

AMENDED IN ASSEMBLY JUNE 1, 2007

AMENDED IN ASSEMBLY APRIL 24, 2007

AMENDED IN ASSEMBLY APRIL 10, 2007

CALIFORNIA LEGISLATURE—2007—08 REGULAR SESSION

ASSEMBLY BILL

No. 995

**Introduced by Assembly Member Nava
(Coauthor: Assembly Member Galgiani)**

February 22, 2007

An act to add Sections 8879.38, 8879.39, and 8879.40 to the Government Code, relating to transportation.

LEGISLATIVE COUNSEL'S DIGEST

AB 995, as amended, Nava. California Ports Infrastructure, Security, and Air Quality Improvement Account.

Existing law, the Highway Safety, Traffic Reduction, Air Quality, and Port Security Bond Act of 2006, approved by the voters as Proposition 1B in the November 2006 general election, establishes the Highway Safety, Traffic Reduction, Air Quality, and Port Security Fund of 2006 in the State Treasury. Specified moneys in the fund are required to be deposited in various accounts to be available upon appropriation by the Legislature, for certain purposes.

This bill would require projects funded from proceeds of bonds issued under the Highway Safety, Traffic Reduction, Air Quality, and Port Security Bond Act of 2006 to meet specified requirements. The bill would require projects that have the highest benefits compared to cost be given priority for funding from bond proceeds, *except in certain circumstances*. ~~The bill would prohibit the Budget Act from including appropriations for specific transportation improvement projects, and~~

~~the Legislature from enacting legislation containing specific transportation projects, funded from the proceeds of these bonds. The bill would prohibit the Legislature from enacting legislation to continuously appropriate these bond proceeds. The bill would also require the California Transportation Commission to report to the Legislature on the administration of programs under the bond act.~~

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 8879.38 is added to the Government
2 Code, to read:

3 8879.38. ~~(a)~~ Projects funded in whole or in part from proceeds
4 of bonds issued and sold pursuant to this chapter shall meet the
5 following requirements:

6 ~~(1)~~

7 (a) Projects shall provide capital purchases or strategies that
8 provide benefits that extend beyond the duration of the bonds.

9 ~~(2)~~

10 (b) Projects shall be fully mitigated in terms of their air quality
11 and environmental impacts.

12 ~~(b) The Budget Act shall not include appropriations for specific
13 transportation improvement projects, and the Legislature shall not
14 enact legislation containing specific individual transportation
15 projects funded, in whole or in part, from proceeds of bonds issued
16 and sold pursuant to this chapter. The Legislature shall not enact
17 legislation to continuously appropriate these bond proceeds.~~

18 SEC. 2. Section 8879.39 is added to the Government Code, to
19 read:

20 8879.39. Funding priority for projects from proceeds of bonds
21 issued under this chapter shall be given to projects that provide
22 the highest benefits compared to the cost. However, this
23 ~~subdivision~~ *section* shall not apply to projects that provide
24 increased protection against a security and safety threat or projects
25 to develop disaster response transportation systems that can move
26 people, goods, and emergency personnel and equipment in the
27 aftermath of a disaster impairing the mobility of goods, people,
28 and equipment.

1 SEC. 3. Section 8879.40 is added to the Government Code, to
2 read:

3 8879.40. The California Transportation Commission shall
4 include in its annual report to the Legislature, required by Section
5 14535, a summary of activities related to the administration of
6 programs authorized under this chapter. The summary should, at
7 a minimum, include a description and the location of the projects
8 contained in each program, the amount of funds allocated to each
9 project, the status of each project, and a description of the benefits
10 the program is achieving. The commission shall also identify timely
11 and relevant transportation issues facing the State of California
12 relative to programs authorized under this chapter.

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