

Memorandum

To: CHAIR AND COMMISSIONERS

CTC Meeting: March 21-22, 2024

From: TANISHA TAYLOR, Executive Director

Reference Number: 4.1, Action

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Subject: State and Federal Legislative Matters

Recommendation:

Staff recommends the California Transportation Commission (Commission) accept the report on pending state legislation included in Attachment A.

Issue:

February 16 was the deadline for legislators to introduce new bills in the 2023-24 legislative session. More than 2,100 bills were introduced between the beginning of the year and the bill introduction deadline. Attachment A includes a list of 31 bills monitored by staff, pursuant to the Commission's bill monitoring policy.

Background:

State Legislative Matters

Policy committees will soon begin holding bill hearings for measures introduced since the beginning of the year. Policy committees have until April 26 and May 3 to hear fiscal and non-fiscal bills, respectively. The Senate Transportation Committee has hearings scheduled for April 9 and April 23. The Assembly Transportation Committee has yet to release its hearing schedule. Bills must pass out of fiscal committees by May 17.

Staff are not recommending the Commission adopt positions on any bills at this time. Staff continue to discuss bills that may affect the Commission with bill authors, legislative staff, and stakeholders to provide technical assistance.

State Budget

The Senate Budget Subcommittee on Corrections, Public Safety, Judiciary, Labor and Transportation and the Assembly Budget Subcommittee on Climate Crisis, Resources, Energy, and Transportation will meet on March 14 and April 17, respectively, to consider the Governor's transportation-related budget proposals.

The Governor's updated overall budget proposal (May Revision) is due to the Legislature on May 14.

Attachments:

- Attachment A: Legislation Monitored by Commission Staff

Legislation Monitored by Commission Staff
Active Bills (2023-24 Regular Session)
(As of February 23, 2024)

Bill	Author	Subject	Description	Status
AB 627	Jackson	Heavy-duty trucks: voucher incentive project.	Modifies the Hybrid and Zero-Emission Truck and Bus Voucher Incentive Project administered by the California Air Resources Board (CARB) to establish a sliding scale to determine the dollar amount of a voucher provided for the purchase of a new drayage truck or retrofit of a used truck based on the number of vehicles in a fleet, and requires drayage vouchers be prioritized for operators that transport goods between the ports of Los Angeles, Long Beach, or Oakland and warehouses in California, and for operators who own five or fewer drayage trucks.	Pending referral to committee
AB 2029*	Jackson	Electric vehicle charging stations: public access	Requires California Department of Transportation (Caltrans) to conduct a study on public access to electric vehicle charging stations and submit a report to the Legislature by January 1, 2025.	Pending hearing in Assembly Transportation Committee
AB 2082*	Carrillo, Juan	State highways: State Route 138: reduction	Authorizes the California Transportation Commission (Commission) to relinquish a portion of State Route 138 to the City of Palmdale.	Pending hearing in Assembly Transportation Committee
AB 2086*	Schiavo	Department of Transportation funding: report and public dashboard	Requires the Commission to adopt guidelines by January 1, 2026, for Caltrans to use to determine whether the use of Caltrans funding is advancing the Core Four priorities of safety, equity, climate action, and economic prosperity, as established by the California State Transportation Agency (CalSTA), and requires the Commission to allow the interagency equity advisory committee an opportunity to review, provide recommendations on, and evaluate potential changes to the guidelines. Requires Caltrans to report how it has advanced those priorities to the Legislature on an annual basis, beginning January 1, 2027.	Pending hearing in Assembly Transportation Committee
AB 2116*	Grayson	Road Maintenance and Rehabilitation Account: University of California: California State University: reports	Requires the University of California and the California State University to each submit an annual report to CalSTA and the transportation policy and budget committees of the Senate and Assembly detailing the expenditure of Senate Bill 1 research funds, including research activities and administration.	Pending hearing in Assembly Transportation Committee

Bill	Author	Subject	Description	Status
AB 2266*	Petrie-Norris	California Hybrid and Zero-Emission Truck and Bus Voucher Incentive Project: vehicle eligibility	Requires CARB to authorize a voucher for the acquisition of specified zero-emission vehicles under the California Hybrid and Zero-Emission Truck and Bus Voucher Incentive Project.	Pending referral to committee
AB 2290*	Friedman	Transportation: Class III bikeways: bicycle facilities: Bikeway Quick-Build Project Pilot Program	<p>Prohibits the allocation of Active Transportation Program funds for a project that creates a Class III bikeway unless the project is on a residential street with a posted speed limit of 20 miles per hour or less.</p> <p>Deletes the factor relating to quality of nearby alternative facilities when Caltrans and cities and counties are considering the benefit, cost effectiveness, and practicality of incorporating complete streets elements into projects funded through the Road Maintenance and Rehabilitation Program and requires a bicycle facility that is identified for a street in an adopted bicycle plan or active transportation plan to be included in a project funded by the Program that includes that street.</p> <p>Establishes the Bikeway Quick-Build Project Pilot Program within Caltrans' maintenance program to expedite development and implementation of bikeways on the state highway system.</p>	Pending referral to committee
AB 2503*	Lee	California Environmental Quality Act: exemption: railroad electrification and railroad siding projects	Exempts railroad electrification projects and railroad siding projects from the requirements of the California Environmental Quality Act.	Pending referral to committee

Bill	Author	Subject	Description	Status
AB 2535*	Bonta	Trade Corridor Enhancement Program	<p>Prohibits the Commission from allocating funds under the Trade Corridor Enhancement Program (TCEP) to a project that adds a general-purpose lane to a highway or expands highway capacity in a community that meets certain criteria relating to pollution impacts and prohibits the Commission from allocating funds under the program to a project that expands a highway's footprint unless the project meets certain criteria relating to environmental review and the operation of the project.</p> <p>Requires the Commission to ensure that at least 50 percent of the funds allocated under TCEP in any fiscal year are allocated to investments in zero-emission freight infrastructure and requires the Commission, in adopting the program for zero-emission freight infrastructure projects, to prioritize those projects located in communities that meet certain criteria relating to pollution impacts.</p> <p>Requires the agency that nominates a project that is included in the program of projects to comply with a maintenance of effort requirement by annually certifying to the Commission that it will maintain levels of funding from other sources pledged towards transportation projects that reduce vehicle miles traveled or support investments in zero-emission vehicle infrastructure and requires the Commission to reduce the amount of funding allocated to any project nominated by a non-compliant agency by one-third.</p>	Pending referral to committee
AB 2558*	Hart	Department of Transportation: projects: fish passage	Extends the annual reporting requirement describing Caltrans's progress in locating, assessing, and remediating barriers to fish passage until the year 2030. Requires the remediation of any structural barrier to fish passage by the implementing agency for specified projects at the time of the project's construction.	Pending referral to committee
AB 2669*	Ting	Toll bridges: tolls	Prohibits a toll from being imposed on the passage of a pedestrian, bicycle, or personal micromobility device over the state's various toll bridges.	Pending referral to committee
AB 2678*	Wallis	Vehicles: high-occupancy vehicle lanes	Repeals the state statutory sunset of authority for certain alternate fuel and plug-in electric or hybrid vehicles to use lanes designated for high-occupancy vehicles until the expiration of federal authorization for that program, currently September 30, 2025.	Pending referral to committee
AB 2817*	Dixon	State highways: Route 1: relinquishment	Authorizes the Commission to relinquish a portion of Route 1 to the City of Laguna Beach.	Pending referral to committee
AB 2796*	Alvarez	Equitable Access to Zero-Emissions Vehicles Fund	Establishes the Equitable Access to Zero-Emission Vehicles Fund to provide funding for new vehicle rebate program and for other specified purposes.	Pending referral to committee
AB 2869*	Friedman	Department of Transportation: trail access: infrastructure projects	Requires Caltrans to mitigate the impact of infrastructure projects that interfere with or eliminate trail access to parks and recreational areas by maintaining safe access for users of existing trails or providing alternative safe access to those parks and recreational areas.	Pending referral to committee

Bill	Author	Subject	Description	Status
AB 3005*	Wallis	Motor Vehicle Fuel Tax Law: adjustment suspension	Authorizes the Governor to suspend an inflation adjustment to the motor vehicle fuel tax scheduled on or after July 1, 2025, upon making a determination that increasing the rate would impose an undue burden on low-income and middle-class families. Requires the Department of Finance to submit to the Legislature a proposal by January 10 that would maintain the same level of funding for transportation purposes as would have been generated had the scheduled adjustment not been suspended.	Pending referral to committee
AB 3055*	Carrillo, Juan	Vehicles: high-occupancy vehicle lanes: veterans	Authorizes Caltrans and local authorities to permit exclusive or preferential use of high-occupancy vehicle lanes to be used by a vehicle driven by a disabled veteran of the United States Armed Forces, as specified.	Pending referral to committee
SB 768	Caballero	California Environmental Quality Act: State Air Resources Board: vehicle miles traveled: study.	Requires CARB to conduct and submit to the Legislature a study on how vehicle miles traveled is used as a metric for measuring transportation impacts pursuant to the California Environmental Quality Act by January 1, 2026.	Pending referral to committee
SB 925	Wiener	San Francisco Bay area: local revenue measure: transportation improvements.	States the intent of the Legislature to enact subsequent legislation to authorize the Metropolitan Transportation Commission to propose a revenue measure to the voters in its jurisdiction to fund the operation, expansion, and transformation of the San Francisco Bay area's public transportation system, as well as other transportation improvements.	Pending referral to committee
SB 926	Wahab	San Francisco Bay area: public transportation.	Requires the CalSTA to develop a plan to consolidate all transit agencies, as defined, that are located within the geographic jurisdiction of the Metropolitan Transportation Commission.	Pending hearing in Senate Transportation Committee
SB 955*	Seyarto	Office of Planning and Research: Infrastructure Gap-Fund Program.	Requires the Governor's Office of Planning and Research to establish the Infrastructure Gap-Fund Program to provide grants to assist local agencies in developing and constructing infrastructure projects.	Pending hearing in Senate Local Government Committee

Bill	Author	Subject	Description	Status
SB 960*	Wiener	Transportation: planning: transit priority projects: multimodal	<p>Defines a “transit priority project” and requires the Caltrans Director to adopt a policy on transit priority projects for state and local highways.</p> <p>Requires all projects overseen by Caltrans to include complete streets facilities unless an exception is documented and approved.</p> <p>Requires the Transportation Asset Management Plan (TAMP) to prioritize complete streets facilities and requires Caltrans to update the TAMP to guide the selection of transit priority projects in the State Highway Operation and Protection Program (SHOPP) SHOPP, beginning with the 2026 SHOPP.</p> <p>Requires the Commission to adopt 4-year and 10-year objective targets and performance measures reflecting state transportation goals and objectives, including for complete streets assets that reflect the existence and conditions of bicycle, pedestrian, and transit facilities on the state highway system.</p>	Pending hearing in Senate Transportation Committee
SB 1086*	Seyarto	Sales and Use Tax Law: motor vehicle fuel tax: sales price: gross receipts	Beginning January 1, 2025, would exclude from the terms “gross receipts” and “sales price” under the Sales and Use Tax Law the amount of any motor vehicle fuel tax imposed pursuant to the Motor Vehicle Fuel Tax Law.	Pending hearing in Senate Revenue and Taxation Committee
SB 1098*	Blakespear	Passenger and freight rail: LOSSAN Rail Corridor	<p>Requires the CalSTA Secretary to provide strategic guidance, recommendations, and facilitate all necessary coordination, collaboration, and intervention, when necessary, between stakeholders, to ensure the performance of the Los Angeles-San Diego-San Luis Obispo (LOSSAN) Rail Corridor, as specified.</p> <p>Requires the CalSTA Secretary, in consultation with the Caltrans Director, to submit a report to the Legislature on or before January 1, 2026, regarding the LOSSAN Rail Corridor that includes recommendations made by Caltrans and the Commission.</p>	Pending hearing in Senate Transportation Committee
SB 1114*	Niello	State agencies: budget and personnel disclosure	Requires a state agency that has an internet website to post, immediately below its header or title, a brief disclosure in clear, legible table form of its total personnel, both full- and part-time, its total authorized budget, and the source, whether General Fund, Special Fund, or federal funds, of all funds appropriated to it for the current and previous 3 fiscal years.	Pending hearing in Senate Governmental Organization Committee
SB 1173*	Seyarto	Transportation funds: De Luz Community Services District	Requires the County of Riverside to report the mileage of the highways maintained by the De Luz Community Services District to Caltrans as maintained county highways. Requires the State Controller to deem those highways reported by a county, and certified by Caltrans, to be maintained county highways for purposes of apportioning funds from the Highway Users Tax Account and the Road Maintenance and Rehabilitation Account.	Pending hearing in Senate Transportation Committee

Bill	Author	Subject	Description	Status
SB 1216*	Blakespear	Transportation projects: Class III bikeways: prohibition	Prohibits an agency from installing a Class III bikeway or restriping a Class III bikeway on a highway that has a posted speed limit greater than 30 miles per hour, beginning January 1, 2025. Prohibits the Commission's Active Transportation Program guidelines with regard to project eligibility from including the development of Class III bikeways and from including the connection of a bikeway connecting to a Class III bikeway as increasing and improving connectivity and mobility of nonmotorized users, on and after January 1, 2025. Prohibits funds in the Active Transportation Program from being allocated to a project that creates a Class III bikeway, beginning January 1, 2025.	Pending referral to committee
SB 1247*	Hurtado	Route 41: Tachi Highway	Names and designates Route 41 as the "Tachi Highway."	Pending referral to committee
SB 1297*	Allen	Speed safety system pilot program	Increases from 9 to 12 the number of automated speed safety systems designated jurisdictions participating in a local speed safety system pilot program can operate.	Pending referral to committee
SB 1387*	Newman	California Hybrid and Zero-Emission Truck and Bus Voucher Incentive Project	States the intent of the Legislature to enact subsequent legislation to amend the California Hybrid and Zero-Emission Truck and Bus Voucher Incentive Project.	Pending referral to committee
SB 1418*	Archuleta	Hydrogen-fueling stations: administrative approval: checklist	Requires every city, county, or city and county to adopt an ordinance that creates an expedited, streamlined permitting process for hydrogen-fueling stations, as specified.	Pending referral to committee

Total Active Measures: 31

Note: Measures marked with "*" were amended since most recent staff report.

Legislation Monitored by Commission Staff
Inactive Bills (2023-24 Regular Session)
(As of February 23, 2024)

Bill	Author	Subject	Description
AB 6	Friedman	Transportation planning: regional transportation plans: Solutions for Congested Corridors Program: reduction of greenhouse gas emissions.	Requires the CARB to establish additional greenhouse gas reduction targets for each region of the state for 2035 and 2045 and modifies the process for preparing and approving sustainable communities strategies. Requires each project nomination in the Commission's Solutions for Congested Corridors program to demonstrate how the project would contribute to achieving the state's greenhouse gas emission reduction targets.
AB 7	Friedman	Transportation: planning: project selection process.	Requires the CalSTA, the Caltrans, and the Commission to incorporate specified principles from the Climate Action Plan for Transportation Infrastructure into their existing program funding guidelines and planning processes to the extent applicable and cost effective by January 1, 2025. Requires the California Transportation Plan to include a financial element and an analysis of how CalSTA, Caltrans, and the Commission are achieving principles outlined in the Climate Action Plan for Transportation Infrastructure, the federal Infrastructure Investment and Jobs Act of 2021, and the federal Justice40 initiative.
AB 295	Fong, Vince	Department of Transportation: maintenance projects.	Requires Caltrans to expedite roadside maintenance for special projects related to roadside maintenance and the removal and clearing of material, as provided.
AB 364	Bryan	Street furniture data: statewide integrated data platform.	Requires Caltrans, in collaboration with the Commission, state-created transportation entities, local agencies, metropolitan planning organizations, the Office of Planning and Research, and the State Department of Public Health to develop guidelines for data sharing, documentation, public access, quality control, and promotion of open-source and accessible platforms and decision support tools related to street furniture data and submit a report describing these guidelines to the Legislature every three years. Requires Caltrans to designate the Office of Planning and Research's Integrated Climate Adaptation and Resiliency Program Technical Advisory Council to advise on the development of the initial and subsequent guidelines and review the reports related to those guidelines, as specified.
AB 382	Cervantes	High-occupancy vehicle lanes: County of Riverside.	Requires CalSTA, on or before January 1, 2025, to report to the transportation policy committees of the Legislature on the feasibility and appropriateness of limiting the use of high-occupancy vehicle lanes in Riverside County as specified, and on the feasibility and appropriateness of removing any double parallel solid lines to restrict the entrance into or exit from those lanes on or before January 1, 2025.
AB 832	Cervantes	California Transportation Commission: membership.	Requires at least one of the Governor-appointed members of the Commission to have expertise in transportation issues and professional experience that includes experience working in, or representing, disadvantaged communities.
AB 833	Rendon	Freeway caps.	Requires Caltrans to prepare a plan for adding caps to freeway segments that divide disadvantaged, underrepresented, urban communities, by January 1, 2030, as specified.

Bill	Author	Subject	Description
SB 517	Gonzalez	Economic development: movement of freight.	Authorizes the Governor's Office of Business and Economic Development to serve as the coordinating entity to steer the growth, competitiveness, and sustainability for freight and the supply chain across the state and requires the Governor to appoint a freight coordinator with specified duties.

Total Inactive Measures: 8

Note: Measures introduced in 2023 that failed legislative deadlines are not included.