

AMENDED IN ASSEMBLY MARCH 18, 2016

CALIFORNIA LEGISLATURE—2015–16 REGULAR SESSION

ASSEMBLY BILL

No. 2398

Introduced by Assembly Member Chau

February 18, 2016

An act to amend Section 75 of the Streets and Highways Code, relating to transportation.

LEGISLATIVE COUNSEL'S DIGEST

AB 2398, as amended, Chau. Transportation: ~~private funding~~. state highways.

Existing law establishes in state government the Transportation Agency, which includes various departments and state entities, including the California Transportation Commission. Existing law vests the commission with specified powers, duties, and functions relative to transportation matters. Existing law authorizes the commission to select, adopt, and determine the location for state highways, and to allocate available moneys for the construction, improvement, or maintenance of the highways.

This bill would require the commission, every 5 years, to report to the Speaker of the Assembly, the President pro Tempore of the Senate, and the chairs of specified committees the number of selections, adoptions, and location determinations for state highways undertaken and the amount of moneys allocated for the construction, improvement, or maintenance of the highways.

~~Existing law, until January 1, 2017, authorizes the Department of Transportation and regional transportation agencies, as defined, to enter into comprehensive development lease agreements with public and private entities, or consortia of those entities, for certain transportation~~

projects that may charge certain users of those projects tolls and user fees, subject to various terms and requirements. These arrangements are commonly known as public-private partnerships.

This bill would state the intent of the Legislature to enact legislation relating to private funding for transportation projects.

Vote: majority. Appropriation: no. Fiscal committee: ~~no~~ yes.

State-mandated local program: no.

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

1 SECTION 1. Section 75 of the Streets and Highways Code is
2 amended to read:

3 75. (a) Except as otherwise provided by law, the commission
4 at any time and from time to time may:

5 ~~(a)~~

6 (1) Select, adopt, and determine the location for ~~State~~ state
7 highways on routes authorized by law.

8 ~~(b)~~

9 (2) Allocate, from the funds available therefor, moneys for the
10 construction, ~~improvement~~ improvement, or maintenance of the
11 various highways or portions thereof under the jurisdiction of the
12 department. The commission may determine in each case the
13 maximum sum of money that shall be made available therefor.

14 ~~(c)~~

15 (3) Authorize preliminary surveys to determine the advisability
16 of including in or excluding from the ~~State~~ state highway system
17 any highway or portion thereof.

18 (b) Every five years, the commission shall report to the Speaker
19 of the Assembly, the President pro Tempore of the Senate, and the
20 chairs of the Assembly Committee on Transportation and the
21 Senate Committee on Transportation and Housing, or the successor
22 committees with jurisdiction over transportation, both of the
23 following:

24 (1) The number of selections, adoptions, and location
25 determinations for state highways that were undertaken pursuant
26 to paragraph (1) of subdivision (a).

27 (2) The amount of moneys, pursuant to paragraph (2) of
28 subdivision (a), allocated for the construction, improvement, or
29 maintenance of the various highways or portions thereof under
30 the jurisdiction of the department.

1 ~~SECTION 1.—It is the intent of the Legislature to enact~~
2 ~~legislation relating to private funding for transportation projects.~~

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