

## Senate Bill No. 869

### CHAPTER 96

An act to amend Section 29532.1 of, and to add Title 7.94 (commencing with Section 67940) to, the Government Code, and to amend Sections 98100, 98101, and 98103 of the Public Utilities Code, relating to transportation.

[Approved by Governor July 11, 1995. Filed with  
Secretary of State July 11, 1995.]

#### LEGISLATIVE COUNSEL'S DIGEST

SB 869, Mello. Transportation: Santa Cruz County.

(1) Under existing law, for each county that is not within the jurisdiction of a statutorily created regional transportation planning agency or a council of governments, there is a local transportation commission.

This bill would create, and prescribe the membership and powers of, the Santa Cruz County Regional Transportation Commission, and would declare the commission to be the legal successor to the Santa Cruz County Regional Transportation Commission established pursuant to other provisions of existing law for all purposes, particularly for purposes of specified provisions of the Clean Air and Transportation Improvement Act of 1990, a statewide bond act.

(2) Existing law provides for the creation of the Santa Cruz Metropolitan Transit District, and provides for a governing board, the members of which are all appointed. Existing law requires an appointee to that governing board to have been a resident of the district for at least one year prior to appointment.

This bill would require members of the governing board appointed by the Santa Cruz County Board of Supervisors to be residents of the county, and would delete authority for the board of supervisors to appoint one of its own members to the governing board of the transit district. The bill would decrease the length of the district residence requirement for a governing board appointee to 30 days from one year.

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

SECTION 1. Section 29532.1 of the Government Code is amended to read:

29532.1. Pursuant to subdivision (a) of Section 29532, each of the following entities is designated the transportation planning agency for its respective area:



(a) The Metropolitan Transportation Commission created by Title 7.1 (commencing with Section 66500).

(b) The Tahoe Regional Planning Agency created by interstate compact and ratified by Title 7.4 (commencing with Section 66800).

(c) The Placer County Transportation Planning Agency created by Title 7.91 (commencing with Section 67910).

(d) The Nevada County Transportation Planning Agency created by Title 7.92 (commencing with Section 67920).

(e) The Transportation Agency of Monterey County created pursuant to Title 7.93 (commencing with Section 67930).

(f) The Santa Cruz County Regional Transportation Commission created by Title 7.94 (commencing with Section 67940).

SEC. 2. Title 7.94 (commencing with Section 67940) is added to the Government Code, to read:

TITLE 7.94. SANTA CRUZ COUNTY REGIONAL TRANSPORTATION COMMISSION

67940. (a) The Santa Cruz County Regional Transportation Commission is hereby created, as a local area planning agency, and not as part of the executive branch of state government, to provide regional transportation planning and development for the area of Santa Cruz County. The commission may be known by any other name it chooses and is the legal successor to the Santa Cruz County Regional Transportation Commission, established pursuant to Section 29535, for all purposes, including those set forth in Part 11.5 (commencing with Section 99600) of Division 10 of the Public Utilities Code, and particularly Section 99640.

(b) The governing body shall be composed of three members appointed by the board of supervisors, three members appointed by the city selection committee of the county, three members appointed by the Santa Cruz Metropolitan Transit District, and one member appointed by the board of supervisors representing, collectively, the other transit operators in the county.

(c) The appointing authority, for each regular member it appoints, may appoint an alternate member to serve in the place of the regular member when the regular member is absent or disqualified from participating in a meeting of the governing body.

SEC. 3. Section 98100 of the Public Utilities Code is amended to read:

98100. The district shall be governed by a board of directors of seven members, which may be increased to 9 or 11 members if the board finds that an increase in the membership of the board is necessary to insure adequate representation to all of the areas in the County of Santa Cruz served by the district. The membership shall be composed of one member appointed by the City Council of Santa Cruz, one member appointed by the City Council of Capitola, one



member appointed by the City Council of Scotts Valley, one member appointed by the City Council of Watsonville, one member appointed by the governing bodies of any other incorporated areas in the county within the district to represent those incorporated areas, one member appointed by the Board of Supervisors of the County of Santa Cruz, and other members to be appointed by the above entities in accordance with their proportionate population within the district. However, the membership of the board shall not exceed the number determined by the board.

The apportionment shall be based upon the population distribution within the district, and the board shall reapportion its membership whenever any part of the district is excluded or new territory is added or unincorporated territory within the district incorporates, and, as a result of the exclusion, annexation, or incorporation, representation on the board no longer reflects the population distribution within the district. The board shall also reapportion whenever the county clerk advises the board that the latest official census indicates a need for reapportionment.

SEC. 4. Section 98101 of the Public Utilities Code is amended to read:

98101. The appointees to the board made by the several legislative bodies shall have been residents of the area encompassed by the district for at least 30 days prior to their appointment, and they shall also be residents of the city whose city council appointed them or, a resident of the county if appointed by the board of supervisors.

SEC. 5. Section 98103 of the Public Utilities Code is amended to read:

98103. A person shall not be appointed to, or be a member of, the board unless that person is a resident of the district and has resided within the district at least 30 days immediately prior to his or her appointment to the board.

