

Senate Bill No. 274

CHAPTER 35

An act to amend Sections 120051 and 120102.5 of the Public Utilities Code, relating to transportation, and declaring the urgency thereof, to take effect immediately.

[Approved by Governor April 19, 1996. Filed with
Secretary of State April 19, 1996.]

LEGISLATIVE COUNSEL'S DIGEST

SB 274, Killea. Transit development board: San Diego County.

(1) Existing law creates the San Diego Metropolitan Transit Development Board in San Diego County and provides for a 15-member appointive governing body, one of whom is required to be a member of the county board of supervisors appointed by the board of supervisors. Under existing law, that person is required to represent a supervisorial district that is completely within the jurisdiction of the transit development board.

This bill, instead, would require that person to be a representative of one of the 2 supervisorial districts that has the greatest percentage of area within the jurisdiction of the transit development board.

The bill deletes an obsolete reference to the Governor's appointee to the transit development board.

(2) The bill would declare that it is to take effect immediately as an urgency statute.

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

SECTION 1. Section 120051 of the Public Utilities Code is amended to read:

120051. The member of the board of supervisors appointed pursuant to subdivision (a) of Section 120050.2 shall represent one of the two supervisorial districts with the greatest percentage of its area within the area under the jurisdiction of the transit development board as defined in Section 120054.

SEC. 2. Section 120102.5 of the Public Utilities Code is amended to read:

120102.5. (a) A majority of the members of the board constitutes a quorum for the transaction of business. All official acts of the board require the affirmative vote of the majority of the members of the board. However, after a vote of the members is taken, a weighted vote may be called by any two members, at least one of whom is not a City of San Diego representative.

(b) In the case of a weighted vote, each of the four representatives of the City of San Diego shall exercise $12\frac{1}{2}$ weighted votes, for a total of 50 votes. The County of San Diego and each city, other than the City of San Diego, shall, in total, exercise 49 weighted votes to be apportioned annually by population. The chairperson, if not chosen from the membership of the board, shall exercise one weighted vote.

(c) Approval under the weighted vote procedure requires the vote of the representatives of not less than three jurisdictions representing not less than 51 percent of the total weighted vote to supersede the original action of the board.

(d) The weighted vote procedure shall not be used on any matter of purely intracity local service, unless it is the desire of the affected city or jurisdiction.

(e) For purposes of subdivision (c), the population of the County of San Diego is the population in the unincorporated area of the county within the area of jurisdiction of the transit development board.

(f) The board shall adopt a policy and procedure to implement this section.

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

In order that provisions relating to the San Diego Metropolitan Transit Development Board may be clarified at the earliest possible time, it is necessary that this act take effect immediately.

