

ASSEMBLY BILL

No. 2382

**Introduced by Assembly Members Lopez and Lackey
(Coauthor: Assembly Member Wilk)**

February 18, 2016

An act to amend Section 185020 of the Public Utilities Code, relating to high-speed rail.

LEGISLATIVE COUNSEL'S DIGEST

AB 2382, as introduced, Lopez. High-Speed Rail Authority: membership.

Existing law creates the High-Speed Rail Authority with specified powers and duties relative to development and implementation of a high-speed rail system. The authority is comprised of 9 members, with 5 members appointed by the Governor and 4 members appointed by the Legislature.

This bill would require at least one member appointed by the Governor to be a person who works directly with communities in the state that are most significantly burdened by, and vulnerable to, high levels of pollution.

Vote: majority. 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 the Transportation Agency a
- 4 High-Speed Rail Authority.

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

2 (A) Five members appointed by the Governor. *At least one*
3 *member appointed by the Governor shall be a person who works*
4 *directly with communities in the state that are most significantly*
5 *burdened by, and vulnerable to, high levels of pollution, including,*
6 *but not limited to, communities with diverse racial and ethnic*
7 *populations and communities with low-income populations.*

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

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

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

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

36 (C) Of the two persons appointed by the Speaker of the
37 Assembly, one shall be appointed to a term which expires on
38 December 31, 2003, and one shall be appointed to a term which
39 expires on December 31, 2005.

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

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

6 (f) From among its members, the authority shall elect a
7 chairperson, who shall preside at all meetings of the authority, and
8 a vice chairperson to preside in the absence of the chairperson.
9 The chairperson shall serve a term of one year.

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