

MEETING OF THE

LEGISLATIVE/COMMUNICATIONS AND MEMBERSHIP COMMITTEE

SOUTHERN CALIFORNIA



**ASSOCIATION OF
GOVERNMENTS**

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Human Development
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Energy & Environment
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Transportation
Alan Wapner, San Bernardino
Associated Governments

Tuesday, October 21, 2014

8:30 a.m. -10:00 a.m.

SCAG Offices

**818 West 7th Street, 12th Floor
Policy Committee Room B
Los Angeles, CA 90017
(213) 236-1800**

Videoconference Available

Imperial SCAG Office

**1405 North Imperial Avenue, Suite 1
El Centro, CA 92243**

Riverside SCAG Office

**3403 10th Street, Suite 805
Riverside, CA 92501**

San Bernardino SCAG Office

**1170 W. 3rd Street, Suite 140
San Bernardino, CA 92418**

Southbay Cities COG

**South Bay Environmental Services Center
20285 S. Western Avenue, Suite 100
Torrance, CA 90501**

Teleconference Is Available

If members of the public wish to review the attachments or have any questions on any of the agenda items, please contact Jane Embry at (213) 236-1826 or via email embry@scag.ca.gov

Agendas & Minutes for the Legislative/ Communications and Membership Committee are also available at:

<http://www.scag.ca.gov/committees/Pages/default.aspx>

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The Regional Council consists of 86 elected officials representing 191 cities, six counties, six County Transportation Commissions, one representative from the Transportation Corridor Agencies, one Tribal Government representative and one representative for the Air Districts within Southern California.

Legislative/Communications and Membership Committee
October 2014

Pam O'Connor, District 41
Larry McCallon, District 7

Chair
Vice-Chair

Member

Barrows, Bruce
Becerra, Glen
Clark, Margaret
Daigle, Leslie
Daniels, Gene
Finlay, Margaret
Martinez, Michele
Mitchell, Judy
Murray, Kris
Nelson, Shawn
Pettis, Greg
Rush, Adam
Viegas-Walker, Cheryl
Wapner, Alan

Representing

District 23
District 46
District 32
District 15
District 24
District 35
District 16
District 40
District 19
Orange County
District 2
RCTC
District 1
SANBAG

**Legislative/Communications & Membership Committee
TELECONFERENCE INFORMATION — Pursuant to
Government Code §54953**

TELECONFERENCE INSTRUCTIONS

Please Call: (888) 363-4735 and enter Participant Code: 254034

**For Brown Act requirements please have your agenda posted at
your teleconference location.**

Thank you. If you have any questions, please call
Jane Embry at (213) 236-1826

TELECONFERENCE LOCATIONS:

Hon. Glen Becerra
2244 Walnut Grove, 4th Floor
Rosemead, CA 91770

Hon. Margaret Clark
Rosemead City Hall
8838 E Valley Blvd
Rosemead, CA 91770

Hon. Leslie Daigle
2201 Vista Huerta,
Newport Beach, CA 92660

Hon. Margaret Finlay
2221 Rim Road
Duarte, CA 91008

Hon. Michele Martinez
20 Civic Center Plaza
Santa Ana, CA 92701

Hon. Kris Murray
200 S Anaheim Blvd,
Anaheim, CA 92805

Hon. Shawn Nelson
333 West Santa Ana Blvd., Fifth Floor
Santa Ana, CA 92701

Hon. Greg Pettis
850 Willow Creek Road
Lake Arrowhead, CA 92352

Hon. Alan Wapner
Ontario City Hall
303 E B Street
Ontario, CA 91764

LEGISLATIVE/COMMUNICATIONS & MEMBERSHIP COMMITTEE AGENDA OCTOBER 21, 2014

The Legislative/Communications & Membership Committee may consider and act upon any of the items listed on the agenda regardless of whether they are listed as information or action items.

CALL TO ORDER & ROLL CALL

(Hon. Pam O'Connor, Chair)

PUBLIC COMMENT PERIOD

Members of the public desiring to speak on items on the agenda, or items not on the agenda, but within the purview of the Committee, must fill out and present a Public Comment Card to the Assistant prior to speaking. Comments will be limited to three (3) minutes per speaker provided that the Chair has the discretion to reduce this time limit based upon the number of speakers. The Chair may limit the total time for all comments to twenty (20) minutes.

REVIEW AND PRIORITIZE AGENDA ITEMS

CONSENT CALENDAR

1. Minutes of August 19, 2014 Meeting

Attachment **1**

ACTION ITEMS

2. SCAG Sponsorships & Membership

- University of Southern California sol Price School of Public Policy Executive Education (EXED) Program - \$10,000
- California Contract Cities Association – Southern California Water Summit & Fall Conference - \$5,000
- Southern California Leadership Network (SCLN) Southern California Visionaries 2014 Awards Luncheon, December 2, 2014 - \$5,000
- Coalition for America's Gateways & Trade Corridors (CAGTC) - \$6,500
(Darin Chidsey, Director of SP&PA)

Attachments **5**

INFORMATION/DISCUSSION ITEMS

3. End of Session Legislative Report
(Darin Chidsey, Director of SP&PA)

Attachment **8**

4. Federal Freight Legislation
(Darin Chidsey, Director of SP&PA)

Attachment **21**

5. Strategy, Policy & Public Affairs Update
(Darin Chidsey, Director of SP&PA)

Oral Update

**LEGISLATIVE/COMMUNICATIONS &
MEMBERSHIP COMMITTEE
AGENDA
OCTOBER 21, 2014**

FUTURE AGENDA ITEMS

Any Committee member or staff desiring to place items on a future agenda may make such a request.

ANNOUNCEMENTS

ADJOURNMENT

The next meeting of the Legislative/Communications & Membership Committee is scheduled for 8:30 AM, Tuesday, November 18, 2014 at the SCAG Los Angeles office.

**LEGISLATIVE/COMMUNICATIONS & MEMBERSHIP COMMITTEE
of the
SOUTHERN CALIFORNIA ASSOCIATION OF GOVERNMENTS**

**August 19, 2014
Minutes**

The Legislative/Communications & Membership Committee held its August 19, 2014 meeting at SCAG's downtown Los Angeles Office.

Members Present

Hon. Bruce Barrows, District 23
Hon. Glen Becerra, District 46 **(Teleconference)**
Hon. Margaret Clark, District 32
Hon. Gene Daniels, District 24
Hon. Margaret Finlay, District 35 **(Teleconference)**
Hon. Judy Mitchell, District 40 – **(Videoconference)**
Hon. Kris Murray, District 19 – **(Teleconference)**
Hon. Shawn Nelson, Orange County **(Teleconference)**
Hon. Pam O'Connor, District 41 **(Teleconference)**
Hon. Greg Pettis, District 2
Hon. Cheryl Viegas-Walker, District 1 **(Teleconference)**
Hon. Alan Wapner, SANBAG **(Teleconference)**

CALL TO ORDER

The meeting was called to order by the Hon. Greg Pettis at approximately 8:30 a.m. There was a quorum.

PUBLIC COMMENT PERIOD

There were no public comments presented.

REVIEW AND PRIORITIZE AGENDA ITEMS

The Committee recommended that Information Item No. 5, Water Bond Update, be heard as an Action Item.

CONSENT CALENDAR

1. Minutes of May 20, 2014 Meeting

Hon. Margaret Clark noted that she attended the meeting at the Los Angeles office rather than by teleconference as stated in the minutes. With this amendment, a MOTION was made (Daniels) to approve the Consent Calendar. The MOTION was SECONDED (Clark) and APPROVED by a majority vote. A roll call vote was taken and recorded as follows:

AYES: Becerra, Clark, Daniels, Finlay, Murray, Nelson, O'Connor, Pettis, Viegas-Walker,
Wapner

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NOES: None

ABSTAIN: None

ACTION ITEMS

2. SCAG Sponsorships

Darin Chidsey, Director of Strategy, Policy & Public Affairs, provided a brief overview of the two (2) sponsorships for the Committee's consideration.

A MOTION was made (Finlay) to approve the 2014 AltCar Expo & Conference (\$5,000) and the 2014 Southern California Energy Summit (\$5,000). The MOTION was SECONDED (O'Connor) and APPROVED by a majority vote. A roll call vote was taken and recorded as follows:

AYES: Becerra, Clark, Daniels, Finlay, Murray, Nelson, O'Connor, Pettis, Viegas-Walker, Wapner

NOES: None

ABSTAIN: None

3. SB 498 (Lara): Solid Waste: Biomass Conversion – SUPPORT

Jeff Dunn, Legislative Analyst, provided a brief overview of SB 498 and stated that staff recommends a support position on this bill. Mr. Dunn noted that the Los Angeles County Department of Public Works made a presentation at the August 7, 2014 meeting of the Energy & Environment Committee, and supports the conversion of biomass materials to renewable energy, and specifically SB 498.

A MOTION was made (Clark) to support SB 498 (Lara). The MOTION was SECONDED (Daniels) and APPROVED by a majority vote. A roll call vote was taken and recorded as follows:

AYES: Becerra, Clark, Daniels, Finlay, O'Connor, Pettis, Viegas-Walker, Wapner

NOES: Nelson

ABSTAIN: None

5. Water Bond Update

Jeff Dunn, Legislative Analyst, provided an overview of the activities related to the replacement of the existing water bond on the November 4, 2014 general election ballot. Mr. Dunn noted that the alternative proposal would address the needs of California's water infrastructure while

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recognizing the fiscal constraints of the state's overall budgetary and economic condition. Mr. Dunn stated that staff recommends a support position on this alternative water bond proposal.

A MOTION was made (Daniels) to support an alternative water bond proposal. The MOTION was SECONDED (Clark) and APPROVED by a majority vote. A roll call vote was taken and recorded as follows:

AYES: Barrows, Becerra, Clark, Daniels, Finlay, Murray, O'Connor, Pettis, Viegas-Walker, Wapner

NOES: None

ABSTAIN: None

INFORMATION/DISCUSSION ITEMS

4. Title VI – LEP

Joann Africa, Chief Counsel, provided an overview of Title VI of the Civil Rights Act, which prohibits discrimination on the basis of race, color or national origin in programs or activities receiving federal financial assistance. Ms. Africa noted that as a direct recipient of Federal Transit Administration (FTA) funds, SCAG is subject to Title VI and must demonstrate its compliance with the Department of Transportation's Title VI requirements, as well as submit a Title VI compliance report to the FTA every three years. Ms. Africa further stated that staff is currently in the process of updating its Title VI Program, which will be presented to the Regional Council for approval on September 11, 2014. She noted that this report is intended to provide the LCMC with information about one important component of SCAG's Title VI Program, namely its Limited English Proficiency (LEP) plan and related Language Assistance Program, which SCAG staff has updated to be more effective and provide more accessibility to LEP populations in the SCAG region.

6. Summary of Select State Legislative Bills

Darin Chidsey, Director of Strategy, Policy & Public Affairs, provided a summary of select state legislative bills, which have positions adopted by the Regional Council and are moving through the legislative process.

7. Strategy, Policy & Public Affairs Update

Darin Chidsey, Director of Strategy, Policy & Public Affairs, stated that the September 16, 2014 meeting of the LCMC may be cancelled. Mr. Chidsey will confer with the Chair, Hon. Pam O'Connor, and notify the committee when a decision has been made.

8. California Legislative Matrix

The Matrix has been updated for the Committee's reference.

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FUTURE AGENDA ITEMS

There were no agenda items presented.

ANNOUNCEMENTS

There were no announcements presented.

ADJOURNMENT

The Chair adjourned the meeting at 9:25 AM. The next regular meeting of the Legislative/Communications & Membership Committee is scheduled for 8:30 am – 10:00 am, Tuesday, September 16, 2014 at the SCAG Los Angeles office.

Reviewed by:



Darin Chidsey
Director, Strategy, Policy & Public Affairs

REPORT

DATE: October 21, 2014

TO: Legislative/Communications & Membership Committee (LCMC)

FROM: Darin Chidsey; Director, Strategy, Policy & Public Affairs; (213) 236-1836;
chidsey@scag.ca.gov

SUBJECT: SCAG Sponsorships & Membership

RECOMMENDED ACTION:

Approve

EXECUTIVE SUMMARY:

The Legislative/Communications & Membership Committee (LCMC) is asked to approve up to \$20,000 in sponsorships for the University of Southern California Sol Price School of Public Policy – Executive Education (EXED) Program (\$10,000); 2) California Contract Cities Association – Southern California Water Summit & Fall Conference (\$5,000); and 3) Southern California Leadership Network (SCLN) Southern California Visionaries 2014 Awards Luncheon, December 2, 2014 – (\$5,000). In addition, the Committee is asked to approve \$6,500 in FY 14-15 memberships for the Coalition for America’s Gateways and Trade Corridors (CAGTC).

STRATEGIC PLAN:

This item supports SCAG’s Strategic Plan: Goal 1: Improve Regional Decision Making by Providing Leadership and Consensus Building on Key Plans and Policies; and Goal 2: Obtain Regional Transportation infrastructure Funding and Promote Legislative Solutions for Regional Planning Priorities.

BACKGROUND:

Sponsorships

1. University of Southern California Sol Price School of Public Policy – Executive Education (EXED) Program – (\$10,000)

The Executive Education (EXED) Forum for Policy at the University of Southern California (USC) Sol Price School of Public Policy (Price) offers a broad base of specialized non-degree certificate programs for local and global leaders. The EXED Forum is a suite of programs targeting public sector and other senior, mid-level, and emerging leaders, and is designed to deepen their understanding of substantive policy issues, augment their ability to leverage and increase existing public sector capacity, and foster leadership – all with the purpose of improving public and nonprofit administration and solving public problems. The Forum achieves this by bringing together world-renowned faculty of USC Price, experienced practitioners and a dynamic curriculum to teach and reach across boundaries.

The EXED Forum offers two programs: 1) Local Leaders Program, and 2) Global Leaders Program. The Local Leaders Program is designed for local elected officials and offers a focused curriculum in ethics, governance, leadership and public policy to promote and enhance commitment to public value and to reach across sectors. The target audiences for this program are mayors, council members, and supervisors and special district board members. The next Local Leaders Program is scheduled for spring, November 14-15, 2014 at the USC Davidson Conference Center.

SCAG has been a supporter of the USC Price EXED Forum since the 2011-2012 program and is listed on their website as a Strategic/Sponsoring Partner. Several SCAG cities have participated in the Local Leaders Program, including SCAG President Greg Pettis, past SCAG Presidents Larry McCallon and President Pam O'Connor, Regional Council member Alan Wapner, and Policy Committee member Ray Musser. SCAG staff is again recommending a sponsorship in the amount of \$10,000.

2. **California Contract Cities Association – Southern California Water Summit & Fall Conference – (\$5,000)**

Elected officials and city/county leaders from throughout the region will gather in San Diego on November 7-9, 2014 to learn about how to prepare their communities and constituents for an ever-changing world of water resources. The Southern California Water Summit and Fall Seminar is being presented by the California Contract Cities Association.

SCAG staff is recommending a “Gold” sponsorship, which will include:

- Recognition on dinner signage and all materials sent to invitees;
- Recognition on the California Contract Cities Association website;
- Verbal recognition at all events, including the award ceremony at the welcome dinner; and
- Ten (10) registrations to the event with preferred seating for the luncheon and welcome dinner.

3. **Southern California Leadership Network (SCLN) Southern California Visionaries 2014 Awards Luncheon, December 2, 2014 – (\$5,000)**

On Tuesday, December 2, 2014, the Southern California Leadership Network (SCLN) will hold the Southern California Visionaries 2014 Awards Luncheon. The Southern California Visionaries Awards Luncheon celebrates dynamic leadership by recognizing outstanding achievements of the region’s leaders. SCLN’s leadership fellowships—Leadership L.A., Leadership Southern California, and California Connections—have already equipped more than 1,500 civic-minded thinkers with the community and regional collaboration skills necessary to address quality of life issues including traffic, water, clean air, education, and public safety. SCAG has successfully partnered with the SCLN for many years, with SCAG board members participating in the SCLN’s leadership development program, the annual awards luncheon, and panel discussions on regional policy issues. The SCLN estimates there will be over 400 business, government, and non-profit leaders from Southern California in attendance. SCAG staff is recommending a “Bronze” sponsorship in the amount of \$5,000, which will include:

- Ten (10) tickets for the luncheon;
- Company name in event program;
- Sponsor recognition on all event signage and electronic promotions;

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- Verbal recognition at the event; and
- Half page “bronze ad” (black and white) in tribute book.

Membership

4. Coalition for America’s Gateways & Trade Corridors (CAGTC) – (\$6,500)

SCAG is a founding member of this organization as part of the RC high priority goal to seek a federal freight funding partnership. The Coalition for America’s Gateways and Trade Corridors (CAGTC) works with and through its members to raise public recognition and Congressional awareness of U.S. freight needs to promote sufficient funding in federal legislation for trade corridors, gateways, intermodal connectors, and freight facilities. CAGTC is comprised of over sixty representative organizations, including state Departments of Transportations (DOTs), MPOs, ports, engineering firms, and freight corridors who work to improve national freight policy. All of the Southern California freight stakeholders are a member of CAGTC. As a CAGTC member, SCAG will have the opportunity to participate in helping shape national freight policy and legislation with the organization. SCAG Chief Deputy Executive Director Sharon Neely currently serves as Chairman of the CAGTC Executive Committee. RC Board Officers regularly travel to Washington, DC to attend their meetings and conferences. The annual dues are \$6,500.

FISCAL IMPACT:

\$26,500 for sponsorships and memberships are included in the approved FY 14-15 General Fund budget.

ATTACHMENT:

None.

Reviewed by:



Acting Director, Strategy, Policy & Public Affairs

Reviewed by:



Chief Financial Officer

REPORT

DATE: October 21, 2014

TO: Legislative/Communications and Membership Committee (LCMC)

FROM: Darin Chidsey; Director, Strategy, Policy & Public Affairs; (213)-236-1836;
chidsey@scag.ca.gov

SUBJECT: End-of-Session Legislative Report

RECOMMENDATION:

For Information Only

EXECUTIVE SUMMARY:

This report summarizes end-of-session actions taken by the Governor and the State Legislature pertaining to bills previously reported and/or acted upon the Legislative/Communications and Membership Committee (LCMC) and the Regional Council. Also incorporated are bills that have been followed closely by SCAG’s partner stakeholder agencies throughout the region, the League of California Cities, California State Association of Counties, and others. Additionally, legislative bills consistent with the policy objectives embodied within SCAG’s board adopted 2014 state legislative priorities are noted where applicable.

BACKGROUND:

For the 2014 calendar year, Governor Brown signed 931 regular session bills and rejected 143 bills, for a 13.3% veto rate; this compares to 800 bills he signed in 2013, with 96 vetoes. The following list of legislative bills previously reported to the Legislative/Communications and Membership Committee and to the Regional Council, upon which SCAG has taken legislative position, has been either signed or vetoed by the Governor in the final days of the legislative session, or did not pass from the Legislature. Of the 11 state legislative bills SCAG took position upon and advocated for passage, 7 bills were chaptered into law and 4 bills either did not pass the Legislature or were vetoed. Additionally, the Cap-and-Trade funding provisions embodied initially in SB 574 in 2013 and advocated for by SCAG through its membership and participation in the statewide Coalition of Livable Communities were wrapped into an omnibus budget trailer bill, SB 862, which passed on June 20, 2014 and is further addressed below. Also, as noted below, SCAG supported in September Proposition 1, which passed the Legislature as AB 1471 and will appear on the November 4, 2014 general election where its chance of passage appears likely.

Assembly Bill 1721 (Lindner) – Vehicles: High-Occupancy Vehicle Lanes

This bill was sponsored by the Riverside County Transportation Commission (RCTC) and supported early in the process by SCAG, and permit HOT lane operators to charge clean air vehicles a reduced toll, including in the Interstate 15 Corridor Improvement Project (I-15 CIP) into which it has invested millions of dollars to develop, in order to provide a stable revenue source and enhance the financial viability of the project.

AB 1721 was CHAPTERED on September 21, 2014.

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Assembly Bill 1839 (Gatto/Bocanegra) – Income Taxes: Qualified Motion Pictures

A SCAG supported bill revising the California Entertainment Tax Credit program that would extend the scope of the credits for a qualified motion picture to the applicable percentage of qualified expenditures up to \$100,000,000, would extend the credit to qualified expenditures for television pilot episodes, qualified expenditures for qualified visual effects, and qualified expenditures relating to music scoring and music track recording by musicians, would provide limited credit allocation priority for specified television series, and would determine an applicable percentage of 25% or 20% for qualified expenditures for television series relocating to California based on the number of years the series has received the credit since relocation to California and where in California photography occurs, among other provisions.

AB 1839 was CHAPTERED on September 18, 2014

Assembly Bill 2707 (Chau) – Vehicle: Buses Bicycle Transportation Devices

Sponsored by the Los Angeles County Metropolitan Transportation Authority (LA Metro) and supported by SCAG, authorizes installation of triple bike racks on their 40 foot buses without being in violation of state vehicle length limit laws. As amended the bill makes its provisions statewide rather than specific only to LA Metro. Bill provisions also specify that a bicycle transported on the triple bike rack may extend up to 42 inches from the front of the bus, increased from the existing 36 inch limit. The bill passed the Senate by vote of 36-0 on June 30, 2014 and by the Assembly in concurrence of Senate amendments by vote of 78-0 on August 19, 2014.

AB 2707 was CHAPTERED on September 9, 2014.

Senate Bill 1 (Steinberg) – Sustainable Communities Investment Authority

This bill would have authorized certain public entities of a Sustainable Communities Investment Area to form a Sustainable Communities Investment Authority to carry out the Community Redevelopment Law by financing projects with tax increment funding receipt under certain economic development and planning criteria. The bill established prequalification requirements for receipt of funding and required monitoring and enforcement of prevailing wage requirements within the area. SCAG supported SB 1 to provide local government with an additional tool to develop local projects consistent with a Sustainable Communities Strategy.

SB 1 did not pass from the Legislature.

Senate Bill 69 (Roth) – Property Tax Revenue: Vehicle License Fee

The bill would have restored funding to newly incorporated cities when, in 2011, the Legislature in order to close the state's budget gap passed Senate Bill 89 which eliminated Vehicle License Fee (VLF) revenue allocated to newly incorporated cities and annexed areas. SCAG supported SB 69 at behest of newly formed member cities in the region and in support of the League of California Cities which also supported the bill.

SB 69 was VETOED on September 28, 2014.

Senate Bill 498 (Lara) – Solid Waste: Biomass Conversion

SB 498 revises the definition of biomass conversion to include non-combustion technologies and would expand authority for biomass processing facilities to convert more biomass organic materials to

REPORT

renewable energy in order to help the state reach its goals of waste reduction and of diversion of organic waste materials from landfills. SCAG supported this bill at request of Los Angeles County Department of Public Works as part of the development of the countywide solid waste management plan supports the conversion of biomass materials to renewable energy.

SB 498 was CHAPTERED on September 28, 2014.

Senate Bill 511 (Lieu) – Trade Promotion of State Ports: Export Finance Office

SB 511 was a bill co-sponsored by SCAG and the Southern California Leadership Council that would establish a new California Export Finance Office (CEFO) to help firms, especially medium and small businesses, finance their export sales by providing working capital loan guarantees generally not made available by U.S. banks to support specific export transactions. Consistent with SCAG's board adopted 2014 legislative priority to support legislation to increase exports at the ports and to establish a successor agency to CEFO, the bill as amended clarified that in re-establishing the California Export Office in the GO-Biz administrative structure and within I-Bank that CEFO be fully coordinated and where necessary integrated with existing programs and services including but not limited to, the existing Small Business Finance Center, Small Business Loan Guarantee Program, small business technical assistance, and coordination with federal small business and export related programs, along with access to state and federal funding sources available for export support and development.

SB 511 did not pass from the Legislature.

Senate Bill 1077 (DeSaulnier) – Vehicles: Road Usage Charge Pilot Program

This bill would require the California Transportation Commission (CTC), in consultation with the California State Transportation Agency, to create the Road Usage Charge (RUC) Technical Advisory Committee to guide development and implementation of a pilot program to study the potential for RUC as an alternative to the gas tax to fund the state's transportation system. SCAG supported SB 1077 consistent with its support of a mileage based user fee policy embodied within the 2012-35 Regional Transportation Plan/Sustainable Communities Strategy, and 2014 state legislative priorities to support legislation seeking to provide dedicated, secure funding to state highways, streets and roads.

SB 1077 was CHAPTERED on September 29, 2014.

Senate Bill 1228 (Hueso) – Trade Corridors Improvement Fund

SB 1228 continues the Trade Corridors Improvement Fund (TCIF) established by Proposition 1B in 2006, and would provide for allocation of these revenues upon appropriation by the California Transportation Commission (CTC) for largely similar purposes as the bond act funds, but would specifically reference as eligible projects infrastructure improvements that benefit the state's land ports of entry. SCAG, working with its regional partners and the author, supported the bill and was successful getting clarifications amended into the bill that maintain existing TCIF funding distributions to California's primary corridors; and, to specify that future revenue sources shall be allocated through the Trade Corridor Improvement Fund according to the distribution ratios for each corridor as identified in Government Code Section 8879.52 to maintain status quo funding as under current law. Additionally, the amended bill requires the CTC to consult various plans in determining projects eligible for funding, including the Transportation Agency's state freight plan, the State Air Resources Board's Sustainable Freight Strategy, the trade infrastructure and goods movement plan submitted by the Secretary of Transportation and the Secretary of Environmental Protection Agency, the trade infrastructure and

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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.

SB 1228 was CHAPTERED on September 29, 2014.

Senate Bill 1298 (Hernandez) – High Occupancy Toll Lanes

This LA Metro sponsored bill repeals LA Metro’s authority to operate a value-pricing and transit development demonstration program on SR 10 and SR 110 involving HOT lanes and, instead, recasts its authority to conduct, administer, and operate the program indefinitely and generally under the same terms and conditions that governed the demonstration program. The bill additionally specifies requirements for agreements between the LACMTA, Caltrans, and the CHP that identify respective obligations and liability of each party relating to the program, and requires reimbursement of state agencies from toll revenue of the cost incurred in the implementation of the program and maintenance of State highway facilities in connection with the program. SCAG supported SB 1298 consistent with its adopted 2014 legislative priorities and in support of a stakeholder partner sponsored priority bill.

SB 1298 was CHAPTERED on September 21, 2014.

Senate Bill 1418 (DeSaulnier) – Vehicle Weight Fees: Transportation Bond Debt Service

This bill would have deleted provisions of existing law directing vehicle weight fees to the Transportation Debt Service Fund to pay for transportation-related general obligation bond debt, to restore funding for highways and local streets and roads as it existed prior to the 2010-11 gas tax swap. SCAG supported the bill if amended to clarify that a minimum percentage of funds from the State Highway Account be transferred to the State Transportation Improvement Program (STIP) consistent with that prior to the 2010-11 gas tax swap.

SB 1418 did not pass from the Legislature.

Additionally, the following bills are considered by staff to be significant bills which either did or did not pass, listed according to policy areas that are consistent with board adopted 2014 state legislative priorities.

Financing, Economic Development and Community Reinvestment

Assembly Bill 2280 (Alejo) – Community Revitalization and Investment Authorities

This was a League of California Cities supported bill that would authorize certain local agencies to form a community revitalization authority to carry out provisions of the Community Redevelopment Law in that area for purposes related to infrastructure, affordable housing, and economic revitalization, and would provide for the financing of these activities by the issuance of bonds serviced by tax increment revenues. The bill also provides for periodic audits of the authority with respect to affordable housing, conducted by the Controller, and for annual public reports by the authority.

AB 2280 was VETOED on September 29, 2014.

SB 628 (Beall) – Enhanced Infrastructure Financing Districts

This was one of the very few ‘post-RDA successor’ bills to pass the legislature and be signed by the Governor. This bill authorizes the legislative body of a city or a county, to establish an enhanced

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infrastructure financing district, adopt an infrastructure financing plan, and issue bonds, for which only the district is liable, upon approval by 55% of the voters; to finance public capital facilities or other specified projects of communitywide significance, including, but not limited to, brownfield restoration and other environmental mitigation; the development of projects on a former military base; the repayment of the transfer of funds to a military base reuse authority; the acquisition, construction, or rehabilitation of housing for persons of low and moderate income for rent or purchase; the acquisition, construction, or repair of industrial structures for private use; transit priority projects; and projects to implement a sustainable communities strategy.

SB 628 was CHAPTERED on November 29, 2014.

Cap-and-Trade Funding

Senate Bill 862 (Senate Budget & Finance Committee) – Greenhouse Gases; Emissions Reduction

This budget trailer bill was the principal vehicle for allocation of cap-and-trade funds for FY 2014-15; including \$130 million for Sustainable Communities and Housing; \$250 million for High Speed Rail; \$242 million for a variety of Energy, Water, Waste Diversion and Weatherization Programs; and additional funding and incentives for transit and intercity rail, and clean or zero emission vehicles.

SB 862 was CHAPTERED on June 20, 2014.

Water Bond

Three bills establishing in California a comprehensive, statewide system of groundwater management:

Assembly Bill 1739 (Dickerson) – Groundwater Management

This bill provides specific authority to a groundwater sustainability agency, as defined in SB 1168, to impose certain fees. The bill authorizes the State Department of Water Resources or a groundwater sustainability agency to provide technical assistance to entities that extract or use groundwater to promote water conservation and protect groundwater resources. This bill would require the department, by January 1, 2017, to publish on its Internet Web site best management practices for the sustainable management of groundwater, and would require the department to prepare and release a report by December 31, 2016, on the department's best estimate of water available for replenishment of groundwater in the state.

AB 1739 was CHAPTERED on September 16, 2014.

Senate Bill 1168 (Pavley) – Groundwater Management

This bill establishes it is the policy of the State that groundwater resources be managed sustainably for long-term reliability and multiple economic, social, and environmental benefits for current and future beneficial uses. This bill would state that sustainable groundwater management is best achieved locally through the development, implementation, and updating of plans and programs based on the best available science. This bill contains other related provisions including a requirement that the State Department of Water Resources prioritize every basin in the State as high-, medium-, low-, or very low-priority by January 31, 2015; and numerous other requirements regarding groundwater sustainability plans for these basins.

SB 1168 was CHAPTERED on September 16, 2014.

REPORT

Senate Bill 1319 (Pavley) - Groundwater

This bill authorizes the State Water Resources Control Board to designate certain high- and medium-priority basins as a probationary basin if, after January 31, 2025, prescribed criteria are met, including that the state board determines that the basin is in a condition where groundwater extractions result in significant depletions of interconnected surface waters. The bill adds to the prescribed determinations that would prevent the state board from designating the basin as a probationary basin for a specified time period, and requires the state board to exclude from probationary status any portion of a basin for which a groundwater sustainability agency demonstrates compliance with the sustainability goal. This bill contains numerous other related provisions.

SB 1319 was CHAPTERED on September 16, 2014.

ATTACHMENT:

California Legislative Matrix

SCAG California Legislative Matrix

October 2014

ENVIRONMENT

Salton Sea Restoration

Status: CHAPTERED

AB 148

Author
Perez, V.M.
Location
Chaptered
Next Hearing

Party
D

Bill Summary

Amends existing law that requires the Secretary of the Natural Resources Agency, in consultation and coordination with the Salton Sea Authority, to lead Salton Sea restoration efforts. Eliminates the requirement that the Secretary and the Legislature have final approval for any proposed restoration plan. Authorizes the Authority to lead a feasibility study. Prohibits a study or other activity from delaying the planning and implementation of ongoing and planned restoration projects.

Recent Activity

From Assembly: Passed (78-0) to Senate on 01/29/2014. From Senate: Passed (32-0), to Assembly for concurrence on 06/26/2014. Assembly concurred in Senate amendments, to Enrollment on 06/30/2014. Enrolled on 07/02/2014. To Governor on 07/09/2014. Signed by Governor, Chaptered by Secretary of State on 07/16/2014.

Positions

INFRASTRUCTURE FINANCING

Infrastructure and Revitalization Financing Districts

Status: CHAPTERED

AB 229

Author
Perez, J.
Location
Chaptered
Next Hearing

Party
D

Bill Summary

Authorizes the creation by a city, county, city and county, and joint powers authority, of an infrastructure and revitalization financing district and the issuance of debt with voter approval. Authorizes the creation of a district and the issuance of debt. Authorizes a district to finance projects in redevelopment project areas and former redevelopment project areas and former military bases.

Recent Activity

From Assembly: Passed (71-3) to Senate on 05/09/2013. From Senate: Passed (30-6), to Assembly for concurrence on 08/22/2013. From Assembly: To Inactive File on 09/11/2013. Assembly concurred in Senate amendments, to Enrollment on 08/27/2014. Enrolled on 08/29/2014. To Governor on 09/08/2014. Signed by Governor, Chaptered by Secretary of State on 09/29/2014.

Positions

ECONOMIC DEVELOPMENT

Economic Development: International Trade: Investments

Status: CHAPTERED

AB 337

Author
Allen
Location
Chaptered
Next Hearing

Party
R

Bill Summary

Relates to economic development, international trade, investments and strategies for trade and investments. Requires a strategy to be based on current and emerging market conditions and the needs of investors, businesses, and workers to be competitive in global markets and to include a framework that enables the GO-Biz Office to evaluate the current needs of small and large firms. Authorizes the strategy, to the extent relevant and feasible, to be based on existing studies and reports.

Recent Activity

From Assembly: Passed (76-1) to Senate on 01/27/2014. From Senate: Passed (34-0), to Assembly for concurrence on 08/25/2014. Assembly concurred in Senate amendments, to Enrollment on 08/26/2014. Enrolled on 08/29/2014. To Governor on 09/05/2014. Signed by Governor, Chaptered by Secretary of State on 09/29/2014.

Positions

REDEVELOPMENT

Redevelopment: Successor Agencies

Status: CHAPTERED

AB 471

Author
Atkins
Location
Chaptered
Next Hearing

Party
D

Bill Summary

Authorizes a infrastructure financing district to finance a project or portion of a project that is located in, or overlaps with, a redevelopment project area or former redevelopment project area. Authorizes a successor redevelopment agency to schedule Recognized Obligation Payment Schedule payments beyond the payment cycle upon a showing that a lender requires cash on hand beyond that cycle. Authorizes the use of estimates and projects to support payments. Relates to housing administrative costs funding.

Recent Activity

From Assembly: Passed (75-0) to Senate on 05/09/2013. From Senate: Passed (35-0), to Assembly for concurrence on 02/06/2014. Assembly concurred in Senate amendments, to Enrollment on 02/10/2014. Enrolled, to Governor on 02/12/2014. Signed by Governor, Chaptered by Secretary of State on 02/18/2014.

Positions

Assembly Committees: Accountability & Administrative Review (AAR) | Appropriations (A) | Arts, Entertainment, Sports, Tourism & Internet Media | Budget (B) | Housing & Community Development (HCD) | Jobs, Economic Development & The Economy (JEDE) | Local Government (LG) | Natural Resources (NR) | Revenue & Taxation (R&T) | Rules | Transportation (T) | Utilities & Commerce (U&C) | Water, Parks & Wildlife (WPW) | Senate Committees: Appropriations (A) | Business, Professions & Economic Development (BPED) | Education (EDU) | Elections & Constitutional Amendments (ECA) | Energy, Utilities & Communications (EUC) | Environmental Quality (EQ) | Governance & Finance (G&F) | Governmental Organization (GO) | Judiciary (J) | Labor & Industrial Relations (LIR) | Natural Resources & Water (NRW) | Rules (R) | Transportation & Housing (T&H)

SCAG California Legislative Matrix

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INTERNATIONAL RELATIONS

AB 690

Author Campos Party D

Location Chaptered

Next Hearing

Positions

CA League: Watch

State Government: International Relations

Bill Summary

Repeals and recasts the provisions of existing law that requires the California-Mexico Border Relations Council to coordinate activities of State agencies that are related to cross-border programs, initiatives, projects, and partnerships that exist within State government.

Status: CHAPTERED

Recent Activity

From Assembly: Passed (78-0) to Senate on 01/29/2014. From Senate: Passed (36-0), to Assembly for concurrence on 08/13/2014. Assembly concurred in Senate Amendments, to Enrollment on 08/19/2014. Enrolled on 08/21/2014. To Governor on 09/02/2014. Signed by Governor, Chaptered by Secretary of State on 09/28/2014.

TRANSPORTATION: BUS WEIGHT

AB 1720

Author Bloom Party D

Location Chaptered

Next Hearing

Positions

OCTA: Support
SANBAG: Support
VCTC: Support

Vehicles: Bus Gross Weight

Bill Summary

Amends existing law that prohibits a publicly owned or operated transit system from procuring a transit bus whose weight on any single axis exceeds a specified weight. Extends the provision that exempts from this prohibition a transit system that is procuring a new bus that is of the same or lesser weight than the bus it is replacing, or if it is incorporating a new fleet class. Authorizes a transit system to procure a transit bus of a certain weight if it is incorporating a new fleet class expansion.

Status: CHAPTERED

Recent Activity

From Assembly: Passed (71-0) to Senate on 05/08/2014. From Senate: Passed (35-0), to Assembly for concurrence on 07/03/2014. Assembly concurred in Senate amendments, to Enrollment on 08/07/2014. Enrolled on 08/09/2014. To Governor on 08/13/2014. Signed by Governor, Chaptered by Secretary of state on 08/22/2014.

TRANSPORTATION

AB 1721

Author Linder Party R

Location Chaptered

Next Hearing

Positions

RCTC: Sponsor

Vehicles: High-Occupancy Vehicle Lanes

Bill Summary

Amends existing law that exempts a vehicle, eligible under these provisions to use high occupancy vehicle lanes, from toll charges imposed on single-occupant vehicles in designated high-occupancy toll lanes unless prohibited by federal law. Grants a vehicle, eligible under these provisions to use HOV lanes, a toll-free or reduced-rate passage in HOT lanes.

Status: CHAPTERED

Recent Activity

From Assembly: Passed (72-2) to Senate on 05/01/2014. From Senate: Passed (36-0), to Assembly for concurrence on 08/11/2014. To Enrollment on 08/14/2014. Enrolled on 08/15/2014. To Governor on 08/21/2014. Signed by Governor, Chaptered by Secretary of State on 09/21/2014.

ENTERTAINMENT TAX CREDIT

AB 1839

Author Gatto/Bocanegra Party D

Location Chaptered

Next Hearing

Positions

Income Taxes: Qualified Motion Pictures

Bill Summary

Extends the program for five additional years. This bill would, as compared to the existing tax credits, extend the scope of the credits for a qualified motion picture to the applicable percentage of qualified expenditures up to \$100,000,000, would extend the credit to qualified expenditures for television pilot episodes and qualified expenditures relating to music scoring and music editing, and would determine an applicable percentage of 25% or 20% for qualified expenditures for television series relocating to California based on the number of years the series has received the credit since relocation to California and where in California photography occurs. This bill would limit the aggregate amount of these new credits to be allocated in each fiscal year to an unspecified amount, and would also set aside specific credit allocation amounts for each fiscal year for independent films and for television series that relocate to California.

Status: CHAPTERED

Recent Activity

From Assembly: Passed (76-0) to Senate on 05/28/2014. From Senate: Passed (34-2), to Assembly for concurrence on 08/29/2014. Assembly concurred in Senate amendments, to Enrollment on 08/29/2014. Enrolled on 09/05/2014. To Governor on 09/09/2014. Signed by Governor, Chaptered by Secretary of State on 09/18/2014.

SCAG California Legislative Matrix

October 2014

REDEVELOPMENT

Redevelopment

Status: CHAPTERED

AB 1963

Author
Atkins

Party
D

Location
Chaptered

Next Hearing

Positions

Bill Summary

Relates to existing law that requires successor agencies to wind down the affairs of dissolved redevelopment agencies and which suspends such requirement, except as it applies to the transfer of assets and properties for governmental use, until the Department of Finance has approved a long-range property management plan. Provides the condition that requires the property of a former redevelopment agency to be disposed of according to law. Regards the transfer of agency assets.

Recent Activity

From Assembly: Urgency Clause adopted, passed (78-0) to Senate on 05/15/2014. From Senate: Passed (32-0), to Assembly for concurrence on 06/26/2014. Assembly concurred in Senate amendments, to Enrollment on 06/30/2014. Enrolled on 07/02/2014. To Governor on 07/09/2014. Signed by Governor, Chaptered by Secretary of State on 07/18/2014.

GOODS MOVEMENT

Transit Village Plans: Goods Movement

Status: CHAPTERED

AB 2008

Author
Quirk

Party
D

Location
Chaptered

Next Hearing

Positions

Bill Summary

Amends existing law that authorizes a city or county to prepare a transit village plan for a transit village development district that addresses specified characteristics including demonstrable public benefits. Requires the plan to address demonstrable public benefits beyond the increase in transit usage including a number of specified benefits. Adds as a benefit the minimization of the impact of goods movement on air quality, traffic, and public safety through dedicated loading and unloading facilities.

Recent Activity

From Assembly: Passed (68-0) to Senate on 05/19/2014. From Senate: Passed (32-0), to Enrollment on 06/26/2014. Enrolled on 06/30/2014. To Governor on 07/02/2014. Signed by Governor, Chaptered by Secretary of State on 07/07/2014.

REDEVELOPMENT

Community Revitalization and Investment Authorities

Status: VETOED

AB 2280

Author
Alejo

Party
D

Location
Vetoed

Next Hearing

Positions

Bill Summary

Authorizes certain local agencies to form a community revitalization authority within a community revitalization and investment area, to carry out provisions of the Community Redevelopment Law. Provides for the financing of these activities by the issuance of bonds serviced by tax increment revenues. Provides for periodic audits of the authority with respect to affordable housing.

Recent Activity

From Assembly: Passed (57-12) to Senate on 05/08/2014. From Senate: Passed (25-7), to Assembly for concurrence on 08/22/2014. Assembly concurred in Senate amendments, to Enrollment on 08/27/2014. Enrolled on 09/07/2014. To Governor on 09/08/2014. Vetoed by Governor on 09/29/2014.

REDEVELOPMENT

Redevelopment Dissolution: Housing Projects: Bonds

Status: VETOED

AB 2493

Author
Bloom

Party
D

Location
Vetoed

Next Hearing

Positions

Bill Summary

Amends existing law which dissolved redevelopment agencies and community development agencies and provided for the designation of successor agencies to wind down the affairs of such agencies and to make payments due for certain obligations. Relates to the use of proceeds from indebtedness issued for affordable housing purposes. Authorizes a successor housing entity to designate the use of such proceeds for projects meeting certain criteria. Provides for the expenditure of certain excess bond proceeds.

Recent Activity

From Assembly: Passed (75-1) to Assembly on 05/27/2014. From Senate: Passed (21-8), to Assembly for concurrence on 08/28/2014. Assembly concurred in Senate amendments, to Enrollment on 08/28/2014. Enrolled on 09/05/2014. To Governor on 09/10/2014. Vetoed by Governor on 09/29/2014.

SCAG California Legislative Matrix

October 2014

TRIPLE BIKE RACKS

Vehicle: Buses: Bicycle Transportation Devices

Status: CHAPTERED

AB 2707

Author
Chau
Location
Chaptered
Next Hearing
Returned to Senate
Positions

Party
D

Bill Summary

Existing law imposes a 40-foot limitation on the length of vehicles that may be operated on the highways, with specified exemptions. Existing law exempts from this limitation a bus, except a schoolbus, operated by a public agency or a passenger stage corporation, as defined, used in transit system service if the bus is equipped with a folding device attached to the front of the bus that is designed and used exclusively for transporting bicycles, that device does not materially affect efficiency or visibility of vehicle safety equipment, and the length of the bus, exclusive of that device, does not exceed 40 feet in length. In addition, existing law prohibits the above-described device from extending more than 36 inches from the front body of the bus when fully deployed, and prohibits a bicycle that is transported on that device from having the bicycle handlebars extend more than 42 inches from the front of the bus. This bill would increase the lengths described in the exemption above from 36 to 40 inches, and from 42 to 46 inches.

Recent Activity

From Assembly: Passed (74-0) to Senate on 05/01/2014. From Senate: Passed (36-0), to Assembly for concurrence on 06/30/2014. From Assembly: Ordered returned to Senate on 07/03/2014. From Senate: Ordered returned to Assembly on 08/18/2014. Assembly concurred in Senate amendments, to Enrollment on 08/19/2014. Enrolled on 08/22/2014. To Governor on 09/03/2014. Signed by Governor, Chaptered by Secretary of State on 09/09/2014.

VEHICLE LICENSE FEE

Property Tax Revenue: Vehicle License Fee

Status: VETOED

SB 69

Author
Roth
Location
Vetoed
Next Hearing

Party
D

Bill Summary

Amends existing law that requires each city, county, and city and county receive additional property tax revenues in the form of a vehicle license fee adjustment amount for a Vehicle License Fee Property Tax Compensation Fund in each county treasury. Modifies the reduction and transfer provisions for the a specified fiscal year and for each year thereafter by providing for a vehicle license fee adjustment calculated on the basis of changes in assessed valuation.

Recent Activity

From Senate: Passed (30-6) to Assembly on 05/30/2013. From Assembly: Passed (76-0), to Senate for concurrence on 08/20/2014. Senate concurred in Assembly amendments, to Enrollment on 08/21/2014. Enrolled on 08/25/2014. To Governor on 08/28/2014. Vetoed by Governor on 09/28/2014.

Positions
SCAG: Support

ECONOMIC DEVELOPMENT

Redevelopment

Status: VETOED

SB 133

Author
DeSaulnier
Location
Vetoed
Next Hearing

Party
D

Bill Summary

Amends the Community Redevelopment Law. Requires a redevelopment agency to include additional information relating to any major audit violations, any corrections of those violations, and planning and general administrative expenses of the Low and Moderate Income Housing Fund. Authorizes quality control reviews by the Controller and the publishing of those reviews. Requires audits of such agencies to ensure compliance with the law. Relates to funding for housing construction and/or rehabilitation.

Recent Activity

From Senate: Passed (38-0) to Assembly on 04/08/2013. From Assembly: Passed (77-0), to Senate for concurrence on 09/04/2013. From Senate: To Inactive File on 09/10/2013. Senate concurred in Assembly amendments, to Enrollment 08/28/2014. Enrolled on 09/02/2014. To Governor on 09/05/2014. Vetoed by Governor on 09/29/2014.

Positions

CALTRANS

Department of Transportation: Goals and Performance

Status: CHAPTERED

SB 486

Author
DeSaulnier
Location
Chaptered
Next Hearing

Party
D

Bill Summary

Authorizes the State Transportation Commission to prescribe study areas for analysis and evaluation by the Department of Transportation and to establish guidelines for the State Transportation Plan. Requires the Department to submit to the Commission an interregional transportation strategic plan directed at a high-functioning and balanced interregional transportation system and to prepare an assess management plan to guide for state highway operation and protection including budgeting.

Recent Activity

From Senate: Passed (39-0) to Assembly on 05/28/2014. From Assembly: Passed (79-0), to Senate for concurrence on 08/25/2014. Re-referred to Rules on 08/26/2014. Re-referred to Transportation & Housing on 08/26/2014. From Transportation & Housing: Recommend concurrence in Assembly amendments on 08/27/2014. Senate concurred in Assembly amendments, to Enrollment on 08/28/2014. Enrolled on 09/02/2014. Signed by Governor, Chaptered by Secretary of State on 09/30/2014.

Positions

SCAG California Legislative Matrix

October 2014

ENVIRONMENT

Short-Lived Climate Pollutants

Status: CHAPTERED

SB 605

Bill Summary

Requires the State Air Resources Board to complete a comprehensive strategy to reduce emissions of short-lived climate pollutants in the State.

Recent Activity

From Senate: Passed (27-11) to Assembly on 05/29/2013. From Assembly: Passed (42-29), to Senate for concurrence. Re-referred to Rules on 08/21/2014. Re-referred to Environmental Quality on 08/21/2014. From Environmental Quality: Recommend concurrence in Assembly amendments on 08/25/2014. From Senate: Ordered returned to Assembly on 08/29/2014. From Assembly: Passed (53-24), to Senate for concurrence on 08/29/2014. Senate concurred in Assembly amendments, to Enrollment on 08/29/2014. Enrolled on 09/04/2014. To Governor on 09/08/2014. Signed by Governor, Chaptered by Secretary of State on 09/21/2014.

Author

Lara

Party

D

Location

Chaptered

Next Hearing

Positions

CA League: Watch

INFRASTRUCTURE FINANCE DISTRICTS

Enhanced Infrastructure Financing Districts

Status: CHAPTERED

SB 628

Bill Summary

Authorizes a local government body to establish an enhanced infrastructure financing district to finance capital facilities and other project to include brownfield restoration, projects on a former military base, and low and moderate income housing. Requires specific events to occur before the district can implement a financing plan. Authorizes projects through tax increment financing. Authorizes projects that are located or overlap in a redevelopment area or a former redevelopment project area.

Recent Activity

From Senate: Passed (24-11) to Assembly on 05/20/2013. From Assembly: Passed (46-29), to Senate for concurrence on 08/08/2013. Senate concurred in Assembly amendments, to Enrollment on 08/15/2013. Withdrawn from Enrollment on 08/19/2014. From Senate: Ordered returned to Assembly on 07/03/2014. Re-referred to Assembly Committee on Rules on 08/07/2014. Re-referred to Local Government on 08/26/2014. Author's amendments, re-referred to Local Government on 08/26/2014. From Local Government: Do pass (5-2) on 08/27/2014. From Assembly: Passed (44-31), to Senate for concurrence on 08/29/2014. Re-referred to Senate Committee on Governance & Finance on 08/29/2014. From Governance & Finance: Recommend concurrence in Assembly amendments on 08/29/2014. Senate concurred in Assembly amendments, to Enrollment on 08/30/2014. Enrolled on 09/07/2014. To Governor on 09/09/2014. Signed by Governor, Chaptered by Secretary of State on 09/29/2014.

Author

Beall

Party

D

Location

Chaptered

Next Hearing

Positions

CAP & TRADE

Greenhouse Gases: Emissions Reduction

Status: CHAPTERED

SB 862

Bill Summary

Includes a greenhouse gas reduction loan program, low-income weatherization program, high-speed rail funding, transit and intercity rail funding and transit agency emission reduction, state building energy retrofitting, timberland environmental impact report funding, state forestry appointments, the Forest Legacy Program, clean vehicle rebates and zero emission vehicle vouchers, and the export of electricity from wind technologies of customer-generators.

Recent Activity

From Senate: Passed (22-12) to Assembly on 04/10/2014. From Assembly: Passed (53-26), to Assembly for concurrence on 06/15/2014. Senate concurred in Assembly amendments, to Enrollment on 06/15/2014. Enrolled on 06/18/2014. To Governor on 06/19/2014. Signed by Governor, Chaptered by Secretary of State on 06/20/2014.

Author

Senate B&FR

Party

Location

Chaptered

Next Hearing

Positions

SCAG California Legislative Matrix

October 2014

TRANSPORTATION: PARKING SB 953	Vehicles: Parking: Public Grounds	Status: CHAPTERED
Author Roth	Party D	Recent Activity From Senate: Passed (32-0) to Assembly on 05/23/2014. From Assembly: Passed (77-0), to Enrollment on 08/07/2014. Enrolled on 08/09/2014. To Governor on 08/11/2014. Signed by Governor, Chaptered by Secretary of state on 08/15/2014.
Location Chaptered	Bill Summary Amends existing law prohibiting a person from driving a vehicle or animal, or stopping, or leaving standing a vehicle or animal, whether attended or not, upon the driveways, paths, parking facilities, or ground of specified public entities, including a transit district and a public transportation agency, except with the permission of, and upon and subject to specified conditions, of the governing body of a specified public body. Includes specified county transportation commissions with the listed entities.	
Next Hearing		
Positions RTC: Sponsor SANBAG: Support		
TRANSPORTATION SB 969	Public Works	Status: VETOED
Author DeSaulnier	Party D	Recent Activity Introduced on 02/10/2014. To Senate Committee on Transportation & Housing on 02/20/2014. Passed Senate (35-0) on May 28, 2014. Passed Assembly (76-0), 08/21/2014. Passed Senate concurring in Assembly Amendments (33-0), 08/22/2014. To Governor on 08/28/2014. Vetoed by Governor on 09/30/2014. In Senate, consideration of Governor's veto pending.
Location Vetoed	Bill Summary Authorizes these provisions to be known and cited as the Public Works Project Overview Improvement Act. Defines a megaproject as a transportation project with total estimated development and construction costs exceeding \$1,000,000,000. Requires the agency administering a megaproject to establish a peer review group and to take specified actions to manage the risks associated with a megaproject including establishing a comprehensive risk management plan, and regularly reassessing its reserves.	
Next Hearing		
Positions SANBAG: Oppose Unless Amended		
LACMTA TRANS. & USE TAX SB 1037	Los Angeles County MTA: Transactions and Use Tax	Status: CHAPTERED
Author Hernandez	Party D	Recent Activity From Senate: Passed (31-2) to Assembly on 05/12/2014. From Assembly: Passed (76-0), to Senate for concurrence on 06/30/2014. Senate concurred in Assembly amendments, to Enrollment on 08/04/2014. Enrolled on 08/05/2014. To Governor on 08/07/2014. Signed by Governor, Chaptered by Secretary of State on 08/15/2014.
Location Chaptered	Bill Summary Requires the Los Angeles County Metropolitan Transportation Authority, before submitting an ordinance or amended ordinance to voters, to amend an expenditure plan previously prepared for certain transactions and use taxes with respect to matters relating to certain projects and programs, and to develop a transparent process to determine certain cost estimates. Requires the MTA to include the amended plan in the Long Range Transportation Plan. Requires such plan to include certain projects and programs.	
Next Hearing		
Positions		
TRANSPORTATION: VMT SB 1077	Vehicles: Road Usage Charge Pilot Program	Status: CHAPTERED
Author DeSaulnier	Party D	Recent Activity From Senate: Passed (23-11) to Assembly on 05/27/2014. From Assembly: Passed (46-26), to Senate for concurrence on 08/25/2014. Senate concurred in Assembly amendments, to Enrollment on 08/26/2014. Enrolled on 08/28/2014. To Governor on 09/05/2014. Signed by Governor, Chaptered by Secretary of State on 09/29/2014.
Location Chaptered	Bill Summary Requires the Chair of the State Transportation Commission to create a Road Usage Charge Technical Advisory Committee to study the charge alternatives to the gas tax and make recommendations on the design of a pilot program. Authorizes the Committee to make recommendations on the criteria to be used to evaluate the program. Requires the preparation and submission of a program related report to Legislative committees. Requires the Commission to include same in its annual report to the Legislature.	
Next Hearing		
Positions		

SCAG California Legislative Matrix

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REDEVELOPMENT	Successor Agencies to Redevelopment Agencies	Status: VETOED
SB 1129	Bill Summary Relates to the procedures of an successor redevelopment agency regarding the receipt of a finding of completion of a project entered into by the previous redevelopment agency. Relates to the recalculation of the accumulated on the remaining balance of a loan. Relates to the rejection of an enforceable obligation from a recognized obligation payment scheduled for a successor agency that has received a finding of completion. Provides an agency officer or employee may acquire an interest in project property.	Recent Activity From Senate: Passed (27-8) to Assembly on 05/28/2014. From Assembly: Passed (58-17), to Senate for concurrence on 08/27/2014. Senate concurred in Assembly amendments, to Enrollment on 08/29/2014. Enrolled on 09/05/2014. To Governor on 09/08/2014. Vetoed by Governor on 09/29/2014.
Author Steinberg	Party D	
Location Vetoed		
Next Hearing		
Positions		
GOODS MOVEMENT	Trade Corridors Improvement Fund	Status: CHAPTERED
SB 1228	Bill Summary Provides for the continuation of the Trade Corridors Improvement Fund for the purpose of receipt and expenditure of revenues from sources other than a specified bond act. Provides for allocation of those revenues for similar purposes as the bond act, but specifically for infrastructure improvements that benefit the State's land ports of entry, seaports, and airports. Requires funded projects to be subject to specified requirements related to the Greenhouse Gas Reduction Fund.	Recent Activity From Senate: Passed (35-1) to Assembly on 05/27/2014. From Assembly: Passed (79-0), to Senate for concurrence on 08/28/2014. Senate concurred in Assembly amendments, to Enrollment on 08/29/2014. Enrolled on 09/04/2014. To Governor on 09/08/2014. Signed by Governor, Chaptered by Secretary of State on 09/29/2014.
Author Hueso	Party D	
Location Chaptered		
Next Hearing		
Positions SANBAG: Support With Amendments		
TRANSPORTATION: HOT LANES	High Occupancy Toll Lanes	Status: CHAPTERED
SB 1298	Bill Summary Revises and recasts provisions authorizing a value-pricing and transit development demonstration program involving high-occupancy toll lanes to be conducted, administered, developed, and operated on specified State highway routes. Specifies additional requirements for agreements between specified agencies. Requires the agreements to provide for reimbursement of agencies from toll revenues for costs incurred in the implementation or operation of the program and maintenance of specified facilities.	Recent Activity From Senate: Passed (31-0) to Assembly on 05/27/2014. From Assembly: Passed (70-7), to Senate for concurrence on 08/21/2014. Senate concurred in Assembly amendments, to Enrollment on 08/22/2014. Enrolled on 08/25/2014. To Governor on 08/28/2014. Signed by Governor, Chaptered by Secretary of State on 09/21/2014.
Author Hernandez, E.	Party D	
Location Chaptered		
Next Hearing		
Positions SCAG: Support		
TRANSPORTATION	Local Agency Public Construction: Design-Build Contract	Status: CHAPTERED
SB 1433	Bill Summary The Local Agency Public Construction Act until January 1, 2015, authorizes a transit operator, as defined, to enter into a design-build contract, as specified. Existing law requires certain information submitted in this regard to be provided under penalty of perjury. This bill would extend the authorization for a transit operator to enter into a design-build contract until January 1, 2017. Because the bill would expand the crime of perjury, it would impose a state-mandated local program.	Recent Activity From Senate: Passed (35-0) to Assembly on 05/08/2014. From Assembly: Passed (78-0), to Senate for concurrence on 08/28/2014. Senate concurred in Assembly amendments, to Enrollment on 08/29/2014. Enrolled on 09/05/2014. To Governor on 09/08/2014. Signed by Governor, Chaptered by Secretary of State on 09/30/2014.
Author Hill	Party D	
Location Chaptered		
Next Hearing		
Positions OCTA: Support SANBAG: Support		

REPORT

DATE: October 21, 2014

TO: Legislative/Communications and Membership Committee (LCMC)

FROM: Darin Chidsey, Director, Policy, Strategy & Public Affairs; (213) 236-1836
dchidsey@scag.ca.gov

SUBJECT: Federal Freight Legislation

RECOMMENDATION:

For Information Only

EXECUTIVE SUMMARY:

This report provides an information summary to H.R. 5101 – National Freight Network Trust Fund Act of 2014; and H.R. 5624 – Economy In Motion: The National Multimodal and Sustainable Freight Infrastructure Act, two legislative bills introduced this year by Members of the Southern California Congressional delegation whose policy objectives are consistent with SCAG’s adopted 2014 state legislative priorities. Staff will monitor these bills for any movement or updates in this Congressional session or should they be reintroduced in the next Congress concurrent with the surface transportation authorization bill.

BACKGROUND:

This year there have been introduced by Southern California Congressional Members Janice Hahn and Alan Lowenthal two significant bills affecting national freight policy: H.R. 5101 – National Freight Network Trust Fund Act of 2014; and H.R. 5624 – Economy In Motion: The National Multimodal and Sustainable Freight Infrastructure Act. While neither bill is currently scheduled for hearing and it appears unlikely that significant freight legislation will pass Congress in this election year, these bills in addition to being consistent with SCAG’s 2014 federal legislative priorities to support legislation establishing a national, multimodal freight policy and network, as well as to identify additional funding mechanisms to create sustainable freight revenue sources, likely will serve as platforms for future policy proposals that may be incorporated into the successor long-term surface transportation authorization bill to MAP-21, expected to be addressed by the Congress in 2015.

H.R. 5101 - National Freight Network Trust Fund Act of 2014

On July 14, 2014, Rep. Janice Hahn (D-CA) with seven co-sponsors, Rep. Marcia L. Fudge (D-OH); Rep. Gene Green (D-TX); Rep. Alan S. Lowenthal (D-CA); Rep. Richard M. Nolan (D-MN); Rep. Ted Poe (R-TX); Rep. Cedrick L. Richmond (D-LA); and Rep. Bobby L. Rush (D-IL), introduced H.R. 5101, the National Freight Network Trust Fund Act of 2014. Since then an additional 31 Members have joined as co-sponsors: Rep. Brown (D-FL); Rep. Brownley (D-CA); Rep. Capuano (D-MA); Rep. Cardenas (D-CA); Rep. Cartwright (D-PA); Rep. Chu (D-CA); Rep. Cicilline (D-RI); Rep. Costa (D-CA); Rep. Ellison (D-MN); Rep. Farr (D-CA); Rep. Garamendi (D-CA); Rep. Grayson (D-FL); Rep. Hastings (D-FL); Rep. Hinojosa (D-TX); Rep. Honda (D-CA); Rep. Jackson Lee (D-TX); Rep. Johnson (D-TX); Rep. Kelly (D-IL); Rep. Lee (D-CA); Rep. Lofgren (D-CA); Rep. McNerney (D-CA); Rep. Miller (D-CA); Rep. Moran (D-VA); Rep. Napolitano (D-CA); Rep. Negrete McLeod (D-CA); Rep. Norton (D-DC); Rep. Peters (D-CA); Rep. Rangel (D-NY); Rep. Swalwell (D-CA); Rep. Takano (D-CA); Rep. Vargas (D-CA); and Rep. Waxman (D-CA).

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The bill establishes a National Freight Network Trust Fund *outside* the Highway Trust Fund designed to distribute funding through a competitive multimodal grant process for infrastructure projects that will improve the freight system through increased capacity or efficiency, or by reducing environmental impacts on freight-hub communities. These grants can be made to projects that will improve the performance of a segment of the national freight network (NFN), which is redefined as: the NFN in MAP-21; roads and rail lines that connect the NFN to a port; on-dock rail; projects that appear in a state freight plan; and projects that appear in a regional transportation plan. Additionally, grant funds could be used for high freight volume roadway or rail corridors that provide connectivity for:

- Ports;
- Intermodal Connectors;
- Multimodal Freight Facilities;
- Multistate Freight Corridors;
- International Borders, or Airports; and,
- Railway-Highway Grade Separations.

H.R. 5101 would be funded by directing 5% of all import duties already collected by Customs and Border Protection (CBP). It is estimated that 5% of import duties would deposit approximately \$1.9 billion into the Trust Fund every year at that nation's current rate of imports. Thus this dedicated funding source would be at no new cost to business or individuals.

H.R. 5101 is supported by the City of Long Beach, the City of Los Angeles, the City of Norwalk, City of South Gate, the California State Senate, California State Assembly, the American Association of Port Authorities (AAPA), the Coalition for America's Gateways & Trade Corridors, the Alameda Corridor-East Construction Authority and the San Gabriel Valley Economic Partnership. Additionally, the Coalition for America's Gateways and Trade Corridors (CAGTC), a national coalition of over 60 public and private organizations dedicated to increasing federal investment in America's intermodal freight infrastructure of which SCAG is a member, enthusiastically supports this bill.

A copy of the bill can be accessed here: <http://www.gpo.gov/fdsys/pkg/BILLS-113hr5101ih/pdf/BILLS-113hr5101ih.pdf>

H.R. 5101 is referred to the House Transportation and Infrastructure Committee and to the House Ways and Means Committee. No hearing is currently scheduled on the bill.

H.R. 5624 – Economy In Motion: The National Multimodal and Sustainable Freight Infrastructure Act

On September 18, 2014, Rep. Alan S. Lowenthal (D-CA) introduced H.R. 5624 – Economy In Motion: The National Multimodal and Sustainable Freight Infrastructure Act. H.R. 5624 would provide a dedicated and sustainable revenue source to fund multi-modal, freight-specific formula grants to states and a multi-modal, freight-specific competitive grant program to local, regional and state governments.

Specifically, the bill would establish the Freight Transportation Infrastructure Trust Fund, and a National Multimodal Freight Funding Formula Program for States providing funding for Tier I Projects via single state formula; and Tier II Projects via multi-state collaborative analysis. The bill also

establishes a National Freight Infrastructure Multimodal Competitive Grant Program for Local, Regional and State Governments.

The bill would fund the Freight Transportation Infrastructure Trust Fund by assessing a 1 percent waybill fee on goods movement, requiring the entity paying for the cargo to be shipped via ground transportation within the U.S. to pay a fee of 1 percent of total cost of that transportation. It is estimated this provision would raise approximately \$8 billion annually to fund the bill's programs.

National Multimodal Freight Funding Formula Program

H.R. 5624 provides up to \$4 billion per fiscal year from the Freight Transportation Infrastructure Trust Fund to fund the National Multimodal Freight Funding Formula Program for States to be apportioned as follows:

- 6.25 percent in the ratio that— (A) the number of ports in each State; bears to (B) the number of ports in all States;
- 6.25 percent in the ratio that— (A) the number of rail track-miles used for the movement of freight in each State; bears to (B) the number of such rail track-miles in all States;
- 6.25 percent in the ratio that— (A) the number of cargo-handling airports in each State; bears to (B) the number of such airports in all States;
- 6.25 percent in the ratio that— (A) the number of Interstate system miles in each State; bears to (B) the number of Interstate system miles in all States;
- 37.5 percent in the ratio that— (A) the tonnage of rail, waterborne, highway, and airport freight moved in each State; bears to (B) the tonnage of such freight moved in all States, and
- 37.5 percent in the ratio that— (A) the value of rail, waterborne, highway and airport freight moved in each State; bears to (B) the value of such freight moved in all States.

Programs eligible for this funding would be divided into Tier I Projects subject to the single state formula; and Tier II Projects, requiring a multi-state collaborative analysis. Among the numerous requirements for funding eligibility set forth in the bill, in order to receive funding for Tier I Projects a state must have an established a freight advisory committee as specified by MAP-21; must have developed any analyses or plans required for the completion of a State freight plan, as determined by the U.S. Secretary of Transportation and in consultation with the Administrator of the Environmental Protection Agency in the case of environment goals and strategies; have an approved State freight plan; and numerous other criteria. Funding for multi-state Tier II Projects would require that a state, in addition to meeting the eligibility criteria for Tier I projects, has conducted in cooperation with at least 1 other State, a multistate analysis of freight needs and bottlenecks on all modes of transportation, including intermodal and last mile needs along a multistate freight corridor; and has developed, in cooperation with at least one other State or a relevant entity in Canada or Mexico, a regional freight investment plan that focuses on the end-to-end investment needs of critical multistate freight corridors based on the multistate analysis of freight needs and bottlenecks on all modes of transportation, including intermodal and last mile needs.

A State may use funds apportioned under this section only for—

- The development of corridor freight plans or regional freight plans; or

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- one or more phases of capital projects, equipment, or operational improvements on roads, rails, landside infrastructure on ports and airports, and intermodal connectors included in a State freight plan for projects that—
 - maintain or improve the efficiency and reliability of freight supply chains;
 - demonstrate public freight benefits;
 - improve modal components of a multimodal corridor that is critical to a State or region;
 - address freight needs to facilitate a regionally or nationally significant economic development issue;
 - in accordance with the State freight plan, decrease greenhouse gas emissions; local air pollution, including ozone and ozone precursors, nitrogen oxides, sulfur dioxide, particulate matter, carbon monoxide, and lead; water runoff and other adverse water impacts; and wildlife habitat loss;
 - are multimodal, multi-jurisdictional, or corridor-based and address freight needs;
 - relieve freight or non-freight access, congestion, or safety issues;
 - mitigate the adverse impact of freight movement on communities traversed by freight railroads, such as through grade separations; or
 - address first and last mile connectors.

National Freight Infrastructure Competitive Grant Program

H.R. 5624 creates the National Freight Infrastructure Competitive Grant Program for local, regional and state governments to improve the efficiency, reliability, safety and state of good repair of the freight transportation system; reduce the cost of freight transportation; relieve bottlenecks in the freight transportation system; and use the environmental strategies to meet the goals described in the State freight plan to reduce the adverse environmental and community impacts of freight transportation.

Entities eligible to receive grant funds under this program include:

- a State;
- a unit of local government;
- a metropolitan planning organization;
- a public transportation authority (including a port authority); a tribal government; or
- or a consortium of these entities.

The legislation specifically requires that projects funded under this grant program be part of a State Freight Plan which includes goals and strategies for reducing adverse environmental impacts. Qualifying projects for these competitively awarded grants include:

- A road, rail, air or water freight facility;
- An intermodal facility such as a seaport or port on the inland waterway system, an airport or a highway/rail-intermodal facility;
- First and last mile connectors;
- A facility related to an international border crossing.

Federal share of funding for projects receiving grant funds can be no more than 80% of the total project cost, and projects must demonstrate that it has a non-Federal source or sources of committed financing, along with any Federal funds, sufficient to complete the project.

National Freight Policy, Network and Plan

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H.R. 5624 builds upon the provisions of MAP-21 to redefine a National Freight Policy, Network and Plan. While many of the related provisions are refinements to MAP-21 provisions in these areas, the bill requires that the national freight network as established be re-designated every 5 years using specified factors and; specifies that USDOT and other stakeholder government agencies establish a national freight strategic plan by not later than October 1, 2015.

H.R. 5624 is referred to the House Transportation and Infrastructure Committee and the House Ways and Means Committee. No hearing is currently scheduled on the bill. A copy of the bill can be accessed here: <https://www.govtrack.us/congress/bills/113/hr5624/text>.

SCAG will monitor the status of this bill and H.R. 5101 and apprise the LCMC of any important actions pertaining to these legislative bills.