

TO: Regional Transportation Commission
FROM: George Dondero, Executive Director,
REGARDING: 2006 Final Legislative Recap

RECOMMENDATIONS:

This item for information only.

DISCUSSION

The 2005-06 California legislative session ended August 31st and the Governor finished his work on September 30. Following you will find a final status of bills California Association of Councils of Governments (CalCOG) supported, opposed, and watched. Only three bills in this list were enacted: AB 2511, AB2538 and AB2600.

Additionally, SB 1587 was enacted, authorizing phase-out of CMAQ funds to Santa Cruz, Monterey and Santa Barbara counties over the next two fiscal years. The bill also changes the state requirement to update regional transportation plans (RTP) to concur with new federal requirements. As a result, the SCCRTC is required to update the RTP ever five years, making 2010 the next required update. A letter from Caltrans ([Attachment 1](#)) describing SB1587 is provided. The RTC supported SB1587.

CA AB 1020 **AUTHOR:** Hancock (D)
 TITLE: Transportation Planning: Improved Travel Models
 INTRODUCED: 02/22/2005
 LAST AMEND: 08/09/2006
 DISPOSITION: Vetoed
 LOCATION: Vetoed
 SUMMARY:
 Requires the Transportation Commission to adopt guidelines related to the travel demand models used in the development of regional transportation plans by regional transportation planning agencies. Requires a regional transportation planning agency for a region with a population of 800,000 or more to use those guidelines. Specifies certain policy choices that a travel demand model shall be capable of evaluating. Requires the Department of Transportation to assist the commission, on request, in this regard.
 CALCOG Position: NoPosition

CA AB 1785 **AUTHOR:** Bermudez (D)
 TITLE: Grade Separation Projects
 INTRODUCED: 01/04/2006
 LAST AMEND: 06/19/2006
 DISPOSITION: Failed - Adjourned
 LOCATION: Senate Appropriations Committee
 SUMMARY:
 Increases the amount required to be budgeted for allocation to specified grade separation projects by the Department of Transportation.
 CALCOG Position: Oppose

CA AB 2158 **AUTHOR:** Evans (D)
 TITLE: Regional Housing Needs
 INTRODUCED: 02/21/2006
 LAST AMEND: 08/08/2006
 DISPOSITION: Vetoed
 LOCATION: Vetoed
 SUMMARY:
 Relates to existing law requiring each council of governments or delegates subregion to develop a proposed methodology for distributing the existing and projected housing need to cities within the region or subregion. Adds to the list of factors in that methodology adopted spheres of influence for all local agencies in the region and adopted policies of the local agency formation commission.
 CALCOG Position: Watch

CA AB 2307 **AUTHOR:** Mullin (D)
 TITLE: State Mandates: Housing Element
 INTRODUCED: 02/22/2006
 LAST AMEND: 04/20/2006
 DISPOSITION: Failed - Adjourned
 LOCATION: Assembly Appropriations Committee
 SUMMARY:
 Relates a levy to pay cost of a mandated program or service. Repeals the authority of councils of government to charge a fee to local governments for their role in determining housing needs. Requires the Commission on State Mandates reconsider its decision regarding the regional housing need mandate and determine whether joint powers agencies are eligible claimants. Establishes the Regional Housing Needs Allocation Fund for regional housing needs allocation costs.
 CALCOG Position: Support

CA AB 2378 **AUTHOR:** Evans (D)
TITLE: Housing: Density Bonus
INTRODUCED: 02/23/2006
LAST AMEND: 08/07/2006
DISPOSITION: Failed - Adjourned
LOCATION: Senate Transportation and Housing Committee
SUMMARY:
Amends provisions requiring housing developers to agree to construct a percentage of total units for specified income households. Extends the continued affordability agreement to moderate-income dwelling units in a common interest development. Requires recording against the property deed restrictions to require, for at least 30 years, that units are resold to persons at an affordable housing cost or by recording against the properties deed restrictions or liens providing for an equity-sharing agreement.
CALCOG Position: Watch

CA AB 2444 **AUTHOR:** Klehs (D)
TITLE: Congestion Management and Environmental Fees
INTRODUCED: 02/23/2006
LAST AMEND: 08/14/2006
DISPOSITION: Vetoed
LOCATION: Vetoed
SUMMARY:
Authorizes the congestion management agencies in the 9 Bay Area counties to impose an annual fee on motor vehicles registered within those counties for a program for the management of traffic congestion. Authorizes the Bay Area Air Quality Management District for the 9-county Bay area, to impose an annual fee on motor vehicles registered within its jurisdiction for programs that mitigate the impacts of vehicles on the environment, storm water runoff mitigation, water quality, and air quality projects.
CACLOG Position: Watch

CA AB 2503 **AUTHOR:** Mullin (D)
TITLE: Affordable Housing
INTRODUCED: 02/23/2006
LAST AMEND: 04/17/2006
DISPOSITION: Failed - Adjourned
LOCATION: Assembly Appropriations Committee
SUMMARY:
Authorizes cities and counties to enter into a joint powers agreement to form an affordable housing pooling arrangement for the acquisition, construction, or development of housing that is affordable to lower income families within the jurisdiction of the joint powers agency, created by the agreement. Specifies how the public agencies may contribute funds to a housing trust fund of the joint powers agency and how the funds may be used.
CALCOG Position: Support

CA AB 2511 **AUTHOR:** Jones (D)
TITLE: Land Use: Housing
INTRODUCED: 02/23/2006
LAST AMEND: 08/24/2006
ENACTED: 09/30/2006
DISPOSITION: Enacted
LOCATION: Chaptered
CHAPTER: 888
SUMMARY:

Relates to the Planning and Zoning Law. Prohibits a local government agency from disapproving a housing development project or conditioning the approval of a housing development project so that it renders the project infeasible if the basis for the disapproval or conditional approval includes discrimination. Allows a court to compel compliance with these provisions. Provides that if a city or county fails to submit the housing portion of its long-term general plan a court is required to compel compliance.

STATUS: Signed by GOVERNOR.
CALCOG Position: Watch

CA AB 2538 **AUTHOR:** Wolk (D)
TITLE: Transportation Funds
INTRODUCED: 02/23/2006
LAST AMEND: 05/26/2006
ENACTED: 09/30/2006
DISPOSITION: Enacted
LOCATION: Chaptered
CHAPTER: 821
SUMMARY:

Authorizes each transportation planning agency or county transportation commission to request and receive up to 5% of federal metropolitan planning funds for the purposes of project planning, programming, and monitoring. Changes references to regional improvement funds to instead refer to county share.

STATUS: Signed by GOVERNOR.
CALCOG Position: Support

CA AB 2600 **AUTHOR:** Lieu (D)
TITLE: Vehicles: HOV Lanes
INTRODUCED: 02/24/2006
LAST AMEND: 08/28/2006
ENACTED: 09/29/2006
DISPOSITION: Enacted
LOCATION: Chaptered
CHAPTER: 614
SUMMARY:

Extends certain provisions of law relating to allowing low-emission and hybrid vehicles to operate in HOV Lanes. Increases the number of described distinctive decals, labels, and other identifiers that are required to be issued by the Department of Transportation.

STATUS: Signed by GOVERNOR.
Oppose

Position

CA AB 2873 **AUTHOR:** Wolk (D)
TITLE: County Sales Tax Rate Increases
INTRODUCED: 02/24/2006
DISPOSITION: Failed - Adjourned
LOCATION: Senate Revenue and Taxation Committee
SUMMARY:
Amends the Bradley- Burns Uniform Local Sales and Use Tax Law. Authorizes a county or city to impose additional 1/4 of 1 % sales and use tax rate under the Law. Requires a county or city that imposes this additional rate to deposit all revenues into a local transportation fund.
Position: Support

CA AB 3042 **AUTHOR:** Evans (D)
TITLE: Regional Housing
INTRODUCED: 02/24/2006
LAST AMEND: 05/17/2006
DISPOSITION: Failed - Adjourned
LOCATION: Senate Transportation and Housing Committee
SUMMARY:
Provides an additional procedure by which a city or county may enter into an agreement to transfer a percentage of its share of the regional housing needs to another city or county.
CALCOG Position: Support

CA AB 3047 **AUTHOR:** Canciamilla (D)
TITLE: Toll Facilities
INTRODUCED: 02/24/2006
LAST AMEND: 05/30/2006
DISPOSITION: Failed - Adjourned
LOCATION: Senate Transportation and Housing Committee
SUMMARY:
Authorize the Department of Transportation or regional transportation agency to construct high-occupancy vehicle and other preferential lanes on the state highway system. Authorizes a regional transportation agency to construct and operate those lanes as toll facilities subject to specified requirements.
CALCOG Position: Support

CA SB 764 **AUTHOR:** Lowenthal (D)
 TITLE: Air Resources: South Coast Air District: Ports
 INTRODUCED: 02/22/2005
 LAST AMEND: 06/12/2006
 DISPOSITION: Failed - Adjourned
 LOCATION: Assembly Appropriations Committee
 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 each port to hold public hearings on the baseline data and discuss potential mitigation and control measures to reduce emissions from sources at the port. Authorizes a fine for exceeding emissions.
 CALCOG Position: Watch

CA SB 927 **AUTHOR:** Lowenthal (D)
 TITLE: Ports: Congestion Relief: Security: Environment
 INTRODUCED: 02/22/2005
 LAST AMEND: 08/24/2006
 VETOED: 09/22/2006
 DISPOSITION: Vetoed
 LOCATION: Vetoed
 SUMMARY:
 Requires the ports of Los Angeles and Long Beach to develop a user fee on the owner of container cargo moving through the port and to retain a portion for projects to improve security. Requires the remainder of the fee to be transmitted to the Port Congestion Relief Trust Fund for rail project to improve moving port container cargo and the Port Mitigation Relief Trust Fund to develop project to mitigate environmental pollution caused by the movement of cargo in the ports.
 CALCOG Position: Support

CA SB 1161 **AUTHOR:** Alarcon (D)
 TITLE: State Highways: Design-Sequencing Contracts
 INTRODUCED: 01/10/2006
 LAST AMEND: 06/21/2006
 DISPOSITION: Failed - Adjourned
 LOCATION: Assembly Appropriations Committee
 SUMMARY:
 Relates to existing law authorizing the Department of Transportation, to conduct a pilot project to award design-sequencing contracts for the design and construction of not more than 12 transportation projects. Authorizes the department to award contracts for projects using the design-sequencing

contract method, certain requirements are met. Requires the department to continue the use of a peer review committee to assist in preparing an annual report on the outcome of the design-sequencing contracts.

CALCOG Position: Support

CA SB 1432 **AUTHOR:** Lowenthal (D)
TITLE: Mello-Roos Districts
INTRODUCED: 02/22/2006
LAST AMEND: 06/20/2006
VETOED: 09/29/2006
DISPOSITION: Vetoed
LOCATION: Vetoed
SUMMARY:
Adds other services that may be financed by a Mello-Roos district. Specifies that the services may not be funded by the issuance of bonds. Authorizes a district to fund programs to create incentives for or to subsidize lower income housing. Makes various revisions and additions concerning procedures and required notices.
CALCOG Position: Support

CA SB 1611 **AUTHOR:** Simitian (D)
TITLE: Congestion Management Fees
INTRODUCED: 02/24/2006
LAST AMEND: 08/07/2006
DISPOSITION: Failed - Adjourned
LOCATION: Assembly Appropriations Committee
SUMMARY:
Authorizes a congestion management agency or a board of supervisors to place a majority vote ballot measure before the voters of a county authorizing the imposition of an annual fee on each motor vehicle registered within the county for transportation projects and programs with a relationship or benefit to the person paying the fee. Requires the Department of Motor Vehicles to collect the fee and distribute the funds to the agency or board of supervisors. Defines congestion management and pollution control.
CALCOG Position: Support

CA SB 1754 **AUTHOR:** Lowenthal (D)
TITLE: Housing and Infrastructure Zones
INTRODUCED: 02/24/2006
LAST AMEND: 05/02/2006
DISPOSITION: Failed - Adjourned
LOCATION: Senate Appropriations Committee
SUMMARY:
Establishes a pilot project allowing for the information, under criteria

developed by specified councils or governments and the Secretary of Business, Transportation and Housing of 100 housing and infrastructure zones in the state. Provides that a city or county would be eligible to apply to its council of governments or the agency in order to establish such a zone. Authorizes the Economic Development and Infrastructure Bank to finance specified construction, expansion, improvement, and rehabilitation.

CALCOG Position: Support