

AMENDED IN SENATE APRIL 26, 2016
AMENDED IN SENATE APRIL 4, 2016
AMENDED IN SENATE MARCH 30, 2016

SENATE BILL

No. 1279

Introduced by Senator Hancock

February 19, 2016

An act to add Section 14525.3 to the Government Code, relating to transportation.

LEGISLATIVE COUNSEL'S DIGEST

SB 1279, as amended, Hancock. California Transportation Commission: funding prohibition: coal shipment.

Existing law creates the California Transportation Commission, with various duties and responsibilities relative to the programming and allocation of funds for transportation capital projects.

This bill ~~would~~ *would, except as specified*, prohibit the commission from programming or allocating any state funds for any *newly proposed* project at a port facility that is located at, or adjacent to, a disadvantaged community and that ~~exports or proposes to export coal from the state.~~ *proposes to allow or facilitate the handling, storage, or transportation of coal in bulk.*

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. (a) The Legislature finds and declares that, to*
- 2 *avoid the impacts of localized airborne particulate matter*

1 associated with the transportation of coal and the increased
 2 emissions of greenhouse gases associated with the use of coal, the
 3 State of California should make all reasonable and legal efforts
 4 to avoid the investment of state moneys in coal-supporting
 5 transportation projects.

6 (b) It is the intent of the Legislature that the State of California
 7 cease all investments in transportation infrastructure projects that
 8 store, transfer, or transport significant amounts of coal in bulk.
 9 While it is not the intent of the Legislature to disrupt existing,
 10 regular, and lawful interstate and international commerce
 11 involving operations that may transport coal at present, it is the
 12 intent of the Legislature to avoid making new investments in
 13 coal-supporting projects.

14 **SECTION 1.**

15 *SEC. 2.* Section 14525.3 is added to the Government Code, to
 16 read:

17 14525.3. (a) To the extent consistent with federal law, the
 18 commission shall not program or allocate any state funds, including
 19 proceeds from the sale of general obligation bonds, under its
 20 jurisdiction for any project *proposed on or after January 1, 2017,*
 21 at a port facility that is located in, or adjacent to, one or more
 22 disadvantaged communities identified pursuant to Chapter 4.1
 23 (commencing with Section 39710) of Part 2 of Division 26 of the
 24 Health and Safety Code and that ~~exports or proposes to export coal~~
 25 ~~from the state.~~ *proposes to allow or facilitate the handling, storage,*
 26 *or transportation of coal in bulk.*

27 (b) *The commission shall evaluate each project before it for*
 28 *consistency with this section and determine whether or not the*
 29 *project as proposed will increase the state's overall capacity to*
 30 *facilitate the transportation of coal.*

31 (c) *This section does not apply to a project or infrastructure*
 32 *already permitted in operation as of January 1, 2016.*

33 (d) *This section does not apply to a project designed for safety,*
 34 *rehabilitation, modernization, maintenance, or repair of an existing*
 35 *operation or facility.*