SOUTHERN CALIFORNIA

ASSOCIATION of GOVERNMENTS

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Orange County Transportation Authority: Lou Correa, County of Orange

Riverside County Transportation Commission: Robin Lowe, Hemet

Ventura County Transportation Commission: Keith Millhouse, Moorpark

559-5/24/05

No. 464

MEETING OF THE

REGIONAL COUNCIL

NOTE: NEW TIME & LOCATION

Thursday, June 2, 2005

9:30 a.m. – 10:00 a.m.

The Pierpont Inn & Racquet Club
550 Sanjon Road
Ventura, Calfornia 93001
805.643.6144

AGENDA & MAP ENCLOSED

If members of the public wish to review the attachments or have any questions on any of the agenda items, please contact Shelia Stewart at 213.236.1868 or Stewart@scag.ca.gov.

Agendas and Minutes for the Regional Council are also available at: www.scag.ca.gov/committees/rc.htm

SCAG, in accordance with the Americans with Disabilities Act (ADA), will accommodate persons who require a modification of accommodation in order to participate in this meeting. If you require such assistance, please contact SCAG at (213) 236-1868 at least 72 hours in advance of the meeting to enable SCAG to make reasonable arrangements. To request documents related to this document in an alternative format, please contact (213) 236-1868.

40 Resolving Regional Challenges

REGIONAL COUNCIL

AGENDA

		PAGE #	TIME
1.0	**CALL TO ORDER & PLEDGE OF ALLEGIANCE** — **Councilmember Young, President**		

Meeting Focus: ***Necessary Administrative Actions and Work Planing for the coming year.***

2.0 INSPIRATIONAL MESSAGE

3.0 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 Council, must fill out and present a speaker's card to the Executive Assistant prior to speaking. A speaker's card must be turned in before the meeting is called to order. Comments will be limited to three minutes. The President may limit the total time for all comments to twenty minutes.

4.0 CONSENT CALENDAR

4.1 **Approval Items**

4.1.1	Minutes of May 5, 2005 **Attachment**	**01**
4.1.2	Contracts/Procurement over $250,000 **Attachment**	**10**
	• Aerial Information Systems	**11**
	• Dell Inc.	**14**
4.1.3	Fulbright & Jaworski Contract **Attachment**	**17**

AGENDA

	PAGE #	TIME
4.2 **Receive & File**		
4.2.1 Contracts & Purchase Orders $5,000 - $250,000 **Attachment**	**18**	
• Citigroup Technologies • SBC • Avaya Financial Services • Quality Laser Cartridge		
4.2.2 Monthly Financial Report **Attachment**	**22**	
4.2.3 State and Federal Legislative Matrix **Attachment**	**26**	
4.2.4 Summary of Policy Committee Actions taken May 5, 2005 **Attachment**	**80**	

5.0 PRESIDENT'S REPORT

5.1 Appointments

5.2 Closed Session
Ratification of Executive Committee Report on Performance Evaluation of the Executive Director pursuant to Government Code section 54957(2)

6.0 EXECUTIVE DIRECTOR'S REPORT

AGENDA

	PAGE #	TIME
6.0 ACTION ITEMS		
6.1 **Administration Committee Report**		
6.1.1 WRCOG Request for Reimbursement of Indirect Cost **Attachment**	**82**	
Recommended Action: Deny		
6.1.2 Recommendation to Resolve Account Receivables and Funding Adjustments **Attachment**	**84**	
Recommended Action: Approve		
6.1.3 Merit Pay PERS-ability for Lump Sum Payments **Attachment**	**87**	
Recommended Action: Approve		
6.1.4 Retiree Medical Contribution Vesting **Attachment**	**88**	
Recommended Action: Approve		
6.1.5 Salary Range Adjustments **Attachment**	**89**	
Recommended Action: Approve		
6.1.6 Tribal Governments **Attachment**	**91**	
Recommended Action: Approve Resolution #05-464-1; work program and task force to facilitate formal agreement with Tribal Governments		

RC Agenda – June 2, 05
DOCS# 110538 - Stewart

AGENDA

			PAGE #	TIME
6.2	**Transportation & Communication Committee (TCC) Report**	**Councilmember Garcia, Chair**		
6.3	**Community, Economic & Housing Development Committee (CEHD)**	**Councilmember Robertson, Chair**		
6.3.1	Housing & Transportation Legislation SB 832, SB 575 SB 521 & SB 44 **Attachment**		**97**	
	The State Senate introduced a package of Housing & Transportation bills in an effort to combat sprawl, reduce traffic, maintain open space and improve air quality.			
	Recommended Action: Support SB 832, SB 575 SB 521 & Oppose SB 44			
6.3.2	2% Strategy Demonstration Projects/ Suite of Services Selection Criteria **Attachment**		**127**	
	Recommended Action: Approve Selection Criteria.			
6.4	**Energy & Environment Committee (EEC) Report**	**Councilmember Clark, Chair**		

7.0 FUTURE AGENDA ITEMS

Any committee members desiring to place items on a future agenda may make such request. Comments should be limited to three minutes.

RC Agenda – June 2, 05
DOCS# 110538 - Stewart

REGIONAL COUNCIL

AGENDA

	PAGE #	TIME

8.0 LEGAL COUNSEL REPORT

8.1 Closed Session

- Reconsideration of Prior Board of Control Decision on; Statues 1980,Chpt. 1143 Claim No. 3929 Before the Commission on State Mandates (Regional Housing Needs Determination Cost Reimbursement – Council of Governments) Conference with Legal Counsel pursuant to Government Code section §54956.9 Pending Litigation (one potential case)

- Morrison v. SCAG
  Morrison v. Southern California Association of Governments et al. Superior Court, Los Angeles County, Case No. BC 312066 Conference with Legal Counsel re: pending litigation pursuant to Government Code section §54956.9(a)

- Havens v. SCAG
  Havens v. Southern California Association of Governments, Los Angeles County, Case No. BC 324931 Conference with Legal Counsel re: pending litigation Pursuant to Government Code section §54956.9(a)

9.0 ANNOUNCEMENTS

The E Region (NARC) Newsletter was emailed to all members. Additional copies available upon request.

10.0 ADJOURNMENT

The Regional Council will adjourn immediately into Retreat Workshops.

RC Agenda – June 2, 05
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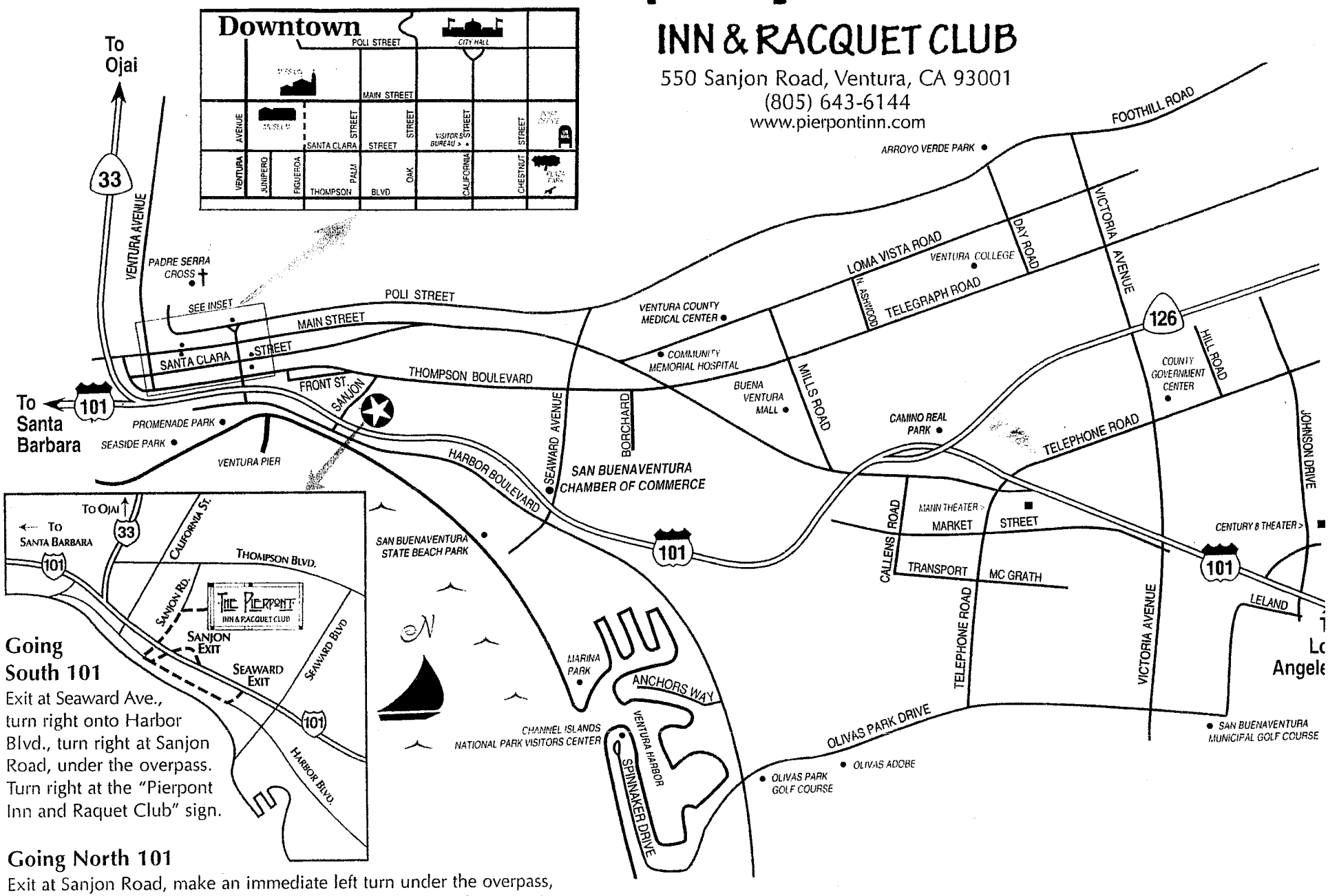

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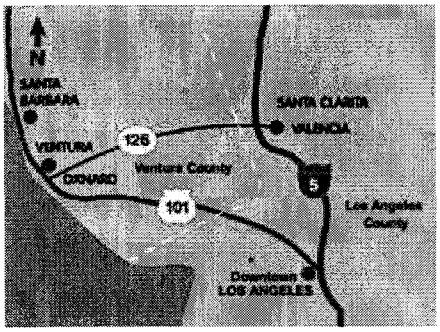

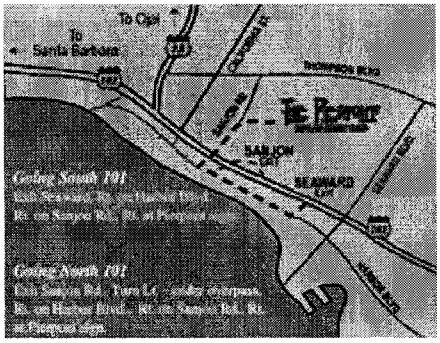

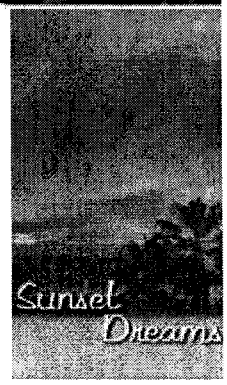

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The Pierpont Inn is located steps from the beach and within walking distance of historic Downtown Ventura and the San Buenaventura Mission.

Attitudes are contagious. Do you want people around you to catch yours?

Bob Moawad

Driving Distances

11 miles	Oxnard	33 miles	Simi Valley/ Reagan Library
11 miles	Port Hueneme	40 miles	Six Flags Magic Mountain
13 miles	Santa Paula	58 miles	Los Angeles
16 miles	Carpinteria	74 miles	Solvang/S.B. Wine Country
20 miles	Ojai	121 miles	Bakersfield
25 miles	Thousand Oaks	209 miles	San Diego
27 miles	Santa Barbara	360 miles	San Francisco

The Pierpont Inn & Racquet Club 550 Sanjon RD. Ventura, CA 93001
805.643-6144

NO. 463

SOUTHERN CALIFORNIA ASSOCIATION OF GOVERNMENTS

May 5, 2005

Minutes

THE FOLLOWING MINUTES ARE A SUMMARY OF ACTIONS TAKEN BY THE REGIONAL COUNCIL. AUDIO CASSETTE TAPE OF THE ACTUAL MEETING IS AVAILABLE FOR LISTENING IN SCAG'S OFFICE.

The Regional Council of the Southern California Association of Governments held its meeting at SCAG Offices downtown Los Angeles. The meeting was called to order by the President Ron Roberts, Mayor Pro Tem, City of Temecula. There was a quorum.

Members Present

Mayor Pro Tem Ron Roberts, Temecula, President	District 5
Councilmember Toni Young, Port Hueneme, 1st Vice President	District 45
Supervisor Gary Ovitt, 2nd Vice President, San Bernardino County	
Supervisor Judy Mikels, Ventura County	
Supervisor Jeff Stone, Riverside County	
Councilmember Greg Pettis, Cathedral City	District 2
Councilmember Bonnie Flickinger, Moreno Valley	District 3
Councilmember Lee Ann Garcia, Grand Terrace	District 6
Councilmember Alan Wapner, Ontario	District 10
Mayor Lawrence Dale, Barstow	District 11
Councilmember Richard Dixon, Lake Forest	District 13
Councilmember Tod Ridgeway, Newport Beach	District 14
Councilmember Lou Bone, Tustin	District 17
Councilmember Marilyn Poe, Los Alamitos	District 20
Councilmember Paul Bowlen, Cerritos	District 23
Councilmember Gene Daniels, Paramount	District 24
Councilmember Frank Gurule, Cudahy	District 27
Councilmember Judy Dunlap, Inglewood	District 28
Councilmember Margaret Clark, Rosemead	District 32
Councilmember Paul Talbot, Alhambra	District 34
Councilmember Harry Baldwin, San Gabriel	District 35
Councilmember Sid Tyler, Pasadena	District 36
Councilmember Tom Sykes, Walnut	District 37
Councilmember Paul Nowatka, Torrance	District 39
Councilmember Jim Aldinger, Manhattan Beach	District 40
Councilmember Dennis Washburn, Calabasas	District 44
Councilmember Glen Becerra, Simi Valley	District 46
Councilmember Carl Morehouse, San Buenaventura	District 47
Councilmember Greig Smith, Los Angeles	District 59

Councilmember Debbie Cook, Huntington Beach	District 64
Councilmember Robin Lowe, Hemet	RCTC
Councilmember Keith Millhouse, Moorpark	VCTC

Members Not Present

Supervisor Yvonne Burke, LA County, 2nd Vice President
Supervisor Zev Yaroslavsky, LA County
Supervisor Chris Norby, Orange County

Councilmember Jo Shields, Brawley	District 1
Mayor Ron Loveridge, Riverside	District 4
Councilmember Deborah Robertson, Rialto	District 8
Councilmember Deborah Robertson, Rialto	District 8
Councilmember Cathryn De Young, Laguna Niguel	District 12
Councilmember Richard Chavez, Anaheim	District 19
Councilmember Art Brown, Buena Park	District 21
Mayor John Beauman, Brea	District 22
Councilmember Isadore Hall, Compton	District 26
Councilmember Rae Gabelich, Long Beach	District 29
Councilmember Tonia Reyes-Uranga, Long Beach	District 30
Councilmember Pam O'Connor, Santa Monica	District 41
Councilmember Bob Yousefian, Glendale	District 42
Councilmember Mike Dispenza, Palmdale	District 43
Councilmember Ed Reyes, Los Angeles	District 48
Councilmember Wendy Greuel, Los Angeles	District 49
Councilmember Dennis Zine, Los Angeles	District 50
Councilmember Tom LaBonge, Los Angeles	District 51
Councilmember Jack Weiss, Los Angeles	District 52
Councilmember Tony Cardenas, Los Angeles	District 53
Councilmember Alex Padilla, Los Angeles	District 54
Councilmember Bernard Parks, Los Angeles	District 55
Councilmember Jan Perry, Los Angeles	District 56
Councilmember Martin Ludlow, Los Angeles	District 57
Councilmember Cindy Miscikowski, Los Angeles	District 58
Councilmember Eric Garcetti, Los Angeles	District 60
Councilmember Antonio Villariagosa, Los Angeles	District 61
Councilmember Janice Hahn, Los Angeles	District 62
Councilmember Thomas Buckley, Lake Elsinore	District 63
Mayor James Hahn, Los Angeles	At-Large

Staff Present

Mark Pisano, Executive Director
Jim Gosnell, Deputy Executive Director
Heather Copp, Chief Financial Officer
Colin Lennard, General Counsel
Karen Tachiki, Chief Counsel
Hasan Ikhrata, Director, Planning & Policy
Keith Killough, Director, Information Services
Shelia Stewart, Executive Assistant

1.0 CALL TO ORDER & PLEDGE OF ALLEGIANCE

2.0 PUBLIC COMMENT PERIOD

There were no comments presented at this time.

3.0 CONSENT CALENDAR

The following consent calendar items were MOVED (Cook), SECONDED (Mikels) and UNANIMOUSLY APPROVED.

3.1 Approval Items

3.1.1 Approve Minutes of April 7, 2005

3.1.2 Approval of Contracts

- Champion Services Group
- Fox and Sohagi, LLP

3.1.3 Approve a Request to co-host an International Conference with USC

3.1.4 Approve an RTIP Expedited Project Selection Procedures

3.1.5 Approve an RTIP Amendment Procedures

3.1.6 Approve Preliminary Schedule for the next RTP Update

3.2 Receive & File

3.2.1 State and Federal Legislative Matrix

3.2.2 Purchase Orders between $5,000 - $25,000

3.2.3 Summary of Policy Committee actions taken April 7, 2005

4.0 PRESIDENT'S REPORT

4.1 Update on Housing & Transportation Issues currently under consideration by the State Legislature

Rusty Selix, Executive Director, CALCOG, briefed the Regional Council on several issues: 1) Transportation Financing and the Governor's "Go California" Proposal; 2) Initiatives affecting Transportation; and 3) Governor's Goods Movement Proposal. In addition he presented CALCOG' Priority Actions for 2005. They are: 1) work with other public and private transportation interest to protect Prop 42 and other transportation funds from being authorized to be diverted to other purposes; 2) together with other California transportation interests, unite California's Congressional Delegation behind the California consensus position of reauthorization of ISTEA/TEA 21 in a manner that preserves the successes of ISTEA and TEA 21 for regional agencies and improves

the funding for California transportation projects and programs; 3) sponsor legislation and seek support from Governor Schwarzenegger to require other state and federal funding to be consistent with regional plans; 4) sponsor or support legislation to insure that planning, programming and monitoring funds are available with reasonable consistency; 5) support or sponsor legislation providing greater flexibility for local agencies to loan local transportation funds to the state to advance projects; 6) work with the League of California Cities and CSAC and other interests to improve state law regarding regional housing needs determinations; and 7) support amendments to the Federal Clean Air Act to clarify that timely implementation of TCM/s applies only to those which have a quantified impact on air quality.

4.2 Appointments

RC District Election Results
Hon. Stan Carroll, La Habra Heights, District 31 **(Newly Elected)**
Hon. Keith W. Hanks, Azusa, District 33 **(Newly Elected)**
Hon. Harry Baldwin, San Gabriel, District 35 (Re-elected)
Hon. Tom Sykes, Walnut, District 37 (Re-elected)
Hon. Paula Lantz, Pomona, District 38 **(Newly Elected)**

Subregional Representatives to Policy Committees

To CEHD
Representing San Gabriel Valley COG
Hon. Dan Kirby, Monrovia
Hon. Mike Ten, South Pasadena

To EEC
Representing San Gabriel Valley COG
Hon. Anthony Portantino, La Canada Flintridge (Re-appointed)

To TCC
Representing San Gabriel Valley COG
Hon. Carol Herrera, Diamond Bar, (Re-appointed)

Finance Task Force
Hon. Jeff Stone, Riverside Co., Vice Chair

Maglev Task Force
Hon. Jeff Stone, Riverside Co.

Personnel Committee
Hon. Richard Dixon, Chair

South West Compact TF
Hon. Ray Castillo, El Centro

Water Policy Task Force
Hon. Brian Brennan, Ventura
Dennis LaMoreaux, Palmdale Water District

Compass Partnership

Chair, Bev Perry, SCAG Immediate Past President
Development & Real Estate
Richard Landros, CEO, BIA of Southern California
Randall Lewis, Marketing Director, Lewis Operating Corp.
Larry Gotlieb, KB homes
Don Brackenbush, Principal, Public Private Ventures, LLC
Ehud G. Mouchly, SunCal Companies
Marketing, Finance, Economic Development, Employers
Hilary Norton Orozco, Senior Vice President, Fleishman-Hillard
Robert Scott, Director, CivicCenter Group
Advocates & Education
Katherine Perez, Executive Director, TLUC
Elected Officials, Public Agencies
Allan Wapner, Ontario Council
Beth Krom, Mayor Irvine
Curt Pringle, Mayor Anaheim
Jeff Stone, Supervisor, Riverside
Judith Valles
Bruce Nestande
92663

4.3 Report on April 28 meeting with the Tribal Governments

President Roberts stated that the meeting held on April 28 was very successful. He noted that representatives from some of the Tribal Governments came to the General Assembly and presented SCAG with resolutions. He felt that this was a good start in coming to together.

It was also noted that a Tribal Governments Task Force would be formed. There was a consensus of the Regional Council that President Roberts should be the chair of this task force due to his ongoing efforts and relationships with the Tribal Governments.

4.4 Regional Council Retreat

President Roberts announced that the June 1 & 2 Retreat will be held at the Pierpont Inn in the City of Ventura.

4.5 Discussion regarding scheduling of the July/ August meetings

Regional Council members discussed the meeting dates for the months of July and August. There was a consensus not to meet in August.

5.0 EXECUTIVE DIRECTOR'S REPORT

Mark Pisano stated that his report was emailed to the members. Due to time he stated that he would answer any questions regarding the report.

6.0 ACTION ITEMS

6.1 Administration Committee Report

6.1.1 FY 2005-2006 Overall Work Program

It was MOVED (Dixon), SECONDED (Bone) and UNANIMOUSLY APPROVED to waive reading and adopt Resolution #05-462-2.

6.1.2 Caltrans/SCAG Planning MOU

The Administration Committee recommended that the Executive Director be authorized to execute a MOU Comprehensive Federal Transportation Planning between California Department of Transportation and SCAG.

It was MOVED (Dixon), SECONDED (Mikels) and UNANIMOUSLY APPROVED.

6.1.3 Cost Recovery Policy

Councilmember Dixon stated that the Audit Committee approved the policy October, 2004. However between the time of the Audit Committee meeting and its presentation to the Regional Council, there were significant comments received. The comments were reviewed and incorporated into the were revised document. The Administration Committee recommended that the revised Cost Recovery Policy be approved.

It was MOVED (Dixon), SECONDED (Garcia, Mikels) and UNANIMOUSLY APPROVED.

6.1.4 Request to Increase Threshold for Contracts

Chair Dixon reported that in order to ensure accurate reporting to the Administrative Committee and Regional Council, a report will continue to be generated and included in the agenda for any procurement $25,000 or greater. These contracts will be reported to the aforementioned under "Receive & File" as they are now for those contracts between $5,000 to $25,000. Any contract over $250,000 will continue to be approved in advance by the Administrative Committee and Regional Council.

It was MOVED (Dixon), SECONDED (Mikels) and UNANIMOUSLY APPROVED.

6.2 Transportation & Communication Committee (TCC) Report

6.2.1 State Transportation Legislation

The TCC recommended approval of the Transportation Legislation with the following: 1) Watch & give comments to Assembly Democrats' Transportation Proposal (currently the bill has not been assigned a number); 2) SB 760 (Lowenthal) also watch and give comments; and 3) Support AB 426 (Bogh) regarding HOV.

It was MOVED (Garcia), SECONDED (Washburn) and UNANIMOUSLY APPROVED.

6.3 Community, Economic & Housing Development Committee (CEHD)

6.3.1 Report on Compass Partnership

Compass, with its bottom-up growth visioning process, has ushered in a new level of coordination and integrated planning for the Southland. In implementing the Compass Vision, SCAG has a great opportunity to further enhance relationships with not only the many local governments and other public agencies, but also private sector, including business leaders, professional organizations, educational institutions, and others. This item was presented as an information item.

6.3.2 Report on Housing Summit

It was announced that the Housing Summit was held in downtown Los Angeles on May 6, 2005 was very successful. There were over 250 attendees.

6.4 Communications & Membership Committee

There was no report presented at this time

7.0 INFORMATION ITEMS

7.0 Monthly Financial Report

Heather Copp, CFO, reported that SCAG is 222 days debt free and expects to go through the rest of the fiscal year without having to utilize the line-of-credit.

8.0 FUTURE AGENDA ITEMS

Councilmember Washburn requested that a discussion on identifying the use of funding be agendized.

9.0 LEGAL COUNSEL REPORT

9.1 **Closed Session**

- Deanna Wetherbee-Distel et al. vs. Miguel Leon Martin et al.; Southern California Association of Governments; Riverside Transit Agency; Western Municipal Water District-Complaint for Wrongful Death; Case Number: RIC 417340
  Conference with Legal Counsel re: pending litigation, pursuant to Cal. Gov. Code Section 54956.9(a)

  No closed session was held on this matter.

- Morrison v. SCAG et al. Superior Court,
  Los Angeles County, Case No. BC 312066
  Conference with Legal Counsel re: pending litigation
  pursuant to Government Code section 54956.9(a)

  A report was provided by Counsel and direction provided with regard to settlement discussions.

- Havens v. SCAG
  Los Angeles County, Case No. BC 324931
  Conference with Legal Counsel re: pending litigation
  Pursuant to Government Code section 54956.9(a)

  No closed session was held on this matter.

10.0 RECOGNITION OF INCOMING PRESIDENT

10.1 Passing of the Gavel

Mayor Pro Tem Roberts, outgoing President, presented Councilmember Toni Young, incoming President, with the gavel.

11.0 ANNOUNCEMENTS

Councilmember Washburn reported that the League of California meeting will be held @ 6 p.m. on May 5, 2006. He noted that this was a very important meeting because appointments from Los Angeles County will be announced.

12.0 ADJOURNMENT

There being no further business the meeting adjourned at 12:30 p.m. The next meeting is scheduled for Thursday, June 2, 2005 at the Pierpont Inn and Racquet Club.

_____

Mark Pisano, Executive Director

REPORT

DATE: May 12, 2005

TO: Administration Committee
Regional Council

FROM: Heather Copp, CFO (213) 236-1804
Email: copp@scag.ca.gov

SUBJECT: Approval of Contracts Over $250,000

EXECUTIVE DIRECTOR'S APPROVAL

RECOMMENDED ACTION:
Approve Contracts

SUMMARY:

- **The following contracts are recommended for approval:**

Aerial Information Systems	NTE	$448,540
Dell Inc.	NTE	$414,380

FISCAL IMPACT:
The Work Element is listed on the detail page for each contract. Included is the Work Element and category of funding, for example FHWA, FTA, indirect.

If a member believes or has a reason to believe that he or she has a financial interest in any of the firms listed on this Report, the member should consult with SCAG legal counsel.

RC/ADMIN Agenda 6/2/05
PC DOC#110399 (sms)

SOUTHERN CALIFORNIA
ASSOCIATION of GOVERNMENTS

CONSULTANT CONTRACT

Consultant: Aerial Information Systems

Scope: The consultant will perform interpretation of aerial imagery to produce an updated existing land use database. An existing land use database was previously completed for the years 1990, 1993 and 2000. This effort involves updating the database to reflect actual land use in 2005. SCAG and other stakeholders utilize the land use database for regional planning activities including; economic development, transportation planning, real development and land use impact analysis. This project will involve the creation of a digital land use database for the urbanized and non-urbanized areas of the SCAG region.

Contract Amount:

Total not to exceed	**$448,540**
Aerial Information Systems	$448,540

Contract Period: July 1, 2005 through May 31, 2006

Work Element:

05-040.SCGC4	$300,000	Funding Sources: Consolidated Planning Grant – FTA & TDA – subject to approval of SCAG's FY 05/06 budget
05-040.SCGC4	$150,000	Funding Sources: This funding requires a budget amendment in FY 05/06

Request for Proposal: SCAG staff mailed postcards to 145 pre-qualified firms on SCAG's bidders list to notify them of the release of RFP No. 05-170. The RFP was also posted on SCAG's website and the California State Contracts Register. The following four proposals were received in response to the solicitation:

Aerial Information Systems (no subcontractors)	$448,540
Aztec Engineering (1 subcontractor)	$447,958
Nobel Systems (2 subcontractors)	$228,627
Techni Graphics Systems (1 subcontractor)	$447,068

Selection Process: The Proposal Review Committee (PRC) evaluated all four proposals in accordance with the criteria set forth in the RFP, and the selection process was conducted in a manner consistent with all applicable Federal and State contracting regulations. Interviews were held with all four of the offerors.

The PRC was comprised of the following individuals:

Michael Dean, Sr. GIS Analyst, Caltrans, District 7
Falan Guan, GIS Manager, LA County MTA
Pablo Gutierrez, Associate Regional Planner, SCAG
Rich Mader, Lead GIS Analyst, SCAG
Javier Minjares, Senior Regional Planner, SCAG

Basis for Selection: The PRC unanimously recommends Aerial Information Systems (AIS) for the contract award. AIS was deemed to be the most qualified firm based on both their proposal and oral presentation.

The project consists of four major tasks which results in a comprehensive land use database. The first task involves the adjustment of previous land use database to the most recent imagery. This assures that land use changed will be detected accurately. AIS's proposal demonstrated an extensive understanding of the basic requirements needed to complete this important task. They have previously performed comparable work for SCAG in 1990, 1993 and 2000. AIS's previous work shows that they have broad-based experience working on land use interpretation, database administration and local planning.

The second task required the interpretation of the aerial imagery into land use units of a minimum 2.5 acres with critical land areas being done at a minimum mapping unit of 1 acre. AIS has exceded and proposed to exceed these minimum thresholds throughout the SCAG region. Areas that are not clearly defined during the interpretation process will be flagged for on-site field validation (Task 3). It is in Task 3 that AIS proposes to field validate all flagged areas, as well as, all polygons along the route to the flagged areas. All of the other vendors either proposed to do a sample field validation or to limit the total number of areas to be field checked.

The last task involves the creation of attribute tables and shapefiles. AIS has proposed including all information from previous land use files so that time series analysis can be done of land use changes from 1990 to the present.

In each case AIS has proposed a comprehensive and thorough approach to completing the land use interpretation within the allocated timeframe and within budget.

Although AIS was not the lowest bidder, they have a proven track record of producing a high quality product that meets or exceeds the requirements that SCAG laid out in the Request for Proposals. Although, Nobel Systems was by far the lowest bidder the PRC had reservations about having to expend some of the project budget to train the technical staff that would be located in China.

The resulting database will be used in the Compass Monitoring

Program; development of the 2007 Regional Transportation Plan Growth Forecast; and various other planning programs at SCAG and throughout the region.

CONSULTANT CONTRACT

Consultant: Dell Inc.

Scope: SCAG relies heavily on information technology for its operations and delivery of services, and computer hardware is essential to the productivity of its employees. In an effort to improve operational efficiencies, SCAG will be replacing nearly all of its personal computers (PCs) and instituting a formal PC recycling program with replacements occurring every three to four years. As part of this process SCAG will be establishing desktop replacement standards from a single manufacturer that includes PCs, laptops, and servers.

SCAG is currently in the process of implementing an upgrade to its information technology infrastructure in an effort to better utilize technology to improve overall operations. The PC replacement project is the third phase of a four-phase process that includes the following activities:

1 - Network Infrastructure – SCAG is currently upgrading its physical network infrastructure with new Cisco switches and firewalls supporting a gigabit backbone. In addition, SCAG is upgrading its physical plant including cabling upgrades with Cat 5 or better connections throughout the organization. This project will be finished by the end of Fiscal Year 04-05.

2 - Application Server Upgrades – SCAG will be standardizing on Microsoft Windows Server 2003 for its server operating system and upgrading its E-mail platform to Exchange Server 2003.

3 - Personal Computer Upgrades – PCs will be leased for all SCAG staff. This includes; standard desktops, high-performance desktops for data analysis and modeling, high-performance graphics tuned desktops for GIS and Graphics staff, and laptops for staff and audio visual. Also included are peripherals such as scanners and printers, as well as professional services to assist in the rollout of the new PCs.

To insure compatibility, SCAG will be using Dell for all PC/Server purchases during the initial IT Implementation Cycle.

The total price represents a three-year lease of the PCs, as well as purchase of servers (under Phase 2), peripherals, and professional services in year one.

Contract Amount:	**Total not to exceed**	**$414,380**
	Dell Inc.	$414,380

Contract Period: July 1, 2005 through June 30, 2008

Work Element:

06-840.SCGC3	$205,460	Funding Source: IT/Operations – Indirect Overhead – subject to approval of SCAG's FY 05-06 budget
07-840.SCGC3	$104,460	Funding Source: IT/Operations – Indirect Overhead – subject to approval of SCAG's FY 06-07 budget
08-840.SCGC3	$104,460	Funding Source: IT/Operations – Indirect Overhead – subject to approval of SCAG's FY 07-08 budget

Request for Proposal: SCAG staff utilized the State's CMAS (California Multiple Awards Schedule) list to research qualified vendors. As a governmental agency, SCAG is able to utilize vendors from CMAS without having to solicit bids. Nonetheless, a Request for Proposal was sent to two of the Tier 1 PC vendors on the CMAS list. The following two proposals, representing purchase pricing, were received in response to the solicitation:

Dell	$341,684
Hewlett Packard	$401,146

Selection Process An internal Proposal Review Committee (PRC) comprised of Victor Ryden from SCAG and Bob McConnachie from Civic Resource Group, SCAG's IT Project Manager, reviewed the proposals and determined on the basis of specifications and price that the preferred vendor was Dell.

Basis for Selection Dell is the leading manufacturer of PCs followed by Hewlett Packard (HP) and IBM. IBM recently sold its PC business to Lenovo resulting in uncertainty for current customers. By choosing Dell, the market leader, SCAG will minimize potential business risk from further industry consolidation.

Dell's business model is focused on selling direct to customers, rather than through resellers. This is particularly advantageous for customers similar in size to SCAG. Dell's costs are not burdened with middleman/reseller fees. In a recent independent study by the Yankee Group, Dell ranked significantly higher than other manufacturers in price and quality for the medium and small business/organization category.

Standardizing on platforms/vendors was a key recommendation of the SCAG's IT Evaluation conducted by The Integration Works in June 2004. Switching costs and support of multiple vendors PCs would more than outweigh any new purchase price cost savings that could be potentially derived.

Dell provides full service support including direct financing and leasing of computer equipment. Dell's leasing rates are highly competitive. Its direct business model results in lower financing costs for customers.

REPORT

DATE: May 17, 2005

TO: Regional Council and Administration Committee

FROM: Karen Tachiki, Chief Legal Counsel, 213-236-1816, tachiki@scag.ca.gov

SUBJECT: Fulbright & Jaworski Contract

EXECUTIVE DIRECTOR'S APPROVAL:

RECOMMENDED ACTION:
Authorize amendment to the Fulbright & Jaworski contract to provide for continuing legal services for Fiscal Year 2005-2006.

BACKGROUND:
The Regional Council previously authorized the retention of Fulbright & Jaworski and in particular, Colin Lennard to serve as the General Counsel. Mr. Lennard has served as SCAG's General Counsel for over twenty years. Under the terms of the existing contract, Mr. Lennard provides legal services as requested by the Regional Council, Executive Director and the Chief Counsel. All legal services performed by the Fulbright & Jaworski firm are billed at the blended rate of $255 an hour. Under the proposed amendment to the contract the hourly rate and scope of services would remain unchanged. The maximum amount payable under the contract would be $200,000.

FISCAL IMPACT:
Funds for legal services have been budgeted for Fiscal Year 05-06

DOC#110620/Fulbright & Jaworski Contract Report/dms

MEMO

DATE: May 12, 2005

TO: Administration Committee
Regional Council

FROM: Heather Copp, CFO (213) 236-1804
Email: copp@scag.ca.gov

SUBJECT: Purchase Orders and Contracts Between $5,000 - $250,000

SUMMARY:

SCAG executed the following Contracts between $5,000 and $250,000

- Citigroup Technologies — $30,066.00
  Imperial County Airport Passenger Demand Study

SCAG executed the following Purchase Order between $5,000 and $250,000

- SBC — $ 6,814.75
  Installation of Primary Rate ISDN Phone Lines
  Funding Source: Indirect Overhead

SCAG modified the following Purchase Orders between $5,000 and $250,000

- Avaya Financial Services — $ 6,000.00
  Additional Funding for Phone and Videoconferencing Units
  Funding Source: Indirect Overhead

- Quality Laser Cartridge — $ 2,000.00
  Additional Funding for Toner Cartridges and Printer Repair
  Funding Source: Indirect Overhead

FISCAL IMPACT:

The Work Element is listed on the detail page for each contract. Included is the Work Element and category of funding, for example FHWA, FTA, indirect.

RC/ADMIN Agenda 6/2/2005
PCDOC #110365 (sms)

CONSULTANT CONTRACT

Consultant: Citgroup Technologies Corporation

Scope: The region covered by the Southern California Association of Governments, known as the SCAG Region, includes the counties of Los Angeles, Orange, Riverside, San Bernardino, Ventura and Imperial. Within those counties reside ten established or emerging air carrier airports: Los Angeles International, Ontario International, Burbank, Long Beach, John Wayne, Palm Springs, Palmdale, March Inland Port, San Bernardino International, and Southern California Logistics. Most of the established airports are in urban locations and are subject to significant physical or legally enforceable capacity constraints. The agency's adopted 2004 Regional Transportation Plan (RTP) recommends strategies for decentralizing passenger service to the emerging airports, which are generally located in suburban areas and have room to expand. This is essential for the region to be able to serve forecast regional aviation demand, and secure the economic benefits and global economic competitiveness associated with serving that demand.

There are also other strategies for serving future aviation demand that the agency wishes to explore beyond what is adopted in the 2004 RTP. These include expanding the role of selected commuter airports in the region to include air carrier service where demand permits, and where environmental impacts on local communities can be minimized.

The purpose of this study is to explore the overall passenger serving potential and to assess the future ability of a new Imperial County Airport to serve 2030 air passenger demand from both the SCAG Region and San Diego County. The new airport would be physically unconstrained, with no restrictions on flight portfolios, and located in the same general vicinity of the existing Imperial County Airport. The demand analysis would assume the airport capacity constraints and 2030 aviation demand forecasts in SCAG's 2004 Regional Transportation Plan, as well as physical capacity constraints at San Diego International. It would also test the impacts of high-speed Maglev rail extensions from San Diego (assuming a constrained San Diego International Airport) and Palm Springs Airport in Riverside County on passenger demand attracted to a new Imperial County Airport. Lastly, the study would evaluate the employment generated around a new Imperial County Airport with and without Maglev connections to San Diego and Palm Springs, created by direct, indirect airport and induced airport activity. It would also include "catalytic" employment generation from airport-dependent companies attracted to the airport because of nearby developable land in combination with easy access to increased air carrier service.

The Consultant will forecast the 2030 air passenger demand for an unconstrained Imperial County Airport, with and without assumed high-speed rail lines extending south from Palm Springs and east from San Diego. The forecast demand modeling will be fully integrated with the assumptions and parameters of SCAG's adopted regional aviation forecasts in the 2004 Regional Transportation Plan. The characteristics of the forecast passenger demand served (i.e., international vs. domestic, and short, medium and long-haul demand), the passenger ridership on each high-speed rail line, and the economic impacts to Imperial County associated with the forecast airport growth will also be developed.

Contract Amount:

Total not to exceed	**$30,066**
Citigroup Technologies Corporation	$30,066

Contract Period: June 6, 2005 through June 30, 2005

Work Element: 05-285.SCGC1 $30,066 Funding Sources: FAA AIP System Planning Grant

Request for Proposal: SCAG staff mailed postcards to 51 pre-qualified firms on SCAG's bidders list to notify them of the release of RFP No. 05-168. The RFP was also posted on SCAG's website. The following proposal was received in response to the solicitation:

Citigroup Technologies Corporation (no subcontractors) $30,066

Selection Process: The Proposal Review Committee (PRC) evaluated the one proposal submitted in accordance with the criteria set forth in the RFP, and the selection process was conducted in a manner consistent with all applicable Federal and State contracting regulations. Although only one proposal was received, the competition was considered adequate.

The PRC was comprised of the following individuals:

Mark Baza, Chief, Regional Transportation Planning Branch, Caltrans, District 11
Steve Birdsall, Director, Imperial County Airports Department
Rich Macias, Manager, Transportation Planning Section, SCAG
Michael Armstrong, Lead Regional Planner, SCAG

Basis for Selection: The PRC committee recommends Citigroup Technologies Corporation for the contract award because of the firm's unique qualifications to fulfill the requirements of the project. Citigroup Technologies Corporation is willing and able to meet the highly demanding requirements of this project within a very limited budget.

They are committed to performing and documenting the required aviation demand modeling work by June 30, 2005. They will be able to do this since the aviation demand generation and forecasting model they employ (RADAM) is calibrated with the latest passenger survey data and 2030 demographic data for the SCAG Region as well as for San Diego County. The modeling work will be entirely consistent with the adopted regional aviation forecast in the 2004 RTP, including assumptions about future airport constraints and decentralization incentives, since Citigroup Technologies recently developed that forecast for SCAG.

Citigroup Technologies has performed a considerable amount of aviation modeling work for SCAG in the past and is very knowledgeable about key aviation issues facing the region. They have performed state-of-the-art aviation demand modeling and forecasting work for SCAG's 1998, 2001, and 2004 regional transportation plans, as well as for several specialized avaition studies managed by SCAG. They also participated in SCAG's LAX to March AFB and LAX to Palmdale high-speed rail studies in term of providing potential air passenger ridership on these Maglev high-speed rail segments. Citigroup Technologies is currently providing refined operational forecasts for SCAG's Regional Airspace Analysis. They are uniquely qualified to fulfill the overall objective of this study, which is to forecast air passenger demand at an expanded Imperial County Airport with and without Maglev high-speed rail connections to Palm Springs and San Diego.

MEMO

DATE: May 12, 2005

TO: Administration Committee and Regional Council

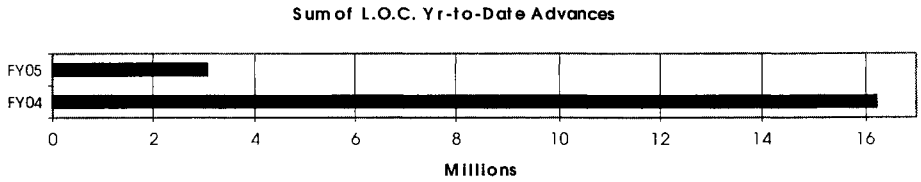
FROM: Heather Copp, Chief Financial Officer
(213) 236-1804, copp@scag.ca.gov

RE: Monthly Report for April 2005

Information Only

Background: This report contains information about SCAG's cash flow, budget and expenditure data as of April 30, 2005.

Cash Flow: The Association has been able to achieve 252 debt free days out of 304 days of the fiscal year. Year to date borrowings declined about 82% from $16.2 million last year to $3.0 million this year.



Budget and Expenses: The SCAG Agency-Wide and General Fund financial reports are attached. This financial data is directly exported from the SAP system. The Agencywide report is all inclusive of the OWP, General Fund, Indirect Cost and Fringe Benefits. We have categorized the accounts in the Agency-Wide report to give you a 'Big Picture'. These categories are summarized below and detailed on the following pages.

Percent of year: 84%

Category	Budget	YTD Expends	Balance	Percent Spent
Staff	9,519,205	6,904,410	2,614,795	73%
Consultant	14,366,046	2,084,828	12,281,218	15%
Sub Regions	1,799,645	328,366	1,471,279	18%
Direct Costs	4,749,073	2,556,502	2,192,571	54%
Fringe Benefits	3,324,808	2,487,089	837,719	75%
Other	3,342,297	1,473,267	1,869,030	44%
Total	**37,101,074**	**15,834,462**	**21,266,612**	**43%**

April Highlights

- Caltrans approved Budget Amendment 3 and it has been implemented.
- Adopted and distributed the Amended SCAG Accounting and Budget Manuals.

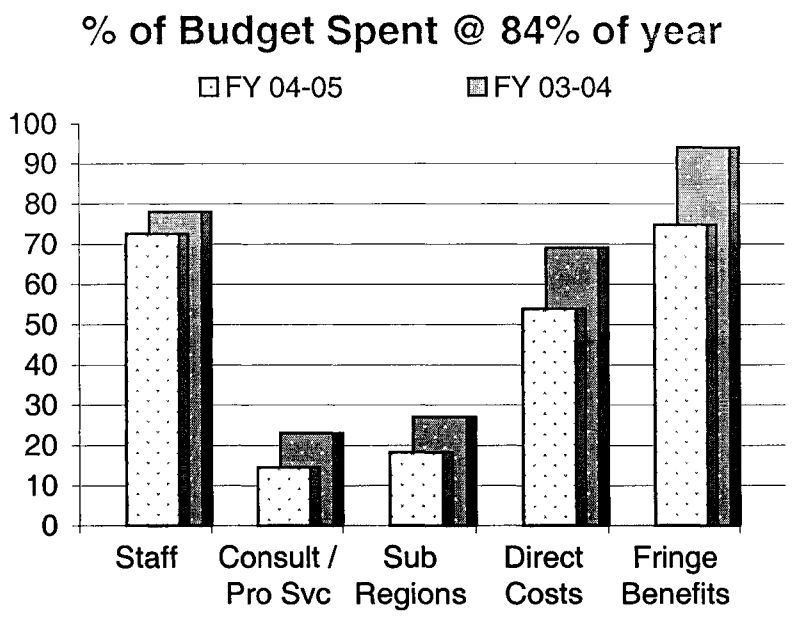
Budget v. Actual and Encumbrances
Through April - 84% of Year

	Budget	Yr to Date Expenditures Thru April	Balance	Pct of Bud	Encum-brances	YTD Expenditures Plus Encumbrs	Balance	Pct of Bud
Staff								
Salaries	9,418,205	6,715,944	2,702,261	71%	-	6,715,944	2,702,261	71%
Temporary Help	101,000	188,466	(87,466)	187%	123,009	311,474	(210,474)	308%
	9,519,205	**6,904,410**	**2,614,795**	**73%**	**123,009**	**7,027,418**	**2,491,787**	**74%**
Consultant / Professional Services								
SCAG Consultant	13,105,446	1,272,887	11,832,559	10%	8,532,989	9,805,876	3,299,570	75%
Legal Services	435,000	221,132	213,868	51%	223,368	444,500	(9,500)	102%
Professional Services	825,600	590,809	234,791	72%	219,032	809,842	15,758	98%
	14,366,046	**2,084,828**	**12,281,218**	**15%**	**8,975,389**	**11,060,218**	**3,305,828**	**77%**
Sub Regions								
Subregional Consultant	552,625	132,645	419,980	24%	316,922	449,567	103,058	81%
Subregional Staff Projects	1,247,020	195,721	1,051,299	16%	1,095,817	1,291,538	(44,518)	104%
	1,799,645	**328,366**	**1,471,279**	**18%**	**1,412,739**	**1,741,105**	**58,540**	**97%**
Direct Costs								
Internet Access Fees	3,000	1,349	1,651	45%	449	1,798	1,202	60%
Software Support	115,000	84,371	30,629	73%	2,163	86,534	28,466	75%
Hardware Support	35,000	23,341	11,659	67%	4,971	28,312	6,688	81%
Software Purchases	28,000	7,392	20,608	26%	9,188	16,580	11,420	59%
Office Rent - Main Office	1,400,000	930,447	469,553	66%	184,371	1,114,819	285,181	80%
Office Rent - Satellite Office	38,000	30,981	7,019	82%	4,425	35,406	2,594	93%
Equipment Leases	340,000	294,116	45,884	87%	81,303	375,419	(35,419)	110%
Equipment Repairs	25,000	12,119	12,881	48%	10,806	22,925	2,075	92%
Insurance	180,000	157,136	22,864	87%	-	157,136	22,864	87%
Payroll and Bank Process Fee	25,000	20,641	4,359	83%	-	20,641	4,359	83%
Office Supplies	101,000	81,290	19,710	80%	38,691	119,981	(18,981)	119%
Office Maintenance	-	220	(220)	0%	750	970	(970)	0%
Small Office Purchase	114,100	93,271	20,829	82%	10,460	103,731	10,369	91%
Telephone Charges	80,000	54,391	25,609	68%	8,261	62,651	17,349	78%
Postage and Delivery	80,000	50,490	29,510	63%	303	50,793	29,207	63%
SCAG Memberships	73,000	64,265	8,735	88%	244	64,509	8,491	88%
Professional Memberships	7,500	3,365	4,135	45%	309	3,674	3,826	49%
Resource Materials and Subs	79,904	70,837	9,067	89%	27,331	98,168	(18,264)	123%
Depreciation - Furniture	32,700	28,296	4,404	87%	-	28,296	4,404	87%
Depreciation - Computer	85,000	33,275	51,725	39%	-	33,275	51,725	39%
Capital Outlay	100,000	-	100,000	0%	9,799	9,799	90,201	10%
Recruitment Notices	22,000	19,262	2,738	88%	6,620	25,883	(3,883)	118%
Public Notices	27,500	6,995	20,505	25%	10,945	17,940	9,560	65%
Staff Training	50,000	23,919	26,081	48%	20,326	44,245	5,755	88%
RC & Committee Meetings	30,000	12,982	17,018	43%	12,728	25,710	4,290	86%
RC Retreat	15,000	-	15,000	0%	15,000	15,000	0	100%
RC General Assembly	0	1,000	(1,000)	0%	34,801	35,801	(35,801)	0%
Other Meeting Expense	135,200	34,379	100,821	25%	38,268	72,647	62,553	54%
Miscellaneous	249,392	40,632	208,760	16%	3,770	44,403	204,989	18%
RC Meeting Stipends	130,000	70,100	59,900	54%	-	70,100	59,900	54%
Letter of Credit Interest	40,000	9,788	30,212	24%	-	9,788	30,212	24%
Caltrans Rapid Pay Fees	2,000	825	1,175	41%	-	825	1,175	41%
Cash Contributions to Projects	654,000	92,846	561,154	14%	-	92,846	561,154	14%
Printing	149,227	43,938	105,289	29%	7,621	51,558	97,669	35%
Travel	216,400	95,865	120,535	44%	350	96,215	120,185	44%
Travel - Event Registration	28,800	31,024	(2,224)	108%	2,515	33,539	(4,739)	116%
AMPO Board Expense	0	-	0	0%	-	-	0	0%
RC Special Projects	20,000	12,504	7,496	63%	8,500	21,004	(1,004)	105%
RC Sponsorships	37,350	18,850	18,500	50%	10,000	28,850	8,500	77%
	4,749,073	**2,556,502**	**2,192,571**	**54%**	**565,268**	**3,121,771**	**1,627,302**	**66%**

Budget v. Actual and Encumbrances
Through April - 84% of Year

	Budget	Yr to Date Expenditures Thru April	Balance	Pct of Bud	Encum-brances	YTD Expenditures Plus Encumbrs	Balance	Pct of Bud
Fringe Benefits								
Vacation Accrual Reconciliatio	-	(44,975)	44,975	0%	-	(44,975)	44,975	0%
Severance Pay	-	20,778	(20,778)	0%	-	20,778	(20,778)	0%
Sick Leave Payback	-	(4,580)	4,580	0%	-	(4,580)	4,580	0%
Compensation Awards	-	43,794	(43,794)	0%	-	43,794	(43,794)	0%
Retirement - PERS	1,376,879	1,040,312	336,567	76%	-	1,040,312	336,567	76%
Retirement - PARS	55,800	57,101	(1,301)	102%	-	57,101	(1,301)	102%
Health Insurance	773,000	562,487	210,513	73%	-	562,487	210,513	73%
Dental Insurance	78,895	72,882	6,013	92%	-	72,882	6,013	92%
Vision Insurance	30,000	20,770	9,230	69%	-	20,770	9,230	69%
Life Insurance	110,000	77,474	32,526	70%	-	77,474	32,526	70%
Medical & Dental Cash Rebate	316,000	211,334	104,666	67%	-	211,334	104,666	67%
Medicare Tax	135,137	90,719	44,418	67%	-	90,719	44,418	67%
Tuition Reimbursements	15,000	2,106	12,894	14%	-	2,106	12,894	14%
Bus Passes	15,000	8,558	6,442	57%	-	8,558	6,442	57%
Carpool Reimbursements	5,000	2,940	2,060	59%	-	2,940	2,060	59%
Bus Passes - Taxable	75,000	48,235	26,765	64%	-	48,235	26,765	64%
Workers Comp Insurance (1)	230,097	233,900	(3,803)	102%	-	233,900	(3,803)	102%
Unemployment Insurance	40,000	3,569	36,431	9%	-	3,569	36,431	9%
Deferred Comp Match	65,000	37,000	28,000	57%	-	37,000	28,000	57%
Benefit Administration Fees	4,000	2,685	1,315	67%	-	2,685	1,315	67%
	3,324,808	**2,487,089**	**837,719**	**75%**	**-**	**2,487,089**	**837,719**	**75%**
Other								
Soft Match Contributions	3,179,080	1,473,267	1,705,813	46%	1,653,828	3,127,096	51,985	98%
Reconcile to Burden	163,217	0	163,217	0%	-	0	163,217	0%
	3,342,297	**1,473,267**	**1,869,030**	**44%**	**1,653,828**	**3,127,096**	**215,202**	**94%**
Grand totals:	**37,101,074**	**15,834,462**	**21,266,612**	**43%**	**12,730,233**	**28,564,697**	**8,536,378**	**77%**

(1) Note: Workers Comp, in Fringe budget, paid in full, in July



Budget v. Actual and Encumbrances
General Fund Only
Through April - 84% of Year

	Budget	Yr to Date Expenditures Thru April	Balance	Pct of Bud	Encum-brances	YTD Expenditures Plus Encumbrs	Balance	Pct of Bud
Staff								
Salaries	9,152	4,040	5,112	44%	-	4,040	5,112	44%
Fringe Burden	5,050	2,494	2,556	49%	-	2,494	2,556	49%
Indirect Burden	15,797	7,267	8,530	46%	-	7,267	8,530	46%
	29,999	**13,801**	**16,198**	**46%**	**-**	**13,801**	**16,198**	**46%**
Consultant / Professional Services								
SCAG Consultant	-	-	-	0%	56,084	56,084	(56,084)	0%
Legal Services	200,000	50,963	149,037	25%	169,037	220,000	(20,000)	110%
Professional Services	290,800	220,325	70,475	76%	63,809	284,134	6,666	98%
	490,800	**271,288**	**219,512**	**55%**	**288,930**	**560,218**	**(69,418)**	**114%**
Direct Costs								
Office Supplies	1,000	746	254	75%	-	746	254	75%
SCAG Memberships	12,500	12,313	187	99%	-	12,313	187	99%
Capital Outlay	100,000	-	100,000	0%	-	-	100,000	0%
RC & Committee Meetings	30,000	12,489	17,511	42%	8,121	20,610	9,390	69%
RC Retreat	15,000	-	15,000	0%	15,000	15,000	-	100%
RC General Assembly	-	-	-	0%	-	-	-	0%
Other Meeting Expense	-	-	-	0%	-	-	-	0%
Miscellaneous	1,000	762	238	76%	-	762	238	76%
RC Meeting Stipends	130,000	70,100	59,900	54%	-	70,100	59,900	54%
Letter of Credit Interest	40,000	9,788	30,212	24%	-	9,788	30,212	24%
Caltrans Rapid Pay Fees	2,000	825	1,175	41%	-	825	1,175	41%
Cash Contributions to Projects	654,000	92,846	561,154	14%	-	92,846	561,154	14%
Travel	37,000	12,631	24,369	34%	-	12,631	24,369	34%
Travel - Event Registration	13,000	3,798	9,202	29%	-	3,798	9,202	29%
AMPO Board Expense	-	-	-	0%	-	-	-	0%
RC Special Projects	20,000	12,504	7,496	63%	8,500	21,004	(1,004)	105%
RC Sponsorships	37,350	18,850	18,500	50%	10,000	28,850	8,500	77%
	1,092,850	**247,652**	**845,198**	**23%**	**41,621**	**289,273**	**803,577**	**26%**
Grand totals:	**1,613,649**	**532,741**	**1,080,908**	**33%**	**330,551**	**863,292**	**750,357**	**53%**

MEMO

DATE: June 2, 2005

TO: The Regional Council

FROM: Charlotte Pienkos, Government Affairs Analyst
Phone: (213) 236-1811 E-Mail: pienkos@scag.ca.gov

SUBJECT: State and Federal Legislative Matrix

Since the May 5th meetings of the Regional Council and the policy committees, the State Legislature has concluded its policy committee review of non-fiscal bills and turned its attention to the May Revise. As of this writing on May 12th, the Governor has pledged to fully fund Proposition 42 this year to the amount of $1.3 billion. Fiscal committees must report bills by May 27th, at which point the budget negotiations begin in earnest.

In Congress, the Senate is expected to pass SAFETEA by May 13th, with the conference committee starting work by the end of May. Speculation continues that another extension will be necessary to complete the negotiations, but now a shorted extension is rumored, accelerating the time to finish the surface transportation reauthorization.

CP#107688v.3

SOUTHERN CALIFORNIA
ASSOCIATION of GOVERNMENTS

Private file: AirQuality

CA AB 32

AUTHOR: Pavley (D)
TITLE: Greenhouse Gas Emissions: California Climate Registry
FISCAL COMMITTEE: yes
URGENCY CLAUSE: no
INTRODUCED: 12/06/2004
LAST AMEND: 03/31/2005
DISPOSITION: Pending
LOCATION: Senate Environmental Quality Committee
SUMMARY:
Revises the functions and duties of the California Climate Action Registry. Requires the registry, in coordination with the California Environmental Protection Agency and the State Energy Resources Conservation and Development Commission, to adopt specified procedures and protocols monitoring, estimating, calculating, reporting and certifying greenhouse gas emission resulting from specified industrial sectors.
STATUS:
05/05/2005 To SENATE Committee on ENVIRONMENTAL QUALITY.
Subject: AirQuality

CA AB 184

AUTHOR: Cogdill (R)
TITLE: High Polluter Vehicles
FISCAL COMMITTEE: yes
URGENCY CLAUSE: no
INTRODUCED: 01/24/2005
LAST AMEND: 04/12/2005
DISPOSITION: Pending
LOCATION: Assembly Transportation Committee
SUMMARY:
Requires the Bureau of Automotive Repair to develop and administer a voluntary program to replace high polluter vehicles with donated low-emission motor vehicles and donated vehicles that meet existing smog inspection and maintenance regulations.
STATUS:
04/12/2005 From ASSEMBLY Committee on TRANSPORTATION with author's amendments.
04/12/2005 In ASSEMBLY. Read second time and amended. Re-referred to Committee on TRANSPORTATION.
Subject: AirQuality, Transport

CA AB 679

AUTHOR: Calderon (D)
TITLE: Air Resources: Heavy-Duty Motor Vehicles: Diesel Fuel
FISCAL COMMITTEE: yes
URGENCY CLAUSE: no
INTRODUCED: 02/17/2005
LAST AMEND: 04/26/2005
DISPOSITION: Pending
LOCATION: Assembly Appropriations Committee
SUMMARY:
Permits the Air Resources Board to only claim the amount of quantifiable emissions reductions in its emissions inventory and state implementation plan for California-required diesel formulations that have been verified through a new, peer reviewed, scientific test program that measures differences in NOx and particulate emission between CARB diesel and the EPA's 2006 ultralow sulfur highway diesel fuel. Requires the test program to meet specified standards. Permits certain emission reductions.
STATUS:
05/11/2005 In ASSEMBLY Committee on APPROPRIATIONS: To Suspense File.
Subject: AirQuality, Transport

CA AB 825

AUTHOR: Levine (D)
TITLE: Air Resources: Binational Committee
FISCAL COMMITTEE: yes
URGENCY CLAUSE: no
INTRODUCED: 02/18/2005
LAST AMEND: 04/12/2005
DISPOSITION: Pending

LOCATION: Assembly Natural Resources Committee

SUMMARY:

Create the Calexico-Mexicali Air Basin Committee and the San Diego-Tijuana Air Basin Committee consisting of specified members to work with the California-Baja California Regional Workgroup and San Diego-Tijuana Air Quality Task Force for the purposes of developing recommendations for the prevention and control of air pollution in the Calexico-Mexicali Air Basin and the San Diego-Tijuana Air Basin.

STATUS:

04/12/2005	From ASSEMBLY Committee on NATURAL RESOURCES with author's amendments.
04/12/2005	In ASSEMBLY. Read second time and amended. Re-referred to Committee on NATURAL RESOURCES.
Subject:	AirQuality

CA AB 841

AUTHOR: Arambula (D)
TITLE: Air Quality: Particulate Monitoring
FISCAL COMMITTEE: yes
URGENCY CLAUSE: no
INTRODUCED: 02/18/2005
LAST AMEND: 04/06/2005
DISPOSITION: Pending
LOCATION: Assembly Appropriations Committee

SUMMARY:

Requires the State Air Resources Board to work to install sufficient and continuous air quality monitors in the western region of Fresno County in areas that are primarily low-income and underserved.

STATUS:

04/20/2005	In ASSEMBLY Committee on APPROPRIATIONS: To Suspense File.
Subject:	AirQuality

CA AB 888

AUTHOR: De La Torre (D)
TITLE: Air Pollution: South Coast Air Quality: Rail Yards
FISCAL COMMITTEE: yes
URGENCY CLAUSE: no
INTRODUCED: 02/18/2005
DISPOSITION: Pending
LOCATION: Assembly Appropriations Committee

SUMMARY:

Relates to rail yard equipment emission in the South Coast Air Quality Management District. Authorizes the South Coast District to establish a rail yard equipment emission reduction program. Requires the State Air Resources Board to submit any regulations adopted by the south coast district to the federal Environmental Protection Agency for a waiver or authorization, unless the state board makes certain findings.

STATUS:

04/18/2005	From ASSEMBLY Committee on TRANSPORTATION: Do pass to Committee on APPROPRIATIONS.
Subject:	AirQuality

CA AB 1007

AUTHOR: Pavley (D)
TITLE: Air Quality: Alternative Fuels
FISCAL COMMITTEE: yes
URGENCY CLAUSE: no
INTRODUCED: 02/22/2005
DISPOSITION: Pending
LOCATION: Assembly Appropriations Committee

SUMMARY:

Requires the Sate Air Resources Board to develop and adopt recommendations for a state plan to increase the use of alternative fuels. Permits the state board to adopt regulations that consider the need for the state to increase the use of alternative transportation fuels to reduce the state's dependency on petroleum fuels.

STATUS:

05/04/2005	In ASSEMBLY Committee on APPROPRIATIONS: To Suspense File.
Subject:	AirQuality

CA AB 1101

AUTHOR: Oropeza (D)

TITLE: Air Pollution: Diesel Magnet Sources
FISCAL COMMITTEE: yes
URGENCY CLAUSE: no
INTRODUCED: 02/22/2005
LAST AMEND: 03/31/2005
DISPOSITION: Pending
LOCATION: Assembly Appropriations Committee
SUMMARY:
Makes a facility that is a diesel magnet source subject to the Air Toxics Hot Spots Information and Assessment Act of 1987. Requires the State Air Resources Board to prepare and make available to the public a list of diesel magnet sources. Includes diesel magnet sources in the industrywide emission inventory requirement. Requires any facility for which an air quality district is preparing an industrywide emissions inventory or health risk assessment to provide to the district, certain information.
STATUS:
05/11/2005 In ASSEMBLY Committee on APPROPRIATIONS: To Suspense File.
Subject: AirQuality

CA AB 1222

AUTHOR: Jones (D)
TITLE: Air Pollution: Locomotive Air Pollution Control
INTRODUCED: 02/22/2005
DISPOSITION: Pending
LOCATION: Assembly Appropriations Committee
SUMMARY:
Establishes the High-Polluting Locomotive Program. Encourages voluntary testing, repair, maintenance, or replacement of high polluting locomotives by their owners or operators. Requires the state board to establish a remote sensing program to determine the levels of air contaminants. Permits the state to impose a fee.
STATUS:
05/04/2005 In ASSEMBLY Committee on APPROPRIATIONS: To Suspense File.
Subject: AirQuality, Transport

CA AB 1231

AUTHOR: Horton J (D)
TITLE: Air Pollution Accountability Act of 2005
FISCAL COMMITTEE: yes
URGENCY CLAUSE: no
INTRODUCED: 02/22/2005
LAST AMEND: 04/13/2005
DISPOSITION: Pending
LOCATION: Assembly Natural Resources Committee
SUMMARY:
Establishes the Air Pollution Accountability Act of 2005. Establishes hearing officers, appointed by the Air Resources Board to issue, modify, or revoke every order of abatement and every variance, extension, renewal or reissuance of a variance related to excess emission by stationary sources or the products of stationary sources. Establishes procedures for hearings conducted by a hearings officer. Requires each district to provide notices of any request for a variance or issuance of an order of abatement.
STATUS:
04/13/2005 From ASSEMBLY Committee on NATURAL RESOURCES with author's amendments.
04/13/2005 In ASSEMBLY. Read second time and amended. Re-referred to Committee on NATURAL RESOURCES.
Subject: AirQuality

CA AB 1269

AUTHOR: Pavley (D)
TITLE: Clean Air, Clean Water, and Coastal Protection
INTRODUCED: 02/22/2005
DISPOSITION: Pending
LOCATION: Assembly Appropriations Committee
SUMMARY:
Enacts the Clean Air, Clean Water, Coastal Protection, and Parks Bond Act which would authorize issuance of bonds financing a air and water quality, coastal protection, and parks program. Requires voter approval.
STATUS:
05/11/2005 In ASSEMBLY Committee on APPROPRIATIONS: To Suspense File.

Subject: AirQuality, Revenue/Bond

CA AB 1365

AUTHOR: Ruskin (D)
TITLE: Greenhouse Gas Emission Levels
INTRODUCED: 02/22/2005
DISPOSITION: Pending
FILE: 103
LOCATION: Assembly Third Reading File
SUMMARY:
Amends existing law that requires the Governor to prepare a comprehensive State Environmental Goals and Policy Report including a statement of approved state environmental goals that are required to be consistent with state planning priorities. Includes as a state planning priority to provide for the reduction in greenhouse gas emissions.
STATUS:
05/09/2005 In ASSEMBLY. Read second time. To third reading.
Subject: AirQuality

CA AB 1430

AUTHOR: Goldberg (D)
TITLE: Air Contaminants
INTRODUCED: 02/22/2005
LAST AMEND: 05/03/2005
DISPOSITION: Pending
LOCATION: Assembly Appropriations Committee
SUMMARY:
Requires the methodology for use by air pollution control districts and air quality management districts to calculate the value of credits issued for emission reductions from stationary, mobile, indirect and areawide sources to prohibit the trading of mobile source emissions for stationary source emissions, within or between air districts, until all such sources have first installed best available retrofit technology, best available control technology, or lowest achievable emissions reduction.
STATUS:
05/03/2005 In ASSEMBLY. Read second time and amended. Re-referred to Committee on APPROPRIATIONS.
Subject: AirQuality

CA SB 44

AUTHOR: Kehoe (D)
TITLE: General Plans: Air Quality Element
FISCAL COMMITTEE: yes
URGENCY CLAUSE: no
INTRODUCED: 01/04/2005
LAST AMEND: 05/09/2005
DISPOSITION: Pending
FILE: 57
LOCATION: Senate Third Reading File
SUMMARY:
Requires the legislative body of each city and county located in specified areas to either adopt an air quality element as part of its general plan or amend the appropriate elements of its general plan to include data and analysis, comprehensive goals, policies, and feasible implementation strategies to improve air quality no later than one year from the date specified for the next revision of its housing elements that occurs after a specified date. Requires cities and counties to comply by a certain date.
STATUS:
05/10/2005 In SENATE. Read second time. To third reading.
COMMENTARY:
CEHD recommends an oppose position to RC 6/2/05
Subject: AirQuality, LandUse

CA SB 109

AUTHOR: Ortiz (D)
TITLE: Air Pollution: Minor Violations: Stationary Sources
INTRODUCED: 01/20/2005
DISPOSITION: Pending
LOCATION: Senate Appropriations Committee
SUMMARY:
Extends, until January 1, 2012, the requirement that the State Air Resources Board and each air pollution control district adopt a regulation or a rule that classifies certain violations as minor.

Repeals the provision precluding criminal prosecution following the recovery of civil penalties for the same offense, and repeals the requirement that a civil action be dismissed upon the filing of a criminal complaint for the same offense.

STATUS:

05/09/2005 In SENATE Committee on APPROPRIATIONS: To Suspense File.

Subject: AirQuality

CA SB 250

AUTHOR: Campbell (R)
TITLE: Hydrogen Fuel Standards
FISCAL COMMITTEE: yes
URGENCY CLAUSE: no
INTRODUCED: 02/15/2005
LAST AMEND: 05/03/2005
DISPOSITION: Pending
COMMITTEE: Senate Appropriations Committee
HEARING: 05/16/2005 1:30 pm

SUMMARY:

Adds hydrogen fuels to provisions of existing law for use in internal combustion engines and fuel cells in motor vehicles. Requires the Department Food and Agriculture to initially establish specifications for hydrogen fuels and fuel cells for these purposes, until the American Society for Testing and•Materials (ASTM) International adopts standards. Requires the department then adopt by reference the latest standards established by ASTM International for these fuels.

STATUS:

05/05/2005 Re-referred to SENATE Committee on APPROPRIATIONS.

Subject: AirQuality, Energy, Transport

CA SB 459

AUTHOR: Romero (D)
TITLE: Air Pollution: South Coast District: Locomotives
FISCAL COMMITTEE: yes
URGENCY CLAUSE: no
INTRODUCED: 02/18/2005
LAST AMEND: 04/12/2005
DISPOSITION: Pending
FILE: 21
LOCATION: Senate Third Reading File

SUMMARY:

Authorizes the South Coast Air Quality Management District to adopt a locomotive emission impact mitigation fee to be imposed on railroad companies that operate in whole or in part within the Counties of Los Angeles, Orange, Riverside, or San Bernardino, if specified requirements are met. Authorizes the district to expend revenues derived from the mitigation fee in a manner that directly reduces air contaminants or reduces the public health risks.

STATUS:

04/27/2005 In SENATE. Read second time. To third reading.

Subject: AirQuality, Transport

CA SB 467

AUTHOR: Lowenthal (D)
TITLE: Carl Moyer Air Quality Standards Attainment Program
FISCAL COMMITTEE: yes
URGENCY CLAUSE: no
INTRODUCED: 02/18/2005
LAST AMEND: 04/18/2005
DISPOSITION: Pending
LOCATION: ASSEMBLY

SUMMARY:

Requires the State Air Resources Board to revise the grant criteria and guidelines to incorporate projects in which an applicant turns in a non-road internal combustion technology and equipment that the applicant owns and that still has some useful life, coupled with the purchase of nonroad electric technology and equipment that is in a similar category or that can perform the same work.

STATUS:

05/09/2005 In SENATE. Read third time. Passed SENATE. *****To ASSEMBLY.

Subject: AirQuality

CA SB 475

AUTHOR: Runner (R)
TITLE: Air Pollution Stationary Sources: Emissions Reduction

FISCAL COMMITTEE: no
URGENCY CLAUSE: no
INTRODUCED: 02/18/2005
LAST AMEND: 05/10/2005
DISPOSITION: Pending
LOCATION: Senate Third Reading File
SUMMARY:
Requires specified air quality management districts to conduct a joint study to identify means to generate or transfer additional emission reduction credits that could be used in the permitting or new and modified sources in the Mojave Desert Air Basin. Requires the study to seek to identify opportunities and methods, including innovative methods, to generate credits that real, permanent, enforceable, surplus and quantifiable, and that comply with all applicable state and federal requirements.
STATUS:
05/10/2005 In SENATE. Read second time and amended. To third reading.
Subject: AirQuality

CA SB 757

AUTHOR: Kehoe (D)
TITLE: Oil Conservation, Efficiency and Alternative Fuels Act
FISCAL COMMITTEE: yes
URGENCY CLAUSE: no
INTRODUCED: 02/22/2005
LAST AMEND: 05/03/2005
DISPOSITION: Pending
COMMITTEE: Senate Appropriations Committee
HEARING: 05/16/2005 1:30 pm
SUMMARY:
Enacts the Oil Conservation, Efficiency and Alternative Fuels Act. Declares that it is the policy of the state that state agencies should take all cost-effective and technologically feasible actions needed to achieve a net zero increase in on-road petroleum consumption by 2010, and a significant reduction in petroleum demand and on-road petroleum consumption by 2020. Declares that state agencies should take the state's petroleum usage reduction goals into account in adopting rules and regulations.
STATUS:
05/03/2005 In SENATE. Read second time and amended. Re-referred to Committee on APPROPRIATIONS.
Subject: AirQuality

CA SB 764

AUTHOR: Lowenthal (D)
TITLE: Air Resources: South Coast Air District: Ports
INTRODUCED: 02/22/2005
DISPOSITION: Pending
FILE: 12
LOCATION: Senate Third Reading File
SUMMARY:
Requires the Port of Los Angeles and the Port of Long Beach to develop a baseline for air quality for their respective ports, in consultation with specified agencies. Requires the air quality baseline to be based on the level of emissions from specified sources. Requires the Port of Los Angeles and the Port of Long Beach to hold public hearings on the baseline data and discuss potential mitigation and control measures to reduce emissions from sources at the port.
STATUS:
04/20/2005 In SENATE. Read second time. To third reading.
Subject: AirQuality, Transport

CA SB 829

AUTHOR: Murray (D)
TITLE: Air Quality: Vehicular Sources
FISCAL COMMITTEE: no
URGENCY CLAUSE: no
INTRODUCED: 02/22/2005
LAST AMEND: 04/27/2005
DISPOSITION: Pending
LOCATION: Senate Transportation and Housing Committee
SUMMARY:
Allows the State Air Resources Board to develop a feasible quantified methodology to evaluate the impact of transportation projects on conformity with state ambient air quality standards.

STATUS:

04/27/2005	From SENATE Committee on TRANSPORTATION AND HOUSING with author's amendments.
04/27/2005	In SENATE. Read second time and amended. Re-referred to Committee on TRANSPORTATION AND HOUSING.
Subject:	AirQuality

CA SB 863

AUTHOR: Florez (D)
TITLE: California Clean Air Bond Act
FISCAL COMMITTEE: yes
URGENCY CLAUSE: no
INTRODUCED: 02/22/2005
LAST AMEND: 04/28/2005
DISPOSITION: Pending
COMMITTEE: Senate Appropriations Committee
HEARING: 05/16/2005 1:30 pm
SUMMARY:

Enacts the California Clean Air Bond Act, which authorizes, for purposes of funding clean air quality project, the issuance of bonds in a specified amount. Requires the Secretary of State to submit the bond act to voters at the November 7, 2006 statewide general election. Specifies the proceeds of the bonds would be deposited in the California Clean Air Fund that would be established by the act for clean air quality projects.

STATUS:

04/28/2005	In SENATE. Read second time and amended. Re-referred to Committee on APPROPRIATIONS.
Subject:	AirQuality, Revenue/Bond

CA SB 975

AUTHOR: Ashburn (R)
TITLE: Air Quality: Biodiesel Fuel
FISCAL COMMITTEE: yes
URGENCY CLAUSE: no
INTRODUCED: 02/22/2005
LAST AMEND: 04/28/2005
DISPOSITION: Pending
COMMITTEE: Senate Appropriations Committee
HEARING: 05/16/2005 1:30 pm
SUMMARY:

Provides that any public agency or regulated utility may use biodiesel or biodiesel blended fuel in any retrofitted vehicular or off-road diesel engine certified by the Air Resources Board.

STATUS:

04/28/2005	In SENATE. Read second time and amended. Re-referred to Committee on APPROPRIATIONS.
Subject:	AirQuality, Energy, Transport

CA SB 984

AUTHOR: McClintock (R)
TITLE: Greenhouse Gas Emissions Reductions: Powerplants
INTRODUCED: 02/22/2005
LAST AMEND: 05/04/2005
DISPOSITION: Pending
LOCATION: Senate Appropriations Committee
SUMMARY:

Requires the Energy Commission to make an assessment of identification and comparative analysis of the life-cycle costs and environmental impacts of existing and proposed electric generation technologies, including fossil, nuclear, renewable and hydroelectric technologies. Requires that analysis be based on a survey of available data from government, academic, industry and public sources.

STATUS:

05/04/2005	In SENATE. Read second time and amended. Re-referred to Committee on APPROPRIATIONS.
Subject:	AirQuality, Energy

US H 206

SPONSOR: Serrano (D)
TITLE: Internal Revenue Code of 1986
INTRODUCED: 01/04/2005
DISPOSITION: Pending

LOCATION: House Ways and Means Committee
SUMMARY:
Amends the Internal Revenue Code of 1986 to provide a business credit relating to the use of clean - fuel vehicles by businesses within areas designated as nonattainment areas under the Clean Air Act.
STATUS:
01/04/2005 INTRODUCED.
01/04/2005 To HOUSE Committee on WAYS AND MEANS.

US H 227

SPONSOR: Sweeney (R)
TITLE: Clean Air Act
INTRODUCED: 01/04/2005
DISPOSITION: Pending
LOCATION: House Energy and Commerce Committee
SUMMARY:
Reduces acid deposition under the Clean Air Act, and for other purposes.
STATUS:
01/04/2005 INTRODUCED.
01/04/2005 To HOUSE Committee on ENERGY AND COMMERCE.

US H 340

SPONSOR: Moran Ja (D)
TITLE: Clean Air Act
INTRODUCED: 01/25/2005
DISPOSITION: Pending
LOCATION: House Energy and Commerce Committee
SUMMARY:
Amends the Clean Air Act to prohibit stationary sources located in ozone nonattainment areas from purchasing nitrogen oxide emission credits under the Environmental Protection Agency's nitrogen oxide trading program without the consent of the state in which such source is located.
STATUS:
01/25/2005 INTRODUCED.
01/25/2005 To HOUSE Committee on ENERGY AND COMMERCE.

US H 955

SPONSOR: Olver (D)
TITLE: Clean Air Act
INTRODUCED: 02/17/2005
DISPOSITION: Pending
LOCATION: House Energy and Commerce Committee
SUMMARY:
Amends the Clean Air Act to establish an inventory, registry, and information system of United States greenhouse gas emissions to inform the public and private sectors concerning, and encourage voluntary reductions in, greenhouse gas emissions, and for other purposes.
STATUS:
02/17/2005 INTRODUCED.
02/17/2005 To HOUSE Committee on ENERGY AND COMMERCE.

US H 1257

SPONSOR: Radanovich (R)
TITLE: Clean Air Act Amendment
INTRODUCED: 03/10/2005
DISPOSITION: Pending
LOCATION: House Energy and Commerce Committee
SUMMARY:
Amends the Clean Air Act to authorize critical use exemption amounts for methy bromide as identified by the United States State Department for the years 2006 and 2007, and for other purposes.
STATUS:
03/10/2005 INTRODUCED.
03/10/2005 To HOUSE Committee on ENERGY AND COMMERCE.

US S 131

SPONSOR: Inhofe (R)
TITLE: Air Pollution
INTRODUCED: 01/24/2005
DISPOSITION: Pending
LOCATION: Senate Environment and Public Works Committee
SUMMARY:

A bill to amend the Clean Air Act to reduce air pollution through expansion of cap and trade programs, to provide an alternative regulatory classification for units subject to the cap and trade program.

STATUS:

03/09/2005	In SENATE Committee on ENVIRONMENT AND PUBLIC WORKS: Consideration and mark-up session held.

US S 150

SPONSOR: Jeffords (I)
TITLE: Powerplant Emissions
INTRODUCED: 01/25/2005
DISPOSITION: Pending
LOCATION: Senate Environment and Public Works Committee
SUMMARY:
A bill to amend the Clean Air Act to reduce emissions from electric powerplants, and for other purposes.
STATUS:

01/25/2005	INTRODUCED.
01/25/2005	In SENATE. Read second time.
01/25/2005	To SENATE Committee on ENVIRONMENT AND PUBLIC WORKS.
Subject:	Energy

US S 606

SPONSOR: Thune (R)
TITLE: Fuel
INTRODUCED: 03/11/2005
DISPOSITION: Pending
LOCATION: Senate Environment and Public Works Committee
SUMMARY:
A bill to amend the Clean Air Act to eliminate methyl tertiary butyl ether from the United States fuel supply, to increase production and use of renewable fuel, and to increase the Nation's energy independence, and for other purposes.
STATUS:

03/16/2005	In SENATE Committee on ENVIRONMENT AND PUBLIC WORKS: Ordered to be reported as amended.

Private file: EconomicDevelopment

CA AB 402

AUTHOR: Dymally (D)
TITLE: Borders: Mexico
FISCAL COMMITTEE: no
URGENCY CLAUSE: no
INTRODUCED: 02/15/2005
LAST AMEND: 05/02/2005
DISPOSITION: Pending
FILE: 55
LOCATION: Assembly Third Reading File
SUMMARY:
Relates to existing law the establishes in state government an Office of California-Mexico Affairs and requires the Governor to appoint a director of the office and members to committees that may be established by the office. Clarifies that among th committees the office may establish is a committee, made up of members who do not serve on the commission, for the purpose of advising the office on issues facing groups who are migrating,or have recently migrated, to the state from Mexico.
STATUS:

05/04/2005	In ASSEMBLY. Read second time. To third reading.
Subject:	EconDevel

CA AB 623

AUTHOR: Gordon (D)
TITLE: Redevelopment: Los Angeles Air Force Base
INTRODUCED: 02/17/2005
DISPOSITION: Pending
LOCATION: Assembly Local Government Committee
SUMMARY:
Authorizes the legislative bodies of communities located in Los Angeles County to adopt ordinances to expend their tax-increment moneys outside of their territorial jurisdiction to implement the Los Angeles Air Force Base Retention Program through the formation of a

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separate joint powers entity, as specified.

STATUS:

03/17/2005 To ASSEMBLY Committee on LOCAL GOVERNMENT.

Subject: EconDevel

CA AB 732

AUTHOR: Leslie (R)

TITLE: Economic Development: Neighborhoods

INTRODUCED: 02/17/2005

DISPOSITION: Pending

LOCATION: Assembly Jobs, Economic Development and The Economy Committee

SUMMARY:

Enacts the Neighborhood Initiative that would require the Governor to designate an agency that would designate, and annually recertify, 25 renewal communities within the state, subject to specified criteria, to be linked with available federal funding, public or private resources, and specified state resources.

STATUS:

03/30/2005 To ASSEMBLY Committee on JOBS, ECONOMIC DEVELOPMENT AND THE ECONOMY.

Subject: EconDevel

CA AB 1395

AUTHOR: Nunez (D)

TITLE: California-Mexico Relations

FISCAL COMMITTEE: yes

URGENCY CLAUSE: no

INTRODUCED: 02/22/2005

LAST AMEND: 04/19/2005

DISPOSITION: Pending

LOCATION: Assembly Appropriations Committee

SUMMARY:

Requires the Secretary of Environmental Protection and the Secretary of Business, Transportation and Housing to develop a comprehensive, multimedia strategic plan, to coordinate an interagency California-Mexico Relations Ten Year Plan, and to make recommendations on an appropriate governance structure.

STATUS:

05/11/2005 In ASSEMBLY Committee on APPROPRIATIONS: To Suspense File.

Subject: EconDevel

CA AB 1562

AUTHOR: Assembly Jobs, Economic Development and The Economy Committee

TITLE: International Trade

FISCAL COMMITTEE: yes

URGENCY CLAUSE: no

INTRODUCED: 02/22/2005

LAST AMEND: 04/25/2005

DISPOSITION: Pending

LOCATION: Assembly Appropriations Committee

SUMMARY:

Requires the Business, Transportation and Housing Agency to be responsible for coordinating and conducting international trade and investment programs and activities in the state. Sets forth its duties in that regard.

STATUS:

05/11/2005 In ASSEMBLY Committee on APPROPRIATIONS: To Suspense File.

Subject: EconDevel, Transport

CA SB 6

AUTHOR: Ducheny (D)

TITLE: Enterprise Zones: Designation Period

FISCAL COMMITTEE: yes

URGENCY CLAUSE: yes

INTRODUCED: 12/06/2004

LAST AMEND: 03/07/2005

DISPOSITION: Pending

LOCATION: Senate Revenue and Taxation Committee

SUMMARY:

Relates to the Enterprise Zone Act designations by the Department of Housing and Community Development. Specifies that the designation period of any enterprise zone may total 20 years, subject to certain conditions.

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STATUS:
04/27/2005 In SENATE Committee on REVENUE AND TAXATION: To Suspense File.
Subject: EconDevel

CA SB 58

AUTHOR: Murray (D)
TITLE: Taxes: Credits: Qualified Motion Picture Production
FISCAL COMMITTEE: yes
URGENCY CLAUSE: no
INTRODUCED: 01/12/2005
LAST AMEND: 04/18/2005
DISPOSITION: Pending
LOCATION: Senate Revenue and Taxation Committee
SUMMARY:
Authorizes a credit against the Personal Income Tax and the Corporation Tax for taxable years beginning on or after January 1, 2005, equal to 15% of the qualified amount for qualified wages paid or incurred in the production of each qualified motion picture. Allows a refund of, or credit against liability for taxes paid or payable under the Sales and Use Tax Law. Imposes specified duties on the California Film Commission and the Franchise Tax Board in administering the credits.
STATUS:
04/21/2005 Withdrawn from SENATE Committee on RULES.
04/21/2005 To SENATE Committee on REVENUE AND TAXATION.
Subject: EconDevel

CA SB 254

AUTHOR: Torlakson (D)
TITLE: Economic Development
FISCAL COMMITTEE: yes
URGENCY CLAUSE: no
INTRODUCED: 02/15/2005
LAST AMEND: 04/12/2005
DISPOSITION: Pending
FILE: 89
LOCATION: Senate Third Reading File
SUMMARY:
Authorizes the Department of Housing and Community Development to charge a fee in connection with the costs of administering provisions relating to the targeted tax area program and the Local Agency Military Base Recovery Act, and requires the department to also assess an enterprise zone, a manufacturing enhancement area, a targeted tax area, and a local agency military base recovery area (LAMBRA) the same fee of not more than $10. Requires the development of tax certificates.
STATUS:
05/11/2005 In SENATE. Read second time. To third reading.
Subject: EconDevel

US H 145

SPONSOR: McHugh (R)
TITLE: Economic Grant Program
INTRODUCED: 01/04/2005
DISPOSITION: Pending
LOCATION: Multiple Committees
SUMMARY:
Establishes a grant program to support cluster-based economic development efforts.
STATUS:
01/04/2005 INTRODUCED.
01/04/2005 To HOUSE Committee on TRANSPORTATION AND INFRASTRUCTURE.
01/04/2005 Additionally referred to HOUSE Committee on FINANCIAL SERVICES.

US H 614

SPONSOR: McIntyre (D)
TITLE: Free Trade Agreement
INTRODUCED: 02/08/2005
DISPOSITION: Pending
LOCATION: Multiple Committees
SUMMARY:
To amend the Internal Revenue Code of 1986 to provide tax incentives and job training grants for communities affected by the migration of businesses and jobs to Canada or Mexico as a result of the North American Free Trade Agreement.

STATUS:

02/08/2005	INTRODUCED.
02/08/2005	To HOUSE Committee on WAYS AND MEANS.
02/08/2005	Additionally referred to HOUSE Committee on EDUCATION AND THE WORKFORCE.

US H 1349

SPONSOR: Oberstar (DFL)
TITLE: Economic Development
INTRODUCED: 03/16/2005
DISPOSITION: Pending
LOCATION: Multiple Committees
SUMMARY:
To amend title 40, United States Code, to provide a comprehensive regional approach to economic and infrastructure development in the most severely distressed regions in the Nation.
STATUS:

03/16/2005	INTRODUCED.
03/16/2005	To HOUSE Committee on TRANSPORTATION AND INFRASTRUCTURE.
03/16/2005	Additionally referred to HOUSE Committee on FINANCIAL SERVICES.

NOTES: related

Private file: Energy

CA AB 200

AUTHOR: Leslie (R)
TITLE: Renewable Energy Resources: Portfolio Standard Program
FISCAL COMMITTEE: no
URGENCY CLAUSE: no
INTRODUCED: 01/31/2005
DISPOSITION: Pending
LOCATION: Senate Energy, Utilities and Communications Committee
SUMMARY:
Relates to the California Renewables Portfolio Standard Program. Adopts certain modifications to the renewables portfolio standard program that are applicable only to an electrical corporation with 60,000 or fewer customer accounts in the state that serves retail end-use customers outside California.
STATUS:

05/05/2005	To SENATE Committee on ENERGY, UTILITIES AND COMMUNICATIONS.

Subject: Energy

CA AB 380

AUTHOR: Nunez (D)
TITLE: Electrical Restructuring: Resource Adequacy
FISCAL COMMITTEE: yes
URGENCY CLAUSE: no
INTRODUCED: 02/11/2005
LAST AMEND: 05/02/2005
DISPOSITION: Pending
LOCATION: Assembly Second Reading File
SUMMARY:
Requires the Public Utilities Commission, in consultation with the Independent System Operator, to establish resource adequacy requirements to ensure adequate physical generating capacity, dedicated to serving all load requirements, is available to meet peak demand plus requisite planning and operating reserves. Requires the cost of meeting resource adequacy requirements be fully recoverable from all customers taking service from an electrical corporation on a nonbypassable basis. Requires load reporting.
STATUS:

05/11/2005	From ASSEMBLY Committee on APPROPRIATIONS: Do pass. To Consent Calendar.

Subject: Energy

CA AB 515

AUTHOR: Richman (R)
TITLE: State Water Project: Solar Photovoltaic Panels
FISCAL COMMITTEE: yes
URGENCY CLAUSE: no
INTRODUCED: 02/16/2005
LAST AMEND: 04/19/2005
DISPOSITION: Pending

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LOCATION: Assembly Second Reading File

SUMMARY:

Requires the Department of Water Resources to establish a program to authorize private entities to lease space above appropriate conveyance facilities of the State Water Project for the purposes of installing solar photovoltaic panels and related systems for the generation and transfer of electricity. Requires the department to evaluate proposals for installing solar photovoltaic panels with related systems. Requires a proposed submitted to include an engineering study of the proposed panels and systems.

STATUS:

05/11/2005 From ASSEMBLY Committee on APPROPRIATIONS: Do pass.

Subject: Energy

CA AB 728

AUTHOR: Negrete McLeod (D)

TITLE: Electricity: Biogas Digester Customer-Generators

INTRODUCED: 02/17/2005

LAST AMEND: 05/02/2005

DISPOSITION: Pending

LOCATION: Assembly Appropriations Committee

SUMMARY:

Extends the operation of the biogas customer-generator pilot program. Authorizes an eligible biogas digester customer-generator to continue to receive service pursuant to the net energy metering tariff for the life of the facility. Deletes the 5 megawatt per electrical corporation limitation on eligibility for the program. Increases the current 15 megawatt statewide limitation. Requires the Public Utilities Commission to report certain information on the program to the Legislature.

STATUS:

05/02/2005 In ASSEMBLY. Read second time and amended. Re-referred to Committee on APPROPRIATIONS.

Subject: Energy

CA AB 1190

AUTHOR: Canciamilla (D)

TITLE: Energy: Agency Consolidation

FISCAL COMMITTEE: yes

URGENCY CLAUSE: no

INTRODUCED: 02/22/2005

DISPOSITION: Pending

LOCATION: ASSEMBLY

SUMMARY:

Enacts the Energy Code. Establishes the Energy Agency under the administration of the Secretary of energy for the planning, development, and implementation of all major aspects of the stet energy policy to ensure an adequate, reasonably priced supply of electricity and natural gas. The secretary would be required to determine appropriate reserve levels needed to maintain the reliability and stability of the electrical transmission and distribution grid.

STATUS:

05/09/2005 From ASSEMBLY Committee on UTILITIES AND COMMERCE without further action pursuant to JR 62(a).

Subject: Energy

CA AB 1332

AUTHOR: Gordon (D)

TITLE: Distributed Generation: Efficiency Standards

FISCAL COMMITTEE: yes

URGENCY CLAUSE: no

INTRODUCED: 02/22/2005

LAST AMEND: 04/27/2005

DISPOSITION: Pending

LOCATION: Assembly Appropriations Committee

SUMMARY:

Requires the Energy Commission to prescribe, by regulation, standards and minimum levels of operating efficiency for distributed generation technologies based on a reasonable use pattern. Defines distributed generation. Requires the standards meet certain criteria. Requires the commission to periodically review the standards and adopt any revision that is necessary based upon the same criteria used in developing the standards. Prohibits new distributed generation system unless they meet the standards.

STATUS:

05/11/2005 In ASSEMBLY Committee on APPROPRIATIONS: To Suspense File.

Subject: Energy

CA AB 1362

AUTHOR: Levine (D)
TITLE: Renewable Portfolio Standard Program
INTRODUCED: 02/22/2005
LAST AMEND: 04/11/2005
DISPOSITION: Pending
LOCATION: Assembly Appropriations Committee
SUMMARY:
Revises and recasts intent language in the Renewable Energy Resources Program so that the amount of electricity generated per year from renewable energy resources is increased to an amount that equals at least 20% of the total electricity generated for consumption in California by 2010; requires the Energy Commission to design and implement an accounting system to certify renewable energy credits produced by eligible renewable energy resources. Requires conditions to be met for credit trading.
STATUS:
05/11/2005 In ASSEMBLY Committee on APPROPRIATIONS: To Suspense File.
Subject: Energy

CA AB 1383

AUTHOR: Pavley (D)
TITLE: Solar Energy: Low-Income Housing Developments
FISCAL COMMITTEE: yes
URGENCY CLAUSE: no
INTRODUCED: 02/22/2005
LAST AMEND: 05/02/2005
DISPOSITION: Pending
LOCATION: Assembly Appropriations Committee
SUMMARY:
Establishes the Low-Income Housing Development Revolving Loan Program to subsidize the financing gap for distributed solar energy systems in low-income housing units. Creates the Low-Income Housing Development Revolving Loan Fund for the purpose of providing loans for program purposes. Requires the Energy Resources Commission to take various actions to establish the program upon appropriation of money in the annual Budget Act. Requires a review of ratemaking proceedings relating to the program.
STATUS:
05/02/2005 In ASSEMBLY. Read second time and amended. Re-referred to Committee on APPROPRIATIONS.
Subject: Energy

CA AB 1547

AUTHOR: Levine (D)
TITLE: Energy: Solar Generation of Electricity
FISCAL COMMITTEE: yes
URGENCY CLAUSE: no
INTRODUCED: 02/22/2005
LAST AMEND: 04/27/2005
DISPOSITION: Pending
LOCATION: Assembly Appropriations Committee
SUMMARY:
Enacts the Solar Energy Peak Procurement Act and fund. Excepts moneys expended through the Emerging Renewable Resources Account from the requirement that the Energy Commission prepare an investment plan on or before March 31, 2006. Authorizes the commission to advance moneys to the Emerging Renewable Resources Account and to expend those moneys without further legislative action, subject to certain existing repayment provisions.
STATUS:
04/27/2005 In ASSEMBLY. Read second time and amended. Re-referred to Committee on APPROPRIATIONS.
Subject: Energy

CA AB 1576

AUTHOR: Nunez (D)
TITLE: Electrical Corporations: Rates: Repowering Projects
FISCAL COMMITTEE: yes
URGENCY CLAUSE: no
INTRODUCED: 02/22/2005
LAST AMEND: 04/12/2005
DISPOSITION: Pending

FILE: 73
LOCATION: Assembly Third Reading File
SUMMARY:
Requires the Public Utilities Commission to deem a contract entered into pursuant to a procurement plan by an electrical corporation for the output of a repowering project that meets specified criteria to be reasonable per se. Requires that the costs of that contract be recoverable in rates from all customers who benefit, taking into account any collateral requirements and debt equivalence associated with the contract.
STATUS:
05/05/2005 In ASSEMBLY. From Consent Calendar. To third reading.
Subject: Energy

CA AB 1585

AUTHOR: Blakeslee (R)
TITLE: Energy Resources Conservation and Development
FISCAL COMMITTEE: yes
URGENCY CLAUSE: no
INTRODUCED: 02/22/2005
LAST AMEND: 04/20/2005
DISPOSITION: Pending
LOCATION: Assembly Second Reading File
SUMMARY:
Requires the Energy Commission to review the feasibility of increasing the target for the amount of electricity to be procured from eligible renewable energy resources to 33% by the year 2020 and report the results to the Governor and Legislature.
STATUS:
05/11/2005 From ASSEMBLY Committee on APPROPRIATIONS: Do pass.
Subject: Energy

CA AB 1632

AUTHOR: Blakeslee (R)
TITLE: Energy Planning and Forecasting
FISCAL COMMITTEE: yes
URGENCY CLAUSE: no
INTRODUCED: 02/22/2005
LAST AMEND: 05/09/2005
DISPOSITION: Pending
LOCATION: Assembly Appropriations Committee
SUMMARY:
Requires the State Energy Conservation and Development Commission, as part of its electricity and natural gas forecasting and assessment activities, to compile and assess existing scientific studies to determine the potential vulnerability, to a major disruption due to aging or a major seismic event, of large baseload generation facilities of 1,700 megawatts or greater, and of other plants with the potential to impact system reliability, and the impact on the environment, public safety and the economy.
STATUS:
05/09/2005 From ASSEMBLY Committee on APPROPRIATIONS with author's amendments.
05/09/2005 In ASSEMBLY. Read second time and amended. Re-referred to Committee on APPROPRIATIONS.
Subject: Energy

CA AB 1704

AUTHOR: Richman (R)
TITLE: Electricity: Electrical Restructuring
INTRODUCED: 02/22/2005
DISPOSITION: Pending
LOCATION: Assembly Appropriations Committee
SUMMARY:
Requires the Public Utilities Commission to adopt rules meeting specified requirements, to transition to a core/noncore electrical market structure. Requires that the procurement plan approved by the Commission enable the electrical corporation to fulfill its obligation to serve its core customers and core-elect customers, at just and reasonable rates, while minimizing the risk of stranded electricity procurement costs.
STATUS:
04/18/2005 From ASSEMBLY Committee on UTILITIES AND COMMERCE: Do pass to Committee on APPROPRIATIONS.
Subject: Energy

CA AB 1736

AUTHOR: Assembly Utilities and Commerce Committee
TITLE: Renewable Energy: Portfolio Standard Program
FISCAL COMMITTEE: no
URGENCY CLAUSE: no
INTRODUCED: 02/24/2005
DISPOSITION: Pending
LOCATION: SENATE
SUMMARY:
Revises the definition of "eligible renewable energy resource" under the California Renewables Portfolio Standard Program.
STATUS:
05/02/2005 In ASSEMBLY. Read third time. Passed ASSEMBLY. *****To SENATE.
Subject: Energy

CA SB 1

AUTHOR: Murray (D)
TITLE: Energy: Renewable Energy Resources: Solar Roofs
FISCAL COMMITTEE: yes
URGENCY CLAUSE: no
INTRODUCED: 12/06/2004
LAST AMEND: 04/25/2005
DISPOSITION: Pending
LOCATION: Senate Rules Committee
SUMMARY:
Establishes the Million Solar Roofs Initiative and fund, with the goal of establishing a million solar energy systems on new and existing residential and commercial customer sites and establishing a self-sufficient solar industry in 10 years. Requires all local publicly owned electric utilities to establish a solar roofs initiative. Requires the Public Utilities Commission to order electrical corporations to expand the availability of net energy metering until it exceeds 0.5% of total electricity sales.
STATUS:
04/26/2005 From SENATE Committee on ENERGY, UTILITIES AND COMMUNICATIONS: Do pass to Committee on RULES.
Subject: Environment

CA SB 107

AUTHOR: Simitian (D)
TITLE: Renewable Energy
INTRODUCED: 01/20/2005
LAST AMEND: 05/04/2005
DISPOSITION: Pending
LOCATION: Senate Appropriations Committee
SUMMARY:
Revises and recasts language so that the amount of electricity generated per year from eligible renewable energy resources is increased to an amount that equals at least 20% of the total electricity sold to retail customers per year by December 31, 2010. Requires the Energy Commission to develop tracking, accounting, verification, and enforcement mechanisms for renewable energy programs.
STATUS:
05/04/2005 In SENATE. Read second time and amended. Re-referred to Committee on APPROPRIATIONS.
Subject: Energy

CA SB 426

AUTHOR: Simitian (D)
TITLE: Energy Resources Conservation: Liquified Natural Gas
FISCAL COMMITTEE: yes
URGENCY CLAUSE: no
INTRODUCED: 02/17/2005
LAST AMEND: 04/13/2005
DISPOSITION: Pending
LOCATION: Senate Appropriations Committee
SUMMARY:
Requires the Energy Commission to make a liquefied natural gas (LNG) needs assessment study to assess demand and supply for natural gas and alternatives thereto to meet energy demands and to determine the number of LNG terminals needed to meet the projected natural gas demand. Requires that with respect to any LNG terminal that requires a certificate of public

convenience and necessity, that no certificate be issued unless the terminal has obtained a permit from the Energy Commission.

STATUS:

05/02/2005 In SENATE Committee on APPROPRIATIONS: To Suspense File.

Subject: Energy, Transport

CA SB 431

AUTHOR: Battin (R)
TITLE: Electricity: Repowering of Facilities
FISCAL COMMITTEE: yes
URGENCY CLAUSE: no
INTRODUCED: 02/17/2005
LAST AMEND: 04/27/2005
DISPOSITION: Pending
LOCATION: Senate Appropriations Committee

SUMMARY:

Requires the Public Utilities Commission to develop and implement a program to foster the repowering of existing facilities for the generation of electricity from renewable energy resources that imposes specified requirements on electrical corporations in connection with their contractual relations with owners of those facilities.

STATUS:

04/27/2005 In SENATE. Read second time and amended. Re-referred to Committee on APPROPRIATIONS.

Subject: Energy

CA SB 1048

AUTHOR: Machado (D)
TITLE: Electrical Restructuring: Distributed Energy Resources
INTRODUCED: 02/22/2005
LAST AMEND: 04/14/2005
DISPOSITION: Pending
LOCATION: ASSEMBLY

SUMMARY:

States the intent of the Legislature to develop distributed generation projects for generating electricity utilizing natural gas produced in association with oil production in the state, and that these projects reduce air pollution, economically benefit electricity consumers, and provide economic benefits for the owners of facilities for the generation of electricity.

STATUS:

05/09/2005 In SENATE. Read third time. Passed SENATE. *****To ASSEMBLY.

Subject: AirQuality, Energy

US H 36

SPONSOR: King S (R)
TITLE: Internal Revenue Code Of 1986
INTRODUCED: 01/04/2005
DISPOSITION: Pending
LOCATION: House Ways and Means Committee

SUMMARY:

Amends the Internal Revenue Code of 1986 to provide for a small agri - biodiesel producer credit and to improve the small ethanol producer credit.

STATUS:

01/04/2005 INTRODUCED.
01/04/2005 To HOUSE Committee on WAYS AND MEANS.

US H 423

SPONSOR: Terry (R)
TITLE: Advanced Power System Technology Incentives Program
INTRODUCED: 01/26/2005
DISPOSITION: Pending
LOCATION: House Energy and Commerce Committee

SUMMARY:

To authorize the Secretary of Energy to establish an Advanced Power System Technology Incentives Program to fund the development and deployment of new advanced technologies such as advanced fuel cells, turbines, or hybrid power systems or power storage systems to generate or store electric energy, and for other purposes.

STATUS:

01/26/2005 INTRODUCED.
01/26/2005 To HOUSE Committee on ENERGY AND COMMERCE.

US H 622

SPONSOR: Bono (R)
TITLE: Renewable Energy Production Incentive Program
INTRODUCED: 02/08/2005
DISPOSITION: Pending
LOCATION: House Energy and Commerce Committee
SUMMARY:
To reauthorize and revise the Renewable Energy Production Incentive program, and for other purposes.
STATUS:
02/08/2005 INTRODUCED.
02/08/2005 To HOUSE Committee on ENERGY AND COMMERCE.

US H 737

SPONSOR: Woolsey (D)
TITLE: Energy
INTRODUCED: 02/09/2005
DISPOSITION: Pending
LOCATION: House Science Committee
SUMMARY:
To establish an energy program for the United States that unlocks the potential of renewable energy and energy efficiency, and for other purposes.
STATUS:
02/09/2005 INTRODUCED.
02/09/2005 To HOUSE Committee on SCIENCE.

US S 326

SPONSOR: Smith (R)
TITLE: Renewable Energy Production Incentive Program
INTRODUCED: 02/09/2005
DISPOSITION: Pending
LOCATION: Senate Energy and Natural Resources Committee
SUMMARY:
A bill to reauthorize and revise the Renewable Energy Production Incentive program, and for other purposes.
STATUS:
02/09/2005 INTRODUCED.
02/09/2005 In SENATE. Read second time.
02/09/2005 To SENATE Committee on ENERGY AND NATURAL RESOURCES.

Private file: Environment

CA AB 486

AUTHOR: Leslie (R)
TITLE: Urban Open Space and Recreation
FISCAL COMMITTEE: yes
URGENCY CLAUSE: no
INTRODUCED: 02/16/2005
LAST AMEND: 04/04/2005
DISPOSITION: Pending
LOCATION: Assembly Appropriations Committee
SUMMARY:
Provides that 12% of the moneys for the acquisition or development of recreational lands and facilities, or for innovative recreation programs, under the Urban Open-Space and Recreation Program shall also be available to counties for those projects. Makes large counties and regional park districts that constitute heavily urbanized areas ineligible for these funds.
STATUS:
04/20/2005 In ASSEMBLY Committee on APPROPRIATIONS: To Suspense File.
Subject: Environment

CA AB 597

AUTHOR: Montanez (D)
TITLE: Response Actions: Brownfield Sites
INTRODUCED: 02/17/2005
LAST AMEND: 05/03/2005
DISPOSITION: Pending
LOCATION: Assembly Appropriations Committee
SUMMARY:
Revises the public participation procedures under the Land Reuse and Revitalization Act of 2004 that are required to be included in the response plan, including requiring the agency to notify all

other appropriate governmental entities and local agencies that is not a party to the response plan regarding the proposed response action. Relates to the immunity under the act for specified purchasers, innocent landowners, or contiguous property owners.

STATUS:

05/03/2005	In ASSEMBLY. Read second time and amended. Re-referred to Committee on APPROPRIATIONS.
Subject:	Environment

CA SB 153

AUTHOR:	Chesbro (D)
TITLE:	Clean Water, Clean Air, and Coastal Protection Act
INTRODUCED:	02/08/2005
LAST AMEND:	04/04/2005
DISPOSITION:	Pending
LOCATION:	Senate Appropriations Committee

SUMMARY:

Enacts the California Clean Water, Clean Air, Safe Neighborhood Parks, and Coastal Protection Act of 2006. Authorizes the issuance of bonds for the purpose of financing a program for the acquisition, development, and preservation of park, recreational, water, coastal, agricultural land, air, cultural, and historical resources.

STATUS:

04/18/2005	In SENATE Committee on APPROPRIATIONS: To Suspense File.
Subject:	AirQuality, Environment, Water

US H 444

SPONSOR:	Issa (R)
TITLE:	High Occupancy Vehicles
INTRODUCED:	02/01/2005
DISPOSITION:	Pending
LOCATION:	House Transportation & Infrastructure Committee

SUMMARY:

To amend title 23, United States Code, relating to the use of high occupancy vehicle lanes by hybrid vehicles.

STATUS:

02/01/2005	INTRODUCED.
02/01/2005	To HOUSE Committee on TRANSPORTATION AND INFRASTRUCTURE.

US S 553

SPONSOR:	Feinstein (D)
TITLE:	Low Emission and Hybrid Vehicles
INTRODUCED:	03/08/2005
DISPOSITION:	Pending
LOCATION:	Senate Environment and Public Works Committee

SUMMARY:

A bill to amend title 23, United States Code, to provide for HOV - lane exemptions for low - emission and hybrid vehicles.

STATUS:

03/08/2005	INTRODUCED.
03/08/2005	In SENATE. Read second time.
03/08/2005	To SENATE Committee on ENVIRONMENT AND PUBLIC WORKS.

Private file: Housing

CA AB 14

AUTHOR:	Harman (R)
TITLE:	Common Interest Developments: Conversions
FISCAL COMMITTEE:	no
URGENCY CLAUSE:	no
INTRODUCED:	12/06/2004
LAST AMEND:	04/25/2005
DISPOSITION:	Pending
LOCATION:	SENATE

SUMMARY:

Requires that a document be recorded certifying the consent of the city or county to a conversion of an existing property into a common interest development of less than 5 units as part of the creation of a development. Prohibits an assessor from taking action on, or assigning parcel numbers for, a common interest development, without receiving a document certifying the consent of the local government.

STATUS:

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	04/28/2005	In ASSEMBLY. Read third time. Passed ASSEMBLY. *****To SENATE.
	Subject:	Housing

CA AB 350

AUTHOR: Matthews (D)
TITLE: Jobs-Housing Opportunity Zones
FISCAL COMMITTEE: yes
URGENCY CLAUSE: no
INTRODUCED: 02/10/2005
DISPOSITION: Pending
LOCATION: Assembly Appropriations Committee
SUMMARY:

Authorizes counties and cities to create infrastructure financing districts in jobs-housing opportunity zones for the purpose of adopting an infrastructure financing plan to finance public capital facilities for the purpose of mitigating current and future imbalances of jobs and housing in the Counties of Alameda, Contra Costa, Santa Clara, San Joaquin, and Stanislaus. Requires approval of the district by the district's landowners or voters and of the bonds to be issued by the district.

STATUS:

04/20/2005	In ASSEMBLY Committee on APPROPRIATIONS: To Suspense File.
Subject:	Housing

CA AB 549

AUTHOR: Salinas (D)
TITLE: Affordable Housing
INTRODUCED: 02/16/2005
DISPOSITION: Pending
LOCATION: Assembly Local Government Committee
SUMMARY:

Establishes a pilot program as an alternative means of determining whether a housing element substantially complies with affordable housing provisions by establishing an affordable housing requirement if specified conditions are met by a city or county. Requires a city and county that adopts an alternative production-based certification of its housing element to submit a certification of compliance within 10 days of the adoption of the final draft.

STATUS:

03/03/2005	To ASSEMBLY Committees on LOCAL GOVERNMENT and HOUSING AND COMMUNITY DEVELOPMENT.
Subject:	Housing

CA AB 619

AUTHOR: Leslie (R)
TITLE: Common Interest Developments: Assessments
FISCAL COMMITTEE: no
URGENCY CLAUSE: no
INTRODUCED: 02/17/2005
LAST AMEND: 04/28/2005
DISPOSITION: Pending
LOCATION: SENATE
SUMMARY:

Gives an owner, for liens records on or after a specified date, the right to require a meeting with the board of directors of the association to dispute the debt. Requires the board to meet with the owner. Requires the notice of delinquent assessment to include a payment plan request form for the owner to request a payment plan. Requires the association to provide the owner with the standards for payment plans and to offer a payment plan. Requires a default notice to be served according to certain methods.

STATUS:

05/09/2005	In ASSEMBLY. Read third time. Passed ASSEMBLY. *****To SENATE.
Subject:	Housing

CA AB 1233

AUTHOR: Jones (D)
TITLE: Housing Element: Regional Housing Need
INTRODUCED: 02/22/2005
DISPOSITION: Pending
FILE: 68
LOCATION: Assembly Third Reading File
SUMMARY:

Requires that the inventory of land suitable for residential development under the housing element of a general plan include the jurisdiction's share of the regional housing need in the

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current planning period and any portion of the share that remains unmet from the planning period for all income levels.

STATUS:

05/05/2005	In ASSEMBLY. Read second time. To third reading.
Subject:	Housing

CA AB 1259

AUTHOR:	Daucher (R)
TITLE:	Property Tax Revenue Allocations
FISCAL COMMITTEE:	yes
URGENCY CLAUSE:	no
INTRODUCED:	02/22/2005
LAST AMEND:	03/31/2005
DISPOSITION:	Pending
LOCATION:	Assembly Local Government Committee

SUMMARY:

Requires the county auditor to increase the total amount of ad valorem property tax revenue otherwise required to be allocated to a qualified city, qualified county and qualified city and county, by a housing bonus amount. Requires the auditor to commensurately reduce the total amount of ad valorem property tax revenue otherwise required to be allocated to all other local agencies in the county by the countywide housing bonus amount.

STATUS:

04/07/2005	Re-referred to ASSEMBLY Committees on LOCAL GOVERNMENT and HOUSING AND COMMUNITY DEVELOPMENT.
Subject:	Housing, Revenue/Bond

CA AB 1367

AUTHOR:	Evans (D)
TITLE:	General Plans: Regional Housing Need
INTRODUCED:	02/22/2005
LAST AMEND:	04/11/2005
DISPOSITION:	Pending
LOCATION:	Assembly Local Government Committee

SUMMARY:

Prohibits a state, local or regional agency, or any other governmental entity from enacting regulations applicable to a city or county's fair share of the regional housing need that are contrary to the land use determinations made in compliance with locally adopted land use initiatives.

STATUS:

04/11/2005	To ASSEMBLY Committee on LOCAL GOVERNMENT and HOUSING AND COMMUNITY DEVELOPMENT.
04/11/2005	From ASSEMBLY Committee on LOCAL GOVERNMENT with author's amendments.
04/11/2005	In ASSEMBLY. Read second time and amended. Re-referred to Committee on LOCAL GOVERNMENT.
Subject:	Housing

CA AB 1390

AUTHOR:	Jones (D)
TITLE:	Housing
FISCAL COMMITTEE:	no
URGENCY CLAUSE:	no
INTRODUCED:	02/22/2005
LAST AMEND:	04/26/2005
DISPOSITION:	Pending
LOCATION:	SENATE

SUMMARY:

Requires that an action to compel compliance by a redevelopment agency regarding the production of low- and moderate-income housing to be commenced within 10 years of the alleged violation. Provides that an action for such violation accrues on the last day of the fiscal year in which the funds were required to be deposited in specified funds or on the date of actual expenditure of the fund. Requires an agency found to have deposited less into a certain fund or spent funds otherwise, to repay the fund.

STATUS:

05/09/2005	In ASSEMBLY. Read third time. Passed ASSEMBLY. *****To SENATE.
Subject:	Housing

CA AB 1461

AUTHOR:	Salinas (D)

TITLE: Community Development Block Grant Program Funds
FISCAL COMMITTEE: yes
URGENCY CLAUSE: no
INTRODUCED: 02/22/2005
LAST AMEND: 04/25/2005
DISPOSITION: Pending
LOCATION: Assembly Second Reading File
SUMMARY:
Requires the Department of Housing and Community Development to determine, and announce in the applicable Notice of Funding Availability, the maximum amounts of community development block grants. Deletes the requirement that 10% of the total amount of funds be awarded to small cities and counties. Requires the department to determine the percentage and maximum amount that would be allocated to small cities and counties.
STATUS:
05/11/2005 From ASSEMBLY Committee on APPROPRIATIONS: Do pass.
Subject: Housing

CA SB 223

AUTHOR: Torlakson (D)
TITLE: Infill Housing
FISCAL COMMITTEE: yes
URGENCY CLAUSE: no
INTRODUCED: 02/15/2005
LAST AMEND: 04/12/2005
DISPOSITION: Pending
LOCATION: Senate Appropriations Committee
SUMMARY:
Establishes the Job-Center Housing Planning Program to provide loans to cities and counties to adopt specific plans that provide for additional infill housing opportunities. Requires, as a condition of loan eligibility, that a specific plan meet specified criteria, including that it cover an area that is predominantly urbanized and served by public transportation and that it allow for the development of at least 200 new housing units in a nonmetropolitan area or 500 new units in a metropolitan area.
STATUS:
04/25/2005 In SENATE Committee on APPROPRIATIONS: To Suspense File.
Subject: Housing

CA SB 253

AUTHOR: Torlakson (D)
TITLE: Housing: Fees and Enforcement
FISCAL COMMITTEE: yes
URGENCY CLAUSE: no
INTRODUCED: 02/15/2005
LAST AMEND: 03/29/2005
DISPOSITION: Pending
LOCATION: ASSEMBLY
SUMMARY:
Makes a technical change to the definition of mobilehome for the purposes of the Mobilehome Residency Law. Authorizes a council of governments to charge a fee for determining shares of the existing and projected regional housing need for cities, counties, and subregions at all income levels and for subsequent revisions of specified housing elements. Shortens the correction period and any extension to correct deficiencies found during an inspection of a special occupancy park.
STATUS:
04/25/2005 In SENATE. Read third time. Passed SENATE. *****To ASSEMBLY.
Subject: Housing

CA SB 365

AUTHOR: Ducheny (D)
TITLE: Affordable Housing
INTRODUCED: 02/17/2005
DISPOSITION: Pending
LOCATION: ASSEMBLY
SUMMARY:
Relates to the Planning and Zoning Law which requires that each entity that provides water or sewer services be granted a priority for the provision of available and future resources or services to proposed housing developments that help meet the city's or county's share of the regional housing need for lower income households. The bill expressly makes these provisions applicable to charter cities.

000048

STATUS:
04/21/2005 In SENATE. Read third time. Passed SENATE. *****To ASSEMBLY.
Subject: Housing

CA SB 435

AUTHOR: Hollingsworth (R)
TITLE: Housing: Density Bonuses
FISCAL COMMITTEE: yes
URGENCY CLAUSE: no
INTRODUCED: 02/17/2005
LAST AMEND: 04/13/2005
DISPOSITION: Pending
LOCATION: ASSEMBLY
SUMMARY:
Includes within those eligibility requirements the construction of a mobilehome park that limits residency based on age requirements for housing for older persons and the construction, for the persons and families of moderate income, of a community apartment project and stock cooperative. Requires an applicant for a density bonus to receive additional incentive or concession for projects in which the applicant is entitled to a density bonus, but uses less than 50% of the density bonus.
STATUS:
05/09/2005 In SENATE. Read third time. Passed SENATE. *****To ASSEMBLY.
Subject: Housing

CA SB 587

AUTHOR: Battin (R)
TITLE: Housing
FISCAL COMMITTEE: no
URGENCY CLAUSE: no
INTRODUCED: 02/18/2005
DISPOSITION: Pending
LOCATION: Senate Rules Committee
SUMMARY:
Makes technical, non-substantial changes in findings and declarations regarding the CalHome Program.
STATUS:
03/03/2005 To SENATE Committee on RULES.
Subject: Housing

CA SB 588

AUTHOR: Runner (R)
TITLE: Redevelopment: Low and Moderate Income Housing Fund
FISCAL COMMITTEE: no
URGENCY CLAUSE: no
INTRODUCED: 02/18/2005
DISPOSITION: Pending
LOCATION: Senate Transportation and Housing Committee
SUMMARY:
Authorizes the development agency to adopt a plan for the expenditure of excess surplus funds accumulated in its Low and Moderate Income Housing Fund.
STATUS:
03/03/2005 To SENATE Committee on TRANSPORTATION AND HOUSING.
Subject: Housing

CA SB 673

AUTHOR: Denham (R)
TITLE: CEQA: Legislative Intent: Housing Projects
INTRODUCED: 02/22/2005
DISPOSITION: Pending
LOCATION: Senate Rules Committee
SUMMARY:
Declares the intent of the Legislature to enact legislation that would revise the requirements of the California Environmental Quality Act governing the environmental review of proposed residential housing projects in urban areas that have demonstrated housing shortages.
STATUS:
03/10/2005 To SENATE Committee on RULES.
Subject: Housing

CA SB 853

AUTHOR: Kehoe (D)

TITLE: Common Interest Developments
FISCAL COMMITTEE: no
URGENCY CLAUSE: no
INTRODUCED: 02/22/2005
LAST AMEND: 04/07/2005
DISPOSITION: Pending
LOCATION: ASSEMBLY
SUMMARY:
Relates to common interest developments. Specifies that the requirement that a decision on a proposed change to the owner's separate interest or to the common area may not violate any governing provision of law is not affected by contrary provisions in the association governing documents. Provides other examples of law that a decision of the association may not violate.
STATUS:
04/21/2005 In SENATE. Read third time. Passed SENATE. *****To ASSEMBLY.
Subject: Housing

CA SB 1026

AUTHOR: Perata (D)
TITLE: Housing Element Guidelines: General Plans
INTRODUCED: 02/22/2005
DISPOSITION: Pending
FILE: 14
LOCATION: Senate Third Reading File
SUMMARY:
Deletes existing law requiring local governments to conform their housing elements to the provisions of state law governing the housing element part of the general plan by October 1, 1981.
STATUS:
04/21/2005 In SENATE. Read second time. To third reading.
Subject: Housing, LandUse

CA SB 1087

AUTHOR: Florez (D)
TITLE: Housing Elements: Services
INTRODUCED: 02/22/2005
LAST AMEND: 05/11/2005
DISPOSITION: Pending
FILE: 129
LOCATION: Senate Third Reading File
SUMMARY:
Requires that the adopted housing element and any amendments be delivered immediately to all public agencies or private entities that provide water resources or services at retail or sewer resources or services. Applies these provisions to proposed developments that include housing units affordable to lower income households. States a provider of such services may not deny or condition the approval of an application for service or reduce the amount of services if the development includes such housing.
STATUS:
05/11/2005 In SENATE. Read second time and amended. To third reading.
Subject: Housing, LandUse

US H 176

SPONSOR: Miller Ga (R)
TITLE: Homeownership
INTRODUCED: 01/04/2005
DISPOSITION: Pending
LOCATION: House Financial Services Committee
SUMMARY:
Facilitates homeownership in high-cost areas.
STATUS:
01/04/2005 INTRODUCED.
01/04/2005 To HOUSE Committee on FINANCIAL SERVICES.

US H 393

SPONSOR: Lynch (D)
TITLE: Rental Assistance Program
INTRODUCED: 01/26/2005
DISPOSITION: Pending
LOCATION: House Financial Services Committee
SUMMARY:

To require the Secretary of Housing and Urban Development to notify the Congress of any shortfall in funding for the tenant - based rental assistance program under section 8 of the United States Housing Act of 1937.

STATUS:

01/26/2005	INTRODUCED.
01/26/2005	To HOUSE Committee on FINANCIAL SERVICES.

US S 83

SPONSOR: Inouye (D)
TITLE: Tax Relief
INTRODUCED: 01/24/2005
DISPOSITION: Pending
LOCATION: Senate Finance Committee
SUMMARY:

A bill to amend the Internal Revenue Code of 1986 to provide tax relief for the conversion of cooperative housing corporations into condominiums.

STATUS:

01/24/2005	INTRODUCED.
01/24/2005	In SENATE. Read second time.
01/24/2005	To SENATE Committee on FINANCE.

Private file: LandUse

CA AB 691

AUTHOR: Hancock (D)
TITLE: Transit Village Plans
INTRODUCED: 02/17/2005
DISPOSITION: Pending
COMMITTEE: Senate Local Government Committee
HEARING: 06/15/2005 9:30 am
SUMMARY:

Authorizes a county or city to declare that a previously adopted specific plan or redevelopment plan that conforms to specified requirements constitutes a village transit plan.

STATUS:

05/05/2005	To SENATE Committee on LOCAL GOVERNMENT.
Subject:	LandUse, Transit

CA AB 712

AUTHOR: Canciamilla (D)
TITLE: Land Use: Density
FISCAL COMMITTEE: no
URGENCY CLAUSE: no
INTRODUCED: 02/17/2005
LAST AMEND: 04/25/2005
DISPOSITION: Pending
LOCATION: SENATE
SUMMARY:

Relates to residential density. Requires each city, county or city and county to ensure that its housing element inventory or its housing element program to make make sites available that can accommodate its share of the regional housing need throughout the planning period. Defines a lower residential density below which a city, county or city and county would be required to make specified written findings.

STATUS:

05/09/2005	In ASSEMBLY. Read third time. Passed ASSEMBLY. *****To SENATE.
Subject:	Housing, LandUse

CA AB 773

AUTHOR: Mullin (D)
TITLE: Housing Development: Project: Local Agencies
FISCAL COMMITTEE: no
URGENCY CLAUSE: no
INTRODUCED: 02/18/2005
DISPOSITION: Pending
LOCATION: Assembly Public Employees, Retirement and Social Security Committee
SUMMARY:

Makes technical and conforming changes to provisions of the Planning and Zoning Law.

STATUS:

04/11/2005	To ASSEMBLY Committee on PUBLIC EMPLOYEES, RETIREMENT AND SOCIAL SECURITY.

Subject: Housing

CA AB 921

AUTHOR: Daucher (R)
TITLE: Redevelopment
FISCAL COMMITTEE: yes
URGENCY CLAUSE: no
INTRODUCED: 02/18/2005
DISPOSITION: Pending
LOCATION: Assembly Housing and Community Development Committee
SUMMARY:

Authorizes a redevelopment agency to amend its redevelopment plan to extend the time limit on the plan's effectiveness for an additional 25 years without making new finding of blight.

STATUS:

03/30/2005 In ASSEMBLY Committee on HOUSING AND COMMUNITY DEVELOPMENT: Heard, remains in Committee.

Subject: LandUse

CA AB 1450

AUTHOR: Evans (D)
TITLE: Land Use: Density Bonus
INTRODUCED: 02/22/2005
LAST AMEND: 04/04/2005
DISPOSITION: Pending
LOCATION: Assembly Local Government Committee
SUMMARY:

Requires units targeted for moderate income households to be affordable at a rent that does not exceed 30% of 120% of the medium income. Provides that when a unit targeted for moderate income households is sold, the act would require the local government to either require restrictions and conditions on the resale to ensure the continued affordability to and occupancy by households of moderate income for at least 30 years or permit the seller certain options.

STATUS:

04/04/2005 From ASSEMBLY Committee on LOCAL GOVERNMENT with author's amendments.

04/04/2005 In ASSEMBLY. Read second time and amended. Re-referred to Committee on LOCAL GOVERNMENT.

Subject: Housing, LandUse

CA SB 44

AUTHOR: Kehoe (D)
TITLE: General Plans: Air Quality Element
FISCAL COMMITTEE: yes
URGENCY CLAUSE: no
INTRODUCED: 01/04/2005
LAST AMEND: 05/09/2005
DISPOSITION: Pending
FILE: 57
LOCATION: Senate Third Reading File
SUMMARY:

Requires the legislative body of each city and county located in specified areas to either adopt an air quality element as part of its general plan or amend the appropriate elements of its general plan to include data and analysis, comprehensive goals, policies, and feasible implementation strategies to improve air quality no later than one year from the date specified for the next revision of its housing elements that occurs after a specified date. Requires cities and counties to comply by a certain date.

STATUS:

05/10/2005 In SENATE. Read second time. To third reading.

Subject: AirQuality, LandUse

CA SB 326

AUTHOR: Dunn (D)
TITLE: Land Use: Housing Elements
FISCAL COMMITTEE: no
URGENCY CLAUSE: no
INTRODUCED: 02/16/2005
LAST AMEND: 05/11/2005
DISPOSITION: Pending
FILE: 67
LOCATION: Senate Third Reading File

SUMMARY:
Relates to existing law that requires a multifamily residential housing project to be a permitted use, not subject to a condition use permit, on any parcel zoned for multifamily housing under certain conditions. Revises these provisions to apply only to an attached housing development on any parcel zones for attached housing.
STATUS:
05/11/2005 In SENATE. Read second time and amended. To third reading.
Subject: Housing, LandUse

CA SB 409

AUTHOR: Kehoe (D)
TITLE: General Plans: Air Quality Element
FISCAL COMMITTEE: yes
URGENCY CLAUSE: no
INTRODUCED: 02/17/2005
LAST AMEND: 05/11/2005
DISPOSITION: Pending
FILE: 3
LOCATION: Senate Second Reading File
SUMMARY:
Requires that portion of the conservation element of a city or county's long-term general plan that includes waters to be correlated with the land use element.
STATUS:
05/11/2005 In SENATE. Read third time and amended. To second reading.
Subject: AirQuality, LandUse

CA SB 521

AUTHOR: Torlakson (D)
TITLE: Local Planning: Transit Village Plans
FISCAL COMMITTEE: no
URGENCY CLAUSE: no
INTRODUCED: 02/18/2005
LAST AMEND: 04/12/2005
DISPOSITION: Pending
LOCATION: Senate Appropriations Committee
SUMMARY:
Requires a transit village plan to include a transit station and parcel at least a portion of which are with no more than 1/4 mile of the exterior boundary of the parcel on which the transit station is located or parcels located in an area equal to the area encompassed by a 1/4 mile radius from the exterior boundary of the parcel on which the station is located. Requires a city or county to allow use by right within a transit village development district. Defines the condition of blight.
STATUS:
04/25/2005 In SENATE Committee on APPROPRIATIONS: To Suspense File.
COMMENTARY:
CEHD recommends a support position to the RC 6/2/05
Subject: Housing, Transit

CA SB 575

AUTHOR: Torlakson (D)
TITLE: Housing Development Projects
FISCAL COMMITTEE: no
URGENCY CLAUSE: no
INTRODUCED: 02/18/2005
LAST AMEND: 03/29/2005
DISPOSITION: Pending
LOCATION: ASSEMBLY
SUMMARY:
Amends Planning and Zoning Law provisions relating to approval or disapproval of projects for farmworker housing, very low, low-, or moderate-income households. Revises conditions upon which a disapproval or a conditional approval of a housing development project is based.
STATUS:
04/18/2005 In SENATE. Read third time. Passed SENATE. *****To ASSEMBLY.
COMMENTARY:
CEHD recommends a support position to RC 6/2/05
Subject: Housing, LandUse

CA SB 832

AUTHOR: Perata (D)
TITLE: CEQA: Infill Development

INTRODUCED: 02/22/2005
LAST AMEND: 05/04/2005
DISPOSITION: Pending
LOCATION: Senate Appropriations Committee
SUMMARY:
Relates to infill development under the California Environmental Quality Act. Provides an alternative to infill criteria if the site is located in a city with a population of more than 200,000 persons, the site is not more than 10 acres, and the project does not have less than 200 or more than 300 residential units, as adopted by a resolution of the city council.
STATUS:
05/04/2005 In SENATE. Read second time and amended. Re-referred to Committee on APPROPRIATIONS.
COMMENTARY:
CEHD recommends a support position to the RC on 6/2/05
Subject: Housing, LandUse

CA SB 927

AUTHOR: Lowenthal (D)
TITLE: General Plans: Transportation Elements
INTRODUCED: 02/22/2005
DISPOSITION: Pending
LOCATION: ASSEMBLY
SUMMARY:
Renames the circulation element the transportation element and make other technical and conforming changes. Requires a general plan to include a statement of development policies and, among other elements, a circulation element consisting of the general location and extent of existing and proposed major thoroughfares, transportation routes, terminals, and military airports and ports, and other local public utilities and facilities, all correlated with the land use element of the plan.
STATUS:
04/28/2005 In SENATE. Read third time. Passed SENATE. *****To ASSEMBLY.
Subject: LandUse, Transport

CA SB 948

AUTHOR: Murray (D)
TITLE: Environmental Impact Reports
INTRODUCED: 02/22/2005
DISPOSITION: Pending
LOCATION: Senate Environmental Quality Committee
SUMMARY:
Requires a lead agency to prepare a short form environmental impact report for a project subject to California Environmental Quality Act if the lead agency has determined that the project meets specified criteria, including that the project consists of a residential development combined with one or more qualified urban uses, as defined, is located within the boundaries of an incorporated city or within an unincorporated area designated in an approval local general plan for residential development.
STATUS:
03/17/2005 To SENATE Committee on ENVIRONMENTAL QUALITY.
Subject: Housing, LandUse

CA SB 968

AUTHOR: Torlakson (D)
TITLE: Land Use Planning: General Plans
FISCAL COMMITTEE: no
URGENCY CLAUSE: no
INTRODUCED: 02/22/2005
LAST AMEND: 05/05/2005
DISPOSITION: Pending
FILE: 48
LOCATION: Senate Third Reading File
SUMMARY:
Relates to the Planning and Zoning Law that requires each city, county or city and county to prepare and adopt a general plan for its jurisdiction that contains certain mandatory elements, including a circulation consisting of general location and extent of existing and proposed major thoroughfares, transportation routes, terminals any military airport and port and other public utilities and facilities. Renames the circulation element the transportation element.
STATUS:
05/09/2005 In SENATE. Read second time. To third reading.

Subject: Housing, LandUse

US H 280

SPONSOR: Miller Ga (R)
TITLE: Brownfield Redevelopment
INTRODUCED: 01/06/2005
DISPOSITION: Pending
LOCATION: House Financial Services Committee
SUMMARY:
Facilitates the provision of assistance by the Department of Housing and Urban Development for the cleanup and economic redevelopment of brownfields.
STATUS:
01/06/2005 INTRODUCED.
01/06/2005 To HOUSE Committee on FINANCIAL SERVICES.

US H 336

SPONSOR: Lynch (D)
TITLE: Public Works And Economic Development Act
INTRODUCED: 01/25/2005
DISPOSITION: Pending
LOCATION: Multiple Committees
SUMMARY:
To amend the Public Works and Economic Development Act of 1965 to provide assistance to communities for the redevelopment of brownfield sites.
STATUS:
01/25/2005 INTRODUCED.
01/25/2005 To HOUSE Committee on TRANSPORTATION AND INFRASTRUCTURE.
01/25/2005 Additionally referred to HOUSE Committee on FINANCIAL SERVICES.

US H 1237

SPONSOR: Hart (R)
TITLE: Public Works and Economic Development Act
INTRODUCED: 03/10/2005
DISPOSITION: Pending
LOCATION: Multiple Committees
SUMMARY:
To amend the Public Works and Economic Development Act of 1965 to provide assistance to communities for the redevelopment of brownfield sites.
STATUS:
03/10/2005 INTRODUCED.
03/10/2005 To HOUSE Committee on TRANSPORTATION AND INFRASTRUCTURE.
03/10/2005 Additionally referred to HOUSE Committee on FINANCIAL SERVICES.

Private file: SolidWaste

CA AB 575

AUTHOR: Wolk (D)
TITLE: Electronic Waste Recycling
FISCAL COMMITTEE: yes
URGENCY CLAUSE: no
INTRODUCED: 02/16/2005
LAST AMEND: 04/18/2005
DISPOSITION: Pending
LOCATION: Assembly Second Reading File
SUMMARY:
Defines the term vendor. Allows a retailer to elect to pay the covered electronic waste recycling fee on behalf of the consumer by paying the covered electronic waste recycling fee to the retailer's vendor. Provides that if the retailer makes this election, the covered electronic waste recycling fee is a debt owed by the vendor to the state, and the consumer and the retailer are not liable for the fee.
STATUS:
05/11/2005 From ASSEMBLY Committee on APPROPRIATIONS: Do pass. To Consent Calendar.
Subject: SolidWaste

CA AB 1049

AUTHOR: Koretz (D)
TITLE: Recycling: Food and Beverage Packages: Labeling
FISCAL COMMITTEE: yes
URGENCY CLAUSE: no

000055

INTRODUCED: 02/22/2005
LAST AMEND: 04/19/2005
DISPOSITION: Pending
LOCATION: Assembly Appropriations Committee
SUMMARY:
Requires the Integrated Waste Management Board to make available a voluntary state curbside label for packages or items that are accepted in a substantial majority of state curbside recycling programs. Deems certain packaging and items to be accepted by a substantial major of state curbside programs. Authorizes the board to deny the use of the state curbside label on packaging or items that are soiled with contaminents to a specified degree and to collect a fee from a person applying to use the label.
STATUS:
05/11/2005 In ASSEMBLY Committee on APPROPRIATIONS: To Suspense File.
Subject: SolidWaste

CA AB 1090

AUTHOR: Matthews (D)
TITLE: Solid Waste: Diversion: Conversion
INTRODUCED: 02/22/2005
DISPOSITION: Pending
LOCATION: Assembly Natural Resources Committee
SUMMARY:
Revises the waste management practices that the integrated Waste Management Board and local agencies are required to promote. Repeals the definition of the term gasification. Defines the terms conversion technology, beneficial use and recovery. Revises the definition of the term "transformation" to exclude pyrolysis, distillation or biological conversion other than composting from that definition. Specifies that transformation does not include conversion technology.
STATUS:
04/18/2005 In ASSEMBLY Committee on NATURAL RESOURCES: Heard, remains in Committee.
Position: SCAG-Sup *04/07/2005*
Subject: SolidWaste

CA AB 1103

AUTHOR: Karnette (D)
TITLE: Bicycle Sales: Notice
INTRODUCED: 02/22/2005
LAST AMEND: 04/12/2005
DISPOSITION: Pending
LOCATION: Assembly Natural Resources Committee
SUMMARY:
Requires a bicycle retailer and bicycle dealer who sells, furnishes or give a bicycle to a person to provide a disclosure to the purchaser or recipient that states that a bicycle may be recycled and that state law permits a tax deduction for qualified charitable contributions of bicycles.
STATUS:
04/12/2005 From ASSEMBLY Committee on NATURAL RESOURCES with author's amendments.
04/12/2005 In ASSEMBLY. Read second time and amended. Re-referred to Committee on NATURAL RESOURCES.
Subject: SolidWaste

CA AB 1125

AUTHOR: Pavley (D)
TITLE: Household Battery Recycling Act
INTRODUCED: 02/22/2005
DISPOSITION: Pending
LOCATION: Assembly Appropriations Committee
SUMMARY:
Enacts the Household Battery Recycling Act of 2006 and would define terms for purposes of the act, including "household battery." Requires a retailer of household batteries to have in place a system for the acceptance and collection of used household batteries for reuse, recycling, or proper disposal including the take-back at no cost to the consumer of a used household battery.
STATUS:
05/11/2005 In ASSEMBLY Committee on APPROPRIATIONS: To Suspense File.
Subject: SolidWaste

CA AB 1193

AUTHOR: Hancock (D)
TITLE: Recycling: Compact Discs and Digital Versatile Discs

INTRODUCED: 02/22/2005
DISPOSITION: Pending
LOCATION: Assembly Arts, Entertainment, Sports, Tourism and Internet Media Committee
SUMMARY:
Prohibits the distribution or mass mailing of compact discs (CDs) or digital versatile discs (DVDs) for commercial purposes to households that are assessed a solid waste fee, without the consent of a person in the household, unless the recipient is provided a postage paid return mailing envelope or similar return mechanism that would allow the recipient to return the disc.
STATUS:
04/11/2005 From ASSEMBLY Committee on NATURAL RESOURCES: Do pass to Committee on ARTS, ENT., SPORTS, TOURISM & INTERNET MEDIA.
Subject: SolidWaste

CA SB 318

AUTHOR: Romero (D)
TITLE: Waste Management
INTRODUCED: 02/16/2005
LAST AMEND: 05/03/2005
DISPOSITION: Pending
COMMITTEE: Senate Appropriations Committee
HEARING: 05/16/2005 1:30 pm
SUMMARY:
Creates within the Integrated Waste Management Board the Office of the Solid Waste Public Advisor to provide objective information to members of the public living near a proposed solid waste facility or an existing facility that is proposed to be constructed, expanded or otherwise altered. Requires the board to appoint a solid waste facilities public advisor. Prescribes the duties of the public advisor, with respect to providing information concerning proposed or existing solid waste facilities.
STATUS:
05/03/2005 In SENATE. Read second time and amended. Re-referred to Committee on APPROPRIATIONS.
Subject: SolidWaste

CA SB 411

AUTHOR: Alarcon (D)
TITLE: Solid Waste: Nonbiodegradable Materials: Landfills
INTRODUCED: 02/17/2005
LAST AMEND: 04/26/2005
DISPOSITION: Pending
LOCATION: Senate Environmental Quality Committee
SUMMARY:
Relates to city, county of city and county waste source reduction and recycling element Requires, that if the alternative daily cover of such element is comprised of woody and green material, that material is to be included in the amount of solid waste that is subjected to disposal for purposes of diversion requirements. Requires the Integrated Waste Management Board to develop a schedule for excluding solid waste used as an alternative daily cover and includes the above material from diversion goals.
STATUS:
05/05/2005 Withdrawn from SENATE Committee on RULES.
05/05/2005 Re-referred to SENATE Committee on ENVIRONMENTAL QUALITY.
Subject: SolidWaste

CA SB 423

AUTHOR: Simitian (D)
TITLE: Electronic Waste: Recycling
FISCAL COMMITTEE: yes
URGENCY CLAUSE: no
INTRODUCED: 02/17/2005
LAST AMEND: 04/12/2005
DISPOSITION: Pending
LOCATION: ASSEMBLY
SUMMARY:
Amends the Electronic Waste Recycling Act of 2003. Requires the Integrated Waste Management Board to establish and update statewide electronic waste recycling goals in consultation with the Department of Toxic Substances Control.
STATUS:
05/09/2005 In SENATE. Read third time. Passed SENATE. *****To ASSEMBLY.

Subject: SolidWaste

CA SB 928

AUTHOR: Perata (D)
TITLE: Public Resources: Solid Waste
INTRODUCED: 02/22/2005
LAST AMEND: 05/02/2005
DISPOSITION: Pending
FILE: 34
LOCATION: Senate Third Reading File
SUMMARY:
Changes that percentage to an unspecified amount a city or county source reduction element to divert of all solid waste from landfill disposal of transformation through source reduction, recycling, and composting activities. Deletes the reference in existing law to the additional authority of the board to grant a time extension for diversion requirements.
STATUS:
05/04/2005 In SENATE. Read second time. To third reading.
Subject: SolidWaste

US H 879

SPONSOR: Dingell (D)
TITLE: Solid Waste Disposal Act
INTRODUCED: 02/17/2005
DISPOSITION: Pending
LOCATION: House Energy and Commerce Committee
SUMMARY:
Amends the Solid Waste Disposal Act to provide for secondary containment to prevent MTBE and petroleum contamination.
STATUS:
02/17/2005 INTRODUCED.
02/17/2005 To HOUSE Committee on ENERGY AND COMMERCE.

US S 439

SPONSOR: Boxer (D)
TITLE: Methyl Tertiary Butyl Ether
INTRODUCED: 02/17/2005
DISPOSITION: Pending
LOCATION: Senate Environment and Public Works Committee
SUMMARY:
A bill to amend the Solid Waste Disposal Act to provide for secondary containment to prevent methyl tertiary butyl ether and petroleum contamination.
STATUS:
02/17/2005 INTRODUCED.
02/17/2005 In SENATE. Read second time.
02/17/2005 To SENATE Committee on ENVIRONMENT AND PUBLIC WORKS.

Private file: Transit

CA AB 948

AUTHOR: Oropeza (D)
TITLE: Design-Build and Transit Operators
FISCAL COMMITTEE: no
URGENCY CLAUSE: no
INTRODUCED: 02/18/2005
LAST AMEND: 04/13/2005
DISPOSITION: Pending
FILE: 54
LOCATION: Assembly Third Reading File
SUMMARY:
Specifies that a transit operator is required to establish a labor compliance program only for a design-build contract and only if the transit operator does not already have a labor compliance program. Changes the prohibition regarding design-build rail projects to instead prohibit a transit operator from utilizing the design-build method of procurement for a capital maintenance or capacity-enhancing rail project, unless that project costs more than specified amount.
STATUS:
05/04/2005 In ASSEMBLY. Read second time. To third reading.
Subject: Transit, Transport

CA AB 1649

AUTHOR: Liu (D)

TITLE: Metro Foothills Gold Line Construction Authority
INTRODUCED: 02/22/2005
DISPOSITION: Pending
LOCATION: Assembly Transportation Committee
SUMMARY:
Changes the name of the Pasadena Metro Blue Line Construction Authority to the Metro Foothills Gold Line Construction Authority and revises the composition of its governing board's membership. Specifies a schedule for construction of the light rail project and requires the Los Angeles County Metropolitan Transportation Authority to submit a financial plan to the Legislature for this construction.
STATUS:
03/17/2005 To ASSEMBLY Committee on TRANSPORTATION.
Subject: Transit

US H 52

SPONSOR: Capito (R)
TITLE: Rail and Mass Transportation
INTRODUCED: 01/04/2005
DISPOSITION: Pending
LOCATION: House Judiciary Committee
SUMMARY:
Amends title 18, United States Code, to further protect rail and mass transportation, and for other purposes.
STATUS:
01/04/2005 INTRODUCED.
01/04/2005 To HOUSE Committee on JUDICIARY.

US H 959

SPONSOR: Pitts (R)
TITLE: Mass Transportation Projects
INTRODUCED: 02/17/2005
DISPOSITION: Pending
LOCATION: House Transportation & Infrastructure Committee
SUMMARY:
Amends the United States Code to allow additional transit systems greater flexibility with certain mass transportation projects.
STATUS:
02/17/2005 INTRODUCED.
02/17/2005 To HOUSE Committee on TRANSPORTATION AND INFRASTRUCTURE.

Private file: Transportation

CA AB 53

AUTHOR: Negrete McLeod (D)
TITLE: State Agency Consolidation: Data Centers
FISCAL COMMITTEE: no
URGENCY CLAUSE: no
INTRODUCED: 12/06/2004
LAST AMEND: 04/19/2005
DISPOSITION: Pending
LOCATION: Assembly Appropriations Committee
SUMMARY:
Establishes the Department of Technology Services in state government and consolidates and transfers the functions of the Stephen P. Teale Data Center and the California Health and Human Services Agency Data Center to the department.
STATUS:
04/26/2005 From ASSEMBLY Committee on BUSINESS AND PROFESSIONS: Do pass to Committee on APPROPRIATIONS.
COMMENTARY:
Relates to CPR
Subject: Transport

CA AB 189

AUTHOR: Horton S (R)
TITLE: Highway Capacity Enhancement Demonstration Projects
FISCAL COMMITTEE: yes
URGENCY CLAUSE: no
INTRODUCED: 01/26/2005
LAST AMEND: 04/11/2005

DISPOSITION: Pending
LOCATION: Assembly Appropriations Committee
SUMMARY:
Establishes a coordinated environmental review process for 3 highway capacity enhancement demonstration projects. Requires the projects to be identified by the Department of Transportation and requires that a consolidated environmental permit be issued for each project. Requires the project sponsor to seek and invite participation by applicable agencies.
STATUS:
05/04/2005 In ASSEMBLY Committee on APPROPRIATIONS: To Suspense File.
Subject: Revenue/Bond, Transport

CA AB 245

AUTHOR: Walters (R)
TITLE: County Design-Build Contracts
FISCAL COMMITTEE: yes
URGENCY CLAUSE: no
INTRODUCED: 02/07/2005
LAST AMEND: 05/04/2005
DISPOSITION: Pending
LOCATION: Assembly Appropriations Committee
SUMMARY:
Authorizes Orange County, until December 1, 2008, to enter into specified design-build contracts.
STATUS:
05/04/2005 In ASSEMBLY. Read second time and amended. Re-referred to Committee on APPROPRIATIONS.
Subject: LocGov, Transport

CA AB 267

AUTHOR: Daucher (R)
TITLE: Transportation Projects
FISCAL COMMITTEE: yes
URGENCY CLAUSE: no
INTRODUCED: 02/08/2005
LAST AMEND: 04/12/2005
DISPOSITION: Pending
LOCATION: Assembly Appropriations Committee
SUMMARY:
Amends existing law which authorizes a regional or local entity that is the sponsor of, or is eligible to receive funding for, a project contained in the state transportation improvement program to expend its own funds for any component of a project within its jurisdiction that is included in an adopted state transportation improvement program, and for which the commission has not made an allocation. Limits these provisions to projects advanced for expenditure that are programmed in the current fiscal year.
STATUS:
04/27/2005 In ASSEMBLY Committee on APPROPRIATIONS: To Suspense File.
Subject: Revenue/Bond, Transport

CA AB 426

AUTHOR: Bogh (R)
TITLE: HOV Lanes
FISCAL COMMITTEE: yes
URGENCY CLAUSE: no
INTRODUCED: 02/15/2005
LAST AMEND: 04/20/2005
DISPOSITION: Pending
LOCATION: Assembly Appropriations Committee
SUMMARY:
Requires the Department of Transportation to convert all high-occupancy vehicle (HOV) lanes on state highways in the County of Riverside that currently operate on a 24-hour basis into part-time HOV lanes that operate as mixed-flow lanes except during peak periods, subject to any required approvals of the federal government.
STATUS:
05/04/2005 In ASSEMBLY Committee on APPROPRIATIONS: To Suspense File.
COMMENTARY:
Support position extends only to Riverside County
Position: SCAG-Sup *05/05/2005*
Subject: Transport

CA AB 453

AUTHOR: Benoit (R)
TITLE: Grade Separation Projects
FISCAL COMMITTEE: yes
URGENCY CLAUSE: no
INTRODUCED: 02/15/2005
LAST AMEND: 03/29/2005
DISPOSITION: Pending
LOCATION: Assembly Appropriations Committee
SUMMARY:
Requires, in order for an allocation for construction costs or for preconstruction costs for grade separation projects, if not already allocated, to be made, that a local agency furnish evidence satisfactory to the Department of Transportation that all matters prerequisition to the award of a construction contract can be accomplished within two years of the allocation.
STATUS:
04/20/2005 In ASSEMBLY Committee on APPROPRIATIONS: To Suspense File.
Subject: Transport

CA AB 489

AUTHOR: Bermudez (D)
TITLE: Ports: Transportation Network
INTRODUCED: 02/16/2005
DISPOSITION: Pending
COMMITTEE: Senate Transportation and Housing Committee
HEARING: 05/17/2005 1:30 pm
SUMMARY:
Requires the Port of Los Angeles and the Port of Long Beach to provide reports relative to utilization of and congestion at ports annually through 2008.
STATUS:
05/05/2005 To SENATE Committee on TRANSPORTATION AND HOUSING.
Subject: Transport

CA AB 508

AUTHOR: Richman (R)
TITLE: Department of Transportation: Design-Build Contracting
INTRODUCED: 02/16/2005
DISPOSITION: Pending
LOCATION: Assembly Transportation Committee
SUMMARY:
Authorizes the Department of Transportation to use the design-build procurement process for its state highway construction contracts.
STATUS:
03/03/2005 To ASSEMBLY Committee on TRANSPORTATION.
Subject: Transport

CA AB 509

AUTHOR: Richman (R)
TITLE: Regional Transportation Agencies
INTRODUCED: 02/16/2005
DISPOSITION: Pending
LOCATION: Assembly Transportation Committee
SUMMARY:
Authorizes regional transportation agencies to enter into agreements to finance regional user-fee based transportation projects.
STATUS:
02/28/2005 To ASSEMBLY Committee on TRANSPORTATION.
Subject: Transport

CA AB 540

AUTHOR: Liu (D)
TITLE: State Highway Projects
INTRODUCED: 02/16/2005
DISPOSITION: Pending
LOCATION: Assembly Appropriations Committee
SUMMARY:
Requires the Department of Transportation, prior to finalizing design and commencing construction on a state highway project, including a project not requiring preparation of full-scale environmental documents, to first meet and confer with the governing body of the affected city or county, and to thereafter hold at least one public meeting at a time and place that is convenient for the community.

STATUS:
04/18/2005 In ASSEMBLY Committee on TRANSPORTATION: Heard, remains in Committee.
Subject: Transport

CA AB 556

AUTHOR: Gordon (D)
TITLE: Airports: Noise Impacts
INTRODUCED: 02/16/2005
LAST AMEND: 05/04/2005
DISPOSITION: Pending
LOCATION: Assembly Appropriations Committee
SUMMARY:
Prohibits the Department of Airports of the City of Los Angeles from operating an airport having a noise impact area unless the department has applied for, and received from the Department of Transportation, a variance from noise standards for a period not exceeding 3 years, in accordance with prescribed procedures. Authorizes the department, upon granting the variance, to impose reasonable conditions to achieve the purpose of attaining a level of acceptable noise. Provides for noise monitoring.
STATUS:
05/04/2005 In ASSEMBLY. Read second time and amended. Re-referred to Committee on APPROPRIATIONS.
Subject: Transport

CA AB 697

AUTHOR: Oropeza (D)
TITLE: Highway Users Tax Account: Appropriation of Funds
INTRODUCED: 02/17/2005
DISPOSITION: Pending
LOCATION: Assembly Appropriations Committee
SUMMARY:
Provides that all moneys in the HIghway Users Tax Account in the Transportation Tax Fund from the prior fiscal year are on continuously appropriated and may be encumbered for certain purposes until the Budget Act is Enacted.
STATUS:
04/13/2005 In ASSEMBLY Committee on APPROPRIATIONS: To Suspense File.
COMMENTARY:
Amendment requested relates to faciliating the CPG reimbursement process.
Position: SCAG-Sup&Amend *04/15/2005*
Subject: Revenue/Bond, Transport

CA AB 850

AUTHOR: Canciamilla (D)
TITLE: Toll Road Agreements
FISCAL COMMITTEE: yes
URGENCY CLAUSE: no
INTRODUCED: 02/18/2005
LAST AMEND: 05/03/2005
DISPOSITION: Pending
LOCATION: Assembly Appropriations Committee
SUMMARY:
Relates to the Department of Transportation. Authorizes the department to enter into comprehensive development franchise agreements with public and private entities or consortia for specified types of transportation projects. Authorizes tolls to be collected after the termination of a franchise agreement period. Authorizes the department to construct and operate a high-occupancy vehicle and other preferential lanes as toll facilities.
STATUS:
05/11/2005 In ASSEMBLY Committee on APPROPRIATIONS: To Suspense File.
Position: SCAG-Sup *05/05/2005*
Subject: Transport

CA AB 1157

AUTHOR: Frommer (D)
TITLE: State Highways: Performance Measures
INTRODUCED: 02/22/2005
LAST AMEND: 04/11/2005
DISPOSITION: Pending
LOCATION: Assembly Appropriations Committee
SUMMARY:

Requires the Department of Transportation to develop specified performance measures to establish an evaluation and rating of the overall quality of the state highway system. Requires an annual report to the Legislature in that regard.

STATUS:

04/27/2005 In ASSEMBLY Committee on APPROPRIATIONS: To Suspense File.

Subject: Transport

CA AB 1197

AUTHOR: Gordon (D)
TITLE: Aviation: Southern California Regional Aviation
INTRODUCED: 02/22/2005
DISPOSITION: Pending
LOCATION: Assembly Transportation Committee
SUMMARY:

Establishes the Southern California Regional Aviation Commission to facilitate the regional distribution of aviation services to existing airports throughout southern California.

STATUS:

03/10/2005 To ASSEMBLY Committee on TRANSPORTATION.

Subject: Transport

CA AB 1266

AUTHOR: Niello (R)
TITLE: State Highways: Design-Sequencing Contracts
FISCAL COMMITTEE: yes
URGENCY CLAUSE: no
INTRODUCED: 02/22/2005
LAST AMEND: 05/04/2005
DISPOSITION: Pending
LOCATION: Assembly Appropriations Committee
SUMMARY:

Authorizes the Department of Transportation to award design-sequencing contracts for the design and construction of not more than 4 additional transportation projects, to be selected by the Director of Transportation.

STATUS:

05/04/2005 In ASSEMBLY. Read second time and amended. Re-referred to Committee on APPROPRIATIONS.

Position: SCAG-Sup *04/15/2005*

Subject: Transport

CA AB 1276

AUTHOR: Oropeza (D)
TITLE: Intermodal Corridors of Economic Significance
INTRODUCED: 02/22/2005
DISPOSITION: Pending
LOCATION: Assembly Transportation Committee
SUMMARY:

Requires the Department of Transportation, in cooperation with regional transportation planning agencies, to establish a task force for the purposes of developing a strategy for avoiding congestion along the state's intermodal corridors of economic significance, and to develop and apply freight oriented performance measures on those corridors.

STATUS:

03/10/2005 To ASSEMBLY Committee on TRANSPORTATION.

Subject: Transport

CA AB 1277

AUTHOR: Evans (D)
TITLE: Highway Users Tax Account: State Highway Account
INTRODUCED: 02/22/2005
DISPOSITION: Pending
LOCATION: Assembly Transportation Committee
SUMMARY:

Provides that all moneys in the Highway Users Tax Account in the Transportation Tax Fund and in the State Highway Account in the State Transportation Fund are continuously appropriated and may be encumbered in any year in which a Budget Act has not bee enacted by July 1 for the fiscal year beginning on July 1.

STATUS:

03/10/2005 To ASSEMBLY Committee on TRANSPORTATION.

Subject: Revenue/Bond, Transport

CA AB 1406

AUTHOR: Karnette (D)
TITLE: Ports and Harbors: Freight Security Fee
INTRODUCED: 02/22/2005
DISPOSITION: Pending
LOCATION: Assembly Appropriations Committee
SUMMARY:
Imposes a fee of $10 per intermodal freight container on every freight container processed through a port or harbor in the state. Relates to the office of Homeland Security. Relates to state bonds.
STATUS:
05/11/2005 In ASSEMBLY Committee on APPROPRIATIONS: To Suspense File.
Position: SCAG-Watch *05/05/2005*
Subject: Revenue/Bond, Transport

CA AB 1699

AUTHOR: Frommer (D)
TITLE: Transportation: Highway Construction
FISCAL COMMITTEE: yes
URGENCY CLAUSE: no
INTRODUCED: 02/22/2005
LAST AMEND: 05/03/2005
DISPOSITION: Pending
LOCATION: Assembly Appropriations Committee
SUMMARY:
Authorizes transportation agencies administering local voter-approved transportation sales tax measures to use a specified design-build process for bidding of a maximum of 8 state highway construction projects with a certain total cost, with the projects to be selected by the Transportation Commission. Requires bidders to provide certain information.
STATUS:
05/03/2005 In ASSEMBLY. Read second time and amended. Re-referred to Committee on APPROPRIATIONS.
Subject: Transport

CA AB 1714

AUTHOR: Plescia (R)
TITLE: Toll Bridge Seismic Retrofit Program
FISCAL COMMITTEE: yes
URGENCY CLAUSE: yes
INTRODUCED: 02/22/2005
LAST AMEND: 05/03/2005
DISPOSITION: Pending
LOCATION: Assembly Appropriations Committee
SUMMARY:
States the intent of the Legislature to develop a funding solution for the Toll Bridge Seismic Retrofit Program.
STATUS:
05/03/2005 In ASSEMBLY. Read second time and amended. Re-referred to Committee on APPROPRIATIONS.
Subject: Revenue/Bond, Transport

CA ACA 4

AUTHOR: Plescia (R)
TITLE: Transportation Investment Fund
FISCAL COMMITTEE: no
URGENCY CLAUSE: no
INTRODUCED: 12/06/2004
LAST AMEND: 05/09/2005
DISPOSITION: Pending
LOCATION: Assembly Transportation Committee
SUMMARY:
Proposes an amendment to the Constitution that relates to existing law which requires that sales taxes on motor vehicle fuel that are deposited into the General Fund be transferred to the Transportation Investment Fund. Deletes the provision authorizing the Governor and the Legislature to suspend the transfer of revenues from the General Fund to the Transportation Investment Fund for a fiscal year during a fiscal emergency.
STATUS:
05/09/2005 From ASSEMBLY Committee on TRANSPORTATION with author's amendments.

	05/09/2005	In ASSEMBLY. Read second time and amended. Re-referred to Committee on TRANSPORTATION.
	Subject:	Revenue/Bond, Transport

CA ACA 7

AUTHOR: Nation (D)
TITLE: Local Governmental Taxation
FISCAL COMMITTEE: no
URGENCY CLAUSE: no
INTRODUCED: 12/06/2004
DISPOSITION: Pending
LOCATION: Assembly Appropriations Committee
SUMMARY:
Proposes a Constitutional Amendment to change the 2/3 voter-approval requirement for special taxes to instead authorize a city, county, or special district to impose a special tax with the approval of 55% of its voters voting on the tax. Makes technical nonsubstantive changes to these provisions.
STATUS:

05/04/2005	From ASSEMBLY Committee on LOCAL GOVERNMENT: Be adopted to Committee on APPROPRIATIONS.
Position:	CSAC-Sup
Subject:	Revenue/Bond, Transport

CA ACA 9

AUTHOR: Bogh (R)
TITLE: Motor Vehicle Fuel Sales Tax Revenue
INTRODUCED: 01/24/2005
DISPOSITION: Pending
LOCATION: Assembly Transportation Committee
SUMMARY:
Changes the vote requirement to 4/5 of the membership of each house of the Legislature in order to enact a statute suspending in whole or in part the transfer of motor vehicle fuel sales tax revenue from the General Fund to the Transportation Investment Fund.
STATUS:

04/21/2005	To ASSEMBLY Committees on TRANSPORTATION and APPROPRIATION.
Subject:	Revenue/Bond, Transport

CA ACA 10

AUTHOR: Nunez (D)
TITLE: Transportation Investment Fund
FISCAL COMMITTEE: no
URGENCY CLAUSE: no
INTRODUCED: 02/15/2005
DISPOSITION: Pending
LOCATION: ASSEMBLY
SUMMARY:
Proposes a Constitutional amendment that makes a nonsubstantive change to provisions that require sales taxes on motor vehicle fuel that are deposited in the General Fund to be transferred to the Transportation Investment Fund for allocation to various transportation purposes and authorizes the transfer of such revenues to the Transportation Investment Fund to be suspended during a fiscal emergency.
STATUS:

02/15/2005	INTRODUCED.
Subject:	Revenue/Bond, Transport

CA ACA 11

AUTHOR: Oropeza (D)
TITLE: Transportation Funds: Loans
INTRODUCED: 02/16/2005
DISPOSITION: Pending
LOCATION: Assembly Transportation Committee
SUMMARY:
Proposes a constitutional amendment that requires interest to be paid on a loan of revenues subject to either Article XIX or XIX A if the loan is not repaid during the same fiscal year in which it was made. Deletes the provisions authorizing the transfer of revenues from the General Fund to the Transportation Investment Fund to be suspended. Authorizes the Legislature to loan funds in the Transportation Investment Fund to the General Fund or any other state fund or account.
STATUS:

04/21/2005	To ASSEMBLY Committee on TRANSPORTATION.

Subject: Revenue/Bond, Transport

CA ACR 23

AUTHOR: Garcia (R)
TITLE: Intrastate Trucking: Traffic Congestion
FISCAL COMMITTEE: yes
URGENCY CLAUSE: no
INTRODUCED: 02/22/2005
LAST AMEND: 04/06/2005
DISPOSITION: Pending
LOCATION: Assembly Appropriations Committee
SUMMARY:
Urges the Department of Transportation to examine the flow of traffic to develop commercial trucking routes that would provide for the most direct movement through a city and a county in order to reduce the time that trucks are in city limits and county areas and the level of pollution that is created. Urges city and counties to incorporate this process as part of the revisions to their general and specific plans.
STATUS:
04/20/2005 In ASSEMBLY Committee on APPROPRIATIONS: To Suspense File.
Subject: AirQuality, Transport

CA SB 45

AUTHOR: Alarcon (D)
TITLE: Intermodal Marine Terminals
FISCAL COMMITTEE: no
URGENCY CLAUSE: no
INTRODUCED: 01/05/2005
LAST AMEND: 04/13/2005
DISPOSITION: Pending
FILE: 35
LOCATION: Senate Third Reading File
SUMMARY:
Prohibits an intermodal marine equipment provider or marine terminal operator from imposing per diem or detention charges, or demurrage charges, on an intermodal motor carrier relative to transactions involving cargo shipped by intermodal transport under certain circumstances. Prohibits an intermodal marine equipment provider from terminating, suspending or restricting equipment interchange rights of a motor carrier for specified reasons and from charging back per diem charges from the freight bill.
STATUS:
05/05/2005 In SENATE. Read second time. To third reading.
Subject: Transport

CA SB 53

AUTHOR: Kehoe (D)
TITLE: San Diego County Regional Airport Authority
INTRODUCED: 01/10/2005
DISPOSITION: Pending
LOCATION: ASSEMBLY
SUMMARY:
Repeals obsolete provisions pertaining to the interim San Diego County Regional Airport Authority board. Makes a technical corrective change. Amends the San Diego County Regional Airport Act to explicitly restate the applicability of the Ralph M. Brown Act to the Authority.
STATUS:
02/22/2005 In SENATE. Read third time. Passed SENATE. *****To ASSEMBLY.
Subject: Transport

CA SB 172

AUTHOR: Torlakson (D)
TITLE: Bay Area State-Owned Toll Bridge: Financing
FISCAL COMMITTEE: yes
URGENCY CLAUSE: no
INTRODUCED: 02/09/2005
LAST AMEND: 05/02/2005
DISPOSITION: Pending
COMMITTEE: Senate Appropriations Committee
HEARING: 05/16/2005 1:30 pm
SUMMARY:
Requires the seismic retrofit surcharge on bay area toll bridges to be paid into the Bay Area Toll Account. Requires the Bay Area Toll Authority to amend its agreement with the Department of

Transportation to specify the respective duties of each agency with respect to the seismic retrofit and other bridge construction projects. Requires the authority and department to form a Toll Bridge Program Board of Control to review those projects.

STATUS:

05/02/2005	From SENATE Committee on APPROPRIATIONS with author's amendments.
05/02/2005	In SENATE. Read second time and amended. Re-referred to Committee on APPROPRIATIONS.
Position:	SCAG-Watch *05/05/2005*
Subject:	Revenue/Bond, Transport

CA SB 275

AUTHOR:	Torlakson (D)
TITLE:	Transportation Needs Assessment
INTRODUCED:	02/16/2005
LAST AMEND:	04/12/2005
DISPOSITION:	Pending
LOCATION:	Senate Appropriations Committee

SUMMARY:

Requires the Transportation Commission, working with the Department of Transportation and regional transportation planning agencies, to submit a 10-year needs assessment to the Legislature on the state's transportation system.

STATUS:

04/25/2005	In SENATE Committee on APPROPRIATIONS: To Suspense File.
Subject:	Transport

CA SB 371

AUTHOR:	Torlakson (D)
TITLE:	Public Contracts: Design-Build: Transportation
INTRODUCED:	02/17/2005
LAST AMEND:	04/26/2005
DISPOSITION:	Pending
LOCATION:	Senate Appropriations Committee

SUMMARY:

Authorizes, until January 1, 2011, certain state and local transportation entities to use a design-build process for bidding on highway construction projects. Establishes a procedure for submitting bids that includes a requirement that design-build entity bidders provide certain information in a questionnaire submitted to the transportation entity that is verified under oath. States the intent of the Legislature that a transportation entity implement a labor compliance program for such projects.

STATUS:

04/26/2005	In SENATE. Read second time and amended. Re-referred to Committee on APPROPRIATIONS.
Position:	SCAG-Sup *04/15/2005*
Subject:	Transport

CA SB 427

AUTHOR:	Hollingsworth (R)
TITLE:	California Environmental Quality Act: Exemption
FISCAL COMMITTEE:	yes
URGENCY CLAUSE:	no
INTRODUCED:	02/17/2005
LAST AMEND:	04/25/2005
DISPOSITION:	Pending
LOCATION:	Senate Environmental Quality Committee

SUMMARY:

Exempts from California Environmental Quality Act (CEQA) environmental impact report requirements the expansion of an existing overpass, onramp or offramp that is built on an easement or right-of-way under the control of a state or local transportation agency, or a city, county, or city and county.

STATUS:

04/25/2005	From SENATE Committee on ENVIRONMENTAL QUALITY with author's amendments.
04/25/2005	In SENATE. Read second time and amended. Re-referred to Committee on ENVIRONMENTAL QUALITY.
04/25/2005	In SENATE Committee on ENVIRONMENTAL QUALITY: Heard, remains in Committee.
Subject:	Transport

CA SB 519

AUTHOR: McClintock (R)
TITLE: Exclusive Use or Preferential Use Highway Lanes
FISCAL COMMITTEE: yes
URGENCY CLAUSE: no
INTRODUCED: 02/18/2005
LAST AMEND: 04/07/2005
DISPOSITION: Pending
LOCATION: Senate Appropriations Committee
SUMMARY:
Requests the University of California to conduct a study, in consultation with the Department of Transportation to cooperate with the university in conducting the study to provide the university requested information on the effective use of different types of highway lanes and to provide funding for the costs of the study.
STATUS:
04/25/2005 In SENATE Committee on APPROPRIATIONS: To Suspense File.
Subject: Transport

CA SB 561

AUTHOR: Runner (R)
TITLE: Toll Road Agreements
FISCAL COMMITTEE: yes
URGENCY CLAUSE: no
INTRODUCED: 02/18/2005
LAST AMEND: 05/10/2005
DISPOSITION: Pending
COMMITTEE: Senate Transportation and Housing Committee
HEARING: 05/17/2005 1:30 pm
SUMMARY:
Authorizes the Department of Transportation to enter into comprehensive development franchise agreements with public and private entities or consortia for specified types of transportation projects, subject to certain requirements and conditions. Authorizes tolls to be collected after the termination of the franchise agreement period, subject to approval of the Transportation Commission. Requires such agreement to allow the department to open a competitive state facility in the same corridor.
STATUS:
05/10/2005 From SENATE Committee on TRANSPORTATION AND HOUSING with author's amendments.
05/10/2005 In SENATE. Read second time and amended. Re-referred to Committee on TRANSPORTATION AND HOUSING.
Subject: Transport

CA SB 680

AUTHOR: Simitian (D)
TITLE: Congestion Management and Transportation Improvements
INTRODUCED: 02/22/2005
LAST AMEND: 04/12/2005
DISPOSITION: Pending
FILE: 17
LOCATION: Senate Third Reading File
SUMMARY:
Authorizes the Santa Clara Valley Transportation Authority to impose an annual fee of up to $5 on each motor vehicle registered within Santa Clara County for a program for the management of traffic congestion and for specified street, road, expressway, and transit purposes. Requires a 2/3 vote of the board for adoption as part of the resolution imposing the fee.
STATUS:
04/27/2005 In SENATE. Read second time. To third reading.
Subject: Transport

CA SB 760

AUTHOR: Lowenthal (D)
TITLE: Ports: Congestion Relief: Security Enhancement
FISCAL COMMITTEE: yes
URGENCY CLAUSE: no
INTRODUCED: 02/22/2005
LAST AMEND: 05/05/2005
DISPOSITION: Pending
COMMITTEE: Senate Appropriations Committee

HEARING: 05/16/2005 1:30 pm
SUMMARY:
Imposes on each shipping container processed in the Port of Los Angeles or the Port of Long Beach a fee of $30 per twenty-foot equivalent unit (TEU), payable by the marine terminal operator processing the container to the port where the marine terminal is located. Requires each port to retain 1/3 of the funds derived from imposition of the fee and transmit the remaining 2/3 in the amount of 1/2 due to the California Transportation Commission and 1/2 to the South Coast Air Quality Management District.
STATUS:
05/05/2005 From SENATE Committee on APPROPRIATIONS with author's amendments.
05/05/2005 In SENATE. Read second time and amended. Re-referred to Committee on APPROPRIATIONS.
COMMENTARY:
RC's comments provided to author
Position: SCAG-Watch
Subject: Transport

CA SB 762

AUTHOR: Lowenthal (D)
TITLE: Vehicular Sources: Intermodal Port Congestion
FISCAL COMMITTEE: yes
URGENCY CLAUSE: no
INTRODUCED: 02/22/2005
LAST AMEND: 04/26/2005
DISPOSITION: Pending
LOCATION: Senate Appropriations Committee
SUMMARY:
Establishes the Los Angeles-Long Beach Area Regional Intermodal Port Congestion and Environmental Quality Commission and Oakland Area Regional Intermodal Port Congestion and Environmental Quality Commission. Requires these entities to grant to each motor carrier a port permit for authority to enter a specific port for pick up and delivery of intermodal freight for its truck fleet using specified criteria including engine emission standards. Permits regulations regarding port permits.
STATUS:
05/09/2005 In SENATE Committee on APPROPRIATIONS: To Suspense File.
Subject: Transport

CA SB 851

AUTHOR: Murray (D)
TITLE: L.A. County Metropolitan Transportation Authority
INTRODUCED: 02/22/2005
LAST AMEND: 05/10/2005
DISPOSITION: Pending
COMMITTEE: Senate Appropriations Committee
HEARING: 05/16/2005 1:30 pm
SUMMARY:
Makes conforming changes relative to existing law that creates the Los Angeles County Metropolitan Transportation Authority. Establishes an alternative procedure for the Los Angeles County Metropolitan Transportation Authority to utilize in the procurement of goods and services.
STATUS:
05/10/2005 From SENATE Committee on APPROPRIATIONS with author's amendments.
05/10/2005 In SENATE. Read second time and amended. Re-referred to Committee on APPROPRIATIONS.
Subject: Transport

CA SB 1020

AUTHOR: Migden (D)
TITLE: County Sales and Use Taxes: Rate Increase
INTRODUCED: 02/22/2005
DISPOSITION: Pending
LOCATION: Senate Revenue and Taxation Committee
SUMMARY:
Authorizes a county or city and county to impose an additional 1/4 of 1% sales and use tax rate under the Bradley-Burns Law. Requires a county or city and county that imposes this additional rate to deposit all revenues derived therefrom, less specified administrative costs, into a local transportation fund. Requires a county or city and county that imposes this additional tax to

comply with the applicable voter-approval requirements of a specified provision of the California Constitution.

STATUS:

04/13/2005 In SENATE Committee on REVENUE AND TAXATION: To Suspense File.

Subject: Revenue/Bond, Transport

CA SB 1024

AUTHOR: Perata (D)
TITLE: Public Works and Improvements: Bond Measure
INTRODUCED: 02/22/2005
LAST AMEND: 04/26/2005
DISPOSITION: Pending
COMMITTEE: Senate Appropriations Committee
HEARING: 05/16/2005 1:30 pm

SUMMARY:

Enacts the Safe Facilities, Improved Mobility, and Clean Air Bond Act of 2005 to authorize state general obligation bonds for specified purposes, including the seismic retrofit of toll bridges, levee improvements, restoration of Proposition 42 transportation funds, port infrastructure and security projects, trade corridors of significance, emissions reduction projects, environmental enhancement projects, and transportation needs in cities and counties relative to housing. Requires voter approval.

STATUS:

05/03/2005 From SENATE Committee on TRANSPORTATION AND HOUSING: Do pass to Committee on APPROPRIATIONS.

Position: SCAG-Watch *05/05/2005*

Subject: Revenue/Bond, Transport

CA SCA 7

AUTHOR: Torlakson (D)
TITLE: Loans of Transportation Revenues and Funds
FISCAL COMMITTEE: yes
URGENCY CLAUSE: no
INTRODUCED: 02/15/2005
DISPOSITION: Pending
LOCATION: Senate Appropriations Committee

SUMMARY:

Requires any loan of motor vehicles fuel and vehicle-related revenues or trust funds that is not repaid within the same fiscal year in which the loan was made, or by a date not more than 30 days after the enactment date of the Budget Bill for the subsequent fiscal year, to be repaid with interest at specified rate. Provides that a loan of these funds may also be made to other state funds or accounts under the conditions applicable to loans to the General Fund.

STATUS:

05/09/2005 In SENATE Committee on APPROPRIATIONS: To Suspense File.

Subject: Revenue/Bond, Transport

CA SR 8

AUTHOR: Torlakson (D)
TITLE: Transportation and Housing
INTRODUCED: 01/11/2005
DISPOSITION: Pending
LOCATION: Senate Transportation and Housing Committee

SUMMARY:

Declares that the Senate places a high priority during the 2005-06 Regular Session on improving access to housing and reducing traffic congestion by promoting affordable housing, infill development, and other policies that allow people to live closer to their workplaces.

STATUS:

01/27/2005 Withdrawn from SENATE Committee on RULES.
01/27/2005 To SENATE Committee on TRANSPORTATION AND HOUSING.

Subject: Housing, Transport

CA ACA 4 a

AUTHOR: Keene (R)
TITLE: State Finances
FISCAL COMMITTEE: yes
URGENCY CLAUSE: no
INTRODUCED: 01/20/2005
LAST AMEND: 04/11/2005
DISPOSITION: Pending
LOCATION: Assembly Budget Process Committee

SUMMARY:

Proposes a Constitutional amendment that requires, rather than authorizes, the Governor to issue a proclamation declaring a fiscal emergency, and specifies that the proclamation would be issued when the Governor determines either that General Fund revenues will decline below the estimate of General Fund revenues upon which the Budget Bill for that fiscal year was based, or that General Fund expenditures will increase above that estimate of General Fund revenues, or both, by a specified amount.

STATUS:

04/11/2005	From ASSEMBLY Committee on BUDGET PROCESS with author's amendments.
04/11/2005	In ASSEMBLY. Read second time and amended. Re-referred to ASSEMBLY Committee on BUDGET PROCESS.

COMMENTARY:

Prop 42 provisions only

Position: SCAG-Sup&Amend

Subject: Revenue/Bond, Transport

US H 3

SPONSOR: Young D (R)

TITLE: Highway Program Funds

INTRODUCED: 02/09/2005

LAST AMEND: 05/10/2005

DISPOSITION: Pending

LOCATION: SENATE

SUMMARY:

Authorizes funds for Federal-aid highways, highway safety programs, and transit programs.

STATUS:

05/10/2005	In SENATE. Amended on SENATE floor.

US H 113

SPONSOR: Kennedy M (R)

TITLE: Gasohol Reduced Tax Rate

INTRODUCED: 01/04/2005

DISPOSITION: Pending

LOCATION: House Transportation & Infrastructure Committee

SUMMARY:

Requires the Secretary of Transportation, in computing the estimated tax payments attributed to highway users for purposes of title 23, United States Code, to take into account the replacement of the reduced rates of tax on gasohol with an excise tax credit.

STATUS:

01/04/2005	INTRODUCED.
01/04/2005	To HOUSE Committee on TRANSPORTATION AND INFRASTRUCTURE.

US H 168

SPONSOR: Millender-McDon (D)

TITLE: Freight Transportation Gateways

INTRODUCED: 01/04/2005

DISPOSITION: Pending

LOCATION: House Transportation & Infrastructure Committee

SUMMARY:

Establishes a goods movement program to improve the productivity, security, and safety of freight transportation gateways.

STATUS:

01/04/2005	INTRODUCED.
01/04/2005	To HOUSE Committee on TRANSPORTATION AND INFRASTRUCTURE.

US H 169

SPONSOR: Millender-McDon (D)

TITLE: High Priority Corridor

INTRODUCED: 01/04/2005

DISPOSITION: Pending

LOCATION: House Transportation & Infrastructure Committee

SUMMARY:

Designates a high priority corridor in California.

STATUS:

01/04/2005	INTRODUCED.
01/04/2005	To HOUSE Committee on TRANSPORTATION AND INFRASTRUCTURE.

US H 242

SPONSOR: Ehlers (R)

TITLE: Department of Transportation
INTRODUCED: 01/06/2005
DISPOSITION: Pending
LOCATION: Multiple Committees
SUMMARY:
To authorize appropriations to the Department of Transportation for surface transportation research and development, and for other purposes.
STATUS:
01/06/2005 INTRODUCED.
01/06/2005 To HOUSE Committee on SCIENCE.
01/06/2005 Additionally referred to HOUSE Committee on TRANSPORTATION AND INFRASTRUCTURE.

US H 243

SPONSOR: Ehlers (R)
TITLE: Department of Transportation
INTRODUCED: 01/06/2005
DISPOSITION: Pending
LOCATION: House Science Committee
SUMMARY:
To authorize appropriations to the Department of Transportation for surface transportation research and development, and for other purposes.
STATUS:
01/06/2005 INTRODUCED.
01/06/2005 To HOUSE Committee on SCIENCE.

US H 325

SPONSOR: Graves (R)
TITLE: High Occupancy Vehicle Facilities
INTRODUCED: 01/25/2005
DISPOSITION: Pending
LOCATION: House Transportation & Infrastructure Committee
SUMMARY:
To amend title 23, United States Code, to establish requirements for the operation of high occupancy vehicle facilities on highways.
STATUS:
01/25/2005 INTRODUCED.
01/25/2005 To HOUSE Committee on TRANSPORTATION AND INFRASTRUCTURE.

US H 444

SPONSOR: Issa (R)
TITLE: High Occupancy Vehicles
INTRODUCED: 02/01/2005
DISPOSITION: Pending
LOCATION: House Transportation & Infrastructure Committee
SUMMARY:
To amend title 23, United States Code, relating to the use of high occupancy vehicle lanes by hybrid vehicles.
STATUS:
02/01/2005 INTRODUCED.
02/01/2005 To HOUSE Committee on TRANSPORTATION AND INFRASTRUCTURE.

US H 494

SPONSOR: Rohrabacher (R)
TITLE: Harbor Fees
INTRODUCED: 02/01/2005
DISPOSITION: Pending
LOCATION: House Transportation & Infrastructure Committee
SUMMARY:
To amend the Water Resources Development Act of 1986 to expand the authority of non - Federal interests to levy harbor fees.
STATUS:
02/01/2005 INTRODUCED.
02/01/2005 To HOUSE Committee on TRANSPORTATION AND INFRASTRUCTURE.

US H 603

SPONSOR: Watson (D)
TITLE: Safety and Reduce Traffic Congestion
INTRODUCED: 02/02/2005
DISPOSITION: Pending

LOCATION: House Transportation & Infrastructure Committee
SUMMARY:
Improves safety and reduce traffic congestion at grade crossings.
STATUS:
02/02/2005 INTRODUCED.
02/02/2005 To HOUSE Committee on TRANSPORTATION AND INFRASTRUCTURE.

US H 942

SPONSOR: Kilpatrick (D)
TITLE: Surface Transportation Projects
INTRODUCED: 02/17/2005
DISPOSITION: Pending
LOCATION: Multiple Committees
SUMMARY:
To require government agencies carrying out surface transportation projects to conduct a cost - benefit analysis before procuring architectural, engineering, and related services from a private contractor, and for other purposes.
STATUS:
02/17/2005 INTRODUCED.
02/17/2005 To HOUSE Committee on TRANSPORTATION AND INFRASTRUCTURE.
02/17/2005 Additionally referred to HOUSE Committee on GOVERNMENT REFORM.

US H 996

SPONSOR: Thomas (R)
TITLE: Highway Related Taxes
INTRODUCED: 03/01/2005
DISPOSITION: Pending
LOCATION: HOUSE
SUMMARY:
Provides for the extension of highway related taxes and trust funds.
STATUS:
03/08/2005 From HOUSE Committee on WAYS AND MEANS: Reported as amended.

US H 1085

SPONSOR: Burgess (R)
TITLE: Design Build
INTRODUCED: 03/03/2005
DISPOSITION: Pending
LOCATION: House Transportation & Infrastructure Committee
SUMMARY:
To amend title 23, United States Code, relating to design - build contracting.
STATUS:
03/03/2005 INTRODUCED.
03/03/2005 To HOUSE Committee on TRANSPORTATION AND INFRASTRUCTURE.

US H 1097

SPONSOR: Garrett (R)
TITLE: Tax on Fuels
INTRODUCED: 03/03/2005
DISPOSITION: Pending
LOCATION: House Ways and Means Committee
SUMMARY:
To amend the Internal Revenue Code of 1986 to reduce the Federal tax on fuels by the amount of any increase in the rate of tax on such fuel by the States.
STATUS:
03/03/2005 INTRODUCED.
03/03/2005 To HOUSE Committee on WAYS AND MEANS.

US H 1110

SPONSOR: Marchant (R)
TITLE: Tolls
INTRODUCED: 03/03/2005
DISPOSITION: Pending
LOCATION: House Transportation & Infrastructure Committee
SUMMARY:
To amend title 23, United States Code, relating to the toll credit toward the non - Federal share payable for certain highway and transit projects.
STATUS:
03/03/2005 INTRODUCED.
03/03/2005 To HOUSE Committee on TRANSPORTATION AND INFRASTRUCTURE.

US H 1111

SPONSOR: Marchant (R)
TITLE: Design Build Contracting
INTRODUCED: 03/03/2005
DISPOSITION: Pending
LOCATION: House Transportation & Infrastructure Committee
SUMMARY:
To amend title 23, United States Code, relating to design - build contracting.
STATUS:

03/03/2005	INTRODUCED.
03/03/2005	To HOUSE Committee on TRANSPORTATION AND INFRASTRUCTURE.

US S 104

SPONSOR: Talent (R)
TITLE: Highway Projects and Rail Transfer Facilities
INTRODUCED: 01/24/2005
DISPOSITION: Pending
LOCATION: Senate Finance Committee
SUMMARY:
A bill to amend the Internal Revenue Code of 1986 to provide tax - exempt financing of highway projects and rail - truck transfer facilities.
STATUS:

01/24/2005	INTRODUCED.
01/24/2005	In SENATE. Read second time.
01/24/2005	To SENATE Committee on FINANCE.

US S 129

SPONSOR: Talent (R)
TITLE: Facilities
INTRODUCED: 01/24/2005
DISPOSITION: Pending
LOCATION: Senate Environment and Public Works Committee
SUMMARY:
A bill to amend title 23, United States Code, to provide for HOV facilities.
STATUS:

01/24/2005	INTRODUCED.
01/24/2005	In SENATE. Read second time.
01/24/2005	To SENATE Committee on ENVIRONMENT AND PUBLIC WORKS.

US S 197

SPONSOR: Boxer (D)
TITLE: Traffic Congestion
INTRODUCED: 01/26/2005
DISPOSITION: Pending
LOCATION: Senate Commerce, Science & Transportation Committee
SUMMARY:
A bill to improve safety and reduce traffic congestion at grade crossings.
STATUS:

01/26/2005	INTRODUCED.
01/26/2005	In SENATE. Read second time.
01/26/2005	To SENATE Committee on COMMERCE, SCIENCE, AND TRANSPORTATION.

US S 248

SPONSOR: DeMint (R)
TITLE: Surface Transporation Program Projects
INTRODUCED: 02/01/2005
DISPOSITION: Pending
LOCATION: Senate Environment and Public Works Committee
SUMMARY:
A bill to amend title 23, United States Code, to permit States to carry out surface transportation program projects on local roads to address safety concerns.
STATUS:

02/01/2005	INTRODUCED.
02/01/2005	In SENATE. Read second time.
02/01/2005	To SENATE Committee on ENVIRONMENT AND PUBLIC WORKS.

US S 428

SPONSOR: Talent (R)
TITLE: Funding for Completion of Public Transportation Systems

INTRODUCED: 02/17/2005
DISPOSITION: Pending
LOCATION: Senate Finance Committee
SUMMARY:
Provides new transportation infrastructure funding in addition to TEA-21 levels through bonding to empower States and local governments to complete significant long term capital improvement projects for highways, public transportation systems, and rail systems, and for other purposes.
STATUS:
02/17/2005 INTRODUCED.
02/17/2005 In SENATE. Read second time.
02/17/2005 To SENATE Committee on FINANCE.

Private file: Water

CA AB 290

AUTHOR: Leslie (R)
TITLE: California Waterworks Standards
FISCAL COMMITTEE: yes
URGENCY CLAUSE: no
INTRODUCED: 02/09/2005
LAST AMEND: 04/19/2005
DISPOSITION: Pending
LOCATION: Assembly Appropriations Committee
SUMMARY:
Amends the Safe Drinking Water Act. Requires the Department of Health Services, in consultation with a study committee, to undertake a 5-year study of methodologies used to determine water source capacities in hard-rock wells in order to determine the techniques for conducting pump tests and evaluating data that will result in the most accurate and cost-effective prediction of long-term well capacity.
STATUS:
05/04/2005 In ASSEMBLY Committee on APPROPRIATIONS: To Suspense File.
Subject: Environment, Water

CA AB 371

AUTHOR: Goldberg (D)
TITLE: Water Recycling
FISCAL COMMITTEE: yes
URGENCY CLAUSE: no
INTRODUCED: 02/11/2005
LAST AMEND: 05/03/2005
DISPOSITION: Pending
LOCATION: Assembly Appropriations Committee
SUMMARY:
Requires the Water Resources Control Board, for purposes of establishing the amount of a fee that may be imposed upon any publicly owned treatment works, to structure the fee schedule to provide incentives to maximize water recycling. Requires the prescribing of general water recycling requirements to nonpotable uses of recycled water. Requires a recycled water producer to notify specified state departments if it proposes to provide recycled water for state landscape irrigation.
STATUS:
05/03/2005 In ASSEMBLY. Read second time and amended. Re-referred to Committee on APPROPRIATIONS.
Subject: Water

CA AB 495

AUTHOR: Montanez (D)
TITLE: Waste Discharge Requirements: Penalties
INTRODUCED: 02/16/2005
LAST AMEND: 05/03/2005
DISPOSITION: Pending
LOCATION: Assembly Appropriations Committee
SUMMARY:
Redefines effluent limitation under the Porter-Cologne Water Quality Control Act that provides a penalty for a violation of a toxicity effluent limitation, to mean a numeric or narratively expressed narrative restriction, on the quantity, discharge rate, concentration or toxicity units of a pollutant or pollutants that may be discharged from an authorized location.
STATUS:
05/03/2005 In ASSEMBLY. Read second time and amended. Re-referred to

000075

		Committee on APPROPRIATIONS.
	Subject:	Water

CA AB 798	**AUTHOR:**	Wolk (D)
	TITLE:	Water Quality, Watershed & Flood Management Bond Act
	FISCAL COMMITTEE:	no
	URGENCY CLAUSE:	no
	INTRODUCED:	02/18/2005
	LAST AMEND:	04/11/2005
	DISPOSITION:	Pending
	LOCATION:	Assembly Water, Parks and Wildlife Committee
	SUMMARY:	
	Enacts the Water Quality, Watershed Protection, and Flood Management Bond Act of 2006 which would authorize issuance of state bonds for purposes of financing a water quality, watershed protection, and flood management program. Requires voter approval.	
	STATUS:	
	04/11/2005	To ASSEMBLY Committees on WATER, PARKS AND WILDLIFE and ENVIRONMENTAL SAFETY AND TOXIC MATERIALS.
	04/11/2005	From ASSEMBLY Committee on WATER, PARKS AND WILDLIFE with author's amendments.
	04/11/2005	In ASSEMBLY. Read second time and amended. Re-referred to Committee on WATER, PARKS AND WILDLIFE.
	Subject:	Revenue/Bond, Water

CA AB 802	**AUTHOR:**	Wolk (D)
	TITLE:	Land Use: Water Supply
	FISCAL COMMITTEE:	yes
	URGENCY CLAUSE:	no
	INTRODUCED:	02/18/2005
	LAST AMEND:	04/25/2005
	DISPOSITION:	Pending
	LOCATION:	Assembly Second Reading File
	SUMMARY:	
	Requires the conservation element of the general plan to cover flood management and to consider, among other things, the existing water supply and the possible means of using flood water to supplement that supply.	
	STATUS:	
	05/11/2005	From ASSEMBLY Committee on APPROPRIATIONS: Do pass.
	Subject:	Water

CA AB 1128	**AUTHOR:**	Blakeslee (R)
	TITLE:	California Regional Water Quality Control Board Members
	FISCAL COMMITTEE:	yes
	URGENCY CLAUSE:	no
	INTRODUCED:	02/22/2005
	LAST AMEND:	04/27/2005
	DISPOSITION:	Pending
	LOCATION:	Assembly Appropriations Committee
	SUMMARY:	
	Authorizes a board member of a regional water quality control board to participate in specified board actions if the actions apply on a regionwide basis, are not decisions in which the board member has a financial interest, and are not specified actions required to be undertaken pursuant to the federal Clean Water Act or certain other enforcement-related actions.	
	STATUS:	
	04/27/2005	In ASSEMBLY. Read second time and amended. Re-referred to Committee on APPROPRIATIONS.
	Subject:	Water

CA AB 1201	**AUTHOR:**	Laird (D)
	TITLE:	Groundwater Management
	FISCAL COMMITTEE:	no
	URGENCY CLAUSE:	no
	INTRODUCED:	02/22/2005
	LAST AMEND:	04/18/2005
	DISPOSITION:	Pending

000076

LOCATION: SENATE
SUMMARY:
Specifies that the Sierra Nevada Conservancy may received a fee interest in real property only by gift or donation. Makes various technical, nonsubstantive changes to existing law.
STATUS:
05/02/2005 In ASSEMBLY. Read third time. Passed ASSEMBLY. *****To SENATE.
Subject: Water

CA AB 1724

AUTHOR: Villines (R)
TITLE: Water Quality: Reclamation: Excessive Rainfall
INTRODUCED: 02/22/2005
LAST AMEND: 04/14/2005
DISPOSITION: Pending
LOCATION: Assembly Water, Parks and Wildlife Committee
SUMMARY:
Prohibits a regional water quality control board from requiring a holder of a master reclamation permit or a water district to provide plans or water reclamation facilities to reclaim or recycle all water subject to a permit or passing through a water reclamation facility during a period of excessive rainfall. Authorizes a board to require a permittee or a water district to meet reasonable water quality standards during such a period based on other factors determined by the board.
STATUS:
04/14/2005 To ASSEMBLY Committees on WATER, PARKS AND WILDLIFE and ENVIRONMENTAL SAFETY AND TOXIC MATERIALS.
04/14/2005 From ASSEMBLY Committee on WATER, PARKS AND WILDLIFE with author's amendments.
04/14/2005 In ASSEMBLY. Read second time and amended. Re-referred to Committee on WATER, PARKS AND WILDLIFE.
Subject: Water

CA SB 113

AUTHOR: Machado (D)
TITLE: California Bay-Delta Authority Act
INTRODUCED: 01/24/2005
LAST AMEND: 04/14/2005
DISPOSITION: Pending
COMMITTEE: Senate Appropriations Committee
HEARING: 05/16/2005 1:30 pm
SUMMARY:
Relates to existing law which requires the California Bay-Delta Authority to review, approve, and make recommendations regarding certain annual program plans and project expenditures submitted by the implementing agencies based on prescribed criteria. Requires the authority, in undertaking that review, approval or modification, to consider the extent to which those plans or expenditures are consistent with the beneficiary pays principle.
STATUS:
05/09/2005 In SENATE Committee on APPROPRIATIONS: Not heard.
Subject: Environment, Water

CA SB 387

AUTHOR: Ducheny (D)
TITLE: New River
INTRODUCED: 02/17/2005
LAST AMEND: 04/19/2005
DISPOSITION: Pending
LOCATION: ASSEMBLY
SUMMARY:
Includes sewage treatment and pollution prevention among the listed uses, and only as applied to the New River in Imperial County. Defines the phrase use or enlargement of any natural channel for municipal purposes to include the encasement and piping of the New River to protect human health and the natural environment.
STATUS:
05/09/2005 In SENATE. Read third time. Passed SENATE. *****To ASSEMBLY.
Subject: Water

CA SB 773

AUTHOR: Cox (R)
TITLE: Groundwater Aquifers: Injection Wells
INTRODUCED: 02/22/2005

LAST AMEND: 04/19/2005
DISPOSITION: Pending
LOCATION: Senate Environmental Quality Committee
SUMMARY:
Exempts from the definition of waste drinking water, water that is injected into storage in a groundwater aquifer for later recovery and use. Directs the Water Resources Control Board and regional boards to encourage projects in which drinking water is injected into groundwater aquifers for later recovery and use by the public. Requires any person who proposes to inject drinking water into storage in an aquifer to file a report with the regional board in whose region the proposed injection would occur.
STATUS:
04/25/2005 In SENATE Committee on ENVIRONMENTAL QUALITY: Heard, remains in Committee.
Subject: Water

CA SB 820

AUTHOR: Kuehl (D)
TITLE: Water
FISCAL COMMITTEE: yes
URGENCY CLAUSE: no
INTRODUCED: 02/22/2005
LAST AMEND: 04/18/2005
DISPOSITION: Pending
COMMITTEE: Senate Appropriations Committee
HEARING: 05/16/2005 1:30 pm
SUMMARY:
Requires the Department of Water Resources to prepare and deliver to all State Water Project contractors, city and county planning departments, and regional and metropolitan planning departments within the project service area a report that accurately sets forth, under a range of hydrologic conditions, the then-existing overall delivery capability of the project facilities and the allocation of that capacity to each contractor.
STATUS:
04/27/2005 Withdrawn from SENATE Committee on RULES.
04/27/2005 Re-referred to SENATE Committee on APPROPRIATIONS.
Subject: Water

US H 18

SPONSOR: Baca (D)
TITLE: Groundwater Remediation Program
INTRODUCED: 01/04/2005
LAST AMEND: 04/12/2005
DISPOSITION: Pending
LOCATION: Senate Energy and Natural Resources Committee
SUMMARY:
To authorize the Secretary of the Interior, acting through the Bureau of Reclamation and in coordination with other Federal, State, and local government agencies, to participate in the funding and implementation of a balanced, long - term groundwater remediation program in California, and for other purposes.
STATUS:
04/13/2005 In SENATE. Read second time.
04/13/2005 To SENATE Committee on ENERGY AND NATURAL RESOURCES.

US H 74

SPONSOR: Davis Jo (R)
TITLE: Federal Water Pollution Control Act
INTRODUCED: 01/04/2005
DISPOSITION: Pending
LOCATION: House Transportation & Infrastructure Committee
SUMMARY:
Amends the Federal Water Pollution Control Act to impose limitations on wetlands mitigation activities carried out through the condemnation of private property.
STATUS:
01/04/2005 INTRODUCED.
01/04/2005 To HOUSE Committee on TRANSPORTATION AND INFRASTRUCTURE.

US H 122

SPONSOR: Issa (R)
TITLE: Reclamation Wastewater and Groundwater Study
INTRODUCED: 01/04/2005

DISPOSITION: Pending
LOCATION: House Resources Committee
SUMMARY:
Amends the Reclamation Wastewater and Groundwater Study and Facilities Act to authorize the Secretary of the Interior to participate in the Eastern Municipal Water District Recycled Water System Pressurization and Expansion Project.
STATUS:
01/04/2005 INTRODUCED.
01/04/2005 To HOUSE Committee on RESOURCES.

US H 125

SPONSOR: Issa (R)
TITLE: Santa Margarita River
INTRODUCED: 01/04/2005
DISPOSITION: Pending
LOCATION: Multiple Committees
SUMMARY:
Authorizes the Secretary of the Interior to construct facilities to provide water for irrigation, municipal, domestic, military, and other uses from the Santa Margarita River, California, and for other purposes.
STATUS:
01/04/2005 INTRODUCED.
01/04/2005 To HOUSE Committee on RESOURCES.
01/04/2005 Additionally referred to HOUSE Committee on ARMED SERVICES.

US H 135

SPONSOR: Linder (R)
TITLE: Comprehensive Water Strategy
INTRODUCED: 01/04/2005
DISPOSITION: Pending
LOCATION: Senate Environment and Public Works Committee
SUMMARY:
Establishes the Twenty-First Century Water Commission to study and develop recommendations for a comprehensive water strategy to address future water needs.
STATUS:
04/13/2005 In SENATE. Read second time.
04/13/2005 To SENATE Committee on ENVIRONMENT AND PUBLIC WORKS.

US H 186

SPONSOR: Pombo (R)
TITLE: Groundwater Remediation Program
INTRODUCED: 01/04/2005
DISPOSITION: Pending
LOCATION: Senate Energy and Natural Resources Committee
SUMMARY:
Authorizes the Secretary of the Interior, acting through the Bureau of Reclamation and in coordination with other Federal, State, and local government agencies, to participate in the funding and implementation of a balanced, long - term groundwater remediation program in California, and for other purposes.
STATUS:
03/15/2005 In SENATE. Read second time.
03/15/2005 To SENATE Committee on ENERGY AND NATURAL RESOURCES.

US H 624

SPONSOR: Camp (R)
TITLE: Federal Water Pollution Control Act
INTRODUCED: 02/08/2005
DISPOSITION: Pending
LOCATION: House Transportation & Infrastructure Committee
SUMMARY:
To amend the Federal Water Pollution Control Act to authorize appropriations for sewer overflow control grants.
STATUS:
02/08/2005 INTRODUCED.
02/08/2005 To HOUSE Committee on TRANSPORTATION AND INFRASTRUCTURE.

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Policy Committee Summaries

May 2005

The following summaries contain Action Items under the purview of the respective Committee.

Community, Economic, and Human Development Committee

Item #	Summary
5.1	**2% Strategy Demonstration Projects/Suite of Services Selection Criteria** Acting Chair Bowlen then introduced John Fregonese of FCA to present the staff report on the Selection Criteria for Compass 2% Demonstration Cities and the Suite of Services. John gave a power point presentation detailing the work done to date on the three 04-05 Demonstration Cities (Ontario, Upland and South Pasadena) and the upcoming partnership with the new Inland Empire ULI Opening Session Workshop in May 2005. Using these four projects and the lessons learned from them; John then reviewed the types of tools and technical services that would be available next fiscal year. He reviewed suggested criteria for site selection of the next demonstration cities, and stressed that participation in the program is voluntary on the part of the cities. Action: It was moved by Councilmember Poe and seconded by Councilmember Coerper and passed unanimously to approve the selection criteria as recommended.
5.2	**Housing and Transportation Legislative Package: SB 832, SB 575, SB 44 and SB 521** Tonya Gorham, SCAG Staff, gave a brief summary if the bill page which includes: SB 832 (Perata/Torlakson/Lowenthal) CEQA – Infill development; SB 575 (Torlakson) Housing Development Projects; SB 521 (Torlakson) Local Planning-Transit Oriented Development; and SB 44 (Kehoe) General Plans – Air Quality Elements. The package of bills aims to combat sprawl, reduce traffic, maintain open space and farmland, and improve air quality in California **The actions went as follows:** SB 832 was moved by Councilmember Coerper and seconded by Councilmember Poe and passed unanimously to approve support. SB 575 was moved by Councilmember Poe and seconded by Councilmember Coerper and passed unanimously to approve support. SB 521 was moved by Councilmember Coerper and seconded by Councilmember Poe and passed unanimously to approved support. SB 44 was moved by Councilmember McCullough and seconded by Councilmember McCallon to oppose. The motion was unanimously carried.

Policy Committee Summaries

May 2005

The following summaries contain Action Items under the purview of the respective Committee.

Energy and Environment Committee

Item #	Summary
	No Action Items for the month of May.

Transportation and Communications Committee

Item #	Summary
5.1	**State Transportation Legislation** The TCC had comments on the following bills: SB 760 *What is the expectation and role of AQMD? *What is the constitutionality of this bill? *How will the AQMD use the funds generated to reduce air pollution? *This fee should be applied to ports statewide, not just LA/Long Beach *Does the CTC have any restrictions on spending? Assembly Democrats' Transportation Bill *Ensure that double taxation does not occur The TCC approved positions recommended by staff with the following exception: AB 426 - Change from staff recommendation of oppose to 'Support for Riverside County on a limited basis'

REPORT

DATE: June 2, 2005

TO: Administrative Committee and Regional Council

FROM: Heather Copp, Chief Financial Officer, (213) 236-1804, copp@scag.ca.gov

SUBJECT: Request for Reimbursement – WRCOG FY 00-01 Indirect Overhead Costs

EXECUTIVE DIRECTOR'S APPROVAL:

RECOMMENDED ACTION:
Deny request for reimbursement.

SUMMARY:
Last month, WRCOG submitted invoices in the amount of $99,947.55 for FY 01 overhead costs. Included in with the invoice information was a Caltrans approved ICAP for FY 01. Caltrans approved the ICAP rate of 58.69% on October 13, 2004. This is nearly four years after the close of FY 01.

OMB A-87 and Generally Accepted Accounting Principles (GAAP) are both applicable on a year to year basis. All direct and indirect overhead costs must be recognized and expensed in the fiscal year the cost benefit is realized. An allowable cost cannot be charged to federal grants in any arbitrary or selectively chosen year, but is only allowable in the year the cost benefit is actually realized.

For these reasons, we are recommending that the request for reimbursement be denied.

BACKGROUND:
In April 2001, the Regional Council (RC) authorized subregions to bill SCAG for their indirect overhead costs under certain conditions. A principal condition was the requirement of an approved cost allocation plan. The RC resolution was consistent with the requirements promulgated by the Office of Management and Budget Circular A-87 (OMB A-87). OMB A-87 requires SCAG and subregions to prepare, submit, and obtain approval of their Indirect Cost Allocation Plan (ICAP). Approval of the ICAP is required before overhead costs can be billed to federal grants in any particular year.

On June 18,2001, SCAG wrote letters to all subregions to submit invoices for FY 01 by August 15, 2001.

On July 12, 2001, in a letter from WRCOG to SCAG, they acknowledged the August 15 deadline. It wasn't until June 6, 2002, SCAG received an overhead billing for FY01 for $144,928.36. The billing was past the August 15, 2001 deadline and their ICAP had not been approved by Caltrans so payment was denied.

The WRCOG indirect overhead costs were incurred in FY01 and were therefore subject to compliance with RC policy, OMB A-87, and GAAP in that year. Since WRCOG did not comply with the ICAP requirements in FY01, their indirect overhead costs are not an allowable cost billable to federal grants in FY01. Further, they would not be allowable or billable in FY05, nor in any subsequent fiscal year.

The WRCOG did not meet the SCAG deadline for submitting their invoices for FY01 and did not provide SCAG an approved cost allocation plan.

On March 15, 2005, SCAG received a letter from WRCOG regarding the submission of outstanding overhead invoices for FY 01 (referenced above). Since FY 01, SCAG staff has met with WRCOG staff, engaged legal counsel, and exchanged letters with them on this matter. SCAG has consistently maintained that their indirect overhead costs are ineligible because WRCOG did not comply with RC Policy, OMB A-87, and did not comply with SCAG deadlines to submit their FY01 invoices.

WRCOG has claimed that SCAG staff gave them oral permission to turn in the required materials after the deadline date; stated that they could 'self-certify' their ICAP; and further that Caltrans approval was not needed. We have been unable to verify any such oral permission. Caltrans staff and KPMG were asked and the regulations were researched about any ICAP 'Self-certification'. Based on our inquiries to the best of our knowledge and belief no such regulatory process exists.

Approval of their ICAP four years later by Caltrans, does not change the continuing ineligible character of these costs, nor does it erase their failure to comply with the SCAG deadline to submit their FY 01invoices. Furthermore, WRCOG did not comply with the requirements of OMB A-87 nor GAAP.

FISCAL IMPACT:

The FY 01 overhead costs WRCOG is seeking reimbursement for are not allowable or billable to federal grants. They were not allowable or billable to federal grants in FY01 and they continue to retain their ineligible status in FY05. They have consistently been considered ineligible because of non compliance by WRCOG with the Regional Council Policy resolution passed in April 2001, and with OMB A-87, and Generally Accepted Accounting Principles.

If considered for approval, an amendment to the General Fund budget approved at the February 2005 meeting will be required. Funding this request would put our line of credit minimum General Fund Balance in a precarious position. If the request is considered for approval, staff would further recommend reducing the General Fund budget in FY 05/06 by an additional $300,000. This set aside of general funds would be for anticipated additional claims by WRCOG and other subregions to reimburse similar claims for other fiscal years.

REPORT

DATE: June 2, 2005

TO: Regional Council and Administration Committee

FROM: Heather Copp, CFO (213) 236-1804 Copp@scag.ca.gov

SUBJECT: Recommendation to Resolve Account Receivables and Funding Adjustments

EXECUTIVE DIRECTOR'S APPROVAL:

RECOMMENDED ACTION:

Authorize the CFO to take appropriate action to write off certain Accounts Receivable (AR) and make appropriate funding adjustments.

SUMMARY:

SCAG has incurred costs in several grants, principally during the period of FY 99-00 through FY 02-03, that have not been collected for various reasons. All efforts to collect these funds have now been exhausted and we have now determined that they must be written off. The Regional Council budgeted funds for this specific purpose at the April 7, 2005 meeting.

BACKGROUND:

I have previously reported to both the Audit Committee and the Administration Committee that SCAG had several ARs from previous fiscal years. Additionally, there have been three circumstances in FY 04-05 where we have incurred costs that cannot be reimbursed from grant funds. There were two main causes that created the older A/Rs:

- Billing grantors a lower ICAP rates than were ultimately approved by Caltrans
- Poor grant management

Over the past 18 months we have been engaged in various activities to appeal or seek relief from Grantors for these ARs. It appears we will only be able to collect in two cases, two special projects undertaken in FY 01 through an MTA program. Therefore, I want to inform the RC of my intent to pay off and remove the other ARs from our books.

As stated above there were three instances of un-reimbursable expenses this fiscal year. We have instituted corrective actions to eliminate re-occurrences.

The following is a summary of write-offs that need to occur this year.

Vendor / Grantor	Amount	Note
B.R.W.	$29,780	A consultant performed authorized work and payment was authorized after a grant was closed (FY 00/01)
SP&R fund	$9,603	SCAG incurred work element expenses after the grant was closed (FY 00/01)
RCTC – SR 91	$8,158	SCAG incurred work element expenses after the grant was closed (FY 99/00)
RHNA	$27,567	Costs incurred on behalf of housing program that are not reimbursable (FY 98-99 and 02-03)
FTA	$84,037	Invoice paid to CSULA for work performed. SCAG invoiced State after fiscal year was closed (FY 00-01)
TANN / OCTA	$70,460	Work performed at Partnership offices on a special grant, no overhead charged. Practice disallowed by Caltrans audit. Pays for subsequent IC (FY 01-02)
GF A/R	$324,814	Work performed at Partnership offices on OWP Deployment projects, no overhead charged. Practice subsequently disallowed by Caltrans audit (FY 01-02)
Reebie	$2,639	Vendor authorized by SCAG staff to begin work before official contract start date (FY 04-05)
Community Design	$13,424	Consultant allowed by project staff to exceed individual contractual line item budgets, but not overall contract budget (FY 04-05)
Judith Norman	$32,307	Vendor authorized by SCAG staff to begin work before official contract start date (FY 04-05)
Totals	$602,789	

There are two additional transactions that will require General Fund contributions:

- The FY 04-05 Regional Economic Conference incurred $19,013 of costs in excess of conference revenue.
- We are working with Caltrans to transfer funds from our Federal Transportation appropriation to eliminate the claim in the HDR procurement matter. However, due to normal administrative costs associated with such an appropriation, SCAG will most likely have to contribute $80 - $100,000 from the General Fund to conclude the transaction.

In addition to the activities noted, SCAG had Rideshare grants between FY 99-00 to FY 02-03 that contained ICAP rates in their contracts that were less that the ICAPs ultimately approved by Caltrans. We have sought, unsuccessfully, to be reimbursed by the Rideshare grantors, principally MTA. I have reviewed these contracts and determined that it is appropriate to use our unallocated TDA fund for these costs. The total charges to the TDA fund will be $205,735.

After these actions, there will only be two account receivables older than one year on our books. These are two MTA funded programs. The total of these two programs is $231,000. At the time of this report, these two claims are still being reviewed by Caltrans. Per our discussions with the Audit Committee, funds have been set aside in FY 05-06 as a contingency in case the claims are unsuccessful.

There are no other old account receivables on our books. We have taken actions over the past two years to strengthen our internal controls so that the conditions that allowed these costs will not be duplicated:

- We charge all grants and projects the Caltrans approved ICAP rate.
- We have a system that requires written notification to the CFO for any A/R older than 30 days.
- We have instituted control mechanisms for invoice review, budget management and contract administration.

FISCAL IMPACT:
As noted in the report, these write-offs are to be paid with funds allocated in the General Fund budget as amended by the Regional Council at the April 7, 2005 meeting and unallocated TDA funds.

REPORT

DATE: June 2, 2005

TO: Administration Committee
Regional Council

FROM: Debbie Dillon, Supervising HR Officer, 213.236.1870, dillon@scag.ca.gov

SUBJECT: Merit Pay PERS-ability for Lump Sum Payments

EXECUTIVE DIRECTOR'S APPROVAL:

RECOMMENDED ACTION:

The Personnel Committee recommends that the Administration Committee approve lump sum merit payments as CalPERS covered compensation, subject to CalPERS written approval.

BACKGROUND:

On June 7, 2001 the Regional Council approved recommendations included in the Compensation study conducted by Personnel Concepts, Inc. One component of that study was the recommendation to implement a Pay for Performance Program. The parameters of that study have been the basis for SCAG's new performance evaluation process and compensation planning over the course of the last two plus years.

In 2003, the Pay for Performance/Merit Pay was implemented for senior level employees and above. In July 2004, the Regional Council approved a two-year pilot program to extend Merit Pay to all employees. In 2003 and 2004, employees who were at the top of the salary range received a non-CalPERSable lump sum equivalent to the percentage that was over the top of the salary range. This means that CalPERS does not treat the lump sum as part of an employee's compensation for retirement purposes. There are currently sixteen employees at the top of the range. Several of these employees have been topped out for more than three years. There may be approximately six more employees affected after the next round of merit payouts in July 2005. This represents 20% of the total workforce since there are 111 full-time budgeted positions in FY 2005/2006. SCAG staff does not receive cost of living adjustments and they do not receive step increases. Merit pay is the only form of compensation increase available to SCAG staff.

The salary ranges may be adjusted annually if they are determined by a salary survey to no longer be at the Regional Council approved 75th percentile of comparable market. The Personnel Concepts study recommended conducting a bi-annual survey to maintain competitiveness to the labor market. A salary survey is conducted annually to determine if adjustments are necessary. Any suggested changes to the ranges are provided to this committee prior to implementation.

FISCAL IMPACT:

None. SCAG currently budgets 5% of base pay plus fringe costs for all merit pay adjustments. This recommended action could be absorbed within the 2005/2006 staff budget.

REPORT

DATE: June 2, 2005

TO: Administration Committee
Regional Council

FROM: Debbie Dillon, Supervising HR Officer, 213.236.1870, dillon@scag.ca.gov

SUBJECT: Retiree Medical Contribution Vesting

EXECUTIVE DIRECTOR'S APPROVAL:

RECOMMENDED ACTION:
The Personnel Committee recommends that the Administration Committee approve the establishment of a vesting requirement for SCAG's contribution to CalPERS retiree medical benefits as follows:

- **Active employees** - grandfather employees under existing requirements of vesting in CalPERS
- **Prospective employees** - ten years of full-time CalPERS covered SCAG service

BACKGROUND:
SCAG currently has no minimum SCAG service requirement towards eligibility for its $550 monthly contribution towards retiree CalPERS medical benefits. CalPERS require that the retiree be vested in CalPERS and retire from SCAG within 180 days of separation. CalPERS also requires that the contribution towards retiree medical be the same level as that for active employees. CalPERS allows the employer to set a minimum number of service years with the employer or vesting period.

The Governmental Accounting Standards Board (GASB) has issued Statement No. 45, Accounting and Financial Reporting by Employers for Postemployment Benefits Other Than Pensions. This statement addresses how state and local governments should account for and report their costs and obligations related to postemployment healthcare and other non-pension benefits.

GASB 45 is a new requirement for public agencies. In simple terms, it will require SCAG to account for the costs associated with providing retiree medical benefits in a very different way. Currently, SCAG budgets the actual anticipated dollars towards each fiscal year's retiree medical premiums. For example, if there are 75 retirees, SCAG budgets 75 x $550 per month = $495,000 annually. GASB 45 requires that SCAG account for the actuarial liability of the current retiree costs and the future liability of retiree costs each year. This will increase SCAG's budgetary costs. It is unknown how much at this time. An actuarial study is budgeted for next fiscal year to ascertain SCAG's liability with regard to this new requirement. The implementation deadline for an organization with SCAG's revenue base is December 15, 2007.

In the meantime, SCAG is recommending implementation of this vesting requirement to minimize additional liability as new employees are hired between now and implementation of GASB 45. SCAG conducted a survey of comparable agencies and the vesting period ranges from vesting in CalPERS to 10 years of service with the employer. The average SCAG employee is 47.8 years old with 11.22 years of service. Therefore, SCAG believes this is a reasonable vesting period as the average employee will be eligible for this benefit.

Additionally, at least three current retirees have requested that SCAG increase its contribution towards retiree medical benefits by paying the Medicare supplement premium in addition to contributing up to $550 a month towards the cost of the CalPERS medical plan. At this time, it is not prudent to consider an increase prior to evaluating the results of the actuarial study.

FISCAL IMPACT:
No current additional cost. This is intended to limit SCAG's future liability for contributions towards retiree medical benefits. It is unknown how much it will limit the future liability until an actuarial study is completed in fiscal year 2005/2006.

REPORT

DATE: June 2, 2005

TO: Administration Committee
Regional Council

FROM: Debbie Dillon, Supervising HR Officer, 213.236.1870, dillon@scag.ca.gov

SUBJECT: Salary Range Adjustments

EXECUTIVE DIRECTOR'S APPROVAL:

RECOMMENDED ACTION:

The Personnel Committee recommends that the Administration Committee approve increasing the top of the salary range for the following classifications effective July 1, 2005:

+6.2% Operations Technician
+2.6% Executive Assistant to the Regional Council
+4.8% Senior Administrative Assistant

BACKGROUND:

SCAG Best Practices recommended a comprehensive classification/compensation study be conducted. A study was completed in 2001 by a consultant, Personnel Concepts, Inc. SCAG staff recommended implementation of the classification/compensation study to the Regional Council in August 2001. The Regional Council approved the study and the recommendations contained therein.

The Personnel Concepts, Inc. study recommended a salary survey at least bi-annually. SCAG staff has been proactive in its approach to reviewing the total compensation package for SCAG staff. A benchmark salary survey has been conducted annually since the implementation of the study to maintain market competitiveness as outlined in the 2001 study. The adoption of the study included a compensation guideline to maintain SCAG's salary ranges at the 75th percentile of its comparable marketplace.

- December 2002
  - January 2003 top of salary range table adjusted by 2.6% for CPI
  - Approved by Personnel Committee in January 2003

- December 2003
  - No changes recommended
  - SCAG salary ranges at or above 75th percentile

- December 2004
  - No changes to benchmarks

Three salary ranges in the Administrative Job Family recommended for change effective July 1, 2005:

- **Executive Assistant to the Regional Council** + 2.6% top of range
  Current Range $54,345 - $81,530 annually
  Proposed Range $54,345 - $83,685 annually

- **Operations Technician** + 6.2% top of range
  Current Range $26,557 - $39,842 annually
  Proposed Range $26,557 - $42,332 annually

- **Sr. Administrative Assistant** + 4.8% top of range
  Current Range $37,526 - $56,291 annually
  Proposed Range $37,526 - $58,992 annually

FISCAL IMPACT:
There is no fiscal impact for this recommendation. The employee's that occupy these ranges will move in the range during the annual evaluation cycle. Adequate funds are included in the budget for fiscal year 2005/2006.

REPORT

DATE: June 2, 2005

TO: Administration Committee and Regional Council

FROM: Don Rhodes, Manager, Communications rhodes@scag.ca.gov (213) 236-1840
Arnold San Miguel, Gov't Affairs, sanmigue@scag.ca.gov (213) 236-1925

SUBJECT: Tribal Government Relations

EXECUTIVE DIRECTOR'S APPROVAL:

RECOMMENDED ACTION:
Approve and send a resolution to Tribal Governments (Resolution #05-464-1 through 16, A resolution of SCAG to federally recognized Tribal Governments in the region). Authorize and appoint a Regional Council Tribal Government Relations Task Force and approve a work program.

SUMMARY:
As a part of SCAG's efforts to include Tribal Governments in the transportation planning process and in response to resolutions presented to SCAG by Tribal Governments, SCAG staff request approval of a resolution to Tribal Governments (see attachment), the authorization and appointment of Regional Council members to a Tribal Government Relations Task Force and the approval of a work program (see attachment) to facilitate agreements with Tribal Governments.

BACKGROUND:
In November 2002 the SCAG Regional Council approved Strategic Plan Goal 5 that calls for establishing a role for Native Americans in the regional planning process, including voting membership on the Regional Council and the creation of a yet to be named Tribal Government Committee. In order to implement Strategic Plan Goal Five, SCAG in cooperation with different Tribal Governments (Agua Caliente; Morongo, Torres-Martinez and Cabazon) organized four summit meetings where SCAG invited Tribal Council members to meet to discuss coordination of transportation planning issues. The summits provided SCAG the opportunity to present information on regional plans under process and to receive input. SCAG hired a Tribal Liaison consultant, the National Indian Justice Center (NIJC). Mr. Joseph Myers is its Executive Director. The primary role of the NIJC is to help SCAG implement a formal process for the Tribal Governments to participate in the regional planning process.

SCAG Work Program for Tribal Government Relations

In order to facilitate an agreement with each Tribal Government in the region the SCAG work program includes (1) Agreement membership language; (2) By-law Changes (as necessary) and (3)State Law Changes (if necessary).

The SCAG Regional Council Tribal Government Relations Task Force will guide the implementation of the work program (described below) and the National Indian Justice Center will provide the Task Force with recommendations and advice.

The work program steps include:

1. The preparation and transmittal of a resolution from SCAG to the Tribal Governments. The resolution will indicate SCAG's desire to establish a formal relationship.
2. Creation of a SCAG Tribal Government Relations Task Force.
3. Development of proposed agreement membership language based upon direction of the Regional Council.
4. Periodic SCAG Tribal Government Relations Task Force meetings to facilitate the agreement.
5. Review responses from Tribal Governments and negotiate with Tribal Governments and their staff to facilitate an agreement.

Timeline to Implement Work Plan:

June 2005:

Regional Council Adopts Resolution to Tribal Governments.
Regional Council approves work plan to implement Strategic Plan Goal Five.
Regional Council appoints Tribal Government Relations Task Force.
June 9, 2005 meeting with Tribal Government staff.

July 2005 – December 2005:

Monthly reports to Administration Committee and Regional Council.
SCAG organizes informational workshop presentations for Tribal Governments.
Monthly meetings with Tribal Government staff.
SCAG requests presentations to Tribal Councils.
SCAG request presentation to TASIN.
SCAG organize presentation to Tribes along the Colorado River.

January 2006:

Tribal Governments send proposed membership agreement language to SCAG.

February 2006:
SCAG Regional Council presented with proposals from each Tribal Government.

March 2006:
SCAG Regional Council considers agreement.
SCAG Regional Council considers By-laws if necessary changes for 2006 General Assembly.

May 2006:
General Assembly ratifies By-law changes, if necessary, and takes any other appropriate action.

SCAG was invited to a meeting, organized by the Torres-Martinez Desert Cahuilla Indians, on April 28, 2005 to receive comments from the Tribal Governments in response to concepts presented by SCAG staff at the September 9, 2004 Summit. At the April 28, 2005 meeting the Tribal Governments in attendance (Agua Caliente Band of Cahuilla Indians; Ramona Band of Cahuilla Indians; Santa Rosa Band of Cahuilla Indians and the Torres-Martinez Desert Cahuilla Indians) asked SCAG to provide: (1) work plan; (2) schedule; and (3) language for an agreement. On May 4, 2005 at the General Assembly the Tribal Governments who had attended the April 28th meeting, presented resolutions of their desire to establish a formal relationship with SCAG.

FISCAL IMPACT:

All work related to adopting the recommended staff action is contained within the adopted FY 05-06 Overall Work Program. In the past the Tribal Governments have sponsored SCAG Summit meetings, however, in anticipation of organizing five additional meetings with Tribal Governments the amount not to exceed $5,000 (General fund FY 05-06) is requested from the General Fund to cover room, food and beverage expenses. If the meetings are held at the SCAG Riverside Office the budget requirements will be lower.

Resolution # 05-464-1 Through 16

RESOLUTION of Southern California Association of Governments to Federally Recognized Tribal Governments in the Region

SOUTHERN CALIFORNIA

ASSOCIATION of GOVERNMENTS

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Riverside County: Jeff Stone, Riverside County • Thomas Buckley, Lake Elsinore • Bonnie Flickinger, Moreno Valley • Ron Loveridge, Riverside • Greg Pettis, Cathedral City • Ron Roberts, Temecula

San Bernardino County: Gary Ovitt, San Bernardino County • Lawrence Dale, Barstow • Paul Eaton, Montclair • Lee Ann Garcia, Grand Terrace • Tim Jasper, Town of Apple Valley • Larry McCallon, Highland • Deborah Robertson, Rialto • Alan Wapner, Ontario

Ventura County: Judy Mikels, Ventura County • Glen Becerra, Simi Valley • Carl Morehouse, San Buenaventura • Toni Young, Port Hueneme

Orange County Transportation Authority: Lou Correa, County of Orange

Riverside County Transportation Commission: Robin Lowe, Hemet

Ventura County Transportation Commission: Keith Millhouse, Moorpark

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WHEREAS, the Southern California Association of Governments, or SCAG, is the nation's largest Metropolitan Planning Organization representing the six counties (Imperial, Los Angeles, Orange, Riverside, San Bernardino and Ventura) and 187 cities that make up the Southern California region; including 16 federally recognized Tribal Governments and

WHEREAS, SCAG adopted its Strategic Plan in November 2002 wherein Goal Five calls for SCAG to establish a role for Native Americans in the regional transportation planning process; and

WHEREAS, SCAG in coordination with Tribal Governments convened four Tribal Summits from September 2003 through September 2004, wherein SCAG has recognized that Tribal Governments are Sovereign Nations; and

WHEREAS, Certain Tribal Governments convened a Summit on April 28, 2005 to provide their initial response to Strategic Plan Goal Five and the concepts presented by SCAG at the September 2004 Summit; and

WHEREAS, SCAG and the Tribal Government staff are meeting to develop a plan of action to facilitate a formal agreement to be approved by the Regional Council and if necessary the General Assembly;

NOW, THEREFORE BE IT RESOLVED that:

1. SCAG commends the [Insert Name of Tribal Government] for their efforts to play a critical role in shaping Southern California's future through their participation in the regional transportation planning process; and

2. SCAG intends to work diligently to establish a participation role by the Tribal Governments in the region in SCAG's planning activities.

Approved and Adopted at a regular meeting of the Regional Council of the Southern California Association of Governments on this 2nd day of June, 2005.

TONI YOUNG
President
Councilmember, City of Port Hueneme

Attest:

MARK A. PISANO
Executive Director

KAREN TACHIKI
Legal Counsel

40 Resolving Regional Challenges

List of Tribal Governments in SCAG Region

1. Pechanga Band of Luiseño Mission Indians (Resolution # 05-464-1)
2. San Manuel Band of Mission Indians (Resolution # 05-464-2)
3. Fort Mojave Indian Tribe (Resolution # 05-464-3)
4. Chemehuevi Reservation (Resolution # 05-464-4)
5. Torres-Martinez Desert Cahuilla Indians (Resolution # 05-464-5)
6. Soboba Band of Luiseño Indians (Resolution # 05-464-6)
7. Santa Rosa Band of Mission Indians (Resolution # 05-464-7)
8. Ramona Band of Cahuilla Indians (Resolution # 05-464-8)
9. Twenty-Nine Palms Band of Mission Indians (Resolution # 05-464-9)
10. Morongo Band of Mission Indians (Resolution # 05-464-10)
11. Colorado River Tribal Council (Resolution # 05-464-11)
12. Cahuilla Band of Mission Indians (Resolution # 05-464-12)
13. Cabazon Band of Mission Indians (Resolution # 05-464-13)
14. Augustine Band of Mission Indians (Resolution # 05-464-14)
15. Agua Caliente Band of Cahuilla Indians (Resolution # 05-464-15)
16. Quechan Indian Tribe (Resolution # 05-464-16)

REPORT

DATE: June 2, 2005

TO: Regional Council

FROM: Tonya Gorham, Government Affairs Analyst
Phone: (213)236-1988 Email: Gorham@scag.ca.gov

SUBJECT: Senate Housing and Transportation Package

EXECUTIVE DIRECTOR'S APPROVAL:

RECOMMENDED ACTION: The CEHD Committee recommends a support position on three of the bills in the State Senate's Housing and Transportation package of bills, SB 832, SB 575, and SB 521. The committee recommends an oppose position on the fourth bill in the package, SB 44.

SUMMARY:

On February 23, 2005 Senate President pro Tem Don Perata (D-Oakland), along with the Senate Transportation and Housing Committee Chair Tom Torlakson (D-Antioch) and the Senate Environmental Quality Committee Chair Alan Lowenthal (D-Long Beach) unveiled a package of housing and transportation legislation. The bill package includes: SB 832 (Perata/Torlakson/Lowenthal) CEQA – Infill development; SB 575 (Torlakson) Housing Development Projects; SB 521 (Torlakson) Local Planning-Transit Oriented Development; and SB 44 (Kehoe) General Plans - Air Quality Elements.

The package of bills aims to combat sprawl, reduce traffic, maintain open space and farmland, and improve air quality in California. Staff originally recommended a "Support in concept" position for the package as a whole, but the committee opted to consider each bill separately recommending support positions on SB 832, SB 575, and SB 521. The committee recommends an oppose position on SB 44 due to concerns the bill is unnecessary and imposes another mandate on local governments. Currently only SB 575 has moved out of the Senate and is awaiting action in the Assembly, while SB 44 is on the Senate Floor and both SB 832 and SB 521 are in Senate Appropriations.

BACKGROUND:

The package of bills is intended to make it easier to build affordable housing close to jobs and transit, while also addressing quality of life issues concerning open spaces and air quality. The overall concept of the package as a whole is supported by the Southern California Compass Growth Vision Report – *The 2% Strategy: Shared Values, Shared Future* approved in June 2004. The report highlights that the region must examine land use and transportation as two parts of one important whole. The concepts of the bill package are also supported by SCAG's 2005 Legislative Program which specifically encourages the development of state incentives to promote urban infill development and outlines SCAG's support of legislative proposals to promote an increase in and the equitable distribution of affordable housing throughout the region. Also, both the Growth Vision Report and the Legislative Program support the concepts of transit villages and mixed-use and multi-modal development.

SB 832 (Perata/Lowenthal/Torlakson) – CEQA: Infill Development

This bill would expand the current urban infill exemption under the California Environmental Quality Act (CEQA) for cities with more than 200,000 people. Existing law exempts residential projects located on infill sites and that meet certain criteria from CEQA. Currently the site of the project must not be more than 4 acres in total area and not contain more than 100 residential units. SB 832 would expand this CEQA exemption to sites up to 10 acres and with a maximum of 300 residential units in cities with more than 200,000 population. The California Apartment Association and the California Association of Council of Governments have recorded support positions for this bill.

SB 575 (Torlakson/Ducheny/Dunn) – Housing Development Projects

SB 575 attempts to clarify the anti-NIMBY law relating to the approval of affordable housing projects. The bill requires a city or county to have met or exceeded its regional housing need for lower and moderate income housing before disapproving an affordable housing development based on lack of need. Existing law requires jurisdictions to make one of the following finding to disapprove an affordable housing project: the project is not needed to meet the jurisdictions share of regional housing needs for lower or moderate income households; the project would have an adverse impact on the public health or safety; the denial is required to comply with federal or state law; the project is located on agricultural or resource preservation land that does not have adequate water or water waste facilities; or the project is inconsistent with both the jurisdictions general plan land use and the zoning ordinance.

The co-sponsors of SB 575 include the California Apartment Association, the California Housing Council, the California Rural Legal Assistance Foundation and the Western Center for Law and Poverty. There is currently a list of more than 40 supporters of the legislation including several affordable housing advocates. To date there is no registered opposition.

SB 521 (Torlakson) Local Planning-Transit Oriented Development

The bill attempts to further the policy objective of constructing more housing close to transit stations. Specifically the bill expands the geographic scope of a transit village development district to include parcels within one mile of a transit station or contiguous parcel equal to area covered by a mile radius from the exterior of the transit's parcel. In this expansion, the bill repeals the current requirement that housing in a transit village development plan must be within a mile of the exterior of the transit stations parcel. The San Francisco Bay Area Rapid Transit District, California Transit Association and the American Planning Association California Chapter support SB 521, with registered opposition from the County of Santa Clara.

SB 44 (Kehoe) – General Plans: Air Quality Element

In 2003 the Legislature passed a law to require the Central Valley to include air quality strategies in each local agency's general plan to ensure that development patterns took into account air quality and public health. This legislation AB 170 (Reyes) was an effort to address the air pollution problems that often accompany urban and suburban sprawl. SB 44 (Kehoe) will require every county and city to

adopt either an air quality amendment or amend the appropriate elements of its general plan to improve air quality. The air quality element or amendment must include a report describing local quality conditions, goals and objective that may improve air quality and feasible implementation measures.

The bill, if passed, would require cities and counties to comply with requirements within a year of their next housing element revision after January 1, 2006. There are 12 organizations with registered support position. Some of the supporters of the bill include: the Attorney General; the American Lung Association; the South Coast Air Quality Management District (SCAQMD); the Coalition for Clean Air; the Sacramento Metropolitan Air Quality District; and the American Planning Association. To date those with a registered oppose position to the bill include: the City of Moreno Valley; the City of Lakewood; the City of Lake Forest; the California Building Industry Association, the California Chamber of Commerce; and the Department of Finance.

FISCAL IMPACT:
All work related to adopting the recommended staff action is contained within the adopted FY 04/05 budget and adopted 2005 SCAG Legislative Program and does not require the allocation of any additional financial resources.

CP#110656

AMENDED IN SENATE MAY 4, 2005

SENATE BILL No. 832

Introduced by Senators Perata, Lowenthal, and Torlakson
(Coauthor: Assembly Member Laird)

February 22, 2005

An act to amend Section 21159.24 of the Public Resources Code, relating to environmental quality.

LEGISLATIVE COUNSEL'S DIGEST

SB 832, as amended, Perata. CEQA: infill development.

The existing California Environmental Quality Act (CEQA) requires a lead agency, as defined, to prepare, or cause to be prepared, and certify the completion of, an environmental impact report on a project that it proposes to carry out or approve that may have a significant effect on the environment, or to adopt a negative declaration if it finds that the project will not have that effect. Existing law exempts from CEQA a residential project located on an infill site within an urbanized area that meets specified criteria, including that the site of the project is not more than 4 acres in total area and the project does not contain more than 100 residential units.

This bill would provide an alternative to those criteria if the site is located in a city with a population of more than 200,000 persons ~~by increasing the exempted~~, *the* site ~~size to~~ *is not more than* 10 acres, and the ~~maximum number of residential units to~~ *project does not have less than 200 or more than* 300~~, respectively~~ *residential units*, as ~~determined~~ *adopted* by a resolution of the city council.

Vote: □□ majority. Appropriation: □□ no. Fiscal committee: □□ yes. State □ mandated local program: □□ no.

□

The people of the State of California do enact as follows:

SECTION 1. The Legislature finds and declares that the state should provide incentives to promote infill development and smart growth in urban areas and should discourage urban sprawl and the resulting adverse transportation, housing, and environmental impacts.

SEC. 2. Section 21159.24 of the Public Resources Code is amended to read:

21159.24. (a) Except as provided in subdivision (b), this division does not apply to a project if all of the following criteria are met:

(1) The project is a residential project on an infill site.

(2) The project is located within an urbanized area.

(3) The project satisfies the criteria of Section 21159.21.

(4) Within five years of the date that the application for the project is deemed complete pursuant to Section 65943 of the Government Code, community level environmental review was certified or adopted.

~~(5) Either of the following criteria are met:~~

~~(A) The site of the project is not more than four acres in total area.~~

~~(B) If the site is located in a city with a population of more than 200,000 persons, the site is not more than 10 acres in total area, and this site acreage is determined by a resolution of the city council.~~

~~(6) Either of the following criteria are met:~~

~~(A) The project does not contain more than 100 residential units.~~

~~(B) If the site is located in a city with a population of more than 200,000 persons, the project does not contain more than 300 residential units and this number of units is determined by a resolution of the city council.~~

(5) The site of the project is not more than four acres in total area and the project does not contain more than 100 residential units.

(6) Notwithstanding paragraph (5), if the site is in a city with a population of more than 200,000 persons, the site is not more than 10 acres in total area, the project does not contain less than 200 residential units or more than 300 residential units, and the

city council adopts this allowed site acreage and number of residential units by resolution.

(7) Either of the following criteria are met:

(A) (i) At least 10 percent of the housing is sold to families of moderate income, or not less than 10 percent of the housing is rented to families of low income, or not less than 5 percent of the housing is rented to families of very low income.

(ii) The project developer provides sufficient legal commitments to the appropriate local agency to ensure the continued availability and use of the housing units for very low, low-, and moderate-income households at monthly housing costs determined pursuant to paragraph (3) of subdivision (h) of Section 65589.5 of the Government Code.

(B) The project developer has paid or will pay in-lieu fees pursuant to a local ordinance in an amount sufficient to result in the development of an equivalent number of units that would otherwise be required pursuant to subparagraph (A).

(8) The project is within one-half mile of a major transit stop.

(9) The project does not include any single level building that exceeds 100,000 square feet.

(10) The project promotes higher density infill housing. A project with a density of at least 20 units per acre shall be conclusively presumed to promote higher density infill housing. A project with a density of at least 10 units per acre and a density greater than the average density of the residential properties within 1,500 feet shall be presumed to promote higher density housing unless the preponderance of the evidence demonstrates otherwise.

(b) Notwithstanding subdivision (a), this division shall apply to a development project that meets the criteria described in subdivision (a), if any of the following occur:

(1) There is a reasonable possibility that the project will have a project-specific, significant effect on the environment due to unusual circumstances.

(2) Substantial changes with respect to the circumstances under which the project is being undertaken that are related to the project have occurred since community-level environmental review was certified or adopted.

(3) New information becomes available regarding the circumstances under which the project is being undertaken and

that is related to the project, that was not known, and could not have been known, at the time that community-level environmental review was certified or adopted.

(c) If a project satisfies the criteria described in subdivision (a), but is not exempt from this division as *a* result of satisfying the criteria described in subdivision (b), the analysis of the environmental effects of the project in the environmental impact report or the negative declaration shall be limited to an analysis of the project-specific effect of the projects and any effects identified pursuant to paragraph (2) or (3) of subdivision (b).

(d) For the purposes of this section, "residential" means a use consisting of either of the following:

(1) Residential units only.

(2) Residential units and primarily neighborhood-serving goods, services, or retail uses that do not exceed 15 percent of the total floor area of the project.

O

AMENDED IN SENATE MARCH 29, 2005

SENATE BILL No. 575

Introduced by Senators Torlakson, Ducheny, and Dunn
(Coauthor: Senator Alquist)
(Coauthors: Assembly Members Jones and Lieber)

February 18, 2005

An act to amend Section 65589.5 of the Government Code, relating to local planning.

LEGISLATIVE COUNSEL'S DIGEST

SB 575, as amended, Torlakson. Housing development projects.

The Planning and Zoning Law requires that a local agency not disapprove a housing development project, including farmworker housing, for very low, low□, or moderate□income households or condition its approval, including through the use of design review standards, in a manner that renders the project infeasible for development for those households unless it makes written findings, based upon substantial evidence in the record, as to one of a number of specified conditions.

The Planning and Zoning Law also requires that in any action to enforce these provisions, if a court finds that the local agency disapproved the project or conditioned its approval without making the required findings or without making sufficient findings supported by substantial evidence, the court shall issue an order or judgment to compel compliance with these provisions within 60 days, including an award of reasonable attorney's fees and costs of suit to the plaintiff or petitioner who proposed the housing development, and may issue further orders to ensure that the purposes and policies of these provisions are fulfilled if its order or judgment has not been carried out within the 60□day period.

□

This bill would revise the conditions upon which a disapproval or a conditional approval of the housing development project is based. ~~It would also delete that provision that authorizes the court to issue further orders to ensure that the purposes and policies of these provisions are fulfilled and would, instead, authorize the court to vacate the decision of the local agency and direct the local agency to issue any necessary approval or permit to the applicant, as specified. The bill would also require the court to award actual damages to the plaintiff or petitioner who proposed the housingdevelopment, except as specified.~~

Vote: majority. Appropriation: no. Fiscal committee: no. State mandated local program: no.

The people of the State of California do enact as follows:

1 SECTION 1. Section 65589.5 of the Government Code is
2 amended to read:
3 65589.5. (a) The Legislature finds and declares all of the
4 following:
5 (1) The lack of housing is a critical problem that threatens the
6 economic, environmental, and social quality of life in California.
7 (2) California housing has become the most expensive in the
8 nation. The excessive cost of the state's housing supply is
9 partially caused by activities and policies of many local
10 governments that limit the approval of housing, increase the cost
11 of land for housing, and require that high fees and exactions be
12 paid by producers of housing.
13 (3) Among the consequences of those actions are
14 discrimination against low income and minority households, lack
15 of housing to support employment growth, imbalance in jobs and
16 housing, reduced mobility, urban sprawl, excessive commuting,
17 and air quality deterioration.
18 (4) Many local governments do not give adequate attention to
19 the economic, environmental, and social costs of decisions that
20 result in disapproval of housing projects, reduction in density of
21 housing projects, and excessive standards for housing projects.
22 (b) It is the policy of the state that a local government not
23 reject or make infeasible housing developments that contribute to
24 meeting the housing need determined pursuant to this article
25 without a thorough analysis of the economic, social, and

environmental effects of the action and without complying with subdivision (d).

(c) The Legislature also recognizes that premature and unnecessary development of agricultural lands for urban uses continues to have adverse effects on the availability of those lands for food and fiber production and on the economy of the state. Furthermore, it is the policy of the state that development should be guided away from prime agricultural lands; therefore, in implementing this section, local jurisdictions should encourage, to the maximum extent practicable, in filling existing urban areas.

(d) A local agency shall not disapprove a housing development project, including farmworker housing as defined in subdivision (d) of Section 50199.50 of the Health and Safety Code, for very low, low, or moderate-income households or condition approval, including through the use of design review standards, in a manner that renders the project infeasible for development for the use of very low, low, or moderate-income households unless it makes written findings, based upon substantial evidence in the record, as to one of the following:

(1) *The jurisdiction has adopted a housing element pursuant to this article that has been revised in accordance with Section 65588 and is in substantial compliance with this article, and the jurisdiction has met or exceeded its share of the regional housing need for very low, low-, and moderate- income housing, as determined pursuant to this article, for the planning period.*

(2) The development project as proposed would have a specific, adverse impact upon the public health or safety, and there is no feasible method to satisfactorily mitigate or avoid the specific adverse impact without rendering the development unaffordable to low- and moderate-income households. As used in this paragraph, a "specific, adverse impact" means a significant, quantifiable, direct, and unavoidable impact, based on objective, identified written public health or safety standards, policies, or conditions as they existed on the date the application was deemed complete.

~~(2)~~

(3) The denial of the project or imposition of conditions is required in order to comply with specific state or federal law, and there is no feasible method to comply without rendering the

development unaffordable to low□ and moderate□income households.

~~(3)~~□□

(4)□The development project is proposed on land zoned for agriculture or resource preservation that is surrounded on at least two sides by land being used for agricultural or resource preservation purposes, or which does not have adequate water or wastewater facilities to serve the project.

~~(4)□Except as provided in subparagraphs (A) and (B), the~~

(5)□*The* development project is inconsistent with both the jurisdiction's zoning ordinance and general plan land use designation as specified in any element of the general plan as it existed on the date the application was deemed complete, and the jurisdiction has adopted a revised housing element in accordance with Section 65588 that is in substantial compliance with this article.

~~(A)□~~This paragraph cannot be utilized to disapprove a housing development project defined in subdivision (a) if the development project is proposed on a site that is identified as suitable or available for very low, low□, or moderate□income households in the jurisdiction's housing element, and consistent with the density specified in the housing element, even though it is inconsistent with both the jurisdiction's zoning ordinance and general plan land use designation.

~~(B)□If the local agency's housing element has neither been self□certified pursuant to Section 65585.1 nor been determined by the department pursuant to Section 65585 to be in substantial compliance with this article based at least in part on the inadequacy of sites to accommodate the community's share of the regional housing need as determined pursuant to Section 65584, this subdivision cannot be utilized to disapprove a housing development project defined in subdivision (a) proposed for a parcel designated in any element of the general plan for residential or commercial uses.~~

(e)□Nothing in this section shall be construed to relieve the local agency from complying with the Congestion Management Program required by Chapter 2.6 (commencing with Section 65088) of Division 1 of Title 7 or the California Coastal Act (Division 20 (commencing with Section 30000) of the Public Resources Code). Neither shall anything in this section be

1 construed to relieve the local agency from making one or more of
2 the findings required pursuant to Section 21081 of the Public
3 Resources Code or otherwise complying with the California
4 Environmental Quality Act (Division 13 (commencing with
5 Section 21000) of the Public Resources Code).
6 (f) Nothing in this section shall be construed to prohibit a local
7 agency from requiring the development project to comply with
8 objective, quantifiable, written development standards,
9 conditions, and policies appropriate to, and consistent with,
10 meeting the jurisdiction's share of the regional housing need
11 pursuant to Section 65584. However, the development standards,
12 conditions, and policies shall be applied to facilitate and
13 accommodate development at the density permitted on the site
14 and proposed by the development project. Nothing in this section
15 shall be construed to prohibit a local agency from imposing fees
16 and other exactions otherwise authorized by law that are essential
17 to provide necessary public services and facilities to the
18 development project.
19 (g) This section shall be applicable to charter cities because
20 the Legislature finds that the lack of housing is a critical
21 statewide problem.
22 (h) The following definitions apply for the purposes of this
23 section:
24 (1) "Feasible" means capable of being accomplished in a
25 successful manner within a reasonable period of time, taking into
26 account economic, environmental, social, and technological
27 factors.
28 (2) "Housing development project" means a use consisting of
29 either of the following:
30 (A) Residential units only.
31 (B) Mixed-use developments consisting of residential and
32 nonresidential uses in which nonresidential uses are limited to
33 neighborhood commercial uses and to the first floor of buildings
34 that are two or more stories. As used in this paragraph,
35 "neighborhood commercial" means small-scale general or
36 specialty stores that furnish goods and services primarily to
37 residents of the neighborhood.
38 (3) "Housing for very low, low-, or moderate-income
39 households" means that either (A) at least 20 percent of the total
40 units shall be sold or rented to lower income households, as

defined in Section 50079.5 of the Health and Safety Code, or (B) 100 percent of the units shall be sold or rented to moderate□income households as defined in Section 50093 of the Health and Safety Code, or middle□income households, as defined in Section 65008 of this code. Housing units targeted for lower income households shall be made available at a monthly housing cost that does not exceed 30 percent of 60 percent of area median income with adjustments for household size made in accordance with the adjustment factors on which the lower income eligibility limits are based. Housing units targeted for persons and families of moderate income shall be made available at a monthly housing cost that does not exceed 30 percent of 100 percent of area median income with adjustments for household size made in accordance with the adjustment factors on which the moderate income eligibility limits are based.

(4)□"Area median income" means area median income as periodically established by the Department of Housing and Community Development pursuant to Section 50093 of the Health and Safety Code. The developer shall provide sufficient legal commitments to ensure continued availability of units for very low or low□income households in accordance with the provisions of this subdivision for 30 years.

(5)□"Neighborhood" means a planning area commonly identified ~~as such~~ in a community's planning documents, and identified as a neighborhood by the individuals residing and working within the neighborhood. Documentation demonstrating that the area meets the definition of neighborhood may include a map prepared for planning purposes which lists the name and boundaries of the neighborhood.

(6)□"Disapprove the development project" includes any instance in which a local agency does either of the following:

(A)□Votes on a proposed housing development project application and the application is disapproved.

(B)□Fails to comply with the time periods specified in subparagraph (B) of paragraph (1) of subdivision (a) of Section 65950. An extension of time pursuant to Article 5 (commencing with Section 65950) shall be deemed to be an extension of time pursuant to this paragraph.

(i)□If□any city, county, or city and county denies approval or imposes restrictions, including design changes, a reduction of

allowable densities or the percentage of a lot that may be occupied by a building or structure under the applicable planning and zoning in force at the time the application is deemed complete pursuant to Section 65943, that have a substantial adverse effect on the viability or affordability of a housing development for very low, low□, or moderate□income households, and the denial of the development or the imposition of restrictions on the development is the subject of a court action which challenges the denial, then the burden of proof shall be on the local legislative body to show that its decision is consistent with the findings as described in subdivision (d) and that the findings are supported by substantial evidence in the record.

(j)□When a proposed housing development project complies with applicable, objective general plan and zoning standards and criteria, including design review standards, in effect at the time that the housing development project's application is determined to be complete, but the local agency proposes to disapprove the project or to approve it upon the condition that the project be developed at a lower density, the local agency shall base its decision regarding the proposed housing development project upon written findings supported by substantial evidence on the record that both of the following conditions exist:

(1)□The housing development project would have a specific, adverse impact upon the public health or safety unless the project is disapproved or approved upon the condition that the project be developed at a lower density. As used in this paragraph, a "specific, adverse impact" means a significant, quantifiable, direct, and unavoidable impact, based on objective, identified written public health or safety standards, policies, or conditions as they existed on the date the application was deemed complete.

(2)□There is no feasible method to satisfactorily mitigate or avoid the adverse impact identified pursuant to paragraph (1), other than the disapproval of the housing development project or the approval of the project upon the condition that it be developed at a lower density.

(k)□If□in any action brought to enforce the provisions of this section, a court finds that the local agency disapproved a project or conditioned its approval in a manner rendering it infeasible for the development of housing for very low, low□, or moderate□income households, including farmworker housing,

without making the findings required by this section or without making sufficient findings supported by substantial evidence, the court shall issue an order or judgment compelling compliance with this section within 60 days, including, but not limited to, an order that the local agency take action on the development project. The court shall retain jurisdiction to ensure that its order or judgment is carried out and shall award reasonable attorney's fees~~, actual damages,~~ and costs of suit to the plaintiff or petitioner who proposed the housing development, except under extraordinary circumstances in which the court finds that awarding fees ~~or damages~~ would not further the purposes of this section. If the court determines that its order or judgment has not been carried out within 60 days, the court may~~ vacate the decision of the local agency and direct the local agency to issue any necessary approval or permit to the applicant. The local agency shall carry out the order of the court within 30 days of its entry and, upon failure to do so, the order of the court shall for all purposes, be deemed to be the action of the local agency, unless the applicant consents to a different decision or order by the local agency.~~*issue further orders as provided by law to ensure that the purposes and policies of this section are fulfilled.*

(*l*) In any action, the record of the proceedings before the local agency shall be filed as expeditiously as possible and, notwithstanding Section 1094.6 of the Code of Civil Procedure, all or part of the record may be filed (1) by the petitioner with the petition or petitioner's points and authorities, (2) by the respondent with respondent's points and authorities, (3) after payment of costs by the petitioner, or (4) as otherwise directed by the court. If the expense of preparing the record has been borne by the petitioner and the petitioner is the prevailing party, the expense shall be taxable as costs.

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AMENDED IN SENATE APRIL 12, 2005

AMENDED IN SENATE MARCH 29, 2005

SENATE BILL No. 521

Introduced by Senator Torlakson

February 18, 2005

An act to amend Sections 65460.2 and 65460.4 of the Government Code, and to amend Sections 33031 and 33320.1 of, and to add Section 33032 to, the Health and Safety Code, relating to transit village plans.

LEGISLATIVE COUNSEL'S DIGEST

SB 521, as amended, Torlakson. Local planning: transit village plans.

The Transit Village Development Planning Act of 1994 authorizes a city or county to prepare a transit village plan for a transit village development district that includes all land within not more than ¼ mile of the exterior boundary of the parcel on which is located a transit station, as defined, and addresses specified characteristics, including a neighborhood centered around a transit station and a mix of housing types, including apartments, that is planned and designed, as specified, and any 5 of demonstrable public benefits that reduce traffic congestion.

The Community Redevelopment Law specifies both the physical and economic conditions that cause blight.

This bill would require a transit village plan to include a transit station and parcels at least a portion of which are within not more than a ¼ mile of the exterior boundary of the parcel on which the transit station is located or parcels located in an area equal to the area encompassed by a ~~one 1/4~~ ¼ mile radius from the exterior boundary of the parcel on which the station is located. The bill would require a

city or county to allow "use by right" ~~on each parcel~~ within a transit village development district *established pursuant to a transit village plan adopted on or after January 1, 2006.*

The bill would, additionally, define an economic condition of blight for purposes of the Community Redevelopment Law to include the lack of high density development within a transit village development district and would specify requirements to be met by a local agency that relies on this condition to redevelop a project area that is also a transit village development district. ~~The bill would exempt this project area from the requirement that it be characterized as predominantly urbanized.~~

The bill would require the redevelopment agency to submit the proposed redevelopment plan ordinance to the California Infrastructure and Economic Development Bank for review and approval and would prohibit the bank from approving new project areas pursuant to these provisions after December 31, 2012. *The bill would exempt this project area from the requirement that it be characterized as predominantly urbanized if the California Infrastructure and Economic Development Bank makes a specified finding as part of its approval of the redevelopment plan ordinance.*

The bill would require the redevelopment agency to procure an independent study on compliance with these provisions and the effectiveness of the project area in fulfilling the intent and substance of the Transit Village Planning Development Act. The bill would require the study to be submitted to the Legislature and the California Infrastructure and Economic Development Bank by December 31, 2011.

Vote: □□ majority. Appropriation: □□ no. Fiscal committee: □□ yes. State □ mandated local program: □□ no.

The people of the State of California do enact as follows:

1 SECTION 1. □ Section 65460.2 of the Government Code is
2 amended to read:
3 65460.2. □ A city or county may prepare a transit village plan
4 for a transit village development district that addresses the
5 following characteristics:
6 (a) □ A □ neighborhood centered around a transit station that is
7 planned and designed so that residents, workers, shoppers, and
8 others find it convenient and attractive to patronize transit.

(b) A mix of housing types, including apartments.

(c) Other land uses, including a retail district oriented to the transit station and civic uses, including day care centers and libraries.

(d) Pedestrian and bicycle access to the transit station, with attractively designed and landscaped pathways.

(e) A transit system that should encourage and facilitate intermodal service, and access by modes other than single occupant vehicles.

(f) Demonstrable public benefits beyond the increase in transit usage, including any five of the following:

(1) Relief of traffic congestion.

(2) Improved air quality.

(3) Increased transit revenue yields.

(4) Increased stock of affordable housing.

(5) Redevelopment of depressed and marginal inner-city neighborhoods.

(6) Live travel options for transit-needy groups.

(7) Promotion of infill development and preservation of natural resources.

(8) Promotion of a safe, attractive, pedestrian-friendly environment around transit stations.

(9) Reduction of the need for additional travel by providing for the sale of goods and services at transit stations.

(10) Promotion of job opportunities.

(11) Improved cost-effectiveness through the use of the existing infrastructure.

(12) Increased sales and property tax revenue.

(13) Reduction in energy consumption.

(g) Sites where a density bonus of at least 25 percent may be granted pursuant to specified performance standards.

(h) Other provisions that may be necessary, based on the report prepared pursuant to subdivision (b) of former Section 14045, as enacted by Section 3 of Chapter 1304 of the Statutes of 1990.

~~(i) Within the transit village development district, the city or county shall allow "use by right" on each parcel, as defined in subdivision (i) of Section 65583.2.~~

(i) Within a transit village development district established pursuant to a transit village plan adopted on or after January 1,

2006, the city and county shall allow "use by right," as defined in subdivision (i) of Section 65583.2, for multifamily residential uses on each parcel designated for multifamily residential development.

SEC. 2. Section 65460.4 of the Government Code is amended to read:

65460.4. A transit village development district shall include a transit station and either of the following:

(a) Any contiguous or noncontiguous parcels, at least a portion of which is located within one-quarter mile of the exterior boundary of the parcel on which the station is located.

(b) Any contiguous parcels located in an area equal to the area encompassed by a one-quarter-mile radius from the exterior boundary of the parcel on which the station is located.

SEC. 3. Section 33031 of the Health and Safety Code is amended to read:

33031. (a) This subdivision describes physical conditions that cause blight:

(1) Buildings in which it is unsafe or unhealthy for persons to live or work. These conditions can be caused by serious building code violations, dilapidation and deterioration, defective design or physical construction, faulty or inadequate utilities, or other similar factors.

(2) Factors that prevent or substantially hinder the economically viable use or capacity of buildings or lots. This condition can be caused by a substandard design, inadequate size given present standards and market conditions, lack of parking, or other similar factors.

(3) Adjacent or nearby uses that are incompatible with each other and which prevent the economic development of those parcels or other portions of the project area.

(4) The existence of subdivided lots of irregular form and shape and inadequate size for proper usefulness and development that are in multiple ownership.

(b) This subdivision describes economic conditions that cause blight:

(1) Depreciated or stagnant property values or impaired investments, including, but not necessarily limited to, those properties containing hazardous wastes that require the use of

agency authority as specified in Article 12.5 (commencing with Section 33459).

(2) Abnormally high business vacancies, abnormally low lease rates, high turnover rates, abandoned buildings, or excessive vacant lots within an area developed for urban use and served by utilities.

(3) A lack of necessary commercial facilities that are normally found in neighborhoods, including grocery stores, drug stores, and banks and other lending institutions.

(4) Residential overcrowding or an excess of bars, liquor stores, or other businesses that cater exclusively to adults, that has led to problems of public safety and welfare.

(5) A high crime rate that constitutes a serious threat to the public safety and welfare.

(6) Lack of high density development within a transit village development district adopted pursuant to Article 8.5 (commencing with Section 65460) of Chapter 3 of Title 1 of Division 7 of the Government Code.

SEC. 4. Section 33032 is added to the Health and Safety Code, to read:

33032. If an agency seeks pursuant to subdivision (b) of Section 33031 to demonstrate the economic conditions that cause blight by relying on the lack of high density development within a transit village development district pursuant to paragraph (6) of that subdivision, all of the following requirements shall be met:

(a) The project area shall include a rail transit service provided by one of the following agencies:

(1) Caltrain, as defined in Section 99602 of the Public Utilities Code.

(2) Capitol Corridor Joint Powers Authority.

(3) Los Angeles County Metropolitan Transit District.

(4) North San Diego County Transit District.

(5) San Diego Metropolitan Transit Development Board and its subsidiaries.

(6) Sacramento Regional Transit District.

(7) San Francisco Bay Area Rapid Transit District.

(8) San Francisco Municipal Railway.

(9) San Joaquin Regional Rail Commission.

(10) Santa Clara Valley Transportation Agency.

(11) Southern California Regional Rail Authority.

(b) The project area shall include a rail transit station and either of the following:

(1) Any contiguous or noncontiguous parcels, at least a portion of which are located within one-quarter mile of the exterior boundary of the parcel on which the station is located.

(2) Any contiguous parcels located in an area equal to the area encompassed by a one-quarter-mile radius from the exterior boundary of the parcel on which the station is located.

(c) The community shall adopt a transit village plan pursuant to the Transit Village Development Planning Act of 1994, Article 8.5 (commencing with Section 65460) of Chapter 3 of Division 1 of Title 7 of the Government Code, that covers the same area, and the transit village plan shall permit a significantly higher density of development than the development that currently exists in the area.

(d) Notwithstanding any other section, *if the California Infrastructure and Economic Development Bank finds, as part of its approval pursuant to subdivision (f), that the property within the transit village development district cannot reasonably be expected to be developed for the uses and at the densities established by the transit village plan by private enterprise or government action, or both, without redevelopment,* a project area subject to this section is not required to be characterized as predominantly urbanized, as that term is defined in subdivision (b) of Section 33320.1.

(e) The regional transit provider that operates the rail transit station shall adopt a resolution approving the proposed project area.

(f) (1) The agency shall submit the proposed ordinance to the California Infrastructure and Economic Development Bank for review and approval. The bank may circulate the proposed ordinance to other state agencies, including, but not limited to, the Department of Finance, the Department of Housing and Community Development, and the Office of Planning and Research, and solicit their comments and recommendations. After considering the comments and recommendations of other state agencies, the bank shall take one of the following actions:

(A) Approve the proposed redevelopment plan if the bank makes a finding, based on substantial evidence in the record, that the proposed redevelopment plan is consistent with both the

requirements of this section, Section 33030, and with the state planning priorities in Section 65041.1 of the Government Code.

(B) Return the proposed redevelopment plan to the agency with specific recommendations for changes that would allow the bank to approve the plan.

(2) The bank shall have 30 days from the receipt of the proposed redevelopment plan to act pursuant to paragraph (1). If the bank does not act within 30 days, the proposed redevelopment plan shall be deemed approved.

(3) The bank shall not approve any new project area pursuant to this section after December 31, 2012.

~~(g) The agency may not utilize paragraph (1) of subdivision (g) of Section 33334.1 with regard to the project area.~~

(g) (1) The agency shall expend, within the project area, all funds that are derived from the project area and deposited in the Low and Moderate Income Housing Fund.

(2) The agency shall meet any replacement housing obligation pursuant to Section 33413 within the project area.

(h) For the purposes of pooling housing funds pursuant to Section 33334.25, the agency may act as a "receiving entity" ~~but may only transfer housing funds from the project area with the approval of the board of directors of the regional transit provider upon certification that the pooled funds will be used in another project area created pursuant to this section that includes a rail transit station operated by the same regional transit provider.~~.

(i) The agency shall procure an independent study to document compliance with this section and the effectiveness of the project area in fulfilling the intent and substance of the Transit Village Planning Development Act. Notwithstanding Section 7550.5 of the Government Code, the study shall be presented to the Legislature and the California Infrastructure and Economic Development Bank by December 31, 2011.

SEC. 5. Section 33320.1 of the Health and Safety Code is amended to read:

33320.1. (a) "Project area" means, except as provided in Section 33032, 33320.2, 33320.3, 33320.4, or 33492.3, a predominantly urbanized area of a community which is a blighted area, the redevelopment of which is necessary to effectuate the public purposes declared in this part, and which is selected by the planning commission pursuant to Section 33322.

(b) As used in this section, "predominantly urbanized" means that not less than 80 percent of the land in the project area:

(1) Has been or is developed for urban uses; or

(2) Is characterized by the condition described in paragraph (4) of subdivision (a) of Section 33031; or

(3) Is an integral part of one or more areas developed for urban uses which are surrounded or substantially surrounded by parcels which have been or are developed for urban uses. Parcels separated by only an improved right-of-way shall be deemed adjacent for the purpose of this subdivision.

(c) For the purposes of this section, a parcel of property as shown on the official maps of the county assessor is developed if that parcel is developed in a manner which is either consistent with zoning or is otherwise permitted under law.

(d) The requirement that a project be predominantly urbanized shall apply only to a project area for which a final redevelopment plan is adopted on or after January 1, 1984, or to an area which is added to a project area by an amendment to a redevelopment plan, which amendment is adopted on or after January 1, 1984.

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AMENDED IN SENATE MAY 9, 2005

AMENDED IN SENATE APRIL 20, 2005

AMENDED IN SENATE FEBRUARY 23, 2005

SENATE BILL No. 44

Introduced by Senator Kehoe

January 4, 2005

An act to amend Section 65302.1 of the Government Code, relating to general plans.

LEGISLATIVE COUNSEL'S DIGEST

SB 44, as amended, Kehoe. General plans: air quality element.

Existing law requires the legislative body of each county and city to adopt a comprehensive, long□term general plan for the physical development of the county or city, and of any land outside its boundaries that bears relation to its planning. The law requires the plan to include a specified land use element that designates the proposed general distribution and general location and extent of the uses of the land for housing, business, industry, open space, and other categories of public and private uses of land. Existing law specifically requires the legislative body of each city and county within the jurisdictional boundaries of the San Joaquin Valley Air Pollution Control District to amend appropriate elements of its general plan to include specified information to improve air quality, including a report describing local air quality conditions.

This bill would make a legislative finding that air pollution is a serious problem in this state. The bill would require the legislative body of each city and county~~, including those in the San Joaquin Valley Air Pollution Control District,~~ *located in specified areas* to either adopt an air quality element as part of its general plan, *as*

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specified, or amend the appropriate elements of its general plan to include data and analysis, comprehensive goals, policies, and feasible implementation strategies intended to contribute to and complement other local, regional, state, and federal strategies to improve air quality no later than one year from the date specified for the next revision of its housing element *that occurs after January 1, 2007.* The bill would require ~~that the report be based on information provided by the air pollution control district or air quality management district in which the city or county is located~~ *all other cities and counties to comply with these provisions, as specified, during their next general plan update but no later than the date specified for the 5th revision of their housing element that occurs after January 1, 2007.*

The bill would also require each city and county, at least 45 days prior to the adoption of an air quality element or the amendment of a general plan, to send a copy of the draft document to the air quality management district or air pollution control district in which it is located for review, comment, and recommendations, as specified. A city or county that adopts an air quality element or amendments to its general plan prior to January 1, 2007, shall be deemed to have met the requirements of the bill, if the city or county makes a specified written finding. By increasing the duties of local public officials, this bill would impose a state□mandated local program.

The California Constitution requires the state to reimburse local agencies and school districts for certain costs mandated by the state. Statutory provisions establish procedures for making that reimbursement.

This bill would provide that no reimbursement is required by this act for a specified reason.

Vote:□□majority. Appropriation:□□no.Fiscal committee:□□yes. State□mandatedocal program:□□yes.

The people of the State of California do enact as follows:

1 SECTION 1.□Section 65302.1 of the Government Code is
2 amended to read:
3 65302.1.□(a)□□The Legislature finds and declares all of the
4 following:
5 (1)□□That California has a serious air pollution problem that is
6 the result of many factors, including pollution from both mobile
7 and stationary sources. The ongoing problem of air pollution has

had a significant impact on public health. According to the California Air Resources Board, over 90 percent of Californians breathe unhealthy levels of one or more air pollutants during some part of the year. The health effects of some of these common pollutants include respiratory disease, lung damage, premature deaths, cancer, reduced mental alertness, neurological and reproductive disorders, chronic eye, lung, or skin irritation, chest pain, headaches, and nausea. In addition, air pollution can and does have a serious impact on California's economy and can result in the loss of federal funding for transportation projects important to a thriving state economy. Solving this problem requires the cooperation of land use and transportation planning agencies, transit operators, the business and development communities, air quality management districts, air pollution control districts, and the public.

(2) The regulation of air quality is generally the responsibility of regional, state, and federal agencies who, through their efforts and responsibility to establish and enforce policies such as auto emission standards and permits, require the best available control technology on stationary sources.

(3) Many of the sources of air pollution are a result of actions, uses, and sources over which cities and counties have no control. These include, but are not limited to, the following:

(A) Air pollutants transported from other communities or other air basins.

(B) State or federal highways.

(C) Emissions from powerplants and other large stationary sources that are regional in nature and which are regulated by state or federal agencies.

(D) Emissions from railroads, ports, airports, and other federally regulated sources.

(E) Emissions from stationary sources, which are regulated by local air pollution control districts and air quality management districts.

(F) Existing land use and transportation patterns.

(G) Emissions from mobile sources, whose emission standards are regulated by the state and federal governments.

(H) Pollutants generated by agricultural activity.

(4) The Legislature recognizes that, in making local planning and land use decisions, cities and counties must balance air

quality with other state and local policies and priorities, such as promoting housing development, the protection and conservation of farmland, natural resources, and open space, the avoidance of natural hazards, the promotion of job growth and economic development, and other issues of local, regional, and statewide importance.

(5) The Legislature further recognizes that, in making local planning and land use decisions, cities and counties should adopt policies and strategies to improve air quality in their communities. These policies and strategies may include, where feasible, encouraging infill development and efficient development patterns by ensuring all of the following:

(A) That any infrastructure associated with development that is not infill supports new development that uses land efficiently.

(B) That the development is built adjacent to existing developed areas to the extent consistent with state planning priorities to protect environmental and agricultural resources.

(C) That the development is located in an area appropriately planned for growth.

(D) That the development is served by adequate transportation and other essential utilities and services.

(E) That the development minimizes ongoing costs to taxpayers.

(b) The legislative body of each city and county shall either adopt an air quality element as part of its general plan or amend the appropriate elements of its general plan, which may include, but are not limited to, the required elements dealing with land use, circulation, housing, conservation, and open space, to include data and analyses, goals, policies, and objectives, and feasible implementation strategies intended to contribute to and complement other local, regional, state, and federal strategies to improve air quality.

(c) The adoption of an air quality element or the amendment of a general plan to comply with the requirements of subdivision (b) shall include all of the following:

(1) A report describing local air quality conditions including air quality monitoring data, emission inventories, lists of significant source categories, attainment status and designations, and applicable state and federal air quality plans and transportation plans. This report shall include a summary of

local, district, state, and federal policies, programs, and regulations that may improve air quality in the city or county. The city or county shall base this report on information provided to the city or county by the air pollution control district or air quality management district in which the city or county is located.

(2) A comprehensive set of goals, policies, and objectives that contribute to and complement other federal, state, regional, and local strategies to improve air quality.

(3) A set of feasible implementation measures designed to carry out those goals, policies, and objectives.

(d) The adoption of an air quality element or the amendment of a general plan to comply with the requirements of subdivision (g) shall not prohibit cities and counties from encouraging the phasing in of a development, comprehensive planning, or a mixed-use development, including residential developments near transit centers to reduce traffic congestion and provide housing near these transit centers.

(e) At least 45 days prior to the adoption of an air quality element or the amendment of a general plan pursuant to this section, each city and county shall send a copy of its draft document to the air quality management district or air pollution control district in which the city or county is located. The district may review the draft elements or draft amendments to determine whether they will contribute to improved air quality in the planning area. Within 30 days of receiving the draft elements or draft amendments, the district shall send any comments and recommendations to the city or county. The legislative body of the city or county shall consider the district's comments and recommendations prior to the final adoption of air quality amendments to the general plan. If the district's comments and recommendations are not available by the time scheduled for the final adoption of the air quality element or amendments to the general plan, the legislative body of the city or county may act without them. The district's comments and recommendations shall be advisory to the city or county.

(f) (1) The legislative body of each city and county within the jurisdictional boundaries of the San Joaquin Valley Air Pollution Control District shall comply with this section no later than one

year from the date specified in Section 65588 for the next revision of its housing element that occurs after January 1, 2004.

(2) The legislative bodies of ~~all other cities and counties~~ *the cities and counties located within the Sacramento Valley Air Basin, the San Francisco Bay Area Air Basin, the South Central Coast Air Basin, the South Coast Air Basin, the San Diego Air Basin, and the Salton Sea Air Basin as designated by the California Air Resources Board,* shall comply with this section no later than one year from the date specified in Section 65588 for the next revision of its housing element that occurs after January 1, 2007.

(3) The legislative bodies of all other cities and counties shall comply with this section during their next general plan update, but no later than one year from the date specified in Section 65588 for the fifth revision of its housing element that occurs after January 1, 2007. These local agencies, in consultation with their local air districts, shall only be required to address those nonattainment criteria pollutants attributed to sources within their jurisdiction in a manner relative to their air quality problem as identified by data and information and appropriate to their area.

(g) A city or county that has adopted an air quality element or amendments to its general plan to address air quality, prior to January 1, 2007, shall be deemed to have met the requirements of this section if the city or county makes a written finding that the element or amendments have addressed local air quality issues that are substantially consistent with the objectives of this section.

(h) The Legislature does not intend that cities and counties, in implementing this section, duplicate actions that are the responsibility of the air quality management districts, air pollution control districts, or metropolitan planning organizations.

SEC. 2. Nothing in this act shall be interpreted to expand the application of the California Environmental Quality Act (Division 13 (commencing with Section 21000) of the Public Resources Code), the existing authorities of the affected local governments, or any air quality management district or air pollution control district.

1 SEC. 3. The Legislature finds and declares that Sections
2 65104 and 66014 of the Government Code provide local agencies
3 with authority to levy fees sufficient to pay for the program or
4 level of service mandated by this act.
5 SEC. 4. No reimbursement is required by this act pursuant to
6 Section 6 of Article XIII B of the California Constitution because
7 a local agency or school district has the authority to levy service
8 charges, fees, or assessments sufficient to pay for the program or
9 level of service mandated by this act, within the meaning of
10 Section 17556 of the Government Code.

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REPORT

DATE: June 2, 2005

TO: Regional Council

FROM: Community, Economic & Human Development Committee (CEHD)

SUBJECT: 2% Strategy Demonstration Projects/Suite of Services Selection Criteria

EXECUTIVE DIRECTOR'S APPROVAL:

RECOMMENDED ACTION:

Approve 2% Strategy Demonstration Projects/Suite of Services Selection Criteria.

SUMMARY:

The 2% Strategy Suite of Services is intended to provide tools and resources to local governments that would like assistance to develop plans and projects consistent with the Compass principles. These resources, available in July 2005, will be offered at no cost to all local governments. In addition, we will make available staff and consultant resources for additional assistance to select local governments based on the selection criteria discussed below.

BACKGROUND:

Integral to the realization of the benefits shown from the Compass visioning project is actually achieving positive change on the ground. SCAG is embarking on a new enterprise, one of working directly with local government partners to help achieve shared goals. One key component of this effort is a series of Demonstration Projects.

The purpose of this exercise is multi-faceted. Change happens at the local level; SCAG is a regional entity and therefore is not party to the many land use decisions made every day in the Southland. Modeling of the Growth Vision clearly demonstrated the shared benefits to the region from some strategic land use planning in select areas. This experiment is about SCAG offering planning assistance to cities that desire it. This incentive based approach is intended to both assist the partner government, while at the same time, learning lessons that can be shared with other cities in the Region. The benefit for the city is having access to SCAG and its consultants, bringing with them a suite of new tools for planning, and the knowledge gained from both the visioning project, and the demonstration projects themselves. In addition to benefiting the cities involved, SCAG will also learn valuable lessons through this 'ground truthing' that can be used to shape future visioning efforts.

The demonstration projects will serve as pilot projects to examine the use of different planning tools to address growth and other needs within a variety of representative areas. While the demonstration sites benefit the local cities, they are also something of a proving ground for regional visioning concepts.

Suite of Services Available

Between 3 and 8 sites are expected for selection. For these sites, SCAG will offer a 'Suite of Services' based on a wide variety of consultant services, with funding dependent on a local match of 20% to 100%. The availability of key resources that can be brought to bear in a short period of time, with services that are focused, tailored to local needs, and available quickly. These services will be focused on the planning and strategic needs of the areas identified as part of the "2% Strategy".

The suite of services is provided in a fashion similar to an á la carte menu. All services are available, but only those most desired for each area will be used. This method encourages efficient use of resources and a strategy that is targeted to the needs of the local area. Items on the menu include:

Financial "Tipping Point" Analysis—For this service we analyze a parcel or a set of parcels in a small area to determine the factors that need to be in place in order for redevelopment and infill to be feasible. The analysis involves inputting factors such as building setback, parking requirements, allowable floor-area ratio, and construction costs for various building types into the GIS-based software PLACE^{3}S, which runs a basic development pro forma on the parcels using the inputted data. Changing the inputs changes the resulting return on investment (ROI) values, revealing which policies are hindering redevelopment and allowing testing of new policies to see which will encourage it.

Redevelopment Strategies - In this service we review the recent trends in development in the area, speak with developers to find out their perceptions on redevelopment, and analyze the local development code to find obstacles to redevelopment. Then, working with local governments, developers, and stakeholders, we recommend policies that eliminate the obstacles to redevelopment and infill and develop incentives and strategies to encourage it.

Development Code Amendments - In this service we speak with local policymakers to determine the type of development they would like to encourage in the area, and then draft code language to use in amending the local development code so that it better supports those development goals. This item is a likely follow up step to a tipping point analysis.

Urban Design Solutions—Small changes in urban design can make a big difference in the feel and attractiveness of an area. This service involves an analysis of the urban design elements in an area that are hindering walkability and a vibrant street life. We then generate an urban design strategy—complete with illustrative drawings, land use locations, cross-sections, maps, and a set of recommended elements—that will increase the pedestrian friendliness of an area and encourage an active street life. The strategy is targeted to the specific area, and focuses on the most effective design elements to ensure efficient use of resources.

Public Involvement—In this service we will conduct a public outreach campaign, custom-designed to suit the needs of the local area. A range of techniques can be utilized, depending on the situation. We can craft and mail newsletters, brochures and postcards, design and facilitate workshops, charettes, public meetings & open houses, convene focus groups, conduct an opinion polls, create a website, and generate a media campaign complete with press releases and radio ads.

Photorealistic Visualizations—Particularly useful to help residents visualize the result of redevelopment and infill strategies, this service provides a set of "before" pictures and a set of digitally enhanced, realistic "after" pictures. This service furnishes local policymakers with a great tool to express the policies of a plan in a visual way, to show citizens the intent behind the policies. It is also an excellent way to visualize the type of development that is demonstrated to be feasible by the tipping point analysis.

Economic Development Strategies—For this service we analyze the development climate in an area, determine the opportunities and the challenges facing it, and then work with local policymakers to craft a set of strategies to encourage economic development in the area.

Site Selection

Sites should represent a variety of economic and demographic characteristics, so that the sites selected display a diverse range of situations. For example, some sites may focus on urban transit corridor infill; others might focus on more suburban commuter rail stations or downtowns, while others still might focus on areas with special needs for employment and goods movement. The goal is for diversity in terms of community size, urban or suburban character, and geographic location within the region. Sites to be selected should involve one or more of the following characteristics with special emphasis placed on the site's ability to bridge the land use and transportation connection:

Site located within the Compass 2% Strategy Opportunity Areas: Developed area with high density infill, smaller city infill, newly developing areas, transit-oriented development on a vacant or underutilized site, greenfield mixed-use, new transportation investments – from roads to rail to MagLev, aging urban corridor, bus rapid transit, light rail, commuter rail, arterial boulevards & MagLev

Site Selection Goals

The Compass team will look for sites whose proposals:

- Show opportunities to develop in a manner consistent with regional goals;
- Demonstrate consistency with one or more of the 2% Strategy Opportunity Areas. These areas are defined as having a high potential to implement projects, plans and/or policies consistent with the Compass principles. (see attached memo - *Post-2010 Compass 2% Strategy Opportunity Areas)*
- Demonstrate cooperation with other local governments and transportation commissions regarding a combined planning site;
- Express interest in pursuing new or alternate forms of development that may differ from standard development patterns in the area;
- Ability to provide necessary materials for the project in a timely manner;
- Show ability to quickly assemble a steering committee or advisory group involving relevant stakeholders;
- Provide relevant data. Data is difficult to acquire and is needed to perform many of the services offered. Preference will be given to jurisdictions that can to provide the following information to the SCAG and its consultants as part of the application:
- A general understanding of the market conditions (lease rates, costs, development regulations) and transportation constraints on the study site and surrounding areas;
- Detailed GIS data – includes Shapefiles of: Taxlots, Assessor's database, Zoning, General Plan, Hazards, any necessary overlays
- A list of anticipated projects (housing, commercial, transportation, etc.) in the area and adjacent areas;
- Maps available of the site and surrounding areas
- A list of political concerns for the area;
- Show that jurisdiction is ready to start the project as soon as the week following the deadline.

Award Criteria

How will the demonstration project help the local government partner address some or all of the following growth issues in their community?

- Maximization of efficiency in infrastructure use
- Integration of affordable housing into the present housing mix
- Rehabilitation of underutilized areas
- Land Use / Transportation integration
- Redevelopment of dilapidated or obsolete developed areas
- Encouragement of new development within and adjacent to existing developed areas and transportation infrastructure, and Conservation of open space and agricultural land

Which of the following issues will be addressed through the project?

- Appropriate density, correctly located
- Affordable housing in your local entity
- Housing mixes of density, styles and prices
- Efficient use of infrastructure
- Infill and redevelopment
- Development types and patterns
- Transportation
- Conservation and/or rehabilitation of agricultural and open land
- Balancing free market and public sector solutions
- Water and Air quality/supply

How will the proposal to host a demonstration project address the criteria?

- Timeline and partner's ability to complete project on time
- Which items from the Suite of Services menu are desired?
- Degree of interlocal cooperation (joint proposals)
- Quality of the project
- Why is this project important to this particular local entity?
- Amount of monetary or in-kind match
- Relative urgency of the project
- Current development patterns
- Relative size and demographic location of project
- Potential project results what will come of the project results? How will the final product help the city?
- Quality of proposal

FISCAL IMPACT:

Included in the FY 05-06 Budget WE 06-050.SCGS1

POST-2010 COMPASS 2% STRATEGY OPPORTUNITY AREAS

Four years of public education, community participation, modeling analysis and peer review resulted in the **Compass Growth Vision** adopted by SCAG's Regional Council in June 2004. This new Vision for southern California is intended to accommodate the projected 6 million new residents expected to live in the region by 2030 while balancing valuable quality of life goals. Driven by four key principles - mobility, livability, prosperity and sustainability - the Compass Vision emphasizes the following strategies to better coordinate land use and transportation decision-making:

- Focus growth in existing and emerging centers and along major transportation corridors
- Create significant areas of mixed-use development and walkable communities
- Target growth around existing and planned transit stations
- Preserve existing open space and stable residential areas

The Compass action plan focuses on reaching out to local decision-makers and the public at large to build support for the Vision and demonstrates how minor changes in land-use and transportation decision-making can reap heretofore unexpected economic, mobility, and environmental benefits locally, subregionally and regionally. These Compass strategic opportunity areas make up about 2% of the region, thus, leading to the name "Compass 2% Strategy" for the implementation plan.

The following tables identify areas by subregion that contain 2% Strategy Opportunity Areas. These areas, categorized by opportunity type, are defined as having a high potential to implement projects, plans and/or policies consistent with the Compass principles resulting in the aforementioned benefits.

Table 1 - Compass 2% Strategy Opportunity Areas Summary Matrix - Summarizes the 2% Strategy Opportunity Areas by city grouped by subregion.

Table 2 - Metro Center - Area of regional significance that is currently or projected to be a major employment and residential center that attracts large numbers of work commuters and is well accessible by both highway and transit.

Table 3 – City Center – Area of subregional significance that is currently or is projected to be an employment and residential center that provides regional benefits as its share of jobs and housing units increase.

Table 4 – Rail Transit Stops – Area that has an existing or planned light rail, subway, commuter rail, Amtrak and/or Maglev station stop.

Table 5 - Bus Rapid Transit Corridors – Area that has an existing or planned bus rapid transit corridor.

Table 6 - Airports, Ports, and Industrial Centers – Area that has an existing or planned airport, sea port, inland port, international border crossing or major regional industrial center that is central to the region's economy.

Table 7 - Priority Residential In-fill Areas – Area that has shown the potential to provide regional and subregional transportation benefits as it absorbs its share of the regional residential growth.

Table 8 – Compass Principles Priority Areas - Those areas that aren't in one or more of the defined 2% Strategy Opportunity Areas are encouraged to take local actions consistent with the Compass principles. The cumulative effect of such actions can provide tremendous benefits toward improving the quality of life for all residents of southern California.

The Compass Vision has resulted in a new framework for southern California's future and a new perspective on how local decision-makers can make planning choices that have tremendous value to both individual communities and the region as a whole. SCAG will continue to develop tools and resources to assist cities and counties as they plan for a better future for all southern Californians.

TABLE 1 – POST-2010 COMPASS 2% STRATEGY OPPORTUNITY AREAS SUMMARY MATRIX

Subregion	City	Metro	City	Rail	BRT	API	PRIA	CP
Arroyo Verdugo Cities	Burbank	X		X			X	
	Glendale	X		X			X	
	La Canada Flintridge							X
Coachella Valley Association of Governments	Blythe							X
	Cathedral City							X
	Coachella							X
	Desert Hot Springs							X
	Indian Wells							X
	Indio							X
	La Quinta							X
	Palm Desert		X					
	Palm Springs		X			X		
	Rancho Mirage							X
Gateway Cities	Artesia							X
	Avalon							X
	Bell				X			
	Bell Gardens				X			
	Bellflower							X
	Cerritos		X					
	Commerce			X	X	X		
	Compton			X			X	
	Cudahy							X
	Downey			X				
	Hawaiian Gardens							X
	Huntington Park				X		X	
	La Habra Heights							X
	La Mirada							X
	Lakewood							X
	Long Beach	X		X		X	X	
	Lynwood			X	X			
	Maywood							X
	Norwalk			X				
	Paramount							X
	Pico Rivera							X
	Santa Fe Springs			X				
	Signal Hill							X
	South Gate				X			
	Vernon				X			
	Whittier							X
Imperial Valley Association of Governments	Brawley							X
	Calexico					X		
	Calipatria							X
	El Centro		X					
	Holtville							X
	Imperial							X
	Westmorland							X
Los Angeles City	Los Angeles	X		X	X	X	X	
	San Fernando			X				

Subregion	City	Metro	City	Rail	BRT	API	PRIA	CP
Las Virgenes Malibu Council of Governments	Agoura Hills							X
	Calabasas							X
	Hidden Hills							X
	Malibu							X
	Westlake Village							X
N. Los Angeles County	Lancaster		X	X			X	
	Palmdale		X	X		X	X	
	Santa Clarita		X	X			X	
Orange County Council of Governments	Aliso Viejo							X
	Anaheim	X		X			X	
	Brea		X					
	Buena Park			X				
	Costa Mesa					X	X	
	Cypress						X	
	Dana Point							X
	Fountain Valley							X
	Fullerton			X				
	Garden Grove						X	
	Huntington Beach		X					
	Irvine	X		X				
	La Habra							X
	La Palma							X
	Laguna Beach							X
	Laguna Hills							X
	Laguna Niguel			X				
	Laguna Woods							X
	Lake Forest							X
	Los Alamitos							X
	Mission Viejo							X
	Newport Beach						X	
	Orange			X				
	Placentia							X
	Rancho Santa Margarita							X
	San Clemente			X				
	San Juan Capistrano			X				
	Santa Ana	X		X		X	X	
	Seal Beach							X
	Stanton							X
	Tustin			X				
	Villa Park							X
	Westminster						X	
	Yorba Linda			X				
San Bernardino Associated Governments	Adelanto							X
	Apple Valley							X
	Barstow					X		
	Big Bear Lake							X
	Chino							X
	Chino Hills							X

Subregion	City	Metro	City	Rail	BRT	API	PRIA	CP
San Bernardino Associated Governments (Continued)	Colton							X
	Fontana			X				
	Grand Terrace							X
	Hesperia							X
	Highland							X
	Loma Linda							X
	Montclair			X				
	Needles							X
	Ontario	X		X		X	X	
	Rancho Cucamonga			X				
	Redlands			X				
	Rialto			X				
	San Bernardino	X		X		X	X	
	Twentynine Palms							X
	Upland			X				
	Victorville		X	X		X		
	Yucaipa							X
	Yucca Valley							X
South Bay Cities Council of Governments	Carson						X	
	El Segundo			X			X	
	Gardena				X			
	Hawthorne			X	X		X	
	Hermosa Beach						X	
	Inglewood			X	X	X	X	
	Lawndale							X
	Lomita							X
	Manhattan Beach							X
	Palos Verdes Estates							X
	Rancho Palos Verdes							X
	Redondo Beach		X	X	X		X	
	Rolling Hills							X
	Rolling Hills Estates							X
	Torrance						X	
San Gabriel Valley Council of Governments	Alhambra							X
	Arcadia			X				
	Azusa			X			X	
	Baldwin Park			X				
	Bradbury							X
	Claremont			X				
	Covina			X				
	Diamond Bar							X
	Duarte			X				
	El Monte			X			X	
	Glendora			X				
	Industry			X		X		
	Irwindale			X		X		
	La Puente							X
	La Verne			X			X	

Subregion	City	Metro	City	Rail	BRT	API	PRIA	CP
San Gabriel Valley Council of Governments (Continued)	Monrovia			X				
	Montebello			X				
	Monterey Park						X	
	Pasadena		X	X			X	
	Pomona			X			X	
	Rosemead						X	
	San Dimas			X				
	San Gabriel							X
	San Marino							X
	Sierra Madre							X
	South El Monte							X
	South Pasadena			X				
	Temple City							X
	Walnut							X
	West Covina			X				
Ventura Council of Governments	Camarillo			X			X	
	Fillmore							X
	Moorpark			X				
	Ojai							X
	Oxnard			X		X		
	Port Hueneme					X		
	San Buenaventura		X	X				
	Santa Paula							X
	Simi Valley			X				
	Thousand Oaks							X
Westside Cities	Beverly Hills			X	X			
	Culver City			X			X	
	Santa Monica		X	X	X		X	
	West Hollywood				X		X	
Western Riverside Council of Governments	Banning							X
	Beaumont							X
	Calimesa							X
	Canyon Lake							X
	Corona			X	X		X	
	Hemet		X	X				
	Lake Elsinore							X
	Moreno Valley				X		X	
	Murrieta							X
	Norco							X
	Perris			X				
	Riverside		X	X	X		X	
	San Jacinto		X	X				
	Temecula							X

Legend

Metro: Metro Center
Rail: Rail Transit Stops
API: Airports, Ports, & Industrial Centers
CP: Compass Principles Priority Areas
City: City Center
BRT: Bus Rapid Transit Corridor
PRIA: Priority Residential In-fill Areas