MEMO

DATE: March 4, 2004

TO: The Regional Council
The Community Economic and Human Development Committee (CEHD)
The Energy and Environment Committee (EEC)
The Transportation and Communications Committee (TCC)

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

SUBJECT: State and Federal Legislative Matrix

At the time of this writing on February 18, 2004, the February 20th deadline for the introduction of new bills in the California State Legislature is nearing, and with it, Government Affairs expects the last wave of new bills and constitutional amendments. To this point, approximately 250 new bills have been introduced that fall loosely under areas of interest to SCAG. The attached matrix pulls out those of particular interest for your review.

Of the legislation SCAG took policy positions on last year, only two constitutional amendments are alive: SCA 2 (Torlakson), regarding the voter threshold on local sales tax measures and smart growth planning, and SCA 7 (Murray), regarding the loan of transportation funds to the General Fund. SCAG supported the former if amended; it remains on Third Reading in the Senate. SCAG supported the latter; it remains unheard in Senate Appropriations. Because constitutional amendments are handled differently than bills, these amendments may yet advance. All other SCAG bills or amendments are dead, chaptered, or inactive.

Lastly, Government Affairs is monitoring the following federal measures, in addition to S. 1555 (Boxer), the California Wild Heritage Act, which goes before the Regional Council this month.

H. 3398
SPONSOR: McDonald (D)
TITLE: Goods Movement Program
INTRODUCED: 10/29/2003
LOCATION: House Transportation & Infrastructure Committee
SUMMARY: Amends the United States Code, to establish a goods movement program to improve the productivity, security, and safety of freight transportation gateways.
STATUS:
10/29/2003 INTRODUCED.
10/29/2003 To HOUSE Committee on TRANSPORTATION AND INFRASTRUCTURE.

S. 1072
SPONSOR: Inhofe (R)
TITLE: Funds For Federal Aid Highway Programs (SAFETEA)
INTRODUCED: 05/15/2003
LAST AMEND: 02/12/2004
LOCATION: HOUSE

SUMMARY: Authorizes funds for Federal aid highways, highway safety programs, and transit programs, and for other purposes.
STATUS:
02/12/2004 In SENATE. Amended on SENATE floor.
02/12/2004 In SENATE. Passed SENATE. *****To HOUSE.

H. 3550
SPONSOR: Young D (R)
TITLE: Funds for Federal Highways and Highway Safety (TEALU)
INTRODUCED: 11/20/2003
LOCATION: House Transportation & Infrastructure Committee
SUMMARY: Authorizes funds for Federal aid highways, highway safety programs, and transit programs, and for other purposes.
STATUS:
11/20/2003 INTRODUCED.
11/20/2003 To HOUSE Committee on TRANSPORTATION AND INFRASTRUCTURE.

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Bill	Summary	Latest Action
	Private file: AirQuality	
CA AB 1971 Lowenthal (D)	**Air Pollution: Marine Terminals** Relates to requirements that each marine terminal in the state operate in a manner that does not cause the engines on trucks to idle or queue for more than 30 minutes while waiting to load or unload at the terminal. Makes several clarifying changes to those provisions regarding the application of the above requirements with respect to both idling and queuing.	02/12/2004: • INTRODUCED.
CA AB 2042 Lowenthal (D)	**Ports: Port of Los Angeles: Port of Long Beach** Requires the Ports of Long Beach and Los Angeles to ensure that all future growth at each port will have a zero net increase in air pollution. Requires each port to establish the baseline for air pollution in consultation with the South Coast Air Quality Management District.	02/17/2004: • INTRODUCED.
CA SB 1247 Soto (D)	**Air Pollution: Reduction of Mobile Source Impact** Makes legislative findings and declarations regarding the effects of emissions from gasoline and diesel-powered motor vehicles and nonroad engines on public health and the environment in the State. Declares the intent of the Legislature to consider specified principles and criteria when establishing programs to reduce and mitigate the impacts of emissions from these engines.	02/12/2004: • INTRODUCED.
	Private file: EconomicDevelopment	
CA AB 1855 Maze (R)	**Infrastructure and Economic Development Bank** Amends the Bergeson-Peace Infrastructure and Economic Development Bank Act. Includes among criteria for project assistance a requirement that priority be given to projects consistent with specified criteria established by the bank for the Infrastructure State Revolving Fund Program.	01/29/2004: • INTRODUCED.
CA AB 1998 Dutton (R)	**Real Investment in California's Economy Program** Provides an exemption from sales and use taxes for the gross receipts from the sale, storage, use, or other consumption of, tangible personal property purchased by a qualified person primarily in any state of manufacturing, including the generation of electricity, processing, refining, fabricating, or recycling of property, and introduced into the process.	02/13/2004: • INTRODUCED.
CA AB 2070 Houston (R)	**Sales, Use, Income and Corporation Taxes: Credit** Provides a sales, use, income and corporation tax credit for investments in tangible property used in manufacturing, refining, fabricating or recycling. Allows a credit against the Personal Income Tax and the Corporation Tax for qualified property, placed in service in the State.	02/17/2004: • INTRODUCED.
CA SB 1295 Morrow (R)	**Sales, Income, Use, and Corporation Taxes** Provides a exemption from taxes for the gross receipts from the sale of, and the storage, use, or other consumption of , tangible personal property purchased for use by a qualified person primarily in any state engaged in a new trade or business of manufacturing, processing, refining, fabricating or recycling of property. Provides that Personal Income Tax Law and the Corporation Tax Law authorizes various credits against the taxes imposed by those laws.	02/17/2004: • INTRODUCED.
	Private file: Energy	
CA AB 2006 Nunez (D)	**Reliable Electric Service Act of 2004** Establishes a core and noncore model under which an electric utility's duty to serve would extend to core customers and those noncore customers that elect to receive bundled electric service from the electrical corporation. Requires electrical corporations to file an integrated resource investment plan sufficient to fulfill the utility's duty to serve. Requires the PUC to establish requirements to ensure adequate reserves of capacity are available.	02/13/2004: • INTRODUCED.

CA AB 2076 Dutton (R)	**Personal Income and Corporation Taxes** Allows a credit against taxes imposed by the personal income tax law and the corporation tax law, in an amount equal to 6% of the amount paid or incurred by the taxpayer during the taxable year for qualified property, used in the generation of electric power.	02/17/2004: • INTRODUCED.
CA SB 1296 Soto (D)	**Bark Beetle Wood Waste Fueled Facilities** Promotes investment in, and use of power generation systems that have the capability of utilizing bark beetle wood waste as fuel for electrical power generation. Prohibits such waste fueled generating facility from being charge by an electrical corporation for any exit fees or cost responsibility surcharges, or any fees for recovery of utility power cost undercollections or residual uneconomic generation charges.	02/17/2004: • INTRODUCED.
	Private file: Environment	
CA AB 392 Montanez (D)	**Environmental Justice and Community Transportation** Provides that local agencies, nonprofit entities, metropolitan planning organizations, public universities, local transportation commissions, port authorities, airport commissions and similar entities would be authorized to apply for and receive grants for the design, construction or expansion of new transportation facilities to undertake certain environmental justice projects and transportation planning projects.	02/17/2004: • To SENATE Committee on TRANSPORTATION.
CA AB 2055 Wolk (D)	**Open-Space Plan** Requires a local open-space plan to include consideration of the goals and policies included in the State's Environmental Goals and Policy Report. Deletes certain obsolete references.	02/17/2004: • INTRODUCED.
CA SB 559 Ortiz (D)	**Brownfields Site and Cleanup and Reuse** Authorizes the Department of Toxic Substance Control to adopt guidance documents, policies and procedures to implement the Brownfield Site Cleanup and Rescue Program Act. Authorizes the department to enter into an environmental oversight agreement with any person for the department's consultation regarding, oversight of a site assessment or response action, or both, of a brownfield site. Requires a project sponsor to submit a site assessment and action plan	01/26/2004: • In SENATE. Read third time. Passed SENATE. *****To ASSEMBLY.
	Private file: Housing	
CA AB 1268 Wiggins (D)	**Land Use** Requires, upon the revision of a land use element of a general plan to increase the amount of land designated for residential development, a city or county to consider the need for land sufficient for the community's growth over the subsequent 20-year period.	06/26/2003: • Withdrawn from SENATE Committee on RULES. • Re-referred to SENATE Committee on LOCAL GOVERNMENT.
CA AB 1970 Harman (R)	**Land Use: Housing Element** Authorizes a city that meets specified requirements to adopt a housing element that makes no provision for new housing or the share of regional housing needs.	02/12/2004: • INTRODUCED.
CA SB 744 Dunn (D)	**Planning: Housing** Requires the Department of Housing and Community Development to hear appeals of city, county or city and county decisions on applications for the construction of housing developments that meet specified affordability requirements.	01/26/2004: • In SENATE. Read third time. Passed SENATE. *****To ASSEMBLY.
CA SB 898 Burton (D)	**Open Space and Agricultural Land** Declares the intent of the Legislature to enact legislation that would provide long-term protection for California's productive agricultural lands and the viability of this important sector of the State economy.	06/19/2003: • To ASSEMBLY Committee on LOCAL GOVERNMENT.
	Private file: LocalFinance	

CA AB 1935 Bogh (R)	**Vehicle License Fees: Local Government** Relates to any county or city share of vehicle license fee revenues. Includes a city or county's declaration of a local emergency during a specified period of time as a circumstance that demonstrates that a local entity will experience a hardship.	02/10/2004: • INTRODUCED.
CA ACA 5 Cogdill (R)	**Local Government Finance: Property Tax Revenue** Proposes a constitutional amendment to modify property tax reduction and transfer requirements, for the 2004-05 fiscal year and each fiscal year thereafter, by prohibiting the total amount allocated to a county's Educational Revenue Augmentation Fund from exceeding the applicable percentage, set forth in a specified schedule, of the total amount allocated to that fund for the 2002-03 fiscal year.	05/28/2003: • In ASSEMBLY Committee on APPROPRIATIONS: To Suspense File. • In ASSEMBLY Committee on APPROPRIATIONS: Heard, remains in Committee.
CA SB 1212 Ducheny (D)	**Local Government Finance: Revenue Balancing Act** Eliminates payments to counties and cities that are required under the Vehicle License Fee Law, the Property Tax Law and the Motor Vehicle Fuel Tax Law. Requires that each county and city annually receive, beginning with the 2005-06 fiscal year, a base amount determined with reference to the payments received under these provisions by these entities in the 2003-04 fiscal year, plus a share of the growth in regionwide tax base.	02/11/2004: • INTRODUCED.
CA SB 1312 Hollingsworth (R)	**Historical and Cultural Resources** Appropriates an unspecified sum to the Department of Parks and Recreation for allocation of the purpose of recovering, restoring, or rebuilding significant historical and cultural buildings, resources, or artifacts affected by the Southern California wildfires of 2003 in any of the affected Counties of Los Angeles, Riverside, San Bernardino, San Diego, or Ventura.	02/17/2004: • INTRODUCED.
	Private file: SolidWaste	
CA AB 1873 Hancock (D)	**Solid Waste: Recycling Market Development** Deletes the repeal of the Recycling market Development Revolving Loan Subaccount in the Integrated Waste Management Account and continuously appropriates the funds deposited in the subaccount to the board for the purpose of providing loans for purposes of the Recycling Market Development Revolving Loan Programs.	02/03/2004: • INTRODUCED.
CA SB 537 Romero (D)	**Solid Waste: Los Angeles County Sanitation** Requires the Sanitation Districts of the County of Los Angeles, by July 1, 2004, to report to the Legislature on specified information relating to the design of a solid waste system planned to be developed in the jurisdiction of the districts.	01/26/2004: • In SENATE. Read third time. Passed SENATE. *****To ASSEMBLY.
	Private file: Transportation	
CA AB 118 Frommer (D)	**Rental Vehicle Transaction Fees** Requires rental care companies to collect a specified impact fee on each rental transaction. Requires the companies to remit all fees to the State Board of Equalization to be deposited in the Transportation Congestion Relief Fund and funds to be allocated exclusively to certain construction projects at locations found to be used by a high proportion of rental cars.	01/15/2004: • In ASSEMBLY. Ordered returned to SENATE. *****To SENATE.
CA AB 775 Parra (D)	**Highways: Federal Funding of Safety Projects** Changes the repeal date after which time the federal transportation funds received by the State would be spent for highway purposes other than projects for bicycle and pedestrian safety and traffic calming measures in high-hazard areas. Extends the operation of provisions requiring the Department of Transportation to establish and administer a Safe Routes to School construction program and to use federal funds therefor.	02/17/2004: • To SENATE Committee on TRANSPORTATION.

CA AB 1663 Dutra (D)	**Vehicle Additional Registration Fees** Relates to the additional fees charged on all commercial motor vehicles for vehicle registration to extend the repeal date for such fees and to extend the fees indefinitely. Deletes certain reporting requirements of the Department of Highway Patrol relating to such fees.	02/17/2004: • To SENATE Committee on TRANSPORTATION.
CA AB 2024 Bermudez (D)	**Ports: Transportation Network** Requires the Secretary of the Business, Transportation and Housing Agency to prepare recommendations for statutory changes required to implement incentives for movement of port-related cargo during off-peak hours, disincentives for movement of port-related cargo during off-peak hours, mandatory hours for operation of port terminals, railroads, trucks and distribution centers, and related matters.	02/13/2004: • INTRODUCED.
CA AB 2041 Lowenthal (D)	**Ports Congestion** Establishes the Port Congestion Management District governed by a board consisting of 7 members appointed by, and serving indefinite terms at the pleasure of, the Secretary of Business, Transportation and Housing. Requires the Board to establish a charge for the privilege of transporting cargo by commercial motor vehicle into or out of the Port of Los Angeles or the Port of Long Beach during the hours of 8:00 a.m. to 5:00 p.m., Monday to Friday.	02/17/2004: • INTRODUCED.
CA AB 2043 Lowenthal (D)	**Maritime Port Strategic Master Plan Task Force** Establishes the Maritime Port Strategic Master Plan Task Force. Requires the task force to meet and compile data on certain issues relating to the growth and congestion of maritime ports. Establishes the Maritime Port Strategic Master Plan Task Force Fund. Prohibits the task force form being funded with appropriations from the General Fund.	02/17/2004: • INTRODUCED.
CA ACA 21 Bogh (R)	**Motor Vehicle Fuel Sales Tax Revenue** Provides for a State Constitutional Amendment that would change 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.	01/07/2004: • INTRODUCED.
CA ACA 24 Dutra (D)	**Transportation Investment Fund: Loans** Authorizes the Legislature to loan funds in the Transportation Investment Fund to the General Fund or any other state fund or account, or to local agencies, under conditions that are similar to conditions applicable to loans of revenues under Article XIX of the California Constitution.	02/13/2004: • INTRODUCED.
CA SB 1087 Soto (D)	**Highways: Safe Routes To School Construction** Deletes the current repeal date of projects for the improvement of highway safety and the reduction of traffic congestion. Extends the operation of the "Safe Routes to School" construction program indefinitely.	01/22/2004: • To SENATE Committee on TRANSPORTATION.
CA SB 1236 Murray (D)	**Transportation Funds** States the Legislature's intent to establish priorities for the use of transportation funds.	02/12/2004: • INTRODUCED.
CA SB 1256 McClintock (R)	**Safe, Reliable High-Speed Train Bond Act: Repeal** Repeals all of the provisions of Chapter 697 of the Statutes of 2002, which provides for the submission of the Safe, Reliable High-Speed Passenger Train Bond Act for the 21st Century to the voters for approval at the November 2, 2004, general elections.	02/12/2004: • INTRODUCED.
CA SCA 2 Torlakson (D)	**Local Government: Sales Taxes: Transportation** Authorizes a county, a city and county, a local transportation authority, or a regional transportation agency, with the approval of a majority of its voters voting on the proposition, to impose a special tax for the privilege of selling tangible personal property at retail that it is otherwise authorized to impose, if the tax is imposed exclusively to fund transportation projects and services and smart growth planning.	03/13/2003: • In SENATE. Read second time. To third reading.

CA SCA 7 Murray (D)	**Loans of Transportation Revenues and Funds** Proposes a Constitutional amendment that requires any loan of motor vehicle 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 a specified rate.	05/29/2003: • In SENATE Committee on APPROPRIATIONS: Not heard.
CA SCA 11 Alarcon (D)	**Local Government: Transactions and Use Taxes** Authorizes a local government authorized to incur indebtedness for infrastructure projects to incur, with the approval of 55% of its voters, indebtedness in the form of general obligation bonds to fund infrastructure projects, including construction of affordable housing for persons of very low, low, and moderate income, transportation enhancement activities, acquisitions of land for open-space use, and other general infrastructure needs.	07/03/2003: • From SENATE Committee on CONSTITUTIONAL AMENDMENTS with author's amendments. • In SENATE. Read second time and amended. Re-referred to Committee on CONSTITUTIONAL AMENDMENTS.

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