

AMENDED IN ASSEMBLY JUNE 17, 2002

AMENDED IN SENATE APRIL 17, 2002

SENATE BILL

No. 1799

Introduced by Senator Poochigian

(Coauthors: Senators Costa, Machado, and Monteith)

(Coauthors: Assembly Members Ashburn, Briggs, Cogdill, Florez,
Pescetti, and Reyes)

February 22, 2002

An act to amend Section 185020 of the Public Utilities Code, relating to transportation, and declaring the urgency thereof, to take effect immediately.

LEGISLATIVE COUNSEL'S DIGEST

SB 1799, as amended, Poochigian. High-Speed Rail Authority.

Existing law establishes the High-Speed Rail Authority which is composed of 9 members, with 5 members appointed by the Governor, 2 by the Senate Committee on Rules, and 2 by the Speaker of the Assembly. Existing law requires that geographical diversity be taken into consideration to ensure that all regions of the state are represented.

This bill would require that not less than 2 members of the authority be residents of the San Joaquin Valley.

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

Vote: $\frac{2}{3}$. 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 185020 of the Public Utilities Code is
2 amended to read:

3 185020. (a) There is in state government a High-Speed Rail
4 Authority.

5 (b) (1) The authority is composed of nine members as follows:

6 (A) Five members appointed by the Governor.

7 (B) Two members appointed by the Senate Committee on
8 Rules.

9 (C) Two members appointed by the Speaker of the Assembly.

10 (2) For the purposes of making appointments to the authority,
11 the Governor, the Senate Committee on Rules, and the Speaker of
12 the Assembly shall take into consideration geographical diversity
13 to ensure that all regions of the state are adequately represented.
14 Not less than two members shall be residents of the San Joaquin
15 Valley.

16 (c) Except as provided in subdivision (d), and until their
17 successors are appointed, members of the authority shall hold
18 office for terms of four years. A vacancy shall be filled by the
19 appointing power making the original appointment, by appointing
20 a member to serve the remainder of the term.

21 (d) (1) On and after January 1, 2001, the terms of all persons
22 who are then members of the authority shall expire, but those
23 members may continue to serve until they are reappointed or until
24 their successors are appointed. In order to provide for evenly
25 staggered terms, persons appointed or reappointed to the authority
26 after January 1, 2001, shall be appointed to initial terms to expire
27 as follows:

28 (A) Of the five persons appointed by the Governor, one shall
29 be appointed to a term which expires on December 31, 2002, one
30 shall be appointed to a term which expires on December 31, 2003,
31 one shall be appointed to a term which expires on December 31,
32 2004, and two shall be appointed to terms which expires on
33 December 31, 2005.

34 (B) Of the two persons appointed by the Senate Committee on
35 Rules, one shall be appointed to a term which expires on December
36 31, 2002, and one shall be appointed to a term which expires on
37 December 31, 2004.



1 (C) Of the two persons appointed by the Speaker of the
2 Assembly, one shall be appointed to a term which expires on
3 December 31, 2003, and one shall be appointed to a term which
4 expires on December 31, 2005.

5 (2) Following expiration of each of the initial terms provided
6 for in this subdivision, the term shall expire every four years
7 thereafter on December 31.

8 (e) Members of the authority are subject to the Political Reform
9 Act of 1974 (Title 9 (commencing with Section 81000)).

10 (f) From among its members, the authority shall elect a
11 chairperson, who shall preside at all meetings of the authority, and
12 a vice chairperson to preside in the absence of the chairperson. The
13 chairperson shall serve a term of one year.

14 (g) Five members of the authority constitute a quorum for
15 taking any action by the authority.

16 (h) The authority is terminated on December 31, 2003, unless
17 the Legislature, through the enactment of a statute on or before that
18 date, repeals this provision or provides for a different termination
19 date.

20 SEC. 2. This act is an urgency statute necessary for the
21 immediate preservation of the public peace, health, or safety
22 within the meaning of Article IV of the Constitution and shall go
23 into immediate effect. The facts constituting the necessity are:

24 In order to ensure that all regions of the state are adequately
25 represented *on the High-Speed Rail Authority* as quickly as
26 possible, it is necessary that this act take effect immediately.

