MEMO

DATE: October 7, 2004

TO: The Regional Council

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

SUBJECT: State Legislative Matrix

SUMMARY:

Attached to this memorandum are the bills and constitutional amendments of interest to the Regional Council.

As of this writing on September 16th, the Governor may still sign or veto bills in his possession until September 30th. Several bills on which SCAG took positions remain on the Governor's desk, as is indicated on the matrix. Government Affairs will provide an update on the Governor's actions at the October 7th meeting.

CAP#98918

SOUTHERN CALIFORNIA
ASSOCIATION of GOVERNMENTS

Private file: AirQuality

CA AB 1971

AUTHOR: Lowenthal (D)
TITLE: Air Pollution: Marine Terminals
FISCAL COMMITTEE: no
URGENCY CLAUSE: no
INTRODUCED: 02/12/2004
LAST AMEND: 07/12/2004
LOCATION: To Governor
SUMMARY:
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. Requires air control districts to make a determination with regard to queuing trucks.
STATUS:
08/27/2004 *****To GOVERNOR.
NOTES: Lowenthal Staff: Josh Tooker (916) 319-2054
COMMENTARY:
In 2003, SCAG supported the original Lowenthal bill that created the idling and queing prohibition, AB 2650.
Position: SCAG-Sup *04/07/2004*

CA AB 2042

AUTHOR: Lowenthal (D)
TITLE: Ports: Port of Los Angeles: Port of Long Beach
FISCAL COMMITTEE: yes
URGENCY CLAUSE: no
INTRODUCED: 02/17/2004
LAST AMEND: 08/17/2004
LOCATION: Enrolled
SUMMARY:
Requires the South Coast Air Quality District to establish a baseline for air quality for the Ports of Los Angeles and Long Beach. Provides the baselines would be based on data regarding emissions from oceangoing vessels, habor craft, cargo handling equipment, rail locomotives and commercial motor vehicles. Requires the district, the two ports and the Air Resources Board to develop and enter into a memorandum of understanding to implement emission control measures at those ports.
STATUS:
08/25/2004 In ASSEMBLY. ASSEMBLY concurred in SENATE amendments. To enrollment.
08/25/2004 Enrolled.
NOTES: Lowenthal Staff: Josh Tooker (916) 319-2054
COMMENTARY:
Considered by the EEC 5/6/04 and 6/3/04. Amendment submitted to Assembly Member Lowenthal adding SCAG to the groups consulted in the MOA and including user-supported, dedicated infrastructure among possible emission control measures.

CA AB 2628

AUTHOR: Pavley (D)
TITLE: Vehicles: Preferential Lanes
FISCAL COMMITTEE: no
URGENCY CLAUSE: no
INTRODUCED: 02/20/2004
LAST AMEND: 08/23/2004
LOCATION: To Governor
SUMMARY:
Includes a 2004 model year ultra-low emission vehicle and a hybrid vehicle that meets the State's advanced technology partial zero-emission vehicle standard for criteria pollutant emissions and has a 45 miles per gallon or greater fuel economy highway rating and a hybrid vehicle that was produced during the 2004 model year or earlier and has a 45 miles per gallon or greater fuel highway rating and ultra- and super ultra-low emission vehicles to list of vehicle using HOV lanes.
STATUS:
09/13/2004 *****To GOVERNOR.
Position: CALCOG-Opp, SCAG-Opp *06/03/2004*

Private file: EconomicDevelopment

CA AB 1855

AUTHOR: Maze (R)
TITLE:

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Infrastructure and Economic Development Bank
FISCAL COMMITTEE: yes
URGENCY CLAUSE: no
INTRODUCED: 01/29/2004
ENACTED: 07/23/2004
LOCATION: Chaptered
CHAPTER: 189
SUMMARY:
Relates to the Bergeson-Peace Infrastructure and Economic Development Bank Act that requires the California Infrastructure and Economic Development Bank to establish criteria, priorities and guidelines for the selection of projects to receive assistant from the bank. Requires the bank to notify the Governor and the legislative fiscal and policy committees when it establishes or makes changes to the criteria, priorities and guidelines.
STATUS:
07/23/2004 Signed by GOVERNOR.
07/23/2004 Chaptered by Secretary of State. Chapter No. 189

Private file: Energy

CA AB 2006
AUTHOR: Nunez (D)
TITLE: Electrical Restructuring Public Utility Commission
FISCAL COMMITTEE: yes
URGENCY CLAUSE: no
INTRODUCED: 02/13/2004
LAST AMEND: 08/25/2004
LOCATION: To enrollment
SUMMARY:
Requires the Public Utilities Commission to hold a hearing to review any settlement agreement that has a certain ratepayer obligation requirement. Requires electrical corporations to file a long-term integrated resource plan. Requires the commission to submit a plan to streamline the transmission siting process. Requires the Independent System Operator to establish resource adequacy requirements to ensure generating capacity to serve load requirements and to meet peak demands.
STATUS:
08/27/2004 In ASSEMBLY. ASSEMBLY concurred in SENATE amendments. To enrollment.
Position: SCAG-Sup *09/02/2004*

Private file: Environment

CA AB 2055
AUTHOR: Wolk (D)
TITLE: General Plan Elements
FISCAL COMMITTEE: no
URGENCY CLAUSE: no
INTRODUCED: 02/17/2004
LAST AMEND: 08/16/2004
LOCATION: To Governor
SUMMARY:
Provides the conservation element may include the conservation of agricultural lands. Provides the open space element, which would be renamed as a agricultural and open space element, is the component of a county or city general plan adopted by the legislative body. Provides subjects that may be included in the agricultural and open-space element.
STATUS:
08/31/2004 *****To GOVERNOR.

CA AB 2251
AUTHOR: Lowenthal (D)
TITLE: Hazardous Waste Facilities Permits: Financial Assurance
FISCAL COMMITTEE: yes
URGENCY CLAUSE: no
INTRODUCED: 02/19/2004
LAST AMEND: 08/16/2004
LOCATION: To enrollment
SUMMARY:
Requires a hazardous waste facility owner or operator intending to extend the term of the facility's permit to submit a complete application before the permit expires. Authorizes the owner or operator to to change the facility structures or equipment using a Class 1* permit if it is determined that the change is necessary to comply with state and federal laws or air quality standards. Requires a facility financial

assurance be a trust fund, surety bond or other authorized assurance.

STATUS:

08/27/2004	From SENATE Committee on APPROPRIATIONS: To second reading without further hearing pursuant to Senate Rule 28.8.
08/27/2004	In SENATE. Read second time. To third reading.
08/27/2004	In SENATE. Read third time. Passed SENATE. *****To ASSEMBLY for concurrence.
08/27/2004	Re-referred to ASSEMBLY Committee on ENVIRONMENTAL SAFETY AND TOXIC MATERIALS.
08/27/2004	From ASSEMBLY Committee on ENVIRONMENTAL SAFETY AND TOXIC MATERIALS: Recommend concurrence in SENATE amendments.
08/27/2004	In ASSEMBLY. ASSEMBLY concurred in SENATE amendments. To enrollment.

Private file: Housing

CA AB 2158

AUTHOR: Lowenthal (D)
TITLE: Housing Elements: Regional Housing Need
FISCAL COMMITTEE: yes
URGENCY CLAUSE: no
INTRODUCED: 02/18/2004
LAST AMEND: 08/17/2004
LOCATION: To Governor
SUMMARY:

Relates to city, county or city and county general plan housing element. Revises the procedures for determining shares of the existing and projected regional housing need for cities, counties and subregions at all income levels.

STATUS:

09/07/2004 *****To GOVERNOR.

COMMENTARY:

SCAG staff participates on the Lowenthal Working Group that crafted this bill.

Position: CSAC-Sup, SCAG-Sup *06/03/2004*

CA AB 2348

AUTHOR: Mullin (D)
TITLE: Housing Element: Regional Housing Need
FISCAL COMMITTEE: yes
URGENCY CLAUSE: no
INTRODUCED: 02/19/2004
LAST AMEND: 08/23/2004
LOCATION: Enrolled
SUMMARY:

Revises the criteria for the inventory of sites to require sites to be identified that can be developed for housing within the planning board to accommodate that portion of a city's or county's share of regional housing need for all income levels. Expands the relocation assistance available to persons displaced by sites identified for substantial rehabilitation. Revises the requirements that may be imposed on a development project that contributes to the housing need.

STATUS:

08/27/2004 In ASSEMBLY. ASSEMBLY concurred in SENATE amendments. To enrollment.
08/27/2004 Enrolled.

COMMENTARY:

SCAG Staff participates in the Lowenthal Working Group that drafted AB 2348.

Position: CSAC-Pending, SCAG-Sup *06/03/2004*

CA AB 2702

AUTHOR: Steinberg (D)
TITLE: Housing: Second Units
FISCAL COMMITTEE: no
URGENCY CLAUSE: no
INTRODUCED: 02/20/2004
LAST AMEND: 08/23/2004
LOCATION: To Governor
SUMMARY:

Provides that local agency ordinances, regulations or policies may not preclude or effectively preclude 2nd units unless the local agency makes certain findings. Prohibits a local agency from adopting an ordinance that requires an owner's dependent or caregiver to occupy the primary dwelling or 2nd unit or that limits occupancy based on familial status, age or other specified characteristics. Prohibits the imposition of deed restrictions or minimum unit size requirements on the 2nd unit.

STATUS:

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09/08/2004 *****To GOVERNOR.
Position: CSAC-Opp, SCAG-Opp *06/03/2004*

CA SB 898

AUTHOR: Burton (D)
TITLE: Schoolsite Replacement Housing
FISCAL COMMITTEE: no
URGENCY CLAUSE: no
INTRODUCED: 02/21/2003
ENACTED: 09/14/2004
LOCATION: Chaptered
CHAPTER: 495
SUMMARY:
Authorizes a community college district or an eligible nonprofit corporation to acquire real property to replace dwelling units displaced by a new schoolsite under the same conditions and requirements as a local governing agency. Requires that the acquisition be from a willing seller.
STATUS:
09/14/2004 Signed by GOVERNOR.
09/14/2004 Chaptered by Secretary of State. Chapter No. 495
Position: League-Opp

CA SB 1145

AUTHOR: Burton (D)
TITLE: Tenancy
FISCAL COMMITTEE: no
URGENCY CLAUSE: no
INTRODUCED: 01/22/2004
LAST AMEND: 06/08/2004
LOCATION: To Governor
SUMMARY:
Extends indefinitely existing law which requires that if a landlord increases the rent of a month-to-month tenancy in excess of 10% of the amount of the rent charged to a tenant annually, the landlord shall provide an additional 30-days' notice prior to the effective date of the increase. Modifies the list of statements a landlord must provide a tenant to delete a required statement regarding a claim of security.
STATUS:
08/20/2004 *****To GOVERNOR.

CA SB 1818

AUTHOR: Hollingsworth (R)
TITLE: Density Bonuses
FISCAL COMMITTEE: no
URGENCY CLAUSE: no
INTRODUCED: 02/20/2004
LAST AMEND: 08/23/2004
LOCATION: To Governor
SUMMARY:
Relates to the Planning and Zoning Law which requires, when a housing developer proposes a development, that the city or county provide the developer with a density bonus or other incentives for the production of lower income housing units if the developer meets certain requirements. Requires that the local government provide a density bonus, incentives or concessions for the production of housing or child care facilities.
STATUS:
09/03/2004 *****To GOVERNOR.

Private file: SCAG

CA AB 2207

AUTHOR: Levine (D)
TITLE: Statistical Districts: San Fernando Valley
FISCAL COMMITTEE: yes
URGENCY CLAUSE: no
INTRODUCED: 02/18/2004
ENACTED: 07/19/2004
LOCATION: Chaptered
CHAPTER: 181
SUMMARY:
Requires any state agency or department that develops and maintains data and statistics on the municipal level, to make a separate breakdown of the San Fernando Valley, in the preparation and maintenance of any statistical analyses by city. Authorizes state agencies to require the City of Los Angeles to provide all necessary data. Provides for an alternative method be used to determine the

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separate breakdown if a tax area code is used in the analysis.

STATUS:

07/20/2004 Chaptered by Secretary of State. Chapter No. 181

COMMENTARY:

The statistical data that will be provided as the result of enactment of AB 2207 will assist SCAG's planning efforts.

Position: SCAG-Sup *04/02/2004*

Private file: SolidWaste

CA AB 1873

AUTHOR: Hancock (D)
TITLE: Solid Waste: Recycling Market Development
FISCAL COMMITTEE: yes
URGENCY CLAUSE: no
INTRODUCED: 02/03/2004
ENACTED: 09/14/2004
LOCATION: Chaptered
CHAPTER: 500

SUMMARY:

Extends the operation and repeal of the Recycling Market Development Revolving Loan Program, including the extension of the operation and repeal of the continuously appropriated subaccount thereby continuing the effect of the program indefinitely.

STATUS:

09/14/2004 Signed by GOVERNOR.
09/14/2004 Chaptered by Secretary of State. Chapter No. 500

Position: CSAC-Watch

Private file: Transportation

CA AB 1663

AUTHOR: Dutra (D)
TITLE: Vehicle Additional Registration Fees
FISCAL COMMITTEE: yes
URGENCY CLAUSE: no
INTRODUCED: 02/21/2003
ENACTED: 09/14/2004
LOCATION: Chaptered
CHAPTER: 514

SUMMARY:

Relates to the additional fees charged on all commercial motor vehicles for vehicle registration used for vehicle theft crime programs, to extend the repeal date for such fees. Requires each participating county to issue a fiscal year-end report to the Controller, summarizing certain matters. Provides if a county fails to submit the report, the authority to collect the fee would be suspended. Requires the review of such reports to determine if the fee revenues are being utilized as required.

STATUS:

09/14/2004 Signed by GOVERNOR.
09/14/2004 Chaptered by Secretary of State. Chapter No. 514

Position: League-Sup

CA AB 2024

AUTHOR: Bermudez (D)
TITLE: Ports: Transportation Network
FISCAL COMMITTEE: no
URGENCY CLAUSE: no
INTRODUCED: 02/13/2004
LAST AMEND: 08/19/2004
LOCATION: To Governor

SUMMARY:

Requires the ports of Los Angeles and Long Beach to evaluate changes in goods movement network to gauge adherence by these ports to certain state goals relative to utilization of and congestion at ports and to collect statistics regarding compliance with federal, state and local efforts to achieve certain related objectives and to report to the Business, Transportation and Housing Agency, the Office of Goods Movement and the legislative committees on transportation.

STATUS:

09/09/2004 *****To GOVERNOR.

NOTES: Bermudez Staff: Paul Gonsalves (916) 319-2056

COMMENTARY:

Similar to AB 2041 (Lowenthal).

CA AB 2032

AUTHOR: Dutra (D)
TITLE: HOT Lanes: Demonstration Projects
FISCAL COMMITTEE: yes
URGENCY CLAUSE: no
INTRODUCED: 02/13/2004
ENACTED: 09/09/2004
LOCATION: Chaptered
CHAPTER: 418
SUMMARY:
Authorizes the San Diego Association of Governments, the Sunol Smart Carpool Lane Joint Powers Authority, the Santa Clara Valley Transportation Authority and the Alameda County Congestion Management Agency to undertake value pricing programs involving various HOT lanes under the jurisdiction of these sponsoring agencies. Requires a portion of the funding from tolls to be used for construction of high-occupancy vehicle facilities and the improvement of transit services.
STATUS:
09/09/2004 Signed by GOVERNOR.
09/09/2004 Chaptered by Secretary of State. Chapter No. 418
Position: CALCOG-Sup

CA AB 2043

AUTHOR: Lowenthal (D)
TITLE: Maritime Port Strategic Master Plan Task Force
FISCAL COMMITTEE: no
URGENCY CLAUSE: no
INTRODUCED: 02/17/2004
LAST AMEND: 07/07/2004
LOCATION: To Governor
SUMMARY:
Requires the California Marine and Intermodel Transportation System Advisory Council to meet on an unspecified basis, hold public hearings, and compile data on certain issues relating to the growth and congestion of maritime ports. Requires the council to compile specified information and submit is findings to the Legislature on methods to better manage that growth and the environmental impact of moving goods through ports.
STATUS:
08/24/2004 *****To GOVERNOR.
NOTES: Lowenthal Staff: Josh Tooker (916) 319-2054

CA AB 2628

AUTHOR: Pavley (D)
TITLE: Vehicles: Preferential Lanes
FISCAL COMMITTEE: no
URGENCY CLAUSE: no
INTRODUCED: 02/20/2004
LAST AMEND: 08/23/2004
LOCATION: To Governor
SUMMARY:
Includes a 2004 model year ultra-low emission vehicle and a hybrid vehicle that meets the State's advanced technology partial zero-emission vehicle standard for criteria pollutant emissions and has a 45 miles per gallon or greater fuel economy highway rating and a hybrid vehicle that was produced during the 2004 model year or earlier and has a 45 miles per gallon or greater fuel highway rating and ultra- and super ultra-low emission vehicles to list of vehicle using HOV lanes.
STATUS:
09/13/2004 *****To GOVERNOR.
Position: CALCOG-Opp

CA AB 3047

AUTHOR: Assembly Transportation Committee
TITLE: Transportation
FISCAL COMMITTEE: yes
URGENCY CLAUSE: no
INTRODUCED: 03/01/2004
LAST AMEND: 07/15/2004
LOCATION: To Governor
SUMMARY:
Authorizes the Transportation Commission to relinquish portions of certain highways to specified local agencies. Revises projects supported by the toll surcharge on bay area toll bridges. Relates to the statement on a smog certificate upon the transfer of a motor vehicle. Relates to provisions governing the

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traffic violation point system. Relates to the provisions governing the fee for abatement of abandoned vehicles. Relates to placards and plates for disabled persons.

STATUS:

09/01/2004 *****To GOVERNOR.

CA SB 924

AUTHOR: Karnette (D)
TITLE: Global Gateways Development Council
FISCAL COMMITTEE: yes
URGENCY CLAUSE: no
INTRODUCED: 02/21/2003
LAST AMEND: 06/24/2004
LOCATION: To Governor
SUMMARY:

Establishes the Global Gateways Development Council in the Business, Transportation and Housing Agency, to review and collect data and information concerning the needs of commercial transportation and to advise the Legislature, the agency, the Transportation Commission, and regional transportation planning agencies in that regard. Requires the council to report annually to the Governor on the condition of the State's goods movement transportation system.

STATUS:

08/31/2004 *****To GOVERNOR.

CA SB 1087

AUTHOR: Soto (D)
TITLE: Highways: Safe Routes To School Construction Program
FISCAL COMMITTEE: yes
URGENCY CLAUSE: no
INTRODUCED: 01/05/2004
ENACTED: 09/09/2004
LOCATION: Chaptered
CHAPTER: 392
SUMMARY:

Extends the 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. Requires the department to continue to study the effectiveness of the program and to report to the Legislature by March 1, 2007.

STATUS:

09/09/2004 Signed by GOVERNOR.
09/09/2004 Chaptered by Secretary of State. Chapter No. 392
Position: CSAC-Watch

CA SB 1210

AUTHOR: Torlakson (D)
TITLE: Design-Sequencing Contracts
FISCAL COMMITTEE: yes
URGENCY CLAUSE: no
INTRODUCED: 02/10/2004
LAST AMEND: 08/26/2004
LOCATION: To Governor
SUMMARY:

Relates to the Department of Transportation pilot project to let design-sequencing contracts for the design and construction of not more than 12 transportation projects. Establishes a phase 2 of this pilot project. Requires the Director of Transportation to consider selecting projects that improve interregional and intercounty routes.

STATUS:

09/03/2004 *****To GOVERNOR.

Private file: WaterQuality

CA AB 2141

AUTHOR: Longville (D)
TITLE: Floodplain Management: Alluvial Fan Task Force
FISCAL COMMITTEE: yes
URGENCY CLAUSE: no
INTRODUCED: 02/18/2004
LAST AMEND: 05/20/2004
LOCATION: To Governor
SUMMARY:

000029 Requires the Director of Water Resources to establish the Alluvial Fan Task Force to review the state of knowledge regarding alluvial fan floodplains and to prepare recommendations relating to alluvial fan