MEMO

DATE: July 7, 2005

TO: The Regional Council
The Community, Economic and Human Development Committee
The Energy and Environment Committee
The Transportation and Communications Committee

FROM: Charlotte Pienkos, Government Affairs Analyst
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SUBJECT: State and Federal Legislative Matrix

Since the June meeting of the Regional Council, the State Legislature has resumed its policy committee hearings and turned its attention to the state budget. As of this writing on June 16th, the State Legislature has passed a budget conference report and submitted the budget to a vote, but the budget was not passed by its June 15th constitutional deadline. Democrats have characterized their budget as substantially similar to the Governor's, but Republicans protest there are key differences. Both versions continue to contain a full $1.3 billion funding of Proposition 42, as well as a $1 million appropriations for RHNA work in 2005, presumably to be shared by SCAG and ABAG in the Bay Area.

In Congress, the current extension is slated to expire on June 30th. In the meantime, the conference committee continues work on the reauthorization of TEA-21. SCAG participated in a Washington, D.C. visit to Capitol Hill to press one more time for a fair and adequate reauthorization. Many differences remain unresolved in the conference committee. Government Affairs will update you at the July 7th meeting of any developments.

CP#107688v.4

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
COMMITTEE: Senate Transportation and Housing Committee
HEARING: 06/21/2005 1:30 pm
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:
06/02/2005 To SENATE Committee on TRANSPORTATION AND HOUSING.
Subject: Transit, Transport

Private file: Transportation

CA AB 245

AUTHOR: Walters (R)
TITLE: County Design-Build Contracts
FISCAL COMMITTEE: yes
URGENCY CLAUSE: no
INTRODUCED: 02/07/2005
LAST AMEND: 06/08/2005
DISPOSITION: Pending
LOCATION: Senate Local Government Committee
SUMMARY:
Authorizes Orange County, until December 1, 2011, to enter into specified design-build contracts.
STATUS:
06/15/2005 In SENATE Committee on LOCAL GOVERNMENT: Not heard.
Subject: LocGov, Transport

CA AB 267

AUTHOR: Daucher (R)
TITLE: Transportation Projects
FISCAL COMMITTEE: yes
URGENCY CLAUSE: no
INTRODUCED: 02/08/2005
LAST AMEND: 06/01/2005
DISPOSITION: Pending
LOCATION: Senate Transportation and Housing 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:
06/15/2005 To SENATE Committee on TRANSPORTATION AND HOUSING.
Subject: Revenue/Bond, 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
COMMITTEE: Senate Transportation and Housing Committee
HEARING: 06/21/2005 1:30 pm

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:
06/09/2005 To SENATE Committee on TRANSPORTATION AND HOUSING.
Subject: Transport

CA AB 489

AUTHOR: Bermudez (D)
TITLE: Ports: Transportation Network
FISCAL COMMITTEE: yes
URGENCY CLAUSE: no
INTRODUCED: 02/16/2005
LAST AMEND: 05/24/2005
DISPOSITION: Pending
LOCATION: Senate Appropriations Committee
SUMMARY:
Requires the Port of Los Angeles and the Port of Long Beach to provide reports relative to utilization of and congestion at ports on January 1, 2006, and annually thereafter through 2008.
STATUS:
05/24/2005 In SENATE. Read second time and amended. Re-referred to Committee on APPROPRIATIONS.
Subject: Transport

CA AB 556

AUTHOR: Gordon (D)
TITLE: Airports: Noise Impacts
INTRODUCED: 02/16/2005
LAST AMEND: 06/15/2005
DISPOSITION: Pending
COMMITTEE: Senate Transportation and Housing Committee
HEARING: 06/21/2005 1:30 pm
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:
06/15/2005 From SENATE Committee on TRANSPORTATION AND HOUSING with author's amendments.
06/15/2005 In SENATE. Read second time and amended. Re-referred to Committee on TRANSPORTATION AND HOUSING.
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: Senate Transportation and Housing 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:
06/09/2005 To SENATE Committee on TRANSPORTATION AND HOUSING.
Subject: Transport

CA AB 1406

AUTHOR: Karnette (D)
TITLE: Ports and Harbors: Freight Security Fee
INTRODUCED: 02/22/2005
LAST AMEND: 05/27/2005
DISPOSITION: Pending

COMMITTEE: Senate Governmental Organization Committee
HEARING: 06/28/2005 9:30 am
SUMMARY:
Requires the Office of Homeland Security to establish a grant program to fund proposals from public and private entities to improve freight security at the state's ports and harbors, to the extent that funding is provided in the annual Budget Act for this purposes. Requires the office to provide a report to the Governor and Legislature regarding administrative actions needed to facilitate implementation and appropriate funding sources for grants.
STATUS:
06/09/2005 To SENATE Committee on GOVERNMENTAL ORGANIZATION.
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: 05/27/2005
DISPOSITION: Pending
LOCATION: Senate Transportation and Housing 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. Requires design-build bidders to provide certain information in a questionnaire submitted to the transportation agency.
STATUS:
06/15/2005 To SENATE Committee on TRANSPORTATION AND HOUSING.
Subject: Transport

CA ACR 23

AUTHOR: Garcia (R)
TITLE: Intrastate Trucking: Traffic Congestion
FISCAL COMMITTEE: yes
URGENCY CLAUSE: no
INTRODUCED: 02/22/2005
LAST AMEND: 05/26/2005
DISPOSITION: Pending
COMMITTEE: Senate Transportation and Housing Committee
HEARING: 06/21/2005 1:30 pm
SUMMARY:
Urges the regional transportation agencies 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:
06/09/2005 To SENATE Committee on TRANSPORTATION AND HOUSING.
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: 06/14/2005
DISPOSITION: Pending
COMMITTEE: Assembly Transportation Committee
HEARING: 06/20/2005 1:30 pm
SUMMARY:
Prohibits an intermodal marine equipment provider or marine terminal operator from imposing per diem, 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:

06/14/2005	From ASSEMBLY Committee on TRANSPORTATION with author's amendments.
06/14/2005	In ASSEMBLY. Read second time and amended. Re-referred to Committee on TRANSPORTATION.
Subject:	Transport

CA SB 53

AUTHOR:	Kehoe (D)
TITLE:	San Diego County Regional Airport Authority
INTRODUCED:	01/10/2005
DISPOSITION:	Pending
LOCATION:	Assembly Local Government Committee

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:

05/16/2005	To ASSEMBLY Committee on LOCAL GOVERNMENT.
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:	05/27/2005
DISPOSITION:	Pending
LOCATION:	Assembly Transportation Committee

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:

06/13/2005	To ASSEMBLY Committee on TRANSPORTATION.
Position:	SCAG-Watch *05/05/2005*
Subject:	Revenue/Bond, Transport

CA SB 275

AUTHOR:	Torlakson (D)
TITLE:	Transportation Needs Assessment
FISCAL COMMITTEE:	yes
URGENCY CLAUSE:	no
INTRODUCED:	02/16/2005
LAST AMEND:	06/09/2005
DISPOSITION:	Pending
LOCATION:	Assembly Transportation Committee

SUMMARY:

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

STATUS:

06/09/2005	To ASSEMBLY Committee on TRANSPORTATION.
06/09/2005	From ASSEMBLY Committee on TRANSPORTATION with author's amendments.
06/09/2005	In ASSEMBLY. Read second time and amended. Re-referred to Committee on TRANSPORTATION.
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
COMMITTEE: Assembly Local Government Committee
HEARING: 06/22/2005 1:30 pm
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:
06/13/2005 To ASSEMBLY Committees on LOCAL GOVERNMENT and TRANSPORTATION.
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: 05/27/2005
DISPOSITION: Pending
COMMITTEE: Assembly Transportation Committee
HEARING: 06/20/2005 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, 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 Port Congestion Relief Trust Fund and 1/2 to the South Coast Air Quality Management District.
STATUS:
06/13/2005 To ASSEMBLY Committees on TRANSPORTATION and NATURAL RESOURCES.
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: 05/27/2005
DISPOSITION: Pending
COMMITTEE: Assembly Transportation Committee
HEARING: 06/20/2005 1:30 pm
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:
06/13/2005 To ASSEMBLY Committees on TRANSPORTATION and ENVIRONMENTAL SAFETY AND TOXIC MATERIALS.
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: Assembly Local Government Committee

HEARING: 06/22/2005 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:

06/13/2005	To ASSEMBLY Committees on LOCAL GOVERNMENT and TRANSPORTATION.
Subject:	Transport

US H 3

SPONSOR: Young D (R)
TITLE: Highway Program Funds
INTRODUCED: 02/09/2005
LAST AMEND: 05/17/2005
DISPOSITION: Pending
LOCATION: Conference Committee

SUMMARY:

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

STATUS:

05/26/2005	In SENATE. SENATE insists on its amendments and requests a conference.
05/26/2005	*****To CONFERENCE Committee.

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