

AMENDED IN ASSEMBLY JULY 16, 2015

AMENDED IN ASSEMBLY JULY 8, 2015

AMENDED IN SENATE JUNE 1, 2015

**SENATE BILL**

**No. 767**

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**Introduced by Senator De León**

**(Principal coauthors: Senators Allen, Hall, Hernandez, Lara, Liu,  
and Pavley)**

(Principal coauthors: Assembly Members Bloom, Chau, Holden,  
Jones-Sawyer, and Nazarian)

February 27, 2015

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An act to *amend Section 130350.5 of*, to add Section 130350.7 ~~to~~ *to*,  
and to *repeal Section 130350.6 of*, the Public Utilities Code, relating  
to transportation.

LEGISLATIVE COUNSEL'S DIGEST

SB 767, as amended, De León. Los Angeles County Metropolitan  
Transportation Authority: transactions and use tax.

Existing law authorizes the Los Angeles County Metropolitan  
Transportation Authority (MTA) to impose, in addition to any other  
tax that it is authorized to impose, a transactions and use tax at a rate  
of 0.5% for the funding of specified transportation-related projects and  
programs, subject to various requirements, including the adoption of  
an expenditure plan and voter approval. Existing law authorizes the  
MTA to seek voter approval to extend the transactions and use tax  
pursuant to an amended ordinance, subject to various requirements,  
including adoption of an amended expenditure plan that, among other  
things, updates certain cost estimates and identifies expected completion  
dates for projects and programs under the previous expenditure plan,

and also requires the amended expenditure plan to be included in an updated long range transportation plan, as specified.

This bill would *delete the above-referenced provisions relative to extension of the transactions and use tax and an amended ordinance and expenditure plan, The bill would instead* authorize the MTA to impose an additional transportation transactions and use tax at a ~~specified rate of up to 0.5% or 1.0%~~ *maximum rate of 0.5% as long as a specified existing 0.5% transactions and use tax is in effect, and at a maximum rate of 1% thereafter, as specified, for a period of time determined by the MTA,* if certain conditions exist and subject to various requirements, including the adoption of an expenditure plan and voter approval, as specified.

The Transactions and Use Tax Law limits to 2% the combined rate of all transactions and use taxes imposed in any county, with certain exceptions.

This bill would exempt the transactions and use tax authorized by the bill from this limitation.

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 130350.5 of the Public Utilities Code is  
2     amended to read:

3     130350.5. (a) In addition to any other tax that it is authorized  
4     by law to impose, the Los Angeles County Metropolitan  
5     Transportation Authority (MTA) may impose, in compliance with  
6     subdivision (b) ~~and Section 130350.6~~, a transactions and use tax  
7     at a rate of 0.5 percent that is applicable in the incorporated and  
8     unincorporated areas of the county.

9     (b) For purposes of the taxing authority set forth in subdivision  
10    (a), all of the following apply:

11    (1) The tax shall be proposed in a transactions and use tax  
12    ordinance, that conforms with Chapter 2 (commencing with Section  
13    7261) to Chapter 4 (commencing with Section 7275), inclusive,  
14    of the Transactions and Use Tax Law (Part 1.6 (commencing with  
15    Section 7251) of Division 2 of the Revenue and Taxation Code),  
16    and that is approved by a majority of the entire membership of the  
17    authority.

1 (2) The tax may be imposed only if the proposing ordinance is  
2 approved by two-thirds of the voters, in the manner as otherwise  
3 required by law, voting on this measure, in an election held on  
4 November 4, 2008, or at a subsequent election and, if so approved,  
5 shall become operative as provided in Section 130352.

6 (3) The proposing ordinance shall specify, in addition to the  
7 rate of tax and other matters as required by the Transactions and  
8 Use Tax Law, that the net revenues derived from the tax are to be  
9 administered by the MTA as provided in this section. Net revenues  
10 shall be defined as all revenues derived from the tax less any  
11 refunds, costs of administration by the State Board of Equalization,  
12 and costs of administration by the MTA. Such costs of  
13 administration by the MTA shall not exceed 1.5 percent of the  
14 revenues derived from the tax. The MTA shall, during the period  
15 in which the ordinance is operative, allocate 20 percent of all net  
16 revenues derived from the tax for bus operations to all eligible and  
17 included municipal transit operators in the County of Los Angeles  
18 and to the MTA, in accordance with Section 99285. However, the  
19 allocations to the MTA and eligible and included municipal  
20 operators shall be made solely from revenues derived from a tax  
21 imposed pursuant to this section, and not from local discretionary  
22 sources. Funds allocated by MTA to itself pursuant to this section  
23 shall be used for transit operations and shall not supplant funds  
24 from any other source allocated by MTA to itself for public transit  
25 operations. Funds allocated by MTA to the eligible and included  
26 municipal operators pursuant to this section shall be used for transit  
27 operations and shall not supplant any funds authorized by other  
28 provisions of law and allocated by MTA to the eligible and  
29 included municipal operators for public transit. In addition to this  
30 amount, the MTA shall allocate 5 percent of all net revenues  
31 derived from the tax, for rail operations. The MTA shall include  
32 the projects and programs described in subparagraphs (A) and (B)  
33 in the expenditure plan required under subdivision (f). The MTA  
34 shall include all projects and programs described in the expenditure  
35 plan required under subdivision (f) in its Long Range  
36 Transportation Plan (LRTP). The priorities for projects and  
37 programs described in subparagraphs (A) and (B) and in the  
38 expenditure plan required under subdivision (f) shall be those set  
39 forth in the expenditure plan. The funding amounts specified in  
40 subparagraphs (A) and (B) are minimum amounts that shall be

1 allocated by the MTA from the net revenues derived from a tax  
2 imposed pursuant to this section. Nothing in this section prohibits  
3 the MTA from allocating additional net revenues derived from the  
4 tax to these projects and programs.

5 (A) Capital Projects.

6 (i) Exposition Boulevard Light Rail Transit Project from  
7 downtown Los Angeles to Santa Monica. The sum of nine hundred  
8 twenty-five million dollars (\$925,000,000).

9 (ii) Crenshaw Transit Corridor from Wilshire Boulevard to Los  
10 Angeles International Airport along Crenshaw Boulevard. The  
11 sum of two hundred thirty-five million five hundred thousand  
12 dollars (\$235,500,000).

13 (iii) San Fernando Valley North-South Rapidways. The sum of  
14 one hundred million five hundred thousand dollars (\$100,500,000).

15 (iv) Metro Gold Line (Pasadena to Claremont) Light Rail Transit  
16 Extension. The sum of seven hundred thirty-five million dollars  
17 (\$735,000,000).

18 (v) Metro Regional Connector. The sum of one hundred sixty  
19 million dollars (\$160,000,000).

20 (vi) Metro Westside Subway Extension. The sum of nine  
21 hundred million dollars (\$900,000,000).

22 (vii) State Highway Route 5 Carmenita Road Interchange  
23 Improvement. The sum of one hundred thirty-eight million dollars  
24 (\$138,000,000).

25 (viii) State Highway Route 5 Capacity Enhancement (State  
26 Highway Route 134 to State Highway Route 170, including access  
27 improvement for Empire Avenue). The sum of two hundred  
28 seventy-one million five hundred thousand dollars (\$271,500,000).

29 (ix) State Highway Route 5 Capacity Enhancement (State  
30 Highway Route 605 to the Orange County line, including  
31 improvements to the Valley View Interchange). The sum of two  
32 hundred sixty-four million eight hundred thousand dollars  
33 (\$264,800,000).

34 (x) State Highway Route 5/State Highway Route 14 Capacity  
35 Enhancement. The sum of ninety million eight hundred thousand  
36 dollars (\$90,800,000).

37 (xi) Capital Project Contingency Fund. The sum of one hundred  
38 seventy-three million dollars (\$173,000,000).

39 (B) Capital Programs.

- 1 (i) Alameda Corridor East Grade Separations. The sum of two  
2 hundred million dollars (\$200,000,000).
- 3 (ii) MTA and Municipal Regional Clean Fuel Bus Capital  
4 (Facilities and Rolling Stock). The sum of one hundred fifty million  
5 dollars (\$150,000,000).
- 6 (iii) Countywide Soundwall Construction (MTA Regional List  
7 and Monterey Park/State Highway Route 60). The sum of two  
8 hundred fifty million dollars (\$250,000,000).
- 9 (iv) Local return for major street resurfacing, rehabilitation, and  
10 reconstruction. The sum of two hundred fifty million dollars  
11 (\$250,000,000).
- 12 (v) Metrolink Capital Improvements. The sum of seventy million  
13 dollars (\$70,000,000).
- 14 (vi) Eastside Light Rail Access. The sum of thirty million dollars  
15 (\$30,000,000).
- 16 (c) The MTA may incur bonded indebtedness payable from the  
17 proceeds of the tax provided by this section pursuant to the bond  
18 issuance provisions of ~~Section 130500 et seq. of the Public Utilities~~  
19 ~~Code, Chapter 5 (commencing with Section 130500)~~ and any  
20 successor act. The MTA shall include in the expenditure plan,  
21 required under subdivision (f), the amount of net revenue specified  
22 for all projects and programs in subparagraphs (A) and (B) of  
23 paragraph (3) of subdivision (b) as a condition of the use and  
24 expenditure of the proceeds of the tax. The MTA shall maintain  
25 the current amount of any funding for the projects and programs  
26 specified in this section that has been previously programmed or  
27 received from sources other than the proceeds of the tax, and may  
28 not reallocate money that has been previously programmed or  
29 received for those projects and programs to other projects or uses.
- 30 (d) Notwithstanding Section 7251.1 of the Revenue and Taxation  
31 Code, the tax rate authorized by this section shall not be considered  
32 for purposes of the combined rate limit established by that section.
- 33 (e) A jurisdiction or recipient is eligible to receive funds from  
34 the local return program, described in clause (iv) of subparagraph  
35 (B) of paragraph (3) of subdivision ~~(b) of this section and in~~  
36 ~~subdivision (c) of Section 130350.6, (b)~~, only if it continues to  
37 contribute to that program an amount that is equal to its existing  
38 commitment of local funds or other available funds. The MTA  
39 may develop guidelines that, at a minimum, specify maintenance  
40 of effort requirements for the local return program, matching funds,

1 and administrative requirements for the recipients of revenue  
2 derived from the tax.

3 (f) Prior to submitting the ordinance to the voters, the MTA  
4 shall adopt an expenditure plan for the net revenues derived from  
5 the tax. The expenditure plan shall include, in addition to other  
6 projects and programs identified by the MTA, the specified projects  
7 and programs listed in paragraph (3) of subdivision (b), the  
8 estimated total cost for each project and program, funds other than  
9 the tax revenues that the MTA anticipates will be expended on the  
10 projects and programs, and the schedule during which the MTA  
11 anticipates funds will be available for each project and program.  
12 The MTA shall also identify in its expenditure plan the expected  
13 completion dates for each project described in subparagraph (A)  
14 of paragraph (3) of subdivision (b). To be eligible to receive  
15 revenues derived from the tax, an agency sponsoring a capital  
16 project or capital program shall submit to the MTA an expenditure  
17 plan for its project or program containing the same elements as  
18 the expenditure plan that MTA is required by this subdivision to  
19 prepare.

20 (g) The MTA shall establish and administer a sales tax revenue  
21 fund. The net revenue derived from the tax, after payment of any  
22 debt services and related obligations, shall be credited to this fund.  
23 The moneys in the fund shall be available to the MTA to meet  
24 expenditure and cashflow needs of the projects and programs  
25 described in the expenditure plan required under subdivision (f).  
26 In the event that there are net revenues in excess of the amount  
27 necessary to provide the amount of net revenues specified in the  
28 expenditure plan for the projects and programs described therein,  
29 the MTA may expend the excess net revenues on projects and  
30 programs in the expenditure plan or the LRTP. In the event that  
31 projects and programs in the expenditure plan are completed  
32 without the expenditure of the amount of net revenues specified,  
33 the MTA shall expend the excess net revenues on projects and  
34 programs in the expenditure plan or the LRTP within the same  
35 subregion as the project or program that is completed. For the  
36 purposes of this section, "subregion" shall be defined in the LRTP.

37 (h) If other funds become available and are allocated to provide  
38 all or a portion of the amount of net revenues specified in the  
39 expenditure plan for the projects or programs described therein,

1 the MTA may expend the surplus net revenues on other projects  
2 and programs in the expenditure plan or the LRTP.

3 (i) (1) Notwithstanding subdivision (h), if a capital project or  
4 capital program described in clauses (i) to (x), inclusive, of  
5 subparagraph (A) of paragraph (3) of subdivision (b) and clauses  
6 (i) and (vi) of subparagraph (B) of paragraph (3) of subdivision  
7 (b), has been fully funded from other sources on or before  
8 December 31, 2008, the funds designated to the project or program  
9 in clauses (i) to (x), inclusive, of subparagraph (A) of paragraph  
10 (3) of subdivision (b) and clauses (i) and (vi) of subparagraph (B)  
11 of paragraph (3) of subdivision (b) shall remain in the subregion  
12 in which the project or program is located and shall be allocated  
13 to other projects or programs in the subregion prior to the  
14 expiration of the tax.

15 (2) A capital project or capital program funded with reallocated  
16 funds pursuant to paragraph (1) shall be included in the adopted  
17 2008 Long Range Transportation Plan or the successor plan and  
18 shall be of regional significance as determined by the MTA. For  
19 purposes of this subdivision, “subregions” means the subregions  
20 as defined in the LRTP in effect as of January 1, 2008.

21 (j) Notwithstanding Section 130354, revenues raised under this  
22 section ~~and Section 130350.6~~ may be used to facilitate the  
23 transportation of people and goods within Los Angeles County.  
24 The use of the revenues shall not be limited to public transit  
25 purposes.

26 (k) No later than 365 days prior to the adoption of an amendment  
27 described in paragraph (1) to an expenditure plan adopted pursuant  
28 to subdivision (f), including, but not limited to, the expenditure  
29 plan adopted by the MTA board as “Attachment A” in Ordinance  
30 #08-01 adopted by the board on July 24, 2008, and in addition to  
31 any other notice requirements in the proposing ordinance, the board  
32 shall notify the Members of the Legislature representing the County  
33 of Los Angeles of all of the following:

34 (1) A description of the proposed amendments to the adopted  
35 expenditure plan that would do any of the following:

36 (A) Affect the amount of net revenues derived from the tax  
37 imposed pursuant to this act that is proposed to be expended on a  
38 capital project or projects identified in the adopted expenditure  
39 plan.

1 (B) Delay the schedule for the availability of funds proposed  
2 to be expended on a capital project or projects identified in the  
3 adopted expenditure plan.

4 (C) Delay the schedule for the estimated or expected completion  
5 date of a capital project or projects identified in the adopted  
6 expenditure plan.

7 (2) The reason for the proposed amendment.

8 (3) The estimated impact the proposed amendment will have  
9 on the schedule, cost, scope, or timely availability of funding for  
10 the capital project or projects contained in the adopted expenditure  
11 plan.

12 (l) The notification required pursuant to subdivision (k) shall  
13 be achieved by resolution adopted by the MTA board.

14 (m) The MTA board shall provide prior written notice to the  
15 Members of the Legislature representing the County of Los  
16 Angeles of any proposed amendments to the adopted expenditure  
17 plan that would accelerate funding for a capital project or projects  
18 in the adopted expenditure plan.

19 *SEC. 2. Section 130350.6 of the Public Utilities Code is*  
20 *repealed.*

21 ~~130350.6. (a) The tax authorized by Section 130350.5 may~~  
22 ~~be imposed as set forth in paragraph (3) of subdivision (b) of~~  
23 ~~Section 130350.5 in a transactions and use tax ordinance, or an~~  
24 ~~amendment of the ordinance approved pursuant to paragraph (1)~~  
25 ~~of subdivision (b) of Section 130350.5, that conforms with Chapter~~  
26 ~~2 (commencing with Section 7261) to Chapter 4 (commencing~~  
27 ~~with Section 7275), inclusive, of the Transactions and Use Tax~~  
28 ~~Law (Part 1.6 (commencing with Section 7251) of Division 2 of~~  
29 ~~the Revenue and Taxation Code), and that is approved by a~~  
30 ~~majority of the entire membership of the authority. The tax may~~  
31 ~~be imposed pursuant to this section only if the proposing ordinance,~~  
32 ~~or amendment thereof, is approved by two-thirds of the voters, in~~  
33 ~~the manner as otherwise required by law, voting on this measure,~~  
34 ~~in a special or general election and, if so approved, shall become~~  
35 ~~operative as provided in Section 130352. The proposing ordinance~~  
36 ~~shall specify that the net revenues derived from the tax are to be~~  
37 ~~administered by the Los Angeles County Metropolitan~~  
38 ~~Transportation Authority (MTA) as provided in this section. Net~~  
39 ~~revenues shall be defined as all revenues derived from the tax less~~  
40 ~~any refunds, costs of administration by the State Board of~~



1 Equalization, and costs of administration by the MTA. Such costs  
2 of administration by the MTA shall not exceed 1.5 percent of the  
3 revenues derived from the tax. The proposing ordinance shall be  
4 accompanied by a new expenditure plan for the net revenues  
5 derived from the tax. This new expenditure plan shall identify the  
6 years in which the MTA anticipates net revenues derived from the  
7 tax will be available to each project or program in the new  
8 expenditure plan.

9 (b) The MTA may incur bonded indebtedness payable from the  
10 proceeds of the tax authorized by this section pursuant to the bond  
11 issuance provisions of this chapter, and any successor act.

12 (c) Proceeds from the tax authorized by this section, including  
13 proceeds from bonds issued pursuant to subdivision (b), after  
14 payment of the bonded indebtedness, shall be used to accelerate  
15 the completion of the projects and programs identified in  
16 subparagraphs (A) and (B) of paragraph (3) of subdivision (b) of  
17 Section 130350.5, for the expenditure plan adopted by the MTA  
18 board on July 24, 2008, and for operations pursuant to paragraph  
19 (3) of subdivision (b) of Section 130350.5.

20 (d) Upon completion of the projects and programs identified in  
21 subparagraphs (A) and (B) of paragraph (3) of subdivision (b) of  
22 Section 130350.5 and the expenditure plan adopted by the MTA  
23 board on July 24, 2008, any funds remaining from the bonds  
24 described in subdivision (b) and any funds remaining from the  
25 proceeds of the tax authorized by this section, after payment of  
26 the bonded indebtedness, shall be expended by the MTA on  
27 projects and programs in the Long Range Transportation Plan or  
28 its successor plans, and for operations pursuant to paragraph (3)  
29 of subdivision (b) of Section 130350.5.

30 (e) To the extent that the MTA deems it necessary to accelerate  
31 the completion of a project or program in a new expenditure plan  
32 adopted pursuant to this section, the MTA shall expend funds  
33 derived from the sales tax authorized by Section 130350.5  
34 according to the schedule described in the new expenditure plan  
35 adopted pursuant to this section. The MTA shall make this  
36 determination by a majority vote of the MTA board.

37 (f) (1) Before submitting the ordinance described in subdivision  
38 (a) to the voters, the MTA shall amend the expenditure plan  
39 adopted pursuant to subdivision (f) of Section 130350.5. The  
40 amended expenditure plan shall update all of the following for the

1 projects and programs listed in subparagraphs (A) and (B) of  
2 paragraph (3) of subdivision (b) of Section 130350.5:

3 (A) The most recent cost estimates for each project and program  
4 identified in the amended expenditure plan.

5 (B) The identification of the accelerated cost, if applicable, for  
6 each project and program in the amended expenditure plan.

7 (C) The schedule during which the MTA anticipates funds will  
8 be available for each project and program.

9 (D) The expected completion dates for each project and program.

10 (2) The MTA shall develop a transparent process to determine  
11 the most recent cost estimates for each project and program  
12 identified in the amended expenditure plan.

13 (3) The amended expenditure plan shall also be included in the  
14 revised and updated Long Range Transportation Plan before the  
15 ordinance described in subdivision (a) is submitted to the voters.  
16 The revised and updated Long Range Transportation Plan shall  
17 also include capital projects and capital programs that are adopted  
18 by each subregion that are submitted to the MTA for inclusion in  
19 the revised and updated Long Range Transportation Plan. Inclusion  
20 of a capital project or a capital program in the Long Range  
21 Transportation Plan is not a commitment or guarantee that the  
22 project or program shall receive any future funding. As used in  
23 this paragraph, “subregion” shall have the meaning as defined in  
24 the Long Range Transportation Plan in effect as of January 1,  
25 2008.

26 (4) At least 30 days before submitting the ordinance described  
27 in subdivision (a) to the voters, the MTA shall post the amended  
28 expenditure plan and the Long Range Transportation Plan on the  
29 MTA’s Internet Web site in a prominent manner.

30 SECTION 1.

31 SEC. 3. Section 130350.7 is added to the Public Utilities Code,  
32 to read:

33 130350.7. (a) The Los Angeles County Metropolitan  
34 Transportation Authority (MTA), in addition to any other tax it is  
35 authorized to impose or has imposed, may impose a transactions  
36 and use tax, for a period to be determined by the MTA, that is  
37 applicable in the incorporated and unincorporated areas of Los  
38 Angeles County. The *rate of tax* authorized by this section shall  
39 not exceed either of the following: *section, when combined with*  
40 *the rate of tax authorized by voter approval of Measure R pursuant*

1 to Section 130350.5 during any period when that tax is in effect,  
2 and upon the expiration of that tax, shall not exceed 1 percent.

3 ~~(1) The rate of 0.5 percent if a tax authorized by Section~~  
4 ~~130350.5 or 130350.6 is in effect.~~

5 ~~(2) The rate of 1.0 percent if a tax authorized by Section~~  
6 ~~130350.5 or 130350.6 is not in effect.~~

7 (b) The ordinance imposing the tax shall contain all of the  
8 following:

9 (1) An expenditure plan that lists the transportation projects and  
10 programs to be funded from net revenues from the tax. The  
11 expenditure plan shall appear in the ordinance as an exhibit. The  
12 expenditure plan shall include all of the following:

13 (A) The most recent cost estimates for each project and program  
14 identified in the expenditure plan.

15 (B) The identification of the accelerated cost, if applicable, for  
16 each project and program in the expenditure plan.

17 (C) The approximate schedule during which the MTA anticipates  
18 funds will be available for each project and program.

19 (D) The expected completion dates for each project and program  
20 within a three-year range.

21 (2) Provisions conforming to the Transactions and Use Tax Law  
22 (Part 1.6 (commencing with Section 7251) of Division 2 of the  
23 Revenue and Taxation Code), except as otherwise provided in  
24 subdivision (f).

25 (3) A provision limiting the MTA's costs of administering the  
26 ordinance and the net revenues from the tax to 1.5 percent of the  
27 total tax revenues.

28 (4) A requirement that the net revenues from the tax, defined  
29 to mean the total tax revenues less any refunds, costs of  
30 administration by the State Board of Equalization, and the MTA's  
31 administration costs, shall be used by the MTA to fund  
32 transportation projects and programs identified in the expenditure  
33 plan.

34 (5) ~~The rate of the tax, which shall not exceed the applicable~~  
35 ~~maximum rate described in subdivision (a): tax.~~

36 (c) The MTA shall do all of the following:

37 (1) Develop a transparent process to determine the most recent  
38 costs estimates for each project and program identified in the  
39 expenditure plan.

1 (2) At least 30 days before submitting the ordinance described  
2 in subdivision (b) to the voters, post the expenditure plan on its  
3 Internet Web site in a prominent manner.

4 (d) The ordinance shall be adopted by the MTA board, which  
5 shall also adopt a resolution that submits the ordinance to the  
6 voters.

7 (e) The ordinance shall become operative pursuant to Section  
8 130352 if approved by two-thirds of the voters voting on the  
9 measure, pursuant to subdivision (d) of Section 2 of Article XIII  
10 C of the California Constitution.

11 (f) (1) If the voters approve the ordinance authorized by this  
12 section, the expenditure plan included as an exhibit to the ordinance  
13 pursuant to paragraph (1) of subdivision (b) shall also be included  
14 in the revised and updated Long Range Transportation Plan within  
15 one year of the date the ordinance takes effect. The revised and  
16 updated Long Range Transportation Plan shall also include capital  
17 projects and capital programs that are adopted by each subregion  
18 that are submitted to the MTA for inclusion in the revised and  
19 updated Long Range Transportation Plan, if the cost and schedule  
20 details are provided by the subregions, in a manner consistent with  
21 the requirements of the plan. Inclusion of a capital project or a  
22 capital program in the Long Range Transportation Plan is not a  
23 commitment or guarantee that the project or program shall receive  
24 any future funding.

25 (2) For purposes of this subdivision, “subregion” shall have the  
26 same meaning as ~~that term~~ is defined in the Long Range  
27 ~~Transportation Plan process in effect as of January 1, 2008.~~ *Plan.*

28 (g) The MTA may incur bonded indebtedness payable from the  
29 net revenues of the tax pursuant to the bond issuance provisions  
30 ~~of this chapter~~ *Chapter 5 (commencing with Section 130500)* and  
31 any successor act.

32 (h) The tax authorized by this section shall be imposed pursuant  
33 to the Transactions and Use Tax Law (Part 1.6 (commencing with  
34 Section 7251) of Division 2 of the Revenue and Taxation Code),  
35 notwithstanding the combined rate limitation in Section 7251.1 of  
36 the Revenue and Taxation Code.

O