
Introduced by Senator Corbett

February 21, 2013

An act to Chapter 4 (commencing with Section 22160) to Part 3 of Division 2 of the Public Contract Code, relating to local public transit.

LEGISLATIVE COUNSEL'S DIGEST

SB 469, as introduced, Corbett. Public contracts: local agencies: public transit vehicles.

Existing law establishes various bidding requirements for local agencies entering into construction contracts.

This bill would require a local authority awarding a procurement contract for the purchase of a public transit vehicle to give a 10 percent preference to any bidder that agrees that all vehicles to be purchased under the contract are to be manufactured within the State of California. This bill would also state that this is an issue of statewide concern.

Vote: majority. Appropriation: no. Fiscal committee: no. State-mandated local program: no.

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

1 SECTION 1. Chapter 4 (commencing with Section 22160) is
2 added to Part 3 of Division 2 of the Public Contract Code, to read:

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CHAPTER 4. PUBLIC TRANSIT VEHICLES

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6 22160. (a) An awarding authority that use a competitive
7 bidding process and awards a procurement contract for the purchase
8 of a public transit vehicle shall give a 10 percent preference to any
9 bidder that agrees that all public transit vehicles to be purchased

1 under the contract are to be manufactured within the State of
2 California.

3 (b) For the purposes of this Section, the following definitions
4 apply:

5 (1) “Awarding authority” means a local government agency,
6 including any city, county, city and county, special district, transit
7 district, or joint powers authority that awards or otherwise enters
8 into contracts for the public transit vehicles.

9 (2) “Bidder” means a person that submits a bid to sell a public
10 transit vehicle to an awarding authority.

11 (3) “Manufactured within the State of California” means a
12 majority of the component parts were manufactured or assembled
13 at a facility in California.

14 (4) “Person” means any individual, proprietorship, joint venture,
15 corporation, limited liability company, trust, association, other
16 entity.

17 (5) “Public transit vehicle” means a vehicle used or intended to
18 be used to transport members of the general public, including, but
19 is not limited to, school buses.

20 SEC. 2. The Legislature hereby finds and declares that
21 maintaining jobs in this state, including charter cities and counties,
22 has a direct impact on the well-being of all residents of this state.
23 Therefore, the Legislature finds and declares that giving a public
24 contract preference to a bidder that manufactures public transit
25 vehicles within the State of California, is an issue of statewide
26 concern and not a municipal affair, as that term is used in Section
27 5 of Article XI of the California Constitution. Therefore, this act
28 shall apply to every city and county in this state, including a charter
29 city, charter county, and charter city and county.

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