest reserve funding.	HEARING: 04/16/2007 SENATE APPR 03/07/07 Passed Sen EDU committee to APPR 02/01/2007: To SENATE Committee on EDUCATION. 01/24/2007 INTRODUCED	Staff Monitoring
SB 163	Migden	Yerba Buena Island Ramp Connections	Requires that, prior to the completion of the transfer of ownership of former naval Station Treasure Island from the federal government to the Treasure Island Development Authority, the department work in cooperation with the authority on design and identifying funding. Authorizes the Department of Transportation and other interests in land for the state to own and operate certain ramps. makes the ramp connections part of the state highway system. Requires a project study report. Similar to SB 1841 from last year.	HEARING: 04/24/2007 Senate Transportation & Housing Committee 02/15/2007: To SENATE Committee on TRANSPORTATION AND HOUSING. 01/30/2007 INTRODUCED	Staff Monitoring
SB 184	Alquist	Transportation Projects	Limits provisions of existing law that authorizes a regional or local entity that is the sponsor of, or is eligible to receive funding for, a project contained in the state transportation improvement program to expend its own funds for any component of a project within its jurisdiction that is included in an adopted state transportation improvement program, and for which the commission has not made an allocation to projects advanced for expenditure by an eligible entity.	03/27/2007 Senate Transportation & Housing Committee, <b>Hearing cancelled at author's request</b> 02/15/2007: To SENATE Committee on TRANSPORTATION AND HOUSING. 02/06/2007 INTRODUCED	Staff Monitoring
SB 233	Cox	Public Contracts: Design-Build Contracting	Amends existing law which defines a project as the construction of a building and the improvements directly related to the construction of a building. Changes the definition of project to mean the construction of public improvements, except for streets, roads, and bridges.	HEARING: 04/18/2007 Senate Local Govt Committee 03/21/2007: Senate Local Govt Committee 02/20/2007 To SENATE Committee on LOCAL GOVERNMENT	Staff Monitoring
SB 445	Torlakson	Road User Task Force	Creates a Road User Task Force to identify alternatives to the current system of taxing road users through per-gallon fuel taxes. Proposed 11-member task force would hold three meetings around the state and report its findings to the Legislature and Administration by Jan. 1, 2009. The appointing authorities are as follows: 2 members appointed by the President pro Tempore of the Senate; 2 members appointed by the Speaker of the Assembly; 2 members appointed by the Governor; and 3 members appointed by the Commission.	Passed 04/10/2007 SENATE Committee on TRANSPORTATION AND HOUSING to Sen APPROPRIATIONS 02/28/2007 To SENATE Committee on TRANSPORTATION AND HOUSING. 02/21/2007: INTRODUCED.	Staff Monitoring
SB 597	Oropeza	Aerospace Business	Declares the intent of the Legislature to enact legislation to support the attraction of new aerospace business to the state. ()	02/22/2007 INTRODUCED:	Staff Monitoring

CALIFORNIA TRANSPORTATION COMMISSION  
STATUS OF LEGISLATION

Bill #	Author	Bill Title	Subject	Current Status	CTC Position
<b>SENATE</b>					
<b>STAFF MONITORING</b>					
SB 717	Perata	Transportation Investment Fund	Continues the existence of the Transportation Investment Fund and specifies the use of revenues deposited in that fund from gasoline sales tax revenues subject to Article XIX B beginning in FY 2008-09.	HEARING: 04/25/2007 Senate Revenue and Taxation Committee 04/10/2007 SENATE Committee on TRANSPORTATION AND HOUSING. 02/23/2007 INTRODUCED:	Staff Monitoring
SB 791	Corbett	State Highway Property: Lease for Community Services	Authorizes the Department of Transportation to lease real property in the City of Hayward adjacent to State Route 580 to a public entity for feeding program purposes. Requires the leases to be for an amount equal to 25% of the property's fair market value.	HEARING: 04/24/2007 SENATE Committee on TRANSPORTATION and HOUSING 02/23/2007 INTRODUCED:	Staff Monitoring
SB 803	Lowenthal	Transportation Enhancement Funds	Requires transportation planning agencies, county transportation commissions or authorities, and congestion management agencies to give priority in the selection of transportation enhancement projects to the sponsors of eligible projects that partner with a community conservation corps or the California Conservation Corps to construct or undertake the project.	HEARING: 04/17/2007 SENATE Committee on TRANSPORTATION AND 02/23/2007 INTRODUCED:	Staff Monitoring
SB 861	Wiggins	North Coast Railroad Authority	Relates to the North Coast Railroad Authority. Allows a reallocation reserved for loan repayment to other authority purposes, with a specified amount allocated to environment cleanup and the remainder allocated to administrative responsibilities.	04/10/2007 Do pass as amended to Committee on APPROPRIATIONS: SENATE Committee on TRANSPORTATION 02/23/2007 INTRODUCED:	Staff Monitoring
SB 947	Hollingsworth	California Environmental Quality Act: Rights Of Way	Relates to Caltrans. Exempts from certain California Environmental Quality Act requirements the expansion of an existing overpass, on-ramp, or off-ramp that is built on an easement or right-of-way under the control of a state or local transportation agency, or city, county, or city and county.	HEARING: 04/23/2007 Senate Environmental Quality Committee 03/15/2007 To SENATE Committee on ENVIRONMENTAL QUALITY 02/23/2007 INTRODUCED:	Staff Monitoring
SB 974	Lowenthal	Ports Congestion Relief: Environmental Mitigation	Requires the Ports of Los Angeles and Long Beach to transmit 1/2 of the funds derived from imposition of the fee to the Southern California Port Congestion Relief Trust Fund. Requires the Port of Oakland to transmit 1/2 of the funds derived from imposition of the fee to the Northern California Port Congestion Relief Trust Fund and 1/2 to the Northern California Port Mitigation Relief Trust Fund.	HEARING: 04/17/2007 SENATE Committee on TRANSPORTATION 02/23/2007 INTRODUCED:	Staff Monitoring
2/22/2007 3/8/2007 4/6/2007 4/16/07					