

AMENDED IN ASSEMBLY MAY 10, 2011

AMENDED IN ASSEMBLY APRIL 25, 2011

CALIFORNIA LEGISLATURE—2011–12 REGULAR SESSION

ASSEMBLY BILL

No. 952

Introduced by Assembly Member Jones
(Coauthor: Assembly Member Gordon)

February 18, 2011

An act to add Section 185025 to the Public Utilities Code, relating to high-speed rail.

LEGISLATIVE COUNSEL'S DIGEST

AB 952, as amended, Jones. High-speed rail.

Existing law creates the High-Speed Rail Authority with specified powers and duties relative to development and implementation of a high-speed train system. The authority is composed of 9 members, including 5 members appointed by the Governor. Members of the authority are subject to the Political Reform Act of 1974.

This bill would prohibit a member, employee, or consultant of the authority from being the recipient of any gift, as defined, in a specified provision of the act. The bill would prohibit a construction company, engineering firm, consultant, legal firm, or any other company, vendor, or business entity with a contract or seeking a contract with the authority, or subcontractor of any of the foregoing, or owner, employee, or any member of their immediate families of any of these companies, firms, vendors, entities, or subcontractors, from making any gift to a member, employee, or consultant of the authority, or to any member of their immediate families. *The bill would authorize the authority itself to*

receive gifts, and to transfer those gifts as specified, with the written approval of the Department of Finance.

This bill, *with certain exceptions*, would prohibit a member, employee, or consultant of the authority from appearing before the authority on behalf of, or in any way representing before the authority, any individual or private or public entity for 3 years after termination of the employment or contract relationship with the authority.

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. Section 185025 is added to the Public Utilities
2 Code, to read:
3 185025. (a) No member, employee, or consultant of the
4 authority shall be the recipient of any gift, as defined in Section
5 82028 of the Government Code. No construction company,
6 engineering firm, consultant, legal firm, or any other company,
7 vendor, or business entity with a contract or seeking a contract
8 with the authority, or subcontractor of any of the foregoing, or
9 owner, employee, or any member of their immediate families of
10 any of these companies, firms, vendors, entities, or subcontractors,
11 shall make any gift to a member, employee, or consultant of the
12 authority, or to any member of their immediate families. *The*
13 *authority itself may receive gifts, subject to written approval of*
14 *the Department of Finance. The authority may transfer the gifts*
15 *it receives to any person subject to this section only with the written*
16 *approval of the Department of Finance.*
17 (b) A member, employee, or consultant of the authority shall
18 not, for compensation, appear before the authority on behalf of,
19 or in any way represent before the authority, any individual or
20 private or public entity for a period of three years after termination
21 of the person's relationship with the authority. *This prohibition*
22 *shall not apply to a state employee or officer, or an elected local*
23 *official, who appears before the authority in his or her official*
24 *capacity on behalf of the public entity that the employee, officer,*
25 *or official represents.*
26 (c) *The provisions of this section shall be enforced by the*
27 *Attorney General, district attorney, or city attorney with*
28 *jurisdiction, pursuant to the rules and penalties set forth in the*

- 1 *Political Reform Act of 1974 (Title 9 (commencing with Section*
- 2 *81000) of the Government Code).*

O