

AMENDED IN SENATE APRIL 25, 2011

**SENATE BILL**

**No. 437**

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**Introduced by Senator Correa**

February 16, 2011

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An act to amend Section 130052 of the Public Utilities Code, relating to transportation.

LEGISLATIVE COUNSEL'S DIGEST

SB 437, as amended, Correa. Orange County Transportation Authority.

Existing law establishes the Orange County Transportation Authority, which is composed of 18 members, including 10 members from the supervisorial districts of the county elected by the Orange County City Selection Committee, as specified.

This bill would, with regard to *certain city members* of the 10 members elected by the Orange County City Selection Committee, *prohibit the city members from serving more than 2 consecutive terms on the authority, except as specified. The bill would also set forth the intent of the Legislature to enact legislation that would require to increase the opportunity for representation cities to be represented on the authority to be provided to all cities of supervisorial districts in Orange County.*

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. It is the intent of the Legislature to ~~enact~~
- 2 ~~legislation that would require~~ *increase* the opportunity for

1 ~~representation cities to be represented~~ on the Orange County  
2 Transportation Authority ~~to be provided to all cities of supervisorial~~  
3 ~~districts in Orange County, pursuant to subdivision (b) of Section~~  
4 ~~130052 of the Public Utilities Code.~~

5 *SEC. 2. Section 130052 of the Public Utilities Code is amended*  
6 *to read:*

7 130052. The Orange County Transportation Commission shall  
8 be known as the Orange County Transportation Authority and  
9 shall be governed by a board of directors consisting of 18 members  
10 appointed as follows:

11 (a) Five members of the Orange County Board of Supervisors  
12 appointed by that board. Terms of office of the five members of  
13 the board of supervisors shall be determined by the board of  
14 supervisors. A board of supervisors member's term shall cease if  
15 he or she no longer serves as a member of the board of supervisors.

16 (b) (1) (A) Five city members, with one from each of the five  
17 supervisorial districts, elected by the Orange County City Selection  
18 Committee members within each supervisorial district on a  
19 population-weighted voting basis.

20 (B) Five city members, with one from each of the five  
21 supervisorial districts, elected on a "one city, one vote" basis by  
22 the Orange County City Selection Committee members within  
23 each supervisorial district. *No city member elected under this*  
24 *subparagraph shall serve more than two consecutive terms unless*  
25 *no other potential city member desires to serve pursuant to this*  
26 *subparagraph.*

27 (2) A city that is within more than one supervisorial district  
28 shall be considered part of the district where the highest percentage  
29 of the city's population resides. Under this circumstance, the entire  
30 city's population shall be used for population-weighted voting  
31 purposes. Each city member shall be a mayor or a city council  
32 member serving within the county. Terms of office of each city  
33 member shall be determined by the Orange County City Selection  
34 Committee. A city member's term shall cease if he or she no longer  
35 serves as a member of a city council or as the mayor of a city.

36 (3) A city member serving on the authority on the effective date  
37 of the act amending this section in the 2003–04 Regular Session  
38 shall continue to serve until the earliest of either the expiration of  
39 his or her term or until he or she no longer serves as a mayor or  
40 member of a city council.

1 (c) Two public members appointed by a majority vote of the  
2 other 15 voting members of the authority. Each public member  
3 shall be a resident of Orange County who is not then serving, and  
4 has not within the last four years served, as an elected official of  
5 a city within the county, as an elected official of any agency or  
6 special district within Orange County, or as an elected official of  
7 the county. Each public member shall serve for a term of four  
8 years.

9 (d) The Director of Transportation, District 12, who shall be  
10 appointed by the Governor as a nonvoting member. The member  
11 shall serve for a term of four years.

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