

AMENDED IN SENATE JANUARY 25, 2010

AMENDED IN SENATE AUGUST 17, 2009

AMENDED IN ASSEMBLY APRIL 14, 2009

CALIFORNIA LEGISLATURE—2009–10 REGULAR SESSION

ASSEMBLY BILL

No. 289

Introduced by Assembly Member Galgiani

February 13, 2009

An act to amend Section 185024 of the Public Utilities Code, relating to high-speed rail, and declaring the urgency thereof, to take effect immediately.

LEGISLATIVE COUNSEL'S DIGEST

AB 289, as amended, Galgiani. High-speed rail.

Existing law, the California High-Speed Rail Act, creates the High-Speed Rail Authority to develop and implement a high-speed rail system in the state, with specified powers and duties. Existing law, pursuant to the Safe, Reliable High-Speed Passenger Train Bond Act for the 21st Century, approved by the voters as Proposition 1A at the November 4, 2008, general election, provides for the issuance of \$9.95 billion in general obligation bonds for high-speed rail and related purposes. *Existing law provides for appointment of an executive director by the authority, who is exempt from civil service and serves at the pleasure of the authority.*

This bill would authorize the Governor to appoint up to 5 deputy directors exempt from civil service who would serve at the pleasure of the executive director.

The federal American Recovery and Reinvestment Act of 2009 provides funding for allocation nationally to high-speed rail projects.

This bill would require the High-speed Rail Authority, to the extent possible, to use the proceeds of bonds from the Safe, Reliable High-Speed Passenger Train Bond Act for the 21st Century to match federal funds made available from the American Recovery and Reinvestment Act of 2009.

This bill would declare that it is to take effect immediately as an urgency statute.

Vote: $\frac{2}{3}$. Appropriation: no. Fiscal committee: yes.
State-mandated local program: no.

The people of the State of California do enact as follows:

1 SECTION 1. The High Speed Rail Authority shall, to the extent
2 possible, use the proceed of bonds described in paragraph (1) of
3 subdivision (b) of Section 2704.04 of the Streets and Highways
4 Code to match federal funds made available from the American
5 Recovery and Reinvestment Act of 2009 (Public Law 111-5).

6 SEC. 2. *Section 185024 of the Public Utilities Code is amended*
7 *to read:*

8 185024. (a) The authority shall appoint an executive director,
9 who shall serve at the pleasure of the authority, to administer the
10 affairs of the authority as directed by the authority.

11 (b) The executive director is exempt from civil service and shall
12 be paid a salary established by the authority and approved by the
13 Department of Personnel Administration.

14 (c) The executive director may, as authorized by the authority,
15 appoint necessary staff to carry out the provisions of this part.

16 (d) *The Governor may appoint up to five employees, exempt*
17 *from civil service, as deputy directors of the authority, who shall*
18 *serve at the pleasure of the executive director.*

19 ~~SEC. 2.~~

20 SEC. 3. This act is an urgency statute necessary for the
21 immediate preservation of the public peace, health, or safety within
22 the meaning of Article IV of the Constitution and shall go into
23 immediate effect. The facts constituting the necessity are:

24 In order to ensure that California may secure the maximum
25 amount of funds available for high-speed rail development *and to*

- 1 *provide for necessary staff in that regard as quickly as possible,*
- 2 it is necessary that this act take effect immediately.

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