

AMENDED IN ASSEMBLY MARCH 18, 2013

CALIFORNIA LEGISLATURE—2013–14 REGULAR SESSION

**ASSEMBLY BILL**

**No. 935**

---

---

**Introduced by Assembly Member Frazier  
(Coauthor: Assembly Member Bonilla)**

February 22, 2013

---

---

An act to amend Section 66540.12 of the Government Code, relating to the San Francisco Bay Area Water Emergency Transportation Authority.

LEGISLATIVE COUNSEL'S DIGEST

AB 935, as amended, Frazier. San Francisco Bay Area Water Emergency Transportation Authority: terms of board members.

Existing law establishes the San Francisco Bay Area Water Emergency Transportation Authority (~~WETA~~) with specified powers and duties, including, but not limited to, the authority to coordinate the emergency activities of all water transportation and related facilities within the bay area region, as defined.

Existing law provides for a board of directors *of the authority*, 3 members of which are appointed by the Governor and one each by the Senate Committee on Rules and the Speaker of the Assembly. Directors serve 6-year terms.

This bill would expand the number of members appointed by the Senate Committee on Rules and the Speaker of the Assembly to 2 members each. The bill would require that the initial terms of the additional members appointed by the Senate Committee on Rules and the Speaker of the Assembly pursuant to its provisions shall be 2 years and 6 years, respectively. The bill would also require that ~~one of the 3~~ members appointed by the Governor be *a resident of the County of*

*Contra Costa selected from a list of 3 nominees provided by the Contra Costa Transportation Authority—and one, a resident of the County of San Mateo selected from a list of 3 nominees provided by the San Mateo County Transportation Authority, and a resident of the County of Solano selected from a list of 3 nominees provided by the Solano Transportation Authority. The bill would require the Governor to appoint a resident of the county of one of these transportation authorities that fails to submit a list of 3 nominees to the Governor within 45 days of a vacancy.*

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 66540.12 of the Government Code is  
 2 amended to read:  
 3 66540.12. (a) The authority shall be governed by a board  
 4 composed of seven members, as follows:  
 5 (1) Three members shall be appointed by the Governor, subject  
 6 to confirmation by the Senate. The Governor shall make the initial  
 7 appointment of these members of the board no later than January  
 8 11, 2008.  
 9 (A) One member appointed by the Governor shall be a resident  
 10 of the County of Contra Costa and shall be selected from a list of  
 11 three nominees provided by the Contra Costa Transportation  
 12 Authority. *If the authority fails to submit a list of three nominees*  
 13 *within 45 days of a vacancy, the Governor shall appoint a resident*  
 14 *of that county.*  
 15 (B) One member appointed by the Governor shall be a resident  
 16 of the County of San Mateo and shall be selected from a list of  
 17 three nominees provided by the San Mateo County Transportation  
 18 Authority. *If the authority fails to submit a list of three nominees*  
 19 *within 45 days of a vacancy, the Governor shall appoint a resident*  
 20 *of that county.*  
 21 (C) *One member appointed by the Governor shall be a resident*  
 22 *of the County of Solano and shall be selected from a list of three*  
 23 *nominees provided by the Solano Transportation Authority. If the*  
 24 *authority fails to submit a list of three nominees within 45 days of*  
 25 *a vacancy, the Governor shall appoint a resident of that county.*  
 26 (2) Two members shall be appointed by the Senate Committee  
 27 on Rules.

1 (3) Two members shall be appointed by the Speaker of the  
2 Assembly.

3 (b) Each member of the board shall be a resident of a county in  
4 the bay area region.

5 (c) Public officers associated with an area of government,  
6 including planning or water, whether elected or appointed, may  
7 be appointed to serve contemporaneously as members of the board.  
8 A public agency shall not have more than one representative on  
9 the board of the authority.

10 (d) The Governor shall designate one member as the chairperson  
11 of the board and one member as the vice chairperson of the board.

12 (e) Except as provided in subdivisions (f) and (g), the term of  
13 a member of the board shall be six years.

14 (f) (1) ~~The~~ *Except as to initial appointments specified in*  
15 *subdivision (g), the* appointments next following the expiration of  
16 the terms of the initial appointments shall be for the following  
17 terms:

18 (A) Two of the members appointed by the Governor shall serve  
19 terms of two years and one shall serve a term of six years.

20 (B) The member appointed by the Senate Committee on Rules  
21 shall serve a term of four years.

22 (C) The member appointed by the Speaker of the Assembly  
23 shall serve a term of four years.

24 (2) Each member appointed after the expiration of the terms set  
25 forth in subparagraphs (A) to (C), inclusive, of paragraph (1) shall  
26 serve a term of six years.

27 (g) The initial terms for additional appointees of the Senate  
28 Committee on Rules and the Speaker of the Assembly added to  
29 the authority pursuant to the act that added this subdivision shall  
30 be the following:

31 (1) The additional member appointed by the Senate Committee  
32 on Rules shall serve a term of two years.

33 (2) The additional member appointed by the Speaker of the  
34 Assembly shall serve a term of six years.

35 (h) Vacancies shall be filled immediately by the appointing  
36 power for the unexpired portion of the terms in which they occur.

O