

# Memorandum

Tab 17

To: CHAIR AND COMMISSIONERS

CTC Meeting: May 18-19, 2016

Reference No.: 4.1  
Action

From: SUSAN BRANSEN  
Executive Director

Subject: **STATE AND FEDERAL LEGISLATION**

## **ISSUE:**

- 1) Should the California Transportation Commission (Commission) accept the staff report and provide comments on the legislation identified and monitored by staff as presented in Attachment A?
- 2) Should the Commission adopt the staff-recommended positions on the bills discussed in this book item?

## **RECOMMENDATION:**

Staff recommends that the Commission:

- 1) Accept the staff report and provide direction to staff on legislation of interest in Attachment A; and
- 2) Adopt positions to oppose Assembly Bill 2428 (Ting) and oppose-unless-amended Assembly Bill 2796 (Bloom).

## **BACKGROUND:**

The Legislative deadline for policy committees to hear bills in either house was May 6<sup>th</sup>. Because this is the second year of the two-year session, any bills not heard and reported out of policy committee in their house of origin are generally considered to be dead. Most bills that emerged from policy committees are now in each house's Committee on Appropriations, where they will be placed on the Suspense File if anything more than minor costs are associated with them. The Suspense hearings will occur the week of May 23<sup>rd</sup>.

The bills Commission staff are tracking which affect the state's transportation system and/or the Commission are identified in Attachment A. For convenience, these bills have been divided into three groups – the primary bills most critical to the Commission, a secondary list of bills that might be of interest to the Commission, and a tertiary list of bills that may be marginally of interest to the Commission.

**Bills on Which the Commission May Wish to Take a Position**

Beyond the bills the Commission has an approved position, there are a number of other bills moving through the legislative process that have particular bearing on either the state transportation program or the Commission itself. The bills listed below are those which staff recommend the Commission take a position:

**AB 2428 (Ting) Airspace Leases** – Allows Caltrans to lease airspace to the City and County of San Francisco for park, recreational, or open-space purposes at or above a 90 percent discount from fair market rent.

*Status: Assembly Appropriations Committee on the Suspense File*

*Staff Recommendation: OPPOSE* – Existing law allows Caltrans to lease areas above or below state highways (referred to as airspace leases) to public agencies in accordance with procedures prescribed by the Commission. Existing law also allows Caltrans to lease airspace to San Francisco for use by an emergency shelter or feeding program for one dollar per month. The Commission's prescribed lease procedures authorize Caltrans to enter into leases when the lease fulfills a public purpose and Caltrans receives fair market rent. Commission staff recommends opposing this bill because it seeks to enrich a local entity at the cost of the state. Caltrans estimates that this bill will result in substantial revenue loss of approximately \$9.25 million annually. State funds purchased the rights of way upon which these leases would exist; it seems unfair to the rest of the state to forfeit those spaces for the benefit of one community. Commission staff are also concerned about the precedent this bill sets of giving away revenue-generating activities, considering the state's current lack of resources for maintenance and operation of its transportation system.

**AB 2796 (Bloom) Active Transportation Program** – Requires a minimum percentage of available funds from the Active Transportation Program (ATP) to be awarded for planning and community engagement in disadvantaged communities as well as non-infrastructure activities.

*Status: Assembly Appropriations Committee on the Suspense File*

*Staff Recommendation: OPPOSE UNLESS AMENDED* – Notwithstanding its policies, staff have concerns about how the Commission can implement this bill. First, this bill requires five percent of available ATP funds to be awarded not just for planning but also for community engagement. Staff is unsure if this means community engagement as part of the active transportation plan development process or if it could be interpreted more broadly as community engagement for any purpose. In order to successfully implement this bill, the author should amend the bill to clarify what community engagement projects are eligible for this funding. Second, Commission staff acknowledges the value in non-infrastructure active transportation projects, particularly those that are combined with infrastructure projects. However, through their implementing responsibilities in the first two ATP cycles, Caltrans has reported difficulty in being able to fund selected non-infrastructure projects because of various funding and program restrictions. This has led to frustration and time-consuming disputes between the applicants and Caltrans. A bill that mandates programming more of these projects could simply exacerbate this situation. This could be somewhat mitigated through clearer legislative guidance on non-infrastructure eligibility. At the Commission's

*direction, staff will reach out to the author to offer proposed amendments that could remove opposition.*

### **Update on Bills Which the Commission Has Taken an Action**

To date, the Commission has taken a position on 16 bills in 2016. Of these, several are no longer moving through the legislative process for a variety of reasons. Those bills that are not proceeding, as well as the status of the bills that are still moving, are listed below.

#### **Bills No Longer Pursued:**

**AB 1569 (Steinorth) CEQA Exemptions** – Exempted from CEQA a project, or the issuance of a permit for a project, in the existing right of way that meets certain requirements. (Commission supports)

*Status: Failed to pass the Assembly Natural Resources Committee.*

**AB 1987 (Rodriguez) Tribal Contracting** – Authorized Caltrans to enter into contracts with the tribal government of a federally-recognized Indian tribe in order to carry out its duties. (Commission supports)

*Status: Pulled by the Author from the Assembly Transportation Committee agenda.*

**AB 2452 (Quirk) Improving CEQA** – Prohibited a court from staying or enjoining transportation projects based solely on greenhouse gas emissions as long as the project is included in an approved Sustainable Communities Strategy that has been through a programmatic environmental review. (Commission supports)

*Status: Amended by the Author into a bill on a different subject matter.*

**SB 901 (Bates) Advance Mitigation** – Created the Advanced Mitigation Program to implement environmental mitigation measures in advance of future transportation projects. (Commission supports)

*Status: Pulled by the Committee from the Senate Transportation and Housing Committee agenda.*

**SB 902 (Cannella) NEPA Delegation** – Deleted the sunset date of existing law assigning to the state legal responsibility for the National Environmental Policy Act (NEPA) environmental review process. (Commission supports)

*Status: Not set for hearing by the Senate Transportation and Housing Committee. Amended into SBx1 1 (Beall).*

**SB 903 (Nguyen) Transportation Loan Repayment** – Required the General Fund to repay all outstanding transportation-related loans by June 30, 2016. (Commission supports)

*Status: Not set for hearing by the Senate Transportation and Housing Committee. Amended into SBx1 1 (Beall).*

**SB 1278 (Hancock) Environmental Review** – Required every public agency with discretionary approval of any portion of a project relating to the shipment of coal through the Port of Oakland to prepare an environmental impact report. (Commission opposes unless amended)

*Status: Pulled by the Committee from the Senate Transportation and Housing Committee agenda.*

### **Bills Proceeding Through the Process:**

**AB 1780 (Medina) Cap and Trade for Freight** – Provides for a continuous appropriation of 25 percent of the annual proceeds of the Greenhouse Gas Reduction Fund to the Commission for a new program called the Sustainable Trade Corridors Program, similar to the Trade Corridor Improvement Fund (TCIF) program. (Commission supports)

*Status: Assembly Appropriations Committee – Suspense File*

**AB 1833 (Linder) Advance Mitigation** – Creates the Advanced Mitigation Program to implement environmental mitigation measures in advance of future transportation projects. (Commission supports)

*Status: Assembly Appropriations Committee*

**AB 2034 (Salas) NEPA Delegation** – Deletes the sunset date of existing law assigning to the state legal responsibility for the National Environmental Policy Act (NEPA) environmental review process. (Commission supports)

*Status: In the Senate - referred to Senate Transportation and Housing Committee*

**AB 2126 (Mullin) State CM/GC Authority** – Authorizes Caltrans to use the Construction Manager/General Contractor (CM/GC) method on twice as many projects as is currently authorized, from six to twelve. (Commission supports)

*Status: Assembly Floor*

**AB 2170 (Frazier) FAST Act Freight Funding** – Requires revenues apportioned by formula to the state from the National Highway Freight Program established by the federal FAST Act to be deposited into the Trade Corridors Improvement Fund. (Commission supports)

*Status: Assembly Appropriations Committee – Suspense File*

**AB 2289 (Frazier) Putting the “O” in SHOPP** – Clarifies existing law to permit Caltrans to use State Highway Operation and Protection Program (SHOPP) funds for operational improvements on the state highway system. (Commission supports)

*Status: In the Senate - referred to Senate Transportation and Housing Committee*

**AB 2374 (Chiu) Regional CM/GC Authority** – Expands regional transportation agencies' existing off-system CM/GC project delivery authority by also authorizing them to use it on ramps that are not on the state highway system. In addition, removes the requirement that the project be developed in accordance with an expenditure plan approved by voters. (Commission supports)

*Status: In the Senate - referred to Senate Transportation and Housing Committee*

**AB 2620 (Dababneh) Proposition 116 Sunset** – Requires the Commission to reallocate Proposition 116 funds to other passenger rail projects if the funds are not expended or encumbered by July 1, 2020. (Commission supports)

*Status: Assembly Floor*

**AB 2742 (Nazarian) P3 Authority** – Extends Caltrans' and regional transportation agencies' authority to enter into public/private partnership (P3) agreements from the existing deadline of January 1, 2017, to 2030. (Commission supports)

*Status: Assembly Appropriations Committee – Suspense File*

### **Additional Bills Directly Affecting the Commission**

Because they directly impact Commission work, staff proposes the Commission monitor the following bills:

**AB 2542 (Gatto) Reversible Lanes on State Highway System** – Requires Caltrans or a regional transportation planning agency to demonstrate that reversible lanes were considered for any capacity-increasing project or a major street or highway lane realignment project submitted to the Commission for approval.

**AB 2741 (Salas) California Transportation Plan** – Requires the Commission to approve each California Transportation Plan.

**AB 2800 (Quirk) Climate Change Impacts** – Requires state agencies, including the Commission, to take into account the expected impacts of climate change when planning, designing, building, and investing in state infrastructure.

**SB 1279 (Hancock) Transportation of Coal In-Bulk** – Prohibits the Commission from programming or allocating any state funds for any newly proposed project at a port facility that proposes to allow or facilitate the handling, storage, or transportation of coal in bulk. In addition, SB 1279 requires the Commission to evaluate each project that the Commission is involved with to determine whether or not the project will increase the state's overall capacity to facilitate the transportation of coal.

### **Disadvantaged and Adversely Impacted Communities**

A number of members of the Legislature have introduced bills related to transportation investment impacts to certain communities, two of which referenced the Commission. While the following two bills did not pass the Assembly Transportation Committee, since the Legislature is becoming increasingly interested in finding ways to address transportation impacts on disadvantaged communities, staff believes these bills are important to bring to your attention:

**AB 1982 (Bloom) Commission Membership** – Added two Legislative appointees to the Commission and required that they both be a person who works directly with communities that are most significantly burdened by, and vulnerable to, high levels of pollution, including, but not limited to, communities with diverse racial and ethnic populations and

communities with low-income populations. This language is identical to budget trailer bill language last year which added two appointees to the California Air Resources Board.

**AB 2332 (Eduardo Garcia) Funding for Disadvantaged Communities** – Included many provisions related to the Commission, but most significantly this bill required the Commission to adopt targets and performance measures in the asset management plan that improve mobility, access, and safety for nonmotorized users in disadvantaged communities by requiring not less than 35 percent of state highway operation and protection program (SHOPP) projects be located in urban and rural disadvantaged communities. It is unclear how this legislation would have been implemented, but it is clear that it would have had a profound effect on both the SHOPP and the Commission's work.

### **Update on State Transportation Funding Proposals**

#### **Amendments to Senator Beall's SBx1 1 –**

On April 21<sup>st</sup>, Senator Beall amended his funding proposal contained in SB1x 1 and added Senators Allen, Hall, Hertzberg, McGuire and Mendoza as coauthors. These amendments incorporate into the bill many alternative Democratic and Republican proposals, including the following:

- Doubles the amount of cap-and-trade funds going to transit capital and operations programs.
- Triples the portion of diesel sales tax revenues available for transit.
- Requires immediate repayment of transportation loans, as opposed to the earlier version of the bill which required repayment over three years.
- Incorporates many Republican reform proposals, including:
  - Restoring the Commission's independence from the Administration.
  - Creating a Transportation Inspector General to ensure that all state agencies expending state transportation funds are operating efficiently, effectively, and in compliance with federal and state laws.
  - Removing the sunset for the state's P3 authority.
  - Exempting projects in the existing rights-of-way from CEQA review.
  - Establishing an Advance Infrastructure Mitigation Program designed to provide comprehensive environmental mitigation associated with transportation projects in exchange for streamlined project approvals from federal and state resources agencies.
- Removes most of the controversial provisions related to active transportation.
- Pays some existing transportation bond debt service with revenues from the cap-and-trade program.

The author's office suggests that these amendments are intended to reflect the latest negotiations between his office and fellow Senators. The proposal has not been set for hearing in the Special

Session Senate Appropriations Committee, where it remains since passing out of policy committee last August.

### **May Revision of the Governor's Budget –**

Every year, the Governor follows up his January budget proposal with an update called the “May Revise” on or before May 15<sup>th</sup>. The May Revise is primarily intended as an update to revenue and expenditure projections in the original proposal based on more of the prior year's expenditures and more recent economic realities. The only significant change related to transportation in this year's Revision is a proposal to prescribe how the new federal freight formula funding should be allocated.

As background, the FAST Act allocates \$582 million over five years in formula funding to California through the new National Highway Freight Program. Additionally, California is eligible to compete for a portion of \$900 million annually via the Fostering Advancements in Shipping and Transportation of the Long-term Achievement of National Efficiencies (FASTLANE) program. FASTLANE grants can be applied to up to 60 percent of the cost of a freight project, with the remaining funds coming from state, local, or other federal funding sources.

The May Revision includes provisional language which makes other state and federal funding available as a match for the remaining 40 percent. It also includes trailer bill language directing the Commission to allocate the funding pursuant to the Trade Corridor Improvement Fund (TCIF) Guidelines, 50 percent to corridor-based projects proposed by local agencies and the other half to projects of statewide significance proposed by Caltrans. In addition, the Governor's proposed language eliminates the one-to-one match requirement for the state-nominated projects, but leaves the match requirement for local projects. The Governor's proposal directs all of the funds through the TCIF program, and directs the Commission to allocate the money consistent with Commission-adopted guidelines modeled after the original TCIF program guidelines. Attachment D is the proposed language from the Governor's May Revise.

The May Revise proposal differs from AB 2170 (Frazier), a similar proposal supported by the Commission that is currently in the Legislature. While the language in the May Revise splits the formula funding between the state and regions, AB 2170 directs all funding to the corridors in the existing TCIF program and to projects nominated solely by regional and local agencies.

Attachment A – Status of all bills the Commission is monitoring this session

Attachment B – AB 2428 (Ting) and AB 2796 (Bloom)

Attachment C – Updated Comparison of Transportation Funding and Reform Proposals

Attachment D – Proposed Budget Bill and Trailer Bill Language in Governor's May Revise

Bill Number	Author	Title	Location	Summary	Status	Position	Priority
AB 338	Hernandez R (D)	Los Angeles County MTA: Transactions and Use Tax	Senate Transportation and Housing Committee	Authorizes the Los Angeles County Metropolitan Transportation Authority to impose an additional transportation transactions and use tax for a specified time period, subject to various requirements, including the adoption of an expenditure plan and voter approval.	06/16/2015 - In SENATE Committee on TRANSPORTATION AND HOUSING: Not heard.		High
AB 620	Hernandez R (D)	High-Occupancy Toll Lanes: Exemptions from Tolls	Senate Transportation and Housing Committee	Relates to high-occupancy toll lanes. Requires the Los Angeles county Metropolitan Transportation Authority to take steps to increase enrollment and participation in the low-income assistance program, through advertising and work with community organizations and social service agencies. Requires the Authority and the Department of Transportation to report to the Legislature on efforts to improve the HOT land program, including efforts to increase participation in that assistance program.	02/18/2016 - To SENATE Committee on TRANSPORTATION AND HOUSING.		High
AB 779	Garcia (D)	Transportation: Congestion Management Program	Senate Transportation and Housing Committee	Revises the definition of infill opportunity zone. Revises the requirements for a congestion management program by removing traffic level of service standards for a system of highways and roadways. Requires measures of effectiveness for such system. Requires the plan to analyze the relationship between local land use decisions and regional transportation systems. Requires a deficiency plan to be prepared if it is determined a county or its cities are not conforming with the management plan.	08/25/2015 - In SENATE Committee on TRANSPORTATION AND HOUSING: Not heard.		High
AB 1364	Linder (R)	California Transportation Commission	Senate Transportation and Housing Committee	Excludes the California Transportation Commission from the Transportation Agency and establishes it as an entity in the state government.	02/04/2016 - To SENATE Committees on TRANSPORTATION AND HOUSING and GOVERNMENTAL ORGANIZATION.		High
AB 1555	Gomez (D)	Greenhouse Gas Reduction Fund	Assembly Budget Committee	Appropriates funds from the Greenhouse Gas Reduction Fund for the 2016-17 fiscal year to various state agencies in specified amounts for various purposes, including low carbon transportation and infrastructure, clean energy communities, community climate improvements, wetland and watershed restoration, and carbon sequestration. Reserves a portion from the fund to fund future legislative priorities.	04/14/2016 - Re-referred to ASSEMBLY Committee on BUDGET.		High
AB 1569	Steinorth (R)	<i>Environmental Quality Act: Exemption: Infrastructure</i>	<i>Assembly Natural Resources Committee</i>	<i>Exempts from the provisions of the Environmental Quality Act a project, or the issuance of a permit for a project, that consists of the inspection, maintenance, repair, rehabilitation, or removal of, or the addition of an auxiliary lane or bikeway to, existing transportation infrastructure that meets certain requirements.</i>	<i>04/04/2016 - In ASSEMBLY Committee on NATURAL RESOURCES: Failed passage.</i>	<i>Support</i>	<i>High</i>
AB 1591	Frazier (D)	Transportation Funding	Assembly Transportation Committee	Relates to transportation funding to include the Road Maintenance and Rehabilitation Program and its related fund which would include revenues from a motor vehicle fuel tax increase and a new vehicle registration fee for zero-emission vehicles, related county use of revenues from an approved transactions and use tax, revenue from a diesel fuel tax increase to the Trade Corridors Improvement Fund, truck parking improvements, greenhouse gas reduction, highway operation and improvements funding.	02/01/2016 - To ASSEMBLY Committees on TRANSPORTATION and REVENUE AND TAXATION.	Support in Concept	High
AB 1598	Ting (D)	Budget Act of 2016	Assembly Budget Committee	Makes appropriations for the support of state government for the 2016-17 fiscal year.	04/25/2016 - From ASSEMBLY Committee on BUDGET with author's amendments.		High

Bill Number	Author	Title	Location	Summary	Status	Position	Priority
AB 1657	O'Donnell (D)	Air Pollution: Public Ports and Intermodal Terminals	Assembly Appropriations Committee	Establishes the Zero- and Near-Zero-Emission Intermodal Terminals Program to be administered by the State Air Resources Board to fund equipment upgrades and investments at intermodal terminals, to help transition the state's freight system to be zero- and near-zero-emission operations. Authorizes the program to be implemented with moneys from the Greenhouse Gas Reduction Fund. Establishes the Port Building and Lighting Efficiency Greenhouse Gas Reduction Fund to provide program funding.	05/11/2016 - In ASSEMBLY Committee on APPROPRIATIONS: To Suspense File.		High
AB 1746	Stone (D)	Transit Buses	Senate Transportation and Housing Committee	Authorizes the operation of transit buses on the shoulder of a segment of a state highway designated under the program within the areas served by the transit services of specified entities, subject to the same conditions and requirements previously authorized. Requires a program participant to submit a report to the Legislature that includes specified information about the program, and to post the report on its Internet Web site to enable the public to access the report.	04/28/2016 - To SENATE Committee on TRANSPORTATION AND HOUSING.		High
AB 1780	Medina (D)	Greenhouse Gas Reduction Fund: Trade Corridors	Assembly Appropriations Committee	Provides for a continuous appropriation of a percentage of the annual proceeds of the Greenhouse Gas Reduction Fund to the state Transportation Commission for the Sustainable Trade Corridors Program, with specified guidelines. Relates to transit, affordable housing, sustainable communities, and high-speed rail purposes.	04/20/2016 - In ASSEMBLY Committee on APPROPRIATIONS: To Suspense File.	Support	High
AB 1833	Linder (R)	Transportation Projects: Environmental Mitigation	Assembly Appropriations Committee	Creates the Advanced Mitigation Program in the Department of Transportation to implement environmental mitigation measures in advance of future transportation projects. Requires the Department to establish a steering committee to advise the Department in that regard.	05/11/2016 - In ASSEMBLY Committee on APPROPRIATIONS: To Suspense File.	Support	High
AB 1964	Bloom (D)	High-Occupancy Vehicle Lanes: Vehicle Exceptions	SENATE	Extends provisions allowing super ultra-low emission vehicles, ultra-low emission vehicles, partial zero-emission vehicles, or transitional zero-emission vehicles to use HOV lanes until the date federal authorization expires, or until the Secretary of State receives a specified notice, whichever occurs first. Removes the limit on a special identifier allowing such vehicles to use HOV lanes. Prohibits issuing identifiers if the sale of new vehicles of that category reaches a specified percentage.	05/12/2016 - In ASSEMBLY. Read third time. Passed ASSEMBLY. *****To SENATE.		High
AB 1982	Bloom (D)	State Transportation Commission: Membership	Assembly Transportation Committee	Expands the membership to the State Transportation Commission. Requires those new members shall be a person who works directly with communities that most significantly burdened by, and vulnerable to, high levels of pollution, including communities with diverse racial and ethnic populations and communities with low-income populations.	04/19/2016 - In ASSEMBLY Committee on TRANSPORTATION: Failed passage.		High
AB 1987	Rodriguez (D)	Department of Transportation: Indian Tribes: Contracts	Assembly Transportation Committee	Authorizes the Department of Transportation to make and enter into contracts with the tribal government of a federally recognized Indian tribe in order to carry out its duties, including disbursement of state and federal transportation funds administered by the Department that are designated for expenditure on eligible projects under the jurisdiction of the Tribe.	02/25/2016 - To ASSEMBLY Committee on TRANSPORTATION.	Support	High
AB 2034	Salas (D)	Department of Transportation: Environmental Review	Senate Transportation and Housing Committee	Amends existing law that requires the U.S. Secretary of Transportation to carry out a surface transportation project delivery program, under which the participating states assume certain responsibilities for environmental review and clearance of transportation projects to delete the repeal date and thereby extend these provisions indefinitely.	05/05/2016 - To SENATE Committee on TRANSPORTATION AND HOUSING.	Support	High

Bill Number	Author	Title	Location	Summary	Status	Position	Priority
AB 2094	Oberholte (R)	Greenhouse Gas Reduction Fund: State and Local Funds	Assembly Transportation Committee	Transfers an specified amount of money from the Greenhouse Gas Reduction Fund to the Retail sales Tax Fund annually. States that the transferred revenues shall be considered part of the revenues allocated to local transportation funds from the Retail Sales Tax Fund. Provides that, in each year of the above-stated transfer, a specified amount of money would be appropriated from the Retail Sales Tax Fund for allocation to State highway and local street and road purposes.	04/11/2016 - In ASSEMBLY Committee on TRANSPORTATION: Failed passage.		High
AB 2126	Mullin (D)	Public Contracts: Construction Manager/General Contract	SENATE	Authorizes the Department of Transportation to use the Construction Manager/General Contractor method on a specified number of projects and requires a specified number of such projects to use Department employees or consultants under contract with the Department to perform all project design and engineering services.	05/09/2016 - In ASSEMBLY. Read third time. Passed ASSEMBLY. *****To SENATE.	Support	High
AB 2170	Frazier (D)	Trade Corridors Improvement Fund: Federal Funds	Assembly Appropriations Committee	Requires revenues apportioned to the state from the National Highway Freight Program established by the federal Fixing America's Surface Transportation Act to be allocated for trade corridor improvement projects approved pursuant to these provisions. Deletes consideration of the Air Resources Board's Sustainable Freight Strategy and the statewide port master plan. Includes consideration of the applicable port master plan when determining eligible projects for funding, and railroad and airport improvements.	04/20/2016 - In ASSEMBLY Committee on APPROPRIATIONS: To Suspend File.	Support	High
AB 2289	Frazier (D)	Capital Improvement Projects	Senate Transportation and Housing Committee	Adds to the capital projects relative to the operation of those state highways and bridges. Prepares a state highway operation and protection program.	05/05/2016 - To SENATE Committee on TRANSPORTATION AND HOUSING.	Support	High
AB 2332	Garcia E (D)	Transportation Funding: Complete Streets	Assembly Transportation Committee	Requires the Transportation Commission to increase the annual number of complete street projects undertaken by the State Department of Transportation and increase accessibility for low-income and disadvantaged communities by increasing multimodal transportation proximity to employment, jobs, housing, and recreation areas. Provides goals to be accomplished to increase travel by non-automobile modes of travel. Relates to increased safety projects and funding therefor.	04/18/2016 - In ASSEMBLY Committee on TRANSPORTATION: Not heard.		High
AB 2374	Chiu (D)	Construction Manager/General Contractor Method	Senate Transportation and Housing Committee	Authorizes regional transportation agencies also to use certain authority on ramps that are not on the state highway system. Removes the requirement that the project be developed in accordance with an expenditure plan approved by voters.	04/28/2016 - To SENATE Committee on TRANSPORTATION AND HOUSING.	Support	High
AB 2398	Chau (D)	Transportation: State Highways	Assembly Transportation Committee	Requires the Transportation Commission to report to the Speaker of the Assembly, the President Pro Tempore of the Senate, and the chairs of specified committees the number of selections, adoptions, and local determinations for state highways undertaken and the amount of money allocated for the construction, improvement, or maintenance of the highways.	03/18/2016 - From ASSEMBLY Committee on TRANSPORTATION with author's amendments.		High
AB 2411	Frazier (D)	Transportation Revenues	Assembly Appropriations Committee	Deletes the transfer of miscellaneous revenues to the Transportation Debt Service Fund. Requires the miscellaneous revenues to be retained in the State Highway Account and to be used solely for transportation expenditures consistent with the restrictions for expenditures consistent with the restrictions for expenditure of fuel tax revenues.	04/20/2016 - In ASSEMBLY Committee on APPROPRIATIONS: To Suspend File.		High

Bill Number	Author	Title	Location	Summary	Status	Position	Priority
AB 2428	Ting (D)	State Highways: Property Leases	Assembly Appropriations Committee	Revises provisions governing leases of Department of Transportation property in the City and County of San Francisco to also authorize leases of property for park, recreational, or open-space purposes, subject to certain additional terms and conditions, including a requirement for the Department to lease certain property and a requirement for the lessee to be responsible for all associated maintenance costs. Authorizes the lessee to subsidize its maintenance costs through a limited revenue generation model.	05/04/2016 - In ASSEMBLY Committee on APPROPRIATIONS: To Suspense File.		High
AB 2542	Gatto (D)	Streets and Highways: Reversible Lanes	SENATE	Requires the Department of Transportation or a regional transportation planning agency, when submitting a capacity-increasing project or a major street or highway lane realignment project to the Transportation Commission for approval, to demonstrate that reversible lanes were considered for the project.	05/12/2016 - In ASSEMBLY. Read third time. Passed ASSEMBLY. *****To SENATE.		High
AB 2620	Dababneh (D)	Passenger Rail Projects: Funding	SENATE	Reallocates funds allocated under the Clean Air and Transportation Improvement Act of 1990 that are not expended or encumbered by a specified date, to any other existing passenger rail project with existing rail service. Requires the Transportation Commission to determine the projects pursuant to this reallocation.	05/12/2016 - In ASSEMBLY. Read third time. Passed ASSEMBLY. *****To SENATE.	Support	High
AB 2708	Daly (D)	Department of Transportation: Lean 6-SIGMA Program	Assembly Appropriations Committee	Requires the Department of Transportation to conduct a study to assess the implementation of the Lean 6-SIGMA program to determine the effectiveness of streamlining the application process for private architectural and engineering firms to provide professional and technical project development services to the Department.	04/27/2016 - In ASSEMBLY Committee on APPROPRIATIONS: To Suspense File.	Support	High
AB 2741	Salas (D)	Long-Range Transportation Planning: State Plan	Senate Transportation and Housing Committee	Requires the State's long range transportation plan to be approved by the Transportation Commission.	05/12/2016 - To SENATE Committee on TRANSPORTATION AND HOUSING.		High
AB 2742	Nazarian (D)	Transportation Projects: Development Lease Agreements	Assembly Appropriations Committee	Authorizes the Department of Transportation and regional transportation agencies to enter into comprehensive development lease agreements with public and private entities for certain transportation projects that may charge certain users of those projects tolls and user fees and provides for the authority to enter into public-private partnerships under these provisions.	04/27/2016 - In ASSEMBLY Committee on APPROPRIATIONS: To Suspense File.	Support	High
AB 2796	Bloom (D)	Active Transportation Program	Assembly Appropriations Committee	Relates to the Active Transportation Program in the Department of Transportation. Relates to biking and walking. Requires a minimum of available funds in each distribution category to be awarded for planning and community engagement for active transportation in disadvantaged communities and for non-infrastructure purposes.	04/27/2016 - In ASSEMBLY Committee on APPROPRIATIONS: To Suspense File.		High
AB 2847	Patterson (R)	High-Speed Rail Authority: Reports	SENATE	Requires the high-speed rail business plan identify projected financing costs for each segment or combination of segments of the system, if financing is proposed by the authority. Requires, in the business plan and in another report, the Authority to identify any significant changes in scope for segments of the system identified in the previous version of each report and to provide an explanation of adjustments in cost and schedule attributable to the changes.	05/12/2016 - In ASSEMBLY. Read third time. Passed ASSEMBLY. *****To SENATE.		High

Bill Number	Author	Title	Location	Summary	Status	Position	Priority
AB 2906	Asm Trans Cmt	Transportation: Omnibus Bill	Assembly Consent Calendar - First Legislative Day - File No. 142	Repeals the provisions that require the Olympic license plates to be subject to the environmental license plates provisions. Applies existing parking rules to roadways where there are adjacent class IV bikeways. Provides that vehicles carrying hazardous materials are prohibited from displaying other than required markings or placards on the vehicle's exterior unless permitted or required by specified federal regulations.	05/12/2016 - In ASSEMBLY. Read second time. To Consent Calendar.		High
SB 321	Beall (D)	Motor Vehicle Fuel Taxes: Rates: Adjustments	Senate Inactive File - File No. A-5	Relates to motor fuel tax rates. Requires the State Board of Equalization to adjust the rate in a manner as to generate an amount of revenue equal to the amount of revenue loss attributable to an exception that reflects the combined average of the actual fuel price over previous fiscal years and the estimated fuel price for the current fiscal year. Relates to revenue neutrality for each year.	09/11/2015 - In SENATE. From Unfinished Business. To Inactive File.		High
SB 825	Leno (D)	Budget Act of 2016	Senate Budget & Fiscal Review Committee	Makes appropriations for the support of state government for the 2016-17 fiscal year.	01/07/2016 - INTRODUCED.;01/07/2016 - To SENATE Committee on BUDGET AND FISCAL REVIEW.		High
SB 868	Jackson (D)	State Remote Piloted Aircraft Act	Senate Appropriations Committee - 05/16/2016 10:00 am - John L. Burton Hearing Room (4203)	Enacts the State Remote Piloted Aircraft Act. Establishes conditions for operating remote piloted aircraft, including the procurement of liability insurance or proof of financial responsibility. Authorizes the adoption of related rules and regulations and minimum standards to assist political subdivisions and their law enforcement agencies execute the Act. Makes violations of the Act subject to misdemeanor penalties. Authorizes all law enforcement to enforce or assist in enforcement of the Act.	04/26/2016 - In SENATE. Read second time and amended. Re-referred to Committee on APPROPRIATIONS.		High
SB 892	Leyva (D)	San Bernardino County Transportation Authority	Senate Transportation and Housing Committee	Creates the San Bernardino County Transportation Authority as the successor agency to the powers, duties, revenues, debts, obligations, liabilities, immunities, and exemptions of the San Bernardino County Transportation Commission and San Bernardino County local transportation authority, service authority for freeway emergencies, and local congestion management agency.	01/28/2016 - To SENATE Committee on TRANSPORTATION AND HOUSING.		High
SB 901	Bates (R)	Transportation Projects: Advanced Mitigation Program	Senate Transportation and Housing Committee	Creates the Advanced Mitigation Program in the Department of Transportation to implement environmental mitigation measures in advance of future transportation projects. Requires the department to set aside certain amounts of future appropriations for this purpose.	02/04/2016 - To SENATE Committees on TRANSPORTATION AND HOUSING and ENVIRONMENTAL QUALITY.	Support	High
SB 902	Cannella (R)	Department of Transportation: Environmental Review	Senate Transportation and Housing Committee	Relates to existing federal law that requires the U.S. Secretary of Transportation to carry out a surface transportation delivery program, under which the participating states assume certain responsibilities for environmental review and clearance of transportation projects that would otherwise be the responsibility of the federal government, and that the State consents to such jurisdiction with regard to the State Department of Transportation assumed as a program participant. Requires a related report.	02/04/2016 - To SENATE Committee on TRANSPORTATION AND HOUSING.	Support	High

Bill Number	Author	Title	Location	Summary	Status	Position	Priority
SB 903	Nguyen (R)	Transportation Funds: Loan Repayment	Senate Transportation and Housing Committee	Relates to existing law that provides for loans of revenues from various transportation funds and accounts to the General Fund, including loans from the Traffic Congestion Fund, with various repayment dates. Acknowledges that there a specified amount of moneys in outstanding loans of certain transportation revenues, and would require that amount to be repaid from the General Fund by a specified date to the Traffic Congestion Fund, the Public Transportation Account and the State Highway Account.	02/04/2016 - To SENATE Committee on TRANSPORTATION AND HOUSING.	Support	High
SB 1018	Liu (D)	Interstate 710 North Gap Closure: Cost Analysis	Senate Transportation and Housing Committee	Requires the Board of Directors of the Los Angeles County Metropolitan Transportation Authority, before making a final decision on the Interstate 710 North Gap Closure project, to take specified actions on a specified cost-benefit analysis for the project.	04/26/2016 - In SENATE Committee on TRANSPORTATION AND HOUSING: Heard, remains in Committee.		High
SB 1066	Beall (D)	Transportation Funds: Fund Estimates	Assembly Transportation Committee	Relates to the state transportation improvement program process. Requires certain estimates to identify and include federal funds derived from apportionments made to the state under the Fixing America's Surface Transportation Act of 2015.	05/09/2016 - To ASSEMBLY Committee on TRANSPORTATION.		High
SB 1259	Runner (R)	Vehicles: Toll Payment: Veterans	Senate Third Reading File - File No. 35	Exempts vehicles registered to a veteran and displaying a specialized veterans license plate, from payment of a toll or related fines on a toll road, high-occupancy toll lane, toll bridge, toll highway, a vehicular crossing, or any other toll facility. Makes conforming changes.	05/10/2016 - In SENATE. Read second time. To third reading.		High
SB 1277	Hancock (D)	CEQA: Impact Report: City of Oakland: Coal Shipment	Senate Appropriations Committee - 05/16/2016 10:00 am - John L. Burton Hearing Room (4203)	Requires a public agency, with discretionary approval over a project necessary for, and directly related to, the use of a certain port facility in the City of Oakland for the shipment of coal, to prepare or cause to be prepared a supplemental environmental impact report to consider and mitigate the environmental impacts of a coal shipment through the facility.	04/20/2016 - From SENATE Committee on ENVIRONMENTAL QUALITY: Do pass to Committee on APPROPRIATIONS.		High
SB 1278	Hancock (D)	Environmental Quality Act: Port of Oakland: Coal	Senate Transportation and Housing Committee	Requires every public agency with discretionary approval of any portion of a project relating to the shipment of coal through the Port of Oakland to prepare or cause to prepared an environmental Impact Report.	04/05/2016 - In SENATE Committee on TRANSPORTATION AND HOUSING: Not heard.	Oppose Unless Amended	High
SB 1279	Hancock (D)	Transportation Commission: Funding Prohibition	Senate Appropriations Committee - 05/16/2016 10:00 am (4203)	Prohibits the Transportation Commission from programming or allocating any State funds for any newly proposed project at a port facility that is located at, or adjacent to, a disadvantaged community and that proposes to facilitate the handling, storage, and transportation of coal in bulk.	04/26/2016 - In SENATE. Read second time and amended. Re-referred to Committee on APPROPRIATIONS.		High
SB 1280	Hancock (D)	Environmental Quality Act: Coal Shipments: Mitigation	Senate Transportation and Housing Committee	Relates to environmental impact reports (EIR's) and coal shipments. Prohibits a lead agency from adopting a negative declaration or certifying an EIR for a project affecting the shipment of commodity through a port facility that is receiving state funds from Trade Corridors Improvement Fund unless the agency either prohibits coal shipments or requires full and complete mitigation of emissions of greenhouse gases as a result.	04/05/2016 - In SENATE Committee on TRANSPORTATION AND HOUSING: Not heard.		High
SB 1320	Runner (R)	State Transportation Commission	Senate Transportation and Housing Committee	Excludes the Transportation Commission from the Transportation Agency. Establishes it as an entity in State government. Requires it to act in an independent oversight role. Requires the Department of Transportation to program capital outlay support resources for each project in its State highway operation and protection program. Provides project rejection and acceptance procedures. Requires approval of the Commission of any change in programmed project's cost, scope, or schedule.	03/03/2016 - To SENATE Committee on TRANSPORTATION AND HOUSING.		High

Bill Number	Author	Title	Location	Summary	Status	Position	Priority
SB 1397	Huff (R)	Highway Safety and Information Program	Senate Appropriations Committee	Enacts the Highway Safety and Information Act. Authorizes the Department of Transportation to enter into an agreement pursuant to a best value procurement and competitive process for a project with a contractor to construct, upgrade or reconstruct, and operate a network of changeable message signs within the rights-of-way of the state highway system that would include a demonstration phase of the project as a conditions precedent to the full implementation of the agreement.	05/09/2016 - In SENATE Committee on APPROPRIATIONS: To Suspense File.		High
SCA 7	Huff (R)	Motor Vehicle Fees and Taxes:Restriction on Expenditure	Senate Transportation and Housing Committee	Proposes an amendment to the Constitution to prohibit the Legislature from borrowing revenues from fees and taxes imposed by the State on vehicles or their use or operation, and from using those revenues other than as specifically permitted by a specified Article. Provides that none of those revenues may be pledged or used for the payment of principal and interest on bonds or other indebtedness. Revises the use of specified fuel tax revenues for mass transit purposes and for boating-related activities.	05/28/2015 - From SENATE Committee on TRANSPORTATION AND HOUSING with author's amendments.;05/28/2015 - In SENATE. Read second time and amended. Re-referred to Committee on TRANSPORTATION AND HOUSING.		High
AB 1233	Levine (D)	Public Works: Public Subsidies	Senate Labor and Industrial Relations Committee	Provides that a public subsidy is de minimis if it is both less than a specified amount of funding and is less than a specified percentage of the total project cost. Provides those provisions do not apply to a project that was advertised for bid, or a contract that was awarded before a specified date.	02/04/2016 - To SENATE Committee on LABOR AND INDUSTRIAL RELATIONS.		Secondary
AB 1549	Wood (D)	State Highway Rights of Way: Fiber Optic Cables	Senate Transportation and Housing Committee	Requires the State Department of Transportation to maintain an inventory of all conduits owned by the Department that house fiber optic communication cables, that are located on State highway rights-of-way, and that were installed on or after a specified date, and to make the information available upon request of verified companies or organizations working on broadband development.	02/04/2016 - To SENATE Committee on TRANSPORTATION AND HOUSING.		Secondary
AB 1592	Bonilla (D)	Autonomous Vehicles: Pilot Project	Senate Transportation and Housing Committee	Authorizes the Contra Costa Transportation Authority to conduct a pilot project for the testing of autonomous vehicles that are not equipped with a steering wheel, a brake pedal, an accelerator, or an operator inside the vehicle, if the testing is conducted only at specified locations and the autonomous vehicle operates at specified speeds.	04/28/2016 - To SENATE Committee on TRANSPORTATION AND HOUSING.		Secondary
AB 1662	Chau (D)	Unmanned Aircraft Systems: Accident Reporting	Assembly Third Reading File - File No. 98	Requires the operator of any unmanned aircraft system involved in an accident resulting in injury to an individual or damage to property to immediately land the unmanned aircraft at the nearest location that will not jeopardize the safety of others and provide certain information to the injured individual or the owner or person in charge of the damaged property or place that information in a conspicuous place on the damaged property.	05/12/2016 - In ASSEMBLY. From Consent Calendar. To third reading.		Secondary
AB 1665	Bonilla (D)	Transactions and Use taxes: Alameda/Contra Costa	Assembly Third Reading File - File No. 36	Removes transaction and use taxing authority for the support of countywide transportation programs from the County of Alameda and the County of Contra Costa and to grant that authority to the Contra Costa Transportation Authority.	05/09/2016 - In ASSEMBLY. Read third time and amended. To third reading.		Secondary

Bill Number	Author	Title	Location	Summary	Status	Position	Priority
AB 1710	Calderon I (D)	Vehicular Air Pollution: Low Emission Vehicles	Assembly Appropriations Committee	Requires the State Air Resources Board to develop and implement a comprehensive program comprised of a portfolio of incentives to promote zero-emission and near-zero-emission vehicle deployment in the State to drastically increase the use of those vehicles and to meet specified goals established by the Governor and the Legislature. Excludes from gross receipts and sale price that portion of a the cost of new or used such vehicles, purchased by a low-income purchaser that does not exceed a specified amount.	05/11/2016 - In ASSEMBLY Committee on APPROPRIATIONS: To Suspend File.		Secondary
AB 1717	Hadley (R)	Greenhouse Gas Reduction Fund	Assembly Transportation Committee	Reappropriates a specified percentage of the annual proceeds of the Greenhouse Gas Reduction Fund designated for the high-speed rail project to the Transportation Agency for the Transit and Intercity Rail Capital Program under specified conditions.	04/11/2016 - In ASSEMBLY Committee on TRANSPORTATION: Failed passage.		Secondary
AB 1768	Gallagher (R)	Bonds: Transportation	Assembly Transportation Committee	Provides that no further bonds shall be sold for high-speed rail purposes pursuant to the Safe, Reliable High-Speed Passenger Train Bond Act for the 21st Century, except as specifically provided with respect to an existing appropriation for high-speed rail purposes for early improvement projects in the Phase 1 blended system. Requires the funds from the remaining from the sale of bonds to fund project in the State Highway Operation and Protection Program.	04/11/2016 - In ASSEMBLY Committee on TRANSPORTATION: Failed passage.		Secondary
AB 1813	Frazier (D)	High-Speed Rail Authority: Membership	Senate Transportation and Housing Committee	Provides for appointment of one Member of the Senate by the Senate Committee on Rules and one Member of the Assembly by the Speaker of the Assembly to serve as ex officio members of the High-Speed Rail Authority.	04/28/2016 - To SENATE Committee on TRANSPORTATION AND HOUSING.		Secondary
AB 1814	Allen T (R)	State Highways: Roadside Rest Areas	Assembly Transportation Committee	Authorizes the Department of Transportation to enter into agreements for the operation of safety roadside rest areas by private entities in conjunction with the development of a retail establishment, under which certain payments may be made to the state. Requires the department to seek any federal waivers that may be necessary to implement these provisions.	04/18/2016 - In ASSEMBLY Committee on TRANSPORTATION: Failed passage.		Secondary
AB 1866	Wilk (R)	High-Speed Rail Bond Proceeds: Water Projects	Assembly Transportation Committee	Provides that no further bonds shall be sold for high-speed rail purposes pursuant to the Safe, Reliable High-Speed Passenger Train Bond Act for the 21st Century, except as specifically provided with respect to an existing appropriation for high-speed rail purposes for early improvement projects. Requires redirection of the unspent proceeds received from outstanding bonds issued for other high-speed rail purposes to fund capital expenditures for water projects.	04/11/2016 - In ASSEMBLY Committee on TRANSPORTATION: Failed passage.		Secondary
AB 1873	Holden (D)	Board of Infrastructure Planning, Development, Finance	Assembly Appropriations Committee	Establishes, within the Office of Planning and Research, the Board of Infrastructure Planning, Development, and Finance to categorize and recommend the priority of the State's infrastructure needs and develop funding to finance those projects.	05/11/2016 - In ASSEMBLY Committee on APPROPRIATIONS: To Suspend File.		Secondary
AB 1908	Harper (R)	High Occupancy Vehicle Lanes	Assembly Transportation Committee	Prohibits a high occupancy vehicle lane from being established on a state highway in southern California, unless that lane is established as a high occupancy vehicle lane only during the hours of heavy commuter traffic, as determined by the Department of Transportation. Requires any existing high occupancy vehicle lane in southern California to be modified to conform with those requirements.	04/18/2016 - In ASSEMBLY Committee on TRANSPORTATION: Failed passage.		Secondary

Bill Number	Author	Title	Location	Summary	Status	Position	Priority
AB 1919	Quirk (D)	Local Transportation Authorities: Bonds	SENATE	Relates to the Local Transportation Authority and Improvement Act. Requires premiums received on the sale of bonds to be placed in the treasury of the local transportation authority to be used for allowable transportation purposes.	05/12/2016 - In ASSEMBLY. Read third time. Passed ASSEMBLY. *****To SENATE.		Secondary
AB 1938	Baker (R)	Toll Facilities: Metropolitan Transportation Commission	Assembly Transportation Committee	Relates to existing law which authorizes the Bay Area Toll Authority to make direct contributions to the Metropolitan Transportation Commission in furtherance of the exercise of the authority's powers, with those contributions not to exceed a specified percentage of the gross annual bridge revenues. Requires this limitation to apply to any revenues derived from bridge tolls, fees, or taxes, regardless of classification.	04/04/2016 - In ASSEMBLY Committee on TRANSPORTATION: Failed passage.		Secondary
AB 2049	Melendez (R)	Bonds: Transportation	Assembly Transportation Committee	Provides that no further bonds shall be sold for high-speed rail purposes pursuant to the Safe, Reliable High-Speed Passenger Train Bond Act for the 21st Century, except as provided with respect to certain existing appropriations. Requires redirection of the proceeds received from certain outstanding bonds for use in retiring certain debt.	04/11/2016 - In ASSEMBLY Committee on TRANSPORTATION: Failed passage.		Secondary
AB 2066	Lackey (R)	Service Stations: Petroleum Supply and Pricing	Assembly Appropriations Committee	Requires every service station to display the average per-gallon cost of gasoline and diesel fuel across the industry of refiners producing transportation fuels as a result of their compliance with a specified market-based compliance mechanism.	05/11/2016 - In ASSEMBLY Committee on APPROPRIATIONS: To Suspend File.		Secondary
AB 2075	Atkins (D)	State Highways: Relinquishment: Route 75	Assembly Appropriations Committee	Authorizes the California Transportation Commission to relinquish to the Cities of Coronado, Imperial Beach, and San Diego, specified portions of State Highway Route 75, under certain conditions.	04/20/2016 - In ASSEMBLY Committee on APPROPRIATIONS: To Suspend File.		Secondary
AB 2087	Levine (D)	Regional Conservation Frameworks	Assembly Appropriations Committee - 05/18/2016 9:00 am - State Capitol, Room 4202	Authorizes the Department of Fish and Wildlife in the Natural Resources Agency, or any other public agency, to propose a regional conservation framework. Authorizes a conservation action and a habitat enhancement to fulfill compensatory mitigation requirements set forth in an incidental take permit issued pursuant to the California Endangered Species Act or compensatory mitigation requirements. Provides for mitigation credits.	04/12/2016 - From ASSEMBLY Committee on WATER, PARKS AND WILDLIFE: Do pass to Committee on APPROPRIATIONS.		Secondary
AB 2090	Alejo (D)	Low Carbon Transit Operations Program	Assembly Appropriations Committee	Authorizes moneys appropriated to the Low Carbon Transit Operations Program to be expended to support the operation of existing bus or rail service if the governing board of the requesting transit agency declares a fiscal emergency and other criteria are met.	04/27/2016 - In ASSEMBLY Committee on APPROPRIATIONS: To Suspend File.		Secondary
AB 2175	Jones (R)	Fuel Taxes: Off-Highway Vehicle Trust Fund	Assembly Appropriations Committee	Eliminates the requirement that the Controller withhold a specified amount of gasoline tax revenue from a monthly transfer to the General Fund and thereby would transfers that amount of revenue monthly to the Off-Highway Vehicle Trust Fund for purposes of off-highway motor vehicle recreation.	05/04/2016 - In ASSEMBLY Committee on APPROPRIATIONS: To Suspend File.		Secondary
AB 2196	Low (D)	Santa Clara Valley Transportation Authority	Senate Transportation and Housing Committee	Revises numerous statutes related to the Santa Clara Valley Transportation Authority to change references from authority to the Santa Clara Valley Transportation Authority and various other references of authority or district to the VTA.	05/12/2016 - To SENATE Committee on TRANSPORTATION AND HOUSING.		Secondary
AB 2233	Brown (D)	Highways: Exit Information Signs	Assembly Transportation Committee	Requires the Department of Transportation to adopt rules and regulations that allow the placement, near exits and off-ramps on freeways located in urban and rural areas, of information signs identifying the closest hospital owned and operated by a county that includes the full name of the hospital, if the county requests the sign or signs and agrees to pay for the cost.	03/03/2016 - To ASSEMBLY Committee on TRANSPORTATION.		Secondary

Bill Number	Author	Title	Location	Summary	Status	Position	Priority
AB 2355	Dababneh (D)	Intercity Rail Services: Mitigation	Assembly Transportation Committee	Requires the Department of Transportation to develop a program for the reasonable mitigation of noise and vibration levels in residential neighborhoods along railroad lines where the department contracts for state-funded intercity rail passenger service, and to determine what constitutes a reasonable level of mitigation.	03/03/2016 - To ASSEMBLY Committee on TRANSPORTATION.		Secondary
AB 2382	Lopez (D)	High-Speed Rail Authority: Membership	Assembly Transportation Committee	Requires a member appointed by the Governor to the High-Speed Rail Authority to be a person who is from a disadvantaged community.	04/18/2016 - In ASSEMBLY Committee on TRANSPORTATION: Failed passage.		Secondary
AB 2432	Brown (D)	State and Local Truck Routes and Services	Assembly Transportation Committee	Relates to the Department of Transportation. Requires the Department to prepare an inventory of all state and locally designated truck routes and services, publish a statewide Truck Route Network Internet Web site, and prepare a plan and schedule for addressing all inefficiencies and truck transportation network gaps, including an estimate of the annual cost and the total cost of carrying out the plan.	03/08/2016 - To ASSEMBLY Committee on TRANSPORTATION.		Secondary
AB 2559	Frazier (D)	Visitor Centers: Guide Signs	SENATE	Requires the Department of Transportation to authorize guide signs for any visitor's center seeking a sign if the visitor center is located within a specified distance from the highway intersection.	05/09/2016 - In ASSEMBLY. Read third time. Passed ASSEMBLY. *****To SENATE.		Secondary
AB 2682	Chang (R)	Autonomous Vehicles	Senate Transportation and Housing Committee	Requires the Department of Motor Vehicles, upon the development of a model state policy on autonomous vehicles by the National Highway Traffic Safety Administration, to hold public hearings on the model policy and consider, to the extent authorized under other law, conforming Department regulations with that policy.	05/05/2016 - To SENATE Committee on TRANSPORTATION AND HOUSING.		Secondary
AB 2690	Ridley-Thomas S (D)	Los Angeles County Metropolitan Transportation	Senate Transportation and Housing Committee	Requires bidders to comply with small business enterprise and disabled veteran business enterprise goals and requirements established by the Los Angeles County Metropolitan Transportation Authority (LACMTA) relative to contracts financed with non-federal funds. Authorizes LACMTA to award contracts under certain circumstances to small business enterprises. Requires the Authority to report to the Legislature regarding any contracts awarded in this regard.	05/05/2016 - To SENATE Committee on TRANSPORTATION AND HOUSING.		Secondary
AB 2730	Alejo (D)	Department of Transportation and Prunedale Bypass	Assembly Appropriations Committee	Requires the net proceeds from the sale of any excess properties originally acquired for a replacement alignment for State Highway Route 101 in the County of Monterey, known as the former Prunedale Bypass, to be reserved in the State Highway Account for the programming and allocation by the Transportation Commission, with the concurrence of the Transportation Agency of Monterey County, to other State highway projects in the Route 101 corridor in that county.	05/11/2016 - In ASSEMBLY Committee on APPROPRIATIONS: To Suspense File.		Secondary
AB 2731	O'Donnell (D)	Vehicles: Terminal Island Freeway: Special Permits	SENATE	Makes changes to the criteria for the issuance of a special permit under an ordinance or resolution by the City of Carson, the City of Long Beach, and the City of Los Angeles. Specifies that a vehicle, combination of vehicles, or mobile equipment that exceeds the general maximum gross weight limits, but does not exceed a specified gross vehicle weight, must be measured by the Department of Transportation's determination of weight limits based on groups of consecutive axles.	05/12/2016 - In ASSEMBLY. Read third time. Passed ASSEMBLY. *****To SENATE.		Secondary

Bill Number	Author	Title	Location	Summary	Status	Position	Priority
AB 2762	Baker (R)	Transportation: Altamont Pass Regional Rail Authority	Assembly Transportation Committee	Establishes the Altamont Pass Regional Rail Authority for planning and delivering a cost effective and responsive interregional rail connection between the Bay Area Rapid Transit District's rapid transit system and the Altamont Corridor Express in the Tri-Valley, within the City of Livermore, that meets the goals and objectives of the community. Requires the District to assume operational control, maintenance, and responsibilities for the connection.	04/05/2016 - From ASSEMBLY Committee on TRANSPORTATION with author's amendments.		Secondary
AB 2800	Quirk (D)	Climate Change: Infrastructure Planning	Assembly Appropriations Committee - 05/18/2016 9:00 am - State Capitol, Room 4202	Requires State agencies to take into account the expected impacts of climate change when planning, designing, building, and investing in State infrastructure. Requires the establishment of a Climate-Safe Infrastructure Working Group for the purpose of examining how to integrate scientific data concerning projected climate change impacts into State infrastructure engineering.	04/18/2016 - From ASSEMBLY Committee on NATURAL RESOURCES: Do pass to Committee on APPROPRIATIONS.		Secondary
SB 564	Cannella (R)	Vehicles: School Zone Fines	Assembly Transportation Committee	Requires that an additional fine be imposed if a certain violation occurred when passing a school building or school grounds and the highway is posted with a standard warning sign and an accompanying sign notifying motorists that increased penalties apply for traffic violations that are committed within that school zone. Requires the funds from additional fines be deposited in the State Highway Account for funding school zone safety projects within the Active Transportation Program.	05/22/2015 - To ASSEMBLY Committee on TRANSPORTATION.		Secondary
SB 824	Beall (D)	Low Carbon Transit Operations Program	Senate Appropriations Committee	Authorizes a recipient transit agency that does not submit a project for funding under the Low Carbon Transit Operations Program in a particular fiscal year to retain its funding share for expenditure in a subsequent fiscal year. Requires the Department of Transportation to annually calculate a funding share for each eligible recipient transit agency. Allows a recipient transit agency to loan or transfer its funding share to another transit agency. Relates to reporting requirements for project funding.	05/09/2016 - In SENATE Committee on APPROPRIATIONS: To Suspend File.		Secondary
SB 940	Vidak (R)	High-Speed Rail Authority: Eminent Domain: Refusal	Senate Appropriations Committee	Requires the High-Speed Rail Authority, if selling the real property or interest therein, to send notification by certified to the last known owner of the real property or interest therein at his or her last known address, advising him or her that the real property or interest therein will be offered for sale. Requires the Authority to meet a minimum time period after the notification has been sent, to sell the real property or interest there.	05/03/2016 - From SENATE Committee on JUDICIARY: Do pass to Committee on APPROPRIATIONS.		Secondary
SB 1030	McGuire (D)	Sonoma County Regional Climate Protection Authority	ASSEMBLY	Extends indefinitely existing law that authorizes the Sonoma County Regional Climate Protection Authority to develop and implement programs and policies to comply with the California Global Warming Solutions Act of 2006.	05/09/2016 - In SENATE. Read third time. Passed SENATE. *****To ASSEMBLY.		Secondary
SB 1128	Glazer (D)	Commute Benefit Policies	Assembly Transportation Committee	Amends an existing law which authorizes the Metropolitan Transportation Commission and the Bay Area Air Quality Management District to adopt a commute benefit ordinance that requires certain employers to offer their employees certain commute benefits. Extends these provisions indefinitely. Deletes bicycle commuting as a pretax option under the program. Authorizes an employer to offer commuting by bicycling as an employer-paid benefit in addition to commuting via public transit or by vanpool.	05/05/2016 - To ASSEMBLY Committee on TRANSPORTATION.		Secondary

Bill Number	Author	Title	Location	Summary	Status	Position	Priority
SB 1141	Moorlach (R)	State Highways: Transfer to Local Agencies: Pilot	Senate Transportation and Housing Committee	Requires the Department of Transportation to participate in a multi-year, multi-county pilot program to operate, maintain, and make improvements to all state highways, including freeways, in an affected county. Requires moneys to be appropriated for these purposes as a block grant in the annual Budget Act to a participating county.	04/19/2016 - In SENATE Committee on TRANSPORTATION AND HOUSING: Failed passage.		Secondary
SB 1197	Cannella (R)	Intercity rail Corridors: Extensions	Senate Transportation and Housing Committee	Authorizes the amendment of a joint power agreement to provide for the extension of the affected rail corridor to provide intercity rail service beyond the defined boundaries of the corridor. Requires a proposed extension to first be recommended and justified in the business plan adopted by the joint powers board, and then would require the approval of the Secretary of Transportation.	03/03/2016 - To SENATE Committee on TRANSPORTATION AND HOUSING.		Secondary
SB 1199	Hall (D)	Advertising Displays: City of Inglewood	ASSEMBLY	Amends an existing law which provides that an advertising display advertising businesses and activities within the boundary limits of, and as a part of, an individual redevelopment agency project, as those project boundaries existed on a specified date, may remain and be considered an on-premises display until a specified date if the display meets specified criteria. Authorizes the advertising of businesses and activities operating outside a redevelopment project area within the City of Inglewood.	05/12/2016 - In SENATE. Read third time. Passed SENATE. *****To ASSEMBLY.		Secondary
SB 1215	Allen (D)	California Aerospace Commission	Senate Appropriations Committee	Establishes the California Aerospace Commission to foster the development of activities in California related to aerospace, including, but not limited to, aviation, commercial and governmental space travel, unmanned aerial vehicles, aerospace education and job training, infrastructure and research launches, manufacturing, academic research, applied research, economic diversification, business development, tourism, and education duties.	04/18/2016 - In SENATE Committee on APPROPRIATIONS: To Suspend File.		Secondary
SB 1305	Morrell (R)	San Bernardino County Transportation Authority	Senate Third Reading File - File No. 23	Creates the San Bernardino County Transportation Authority as the successor of the San Bernardino County Transportation Commission and the County of San Bernardino local transportation authority, service authority for freeway emergencies, and local congestion management agency, and of the San Bernardino Associated Governments joint powers authority when it was acting on behalf of, or in the capacity of, those entities.	05/10/2016 - In SENATE. Read second time and amended. To third reading.		Secondary
SB 1338	Lara (D)	Sales and Use Tax: Zero Emission Equipment	Senate Appropriations Committee - 05/16/2016 10:00 am - (4203)	Exempts from sales and use tax laws the gross receipts from the sale of, and the storage, use, or other consumption of, qualified tangible personal property purchased by a qualified person, for use primarily in, at, or on a marine terminal or qualified tangible personal property used primarily to maintain, repair, or test specified equipment. Requires the purchaser to furnish the retailer with an exemption certificate.	05/04/2016 - In SENATE. Read second time and amended. Re-referred to Committee on APPROPRIATIONS.		Secondary
SB 1362	Mendoza (D)	Los Angeles County Transportation Authority	Senate Public Safety Committee	Allows persons regularly employed as security officers by the Los Angeles Metropolitan Transportation Authority to detain individuals on properties owned, controlled, and administered by the Authority when exigent circumstances exist.	04/06/2016 - Re-referred to SENATE Committee on PUBLIC SAFETY.		Secondary
SB 1402	Pavley (D)	Low Carbon Fuels	Senate Appropriations Committee	Creates the State Low-Carbon Fuels Incentive Program to be administered by the State Air Resources Board and State Energy Resources Conservation and Development Commission. Authorizes money in the Greenhouse Gas Reduction Fund to be used to provide incentives for the in-state production of low-carbon transportation fuels from new and existing facilities using sustainable feedstock, with priority to be given to projects benefitting disadvantaged communities.	05/09/2016 - In SENATE Committee on APPROPRIATIONS: To Suspend File.		Secondary

Bill Number	Author	Title	Location	Summary	Status	Position	Priority
SB 1472	Mendoza (D)	Los Angeles County Metropolitan Transportation	Senate Appropriations Committee - 05/23/2016 10:00 am - (4203)	Expands the Board of Directors of the Los Angeles County Metropolitan Transportation Authority. Prohibits these members from residing in the same city as another member of the Authority.	04/19/2016 - From SENATE Committee on TRANSPORTATION AND HOUSING: Do pass to Committee on APPROPRIATIONS.		Secondary
AB 1115	Salas (D)	School Zones: State Highways	Senate Transportation and Housing Committee	Designates a specified portion of State Highway Route 184 in the County of Kern as a school zone. Requires the zone to be identified with standard warning signs.	02/04/2016 - To SENATE Committee on TRANSPORTATION AND HOUSING.		Tertiary
AB 1641	Allen T (R)	Shuttle Services: Loading and Unloading Passengers	Assembly Transportation Committee	Allows local authorities to permit shuttle service vehicles to stop for the loading or unloading of passengers alongside these curb spaces upon agreement between a transit system operating buses engaged as common carriers in local transportation and a shuttle service provider.	04/04/2016 - In ASSEMBLY Committee on TRANSPORTATION: Not heard.		Tertiary
AB 1659	Rodriguez (D)	Vehicles: Prima Facie Speed Limits: Schools	Assembly Transportation Committee	Allows a city or county to establish in a residence district, on a highway with a posted speed limit, a prima facie speed limit when approaching, at a distance from, or passing, a school building or grounds thereof, contiguous of to a highway and posted with a school warning sign that indicates a specified speed limit, while children are going to or leaving the school. Allows an extension of the distance from a school building or grounds.	02/04/2016 - To ASSEMBLY Committee on TRANSPORTATION.		Tertiary
AB 1889	Mullin (D)	Peninsula Rail Transit District	Senate Transportation and Housing Committee	Repeals obsolete provisions relating to the Peninsula Rail Transit District.	05/12/2016 - To SENATE Committee on TRANSPORTATION AND HOUSING.		Tertiary
AB 1910	Harper (R)	Transportation: Advisory Question: Election	Assembly Transportation Committee	Calls a special election to be consolidated with the November 8, 2016, statewide general election. Requires the Secretary of State to submit an advisory question asking whether the Legislature should disproportionately target low-income and middle class families with a regressive tax increase on gasoline and annual vehicle registrations to fund road maintenance and rehabilitation, rather than ending the diversion of existing transportation tax revenues for nontransportation purposes.	04/18/2016 - In ASSEMBLY Committee on TRANSPORTATION: Failed passage.		Tertiary
AB 2030	Mullin (D)	Transportation Districts: Contracts	SENATE	Imposes specified bidding requirements with respect to transportation district contracts for the purchase of supplies, equipment, and materials, if the amount of the contracts exceeds a specified amount. Requires a minimum of quotations for those contracts. Imposes those bidding requirements with respect to district contracts for the construction of facilities or equipment.	05/12/2016 - In ASSEMBLY. Read third time. Passed ASSEMBLY. *****To SENATE.		Tertiary
AB 2100	Calderon I (D)	The 21st Century Infrastructure Act of 2016	Assembly Natural Resources Committee	Requires the Public Utilities Commission, the State Energy Resources Conservation and Development Commission, the Independent System Operator, and the State Air Resources Board to review and evaluate their policies and plans for expansion of 21st Century infrastructure and to take other related actions.	03/18/2016 - From ASSEMBLY Committee on NATURAL RESOURCES with author's amendments.		Tertiary

Bill Number	Author	Title	Location	Summary	Status	Position	Priority
AB 2222	Holden (D)	Greenhouse Gas Reduction Fund: Transit Pass Program	Assembly Appropriations Committee	Appropriates funds from the Greenhouse Gas Reduction Fund for the Transit Pass Program. Requires transit pass programs of public agencies that provide free or reduced-fare transit passes to public school students and community college, the State University and University of California students to meet certain requirements. Requires performance measurements. Authorizes funds from the Affordable Housing and Sustainable Communities Program and the Low Carbon Transit Operations Program to augment the program.	04/27/2016 - In ASSEMBLY Committee on APPROPRIATIONS: To Suspend File.		Tertiary
AB 2415	Garcia E (D)	Clean Technology Program	Assembly Appropriations Committee	Creates the State Clean Truck, Bus, and Off-Road Vehicle and Equipment Technology Program to fund zero- and near-zero-emission truck, bus, and off-road vehicle and equipment technologies and related projects with priority given to projects, including projects benefiting disadvantaged communities. Requires the State Air Resources Board to ensure results of emissions reductions or benefits can be quantified and to post reduction totals on its Internet Web site. Authorizes an increase in emission standards.	05/11/2016 - In ASSEMBLY Committee on APPROPRIATIONS: To Suspend File.		Tertiary
AB 2426	Low (D)	Workplace Charging Station Grant Program	Assembly Transportation Committee	Requires the State Air Resources Board to establish and implement the Workplace Charging Stations Grant Program to award grants for the installation of electric vehicle charging stations in commercial parking facilities for employees and visitors. Requires eligible applicants awarded grants to report usage statistics.	03/18/2016 - From ASSEMBLY Committee on TRANSPORTATION with author's amendments.		Tertiary
AB 2564	Cooper (D)	Air Quality Improvement: Clean Vehicle Rebate Project	Assembly Appropriations Committee	Requires the State Air Resources Board to adopt regulations for the purposes of the Clean Vehicle Rebate Project to establish the maximum gross annual income at specified levels for a person to be eligible for a rebate, increases the rebate payments for low-income applicants. Includes outreach to low-income households. Prioritizes rebate payments for low-income applicants.	05/11/2016 - In ASSEMBLY Committee on APPROPRIATIONS: To Suspend File.		Tertiary
AB 2575	Baker (R)	Prima Facie Speed Limits: Rural Roads	Assembly Transportation Committee	Establishes a specified prima facie speed limit when driving on a road designated by a local governing body as a rural road, other than a State highway. Makes the definition of a speed trap inapplicable to a rural road.	04/18/2016 - In ASSEMBLY Committee on TRANSPORTATION: Not heard.		Tertiary
AB 2602	Gatto (D)	Disabled Parking Placards	Assembly Appropriations Committee - 05/18/2016 9:00 am - State Capitol, Room 4202	Deletes the authority for a disabled person or disabled veteran to park in specified zones or spaces. Authorizes a specified disabled person or disabled veteran to apply for a free-parking status which would authorize the person to park in specified metered and unmetered parking spaces without being required to pay fees for a unlimited period of time. Requires notification of changes to holders of the placard. Requires disability certification. Makes false certification grounds for disciplinary action.	05/11/2016 - From ASSEMBLY Committee on APPROPRIATIONS with author's amendments.		Tertiary
AB 2722	Burke (D)	Transformative Climate Communities Program	Assembly Appropriations Committee - 05/18/2016 9:00 am - State Capitol, Room 4202	Creates the Transformative Climate Communities Program. Provide funds from the Greenhouse Gas Reduction Fund would be available to administer the program. Requires the Strategic Growth Council to award competitive grants to specified eligible entities for the development and implementation of transformative climate community plans, and projects that implement plans, contribute to the reduction of emissions of greenhouse gases and demonstrate potential environmental benefits in disadvantaged communities.	04/20/2016 - In ASSEMBLY. Read second time and amended. Re-referred to Committee on APPROPRIATIONS.		Tertiary

	<b>Bill Number</b>	<b>Author</b>	<b>Title</b>	<b>Location</b>	<b>Summary</b>	<b>Status</b>	<b>Position</b>	<b>Priority</b>
AB	2841	Allen T (R)	State Infrastructure Financing for Seaports	Assembly Appropriations Committee	Relates to the Bergeson-Peace Infrastructure and Economic Development Bank Act. Requires the Bank to establish criteria, priorities, and guidelines for the selection of infrastructure development and equipment purchase projects submitted by harbor agencies, for assistance from the Bank. Requires the agency to adopt a resolution that includes specified information. Provides the conditions which allow the Bank to approve a project. Requires the harbor agency to meet a specified condition.	05/04/2016 - In ASSEMBLY Committee on APPROPRIATIONS: To Suspense File.		Tertiary
AB	2866	Gatto (D)	Autonomous Vehicles	Assembly Appropriations Committee	Authorizes the operation of an autonomous vehicle without a driver in the vehicle not equipped with a brake pedal, accelerator pedal, or steering wheel on public roads for testing and operation purposes if other requirements are met and the operator of the vehicle is capable of taking immediate control of the vehicle in the event of technology failure or other emergency. Requires the adoption of conforming regulations. Requires submission of the results of testing and operation of these vehicles.	05/11/2016 - In ASSEMBLY Committee on APPROPRIATIONS: Not heard.		Tertiary
SB	1430	Pavley (D)	Vehicular Air Pollution: Greenhouse Gas Emissions	Senate Rules Committee	States the intent of the Legislature to enact legislation that would direct the State Air Resources Board to reassert its authority to regulate tail pipe emissions if the federal midterm review process on fuel economy and greenhouse gas emissions standards results in a weakening proposed standards.	03/10/2016 - To SENATE Committee on RULES.		Tertiary

**AB 2428 (Ting)**  
As amended April 7, 2016

**SECTION 1.**

*The Legislature finds and declares all of the following:*

*(a) Chapter 728 of the Statutes of 2008 (SB 375) supports the goals of the California Global Warming Solutions Act of 2006 (AB 32) by requiring each of the state's 18 metropolitan areas to reduce greenhouse gas emissions from cars and light trucks. SB 375 calls on each metropolitan area to develop a sustainable communities strategy (SCS) to accommodate future population growth and reduce greenhouse gas emissions.*

*(b) One of the major components of SB 375 is to coordinate the regional housing needs allocation process with the regional transportation process while maintaining local authority over land use decisions. Thus, local officials are key decisionmakers in how the provisions of SB 375 are ultimately implemented.*

*(c) The nine-county Bay Area metropolitan area SCS, Plan Bay Area, was adopted in 2013 through a cooperative effort of the Metropolitan Transportation Commission (MTC) and the Association of Bay Area Governments (ABAG). The Bay Area is expected to grow by 2,000,000 people over the next 25 years.*

*(d) Plan Bay Area provides a strategy for meeting 80 percent of the region's future housing needs in priority development areas (PDAs). These are neighborhoods within walking distance of frequent transit service, offering a wide variety of housing options, and featuring amenities such as grocery stores, community centers, open space, and restaurants.*

*(e) There is a direct relationship between development planning for population growth in PDAs and the provision of open space and other amenities in these areas that will be required to support projected growth. San Francisco, like most cities, aims to provide adequate quality open space for the broader public health and quality of life of its citizens and workforce. As new development occurs, it serves additional residents and employees, who, in turn, require new, or expanded and enhanced, open space.*

*(f) A 2014 San Francisco Citywide Nexus Analysis documents this direct relationship between projected population growth and the cost of new open-space infrastructure to support growth. Providing recreation and open space, such as baseball diamonds, soccer fields, parks, playgrounds, tennis courts, flower gardens, community gardens, and greenways, is a capital intensive undertaking, especially in San Francisco where land availability is low and land prices are high.*

*(g) To meet the goals of SB 375, more of the future development is planned to be walkable and bikeable and close to public transit, jobs, schools, shopping, parks, recreation, and other amenities. Many of San Francisco's PDAs are located in areas of San Francisco that both lack open space and are home to most of the city's freeways. There are many parcels and right-of-ways beneath and adjacent to these freeways and within PDAs that could be used for open-space purposes, yet currently the cost of leasing those lands from the Department of Transportation (Caltrans) is prohibitively high.*

*(h) Thus, one strategy for supporting statewide SB 375 goals is to decrease the cost of providing additional open space by decreasing the cost of land. An innovative intergovernmental partnership would engage Caltrans in low-cost leases with San Francisco for areas under the freeways that overlap with PDAs and San Francisco would, in turn, take on the cost of building and maintaining much-*

*needed new open space on those lands to support and accommodate future population growth and reduce greenhouse gas emissions.*

*(i) San Francisco has already demonstrated the viability of open-space uses under Caltrans freeways through various completed and successful projects. In the Mission Bay Area, San Francisco operates several recreational uses under Interstate 280, including volleyball and basketball courts, as well as pedestrian walkways. In the SoMa West area under the Route 101 Central Freeway, San Francisco leased two Caltrans parcels and built a very popular dog park and skatepark. The leases for these projects, which San Francisco negotiated carefully in partnership with Caltrans, could serve as models for a framework of more financially feasible open-space projects.*

*(j) With an under-freeway open-space framework in place, San Francisco could more readily meet its SB 375 goals. If this lower land cost opportunity was established, the under-freeway open-space projects could become financially feasible and San Francisco would be able to localize the decisionmaking process for these new open-space uses. This would allow San Francisco the flexibility to coordinate and plan locally and to more comprehensively plan to accommodate future population growth and reduce greenhouse gas emissions.*

## **SEC. 2.**

Section 104.16 of the Streets and Highways Code is amended to read:

### **104.16.**

(a) Any airspace under a freeway, or real property acquired for highway purposes, in the City and County of San Francisco, ~~which~~ *that* is not excess property, may be leased by the department to the city and county or ~~another~~ *a* political subdivision *of the city and county* or a state agency for purposes of an emergency shelter or feeding program. *Any airspace under or adjacent to a freeway, or other real property acquired for highway purposes, in the City and County of San Francisco, which is not excess property and is within a priority development area, shall be leased on a first right of refusal basis by the department to the city and county, a political subdivision of the city and county, or a state agency for park, recreational, or open-space purposes.*

(b) The lease *amount for emergency shelter or feeding programs* shall be for one dollar (\$1) per month. The lease amount *for park, recreational, or open-space purposes shall be 10 percent or less of the average fair market lease value of the applicable parcel, demonstrated through documented lease examples determined through either the average of fair market leases for the applicable parcel over the previous five years, or, in the absence of these recent fair market rate examples for the applicable parcel, an average of the fair market leases over the previous five years for the three department parcels in closest proximity to the applicable parcel.* The lease amount may be paid in advance of the term covered in order to reduce the administrative costs associated with the payment of the monthly rental fee. The lease shall require the payment of an administrative fee not to exceed five hundred dollars (\$500) per year, unless the department determines that a higher administrative fee is necessary, for the department's cost of administering the lease.

*(c) In the case of a lease for park, recreational, or open-space purposes, the lease shall require the lessee to fund and construct associated infrastructure, and to accept full responsibility for liability associated to the uses, except as otherwise provided in the lease. The lease shall require the lessee to be responsible for all nonhighway-related maintenance costs associated with those uses, except as otherwise provided in the lease. The lease shall authorize the lessee, at its discretion, to subsidize its associated maintenance costs through generation of revenue under a limited revenue generation model, such as from limited parking facilities or retail use located on or contiguous to the leased property, if any revenues generated that exceed the associated maintenance costs are shared with the state, at a rate not less than 50 percent of those excess revenues, with that amount to be deposited in the State Highway Account.*

*(d) As used in this section, “priority development area” means a neighborhood within walking distance of frequent transit service that offers a wide variety of housing options and that features various amenities, including grocery stores, community centers, open space, and restaurants.*

~~(e)~~ (e) The Legislature finds and declares that the lease of real property pursuant to this section serves a public purpose.

### **AB 2496 (Bloom)**

As amended April 4, 2016

#### **SECTION 1.**

Section 2381 of the Streets and Highways Code is amended to read:

#### **2381.**

(a) The Active Transportation Program shall be funded by state and federal funds from appropriations in the annual Budget Act. Funds for the program shall be appropriated to the department, for allocation by the commission. The amount to be appropriated shall include 100 percent of the federal Transportation Alternative Program funds, except for any federal Recreational Trails Program funds appropriated to the Department of Parks and Recreation; twenty-one million dollars (\$21,000,000) of federal Highway Safety Improvement funds or other federal funds; and State Highway Account funds. Future funding may be augmented if state or federal funds increase, or if other funding sources are identified. Funds appropriated for the Active Transportation Program shall be distributed as follows:

(1) Forty percent to metropolitan planning organizations in urban areas with populations greater than 200,000, in proportion to their relative share of population. Funds allocated under this paragraph shall be obligated for eligible projects selected through a competitive process by the metropolitan planning organizations in consultation with the department and the commission and in accordance with guidelines established pursuant to this chapter.

(2) Ten percent to small urban and rural regions with populations of 200,000 or less, with projects competitively awarded by the commission to projects in those regions.

(3) Fifty percent to projects competitively awarded by the commission on a statewide basis.

*(b) (1) For each of the funding distribution categories in paragraphs (1) to (3), inclusive, of subdivision (a), a minimum of 5 percent of available funds shall be awarded for planning and community engagement for active transportation in disadvantaged communities.*

*(2) A minimum of 10 percent of the total funding available for distribution pursuant to subdivision (a) shall be programmed for noninfrastructure activities, including activities relating to safe routes to school. If a project contains both infrastructure and noninfrastructure activities, only the portion of funding used for noninfrastructure activities shall contribute to meeting the minimum percentage required by this paragraph.*

*(3) If applications submitted in any funding cycle are not sufficient to exceed a minimum percentage required by paragraph (1) or (2), the applicable funds that would otherwise be required to be used for the purpose described in paragraph (1) or (2) may be expended for other authorized purposes.*

~~(c)~~ (c) For the purpose of paragraph (1) of subdivision (a), the following shall apply in the region served by the multicounty designated transportation planning agency described in Section 130004 of the Public Utilities Code:

(1) The multicounty designated transportation planning agency shall consult with the county transportation commissions created pursuant to Sections 130050, 130050.1, and 132800 of the Public Utilities Code, the commission, and the department in the development of competitive selection criteria to be adopted by the multicounty designated transportation planning agency, which should include consideration of geographic equity, consistent with program objectives.

(2) The multicounty designated transportation planning agency shall place priority on projects that are consistent with plans adopted by local and regional governments within the county where the project is located.

(3) The multicounty designated transportation planning agency shall obtain concurrence from the county transportation commissions, adopt the projects selected in a comprehensive program of projects, and make funds available to selected project recipients.

~~(e)~~ **(d)** The Legislature finds and declares that the program described in this chapter constitutes a highway purpose under Article XIX of the California Constitution and justifies the expenditure of highway funds therefor, and all expenditures of Article XIX funds under this program shall be consistent with Article XIX.

Attachment C  
Comparison of Transportation Funding and Reform Proposals as of May 11, 2016

	<b>SB 1x1 (Beall) as of April 21, 2016</b>	<b>AB 1591 (Frazier) as of Jan 6, 2016</b>	<b>Governor's Proposal from Jan 8, 2016</b>
<b>Funding</b>			
Gas Excise Tax Increase	12 cents (\$2b)	22.5 cents (\$3.5b)	None
Price-Based Excise Tax Adjustment Reset	17.3 cents (\$900m)	17.3 cents (\$900m)	18 cents (\$900m) <sup>1</sup>
- <i>CPI adjustment applied to entire excise tax</i>	<i>Every 3 years</i>	<i>Every 3 years</i>	<i>Every year</i>
Diesel Excise Tax Increase	22 cents (\$600m)	30 cents (\$800m)	11 cents (\$300m)
- <i>CPI adjustment applied to entire excise tax</i>	<i>Every 3 years</i>	<i>Every 3 years</i>	<i>Every year</i>
Diesel Sales Tax Increase	From 1.75 to 5.25% (\$270m)	None	None
Vehicle Registration Fee Increase	\$35 (\$1b) <sup>2</sup>	\$38 (\$1b)	None
Road Access Fee/Highway User Fee	\$35 (\$1b)	None	\$65 (\$2b)
ZEV-specific Fee	\$100 (\$25m)	\$165 (\$35m)	None
- <i>Total Vehicle Fee Increase</i>	<i>\$70 (\$170 for ZEVs)</i>	<i>\$38 (\$203 for ZEVs)</i>	<i>\$65</i>
Greenhouse Gas Reduction Fund (Cap & Trade)	TIRCP <sup>3</sup> from 10 to 20% (\$200m)	TIRCP from 10% to 20% (\$200m)	TIRCP - \$400m
	LCTOP <sup>4</sup> from 5 to 10% (\$100m)	TCIF – 20% (\$400m)	Complete Streets - \$100m
	Active Transportation - \$100m		
	<i>Debt Service for Prop 1A Bonds</i>		
	<i>Backfill for Diesel Sales Tax</i>		
Weight Fees	Some Returned	Returned immediately <sup>5</sup>	None
General Fund Loan Repayments	By 7/1/16, to RMRA <sup>6</sup>	Over 2 yrs, directly to locals	By 6/30/19, to various accts
Caltrans Efficiencies	Up to 30% (\$300m)	None	\$100m
<b>Estimated Total Annual Funding Increase<sup>7</sup></b>	<b>~ \$6.5 billion</b>	<b>~ \$7 billion</b>	<b>~ \$3.7 billion</b>

<sup>1</sup> The Governor's proposal doesn't reset the price-based excise tax until the 2017-18 fiscal year.

<sup>2</sup> Senator Beall indexes to inflation the Vehicle Registration Fee increase and Road Access Fee.

<sup>3</sup> Transit and Intercity Rail Capital Program, a competitive grant program administered by the Transportation Agency.

<sup>4</sup> Low Carbon Transit Operations Program, a formula funding program for transit operators statewide.

<sup>5</sup> The weight fees would not be transferred from the State Highway Account and instead be available for traditional uses including SHOPP, STIP, and local roads through existing formulas. Therefore they are not included in the Estimated Total Annual Funding Increase, but would result in roughly \$1 billion more funding.

<sup>6</sup> The Road Maintenance and Rehabilitation Account, created in SB 1x1.

<sup>7</sup> Roughly estimated, annualized over ten years. Figures may not add up due to rounding.

Attachment C  
Comparison of Transportation Funding and Reform Proposals as of May 11, 2016

	<b>SB 1x1 (Beall) as of April 21, 2016</b>	<b>AB 1591 (Frazier) as of Jan 6, 2016</b>	<b>Governor's Proposal from Jan 8, 2016</b>
<b>Expenditures</b>			
Gas Excise Tax Increase	RMRA	RMRA	-
Diesel Excise Tax Increase	10 cents to RMRA 12 cents to TCIF	TCIF	RMRA
Diesel Sales Tax Increase	Local transit operations	-	-
CPI Adjustment Revenues	To the respective programs	To the respective programs	RMRA
Vehicle Fee Increases	RMRA	RMRA	RMRA
Greenhouse Gas Reduction Fund (Cap & Trade)	\$300m to rail and transit \$100m to active transportation <i>\$500m for debt service</i>	\$200m to rail and transit \$400m to TCIF	\$400m to rail and transit \$100m to complete streets
General Fund Loan Repayments	RMRA	Cities and Counties	Various accounts
<b>Total Annual Expenditures on:</b>			
Road Rehab and Maintenance	\$5.5 billion	\$5.8 billion	\$2.9 billion
Freight Mobility	\$500 million	\$1.2 billion	\$200 million
Rail and Transit or Complete Streets	\$500 million	\$200 million	\$500 million
<b>Expenditure Split Between State/Local Needs</b>	51% state/49% percent local	55% state/45% percent local	50% state/50% percent local
<b>Accountability and Reforms</b>			
Reporting to the Commission	Both Caltrans and the locals report to the Commission on the efficacy of expenditures from the RMRA	-	Both Caltrans and the locals report to the Commission on the efficacy of expenditures from the RMRA
Local Maintenance of Effort Requirements	Included	Included	Included
Commission Allocation of SHOPP Support Costs	Requires by Feb 2017	Requires by Feb 2017	-
COS State Staff vs. Contract Staff	-	-	80%/20% by Jul 2020
CM/GC Project Delivery	-	-	Expands authority for Caltrans from 6 to 12 projects
Public Private Partnerships Project Delivery	Eliminates the sunset	-	Extends sunset from 2017 to 2027
CEQA Exemption	Exempts projects in existing rights of way in certain circumstances	-	Exempts projects in existing rights of way in certain circumstances
NEPA Delegation	Eliminates the sunset	-	Eliminates the sunset
Regional Advance Mitigation Program	Included	-	Included

**The Governor's FY2016/17 May Revise Proposal**  
Related to the Administration of the  
FAST Act Federal Formula Freight Funding

The proposed budget bill provisional language:

**Item 2660-302-0042**

Provisions:

4. Notwithstanding any other provision of law, the California Transportation Commission (CTC) may allocate up to \$60 million from this item to provide the required non-federal match to any state-sponsored project receiving a federal grant under the Fostering Advancements in Shipping and Transportation for the Long-term Achievement of National Efficiencies (FASTLANE) grants program authorized by the Federal Fixing America's Surface Transportation Act (FAST Act).

**Item 2660-302-0890**

Provisions:

6. Notwithstanding any other provision of law, the California Transportation Commission (CTC) may allocate up to \$60 million from this item to provide the required match to any state-sponsored project receiving a federal grant under the Fostering Advancements in Shipping and Transportation for the Long-term Achievement of National Efficiencies (FASTLANE) grants program authorized by the Federal Fixing America's Surface Transportation Act (FAST Act).

7. Notwithstanding any other provision of law, the California Transportation Commission (CTC) will allocate Nationally Significant Freight Highway Program formula funds to corridor-based projects elected by local agencies and the State.

The proposed trailer bill language:

**SEC. 1.** Section 2193 "National Highway Freight Program" is added to the Streets and Highways Code, Chapter 4.8, to read:

Sec. 2193. (a) Revenues apportioned by formula to the state under Section 167 of Title 23 of the United States Code from the National Highway Freight Program, pursuant to the federal Fixing America's Surface Transportation Act ("FAST Act"; Public Law 114-94) shall be available upon appropriation for allocation by the California Transportation Commission for infrastructure improvements in this state on federally designated Trade Corridors of National and Regional Significance, on the Primary Freight Network, and along other corridors that have a high volume of freight movement, as determined by the commission. In determining the projects eligible for funding, the commission shall consult the Transportation Agency's state freight plan as described in Section 13978.8 of the Government Code, the State Air Resources Board's Sustainable Freight Strategy adopted by Resolution 14-2, and the Sustainable Freight Action Plan developed by the Secretary of the California State Transportation Agency, the Secretary of the California Environmental Protection Agency, the Secretary of the Natural Resources Agency and other relevant state departments including the California Air Resources Board, the California Department of Transportation, the California Energy Commission, and the

Governor's Office of Business and Economic Development, pursuant to Executive Order B-32-15. The commission shall also consult trade infrastructure and goods movement plans adopted by regional transportation planning agencies, adopted regional transportation plans required by state and federal law, and the statewide port master plan prepared by the California Marine and Intermodal Transportation System Advisory Council (Cal-MITSAC) pursuant to Section 1730 of the Harbors and Navigation Code, when determining eligible projects for funding. Eligible projects for these funds include, but are not limited to, all of the following:

- (1) Highway capacity improvements and operational improvements to more efficiently accommodate the movement of freight, particularly for ingress and egress to and from the state's land ports of entry and seaports, including navigable inland waterways used to transport freight between seaports, land ports of entry, and airports, and to relieve traffic congestion along major trade or goods movement corridors.
- (2) Freight rail system improvements to enhance the ability to move goods from seaports, land ports of entry, and airports to warehousing and distribution centers throughout California, including projects that separate rail lines from highway or local road traffic, improve freight rail mobility through mountainous regions, relocate rail switching yards, and other projects that improve the efficiency and capacity of the rail freight system.
- (3) Projects to enhance the capacity and efficiency of ports.
- (4) Truck corridor improvements, including dedicated truck facilities or truck toll facilities.
- (5) Border access improvements that enhance goods movement between California and Mexico and that maximize the state's ability to access coordinated border infrastructure funds made available to the state by federal law.
- (6) Surface transportation and connector road improvements to effectively facilitate the movement of goods, particularly for ingress and egress to and from the state's land ports of entry, airports, and seaports, to relieve traffic congestion along major trade or goods movement corridors.

(b)(1) In determining the allocation of FAST Act funds for trade infrastructure improvements, the commission shall evaluate the total potential costs and total potential economic and noneconomic benefits of the program to California's economy, environment, and public health. The commission shall consult with the State Air Resources Board in order to utilize the appropriate models, techniques, and methods to develop the evaluation parameters. The commission shall allocate FAST Act funds in a manner that (A) addresses the state's most urgent needs, (B) balances the demands of various land ports of entry, seaports, and airports, (C) provides reasonable geographic balance between the state's regions, (D) places emphasis on projects that improve trade corridor mobility while reducing emissions of diesel particulate and other pollutant emissions, and (E) that support meeting the state's greenhouse gas reduction goals.

(2) In addition, the commission shall also consider the following factors when allocating these funds:

- (A) "Velocity," which means the speed by which large cargo would travel from the land port of entry or seaport through the distribution system.
- (B) "Throughput," which means the volume of cargo that would move from the land port of entry or seaport through the distribution system.
- (C) "Reliability," which means a reasonably consistent and predictable amount of time for cargo to travel from one point to another on any given day or at any given time in California.

(D) "Congestion reduction," which means the reduction in recurrent daily hours of delay to be achieved.

(c) The commission shall allocate these funds based on the following formula:

(1) Fifty percent for projects proposed by local agencies.

(A) The commission shall ensure projects are consistent with guidelines and adopt a program based on the projects submitted.

(B) For projects proposed by local agencies, the commission shall consider the allocation level set in subdivision (b) of section 8879.52 of Government Code to inform the reasonable geographic balance between the state's regions.

(2) Fifty percent for projects proposed by the department.

(A) The commission shall ensure projects are consistent with guidelines and adopt a program based on the projects submitted.

(B) The department may identify supplemental funding from state, local, federal or private sources for projects proposed pursuant to this paragraph, however section 2192.2 requirements do not apply to projects proposed pursuant to this paragraph.

(d) Within six months of the chaptering of the act that adds this section, the commission shall develop guidelines for expenditures pursuant to this section, modeled after the Trade Corridor Improvement Fund program authorized in Section 2192. These guidelines shall conform to policy direction from the Sustainable Freight Action Plan developed pursuant to Executive Order 32-15 and any other updates that the commission deems appropriate.