

AMENDED IN ASSEMBLY JUNE 27, 1995

AMENDED IN SENATE MAY 10, 1995

**SENATE BILL**

**No. 274**

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**Introduced by Senator Killea**

February 8, 1995

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An act to amend ~~Sections 120051 and 120102.5~~ of *Section 120102.5 of*, and to amend, repeal, and add *Section 120051 of* the Public Utilities Code, relating to transportation.

LEGISLATIVE COUNSEL'S DIGEST

SB 274, as amended, Killea. Transit development board: San Diego County.

Existing law creates the San Diego Metropolitan Transit Development Board in San Diego County and provides for a 15-member appointive governing body, one of whom is required to be a member of the county board of supervisors appointed by the board of supervisors. Under existing law, that person is required to represent a supervisorial district that is completely within the jurisdiction of the transit development board.

This bill, instead, would require that person, *on and after January 1, 1997*, to be a representative of one of the 2 supervisorial districts that has the greatest percentage of area within the jurisdiction of the transit development board.

The bill deletes an obsolete reference to the Governor's appointee to the transit development board.

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 120051 of the Public Utilities  
2 Code is amended to read:

3 120051. (a) The member of the board of supervisors  
4 appointed pursuant to subdivision (a) of Section 120050  
5 shall represent a supervisorial district completely within  
6 the area under the jurisdiction of the transit development  
7 board as defined in Section 120054.

8 (b) *This section shall remain in effect only until*  
9 *January 1, 1997, and as of that date is repealed, unless a*  
10 *later enacted statute, that is enacted on or before January*  
11 *1, 1997, deletes or extends that date.*

12 SEC. 2. Section 120051 is added to the Public Utilities  
13 Code, to read:

14 120051. (a) The member of the board of supervisors  
15 appointed pursuant to subdivision (a) of Section 120050.2  
16 shall represent one of the two supervisorial districts with  
17 the greatest percentage of its area within the area under  
18 the jurisdiction of the transit development board as  
19 defined in Section 120054.

20 (b) *This section shall become operative on January 1,*  
21 *1997.*

22 ~~SEC. 2.—~~

23 SEC. 3. Section 120102.5 of the Public Utilities Code  
24 is amended to read:

25 120102.5. (a) A majority of the members of the board  
26 constitutes a quorum for the transaction of business. All  
27 official acts of the board require the affirmative vote of  
28 the majority of the members of the board. However, after  
29 a vote of the members is taken, a weighted vote may be  
30 called by any two members, at least one of whom is not  
31 a City of San Diego representative.

32 (b) In the case of a weighted vote, each of the four  
33 representatives of the City of San Diego shall exercise  
34 12<sup>1</sup>/<sub>2</sub> weighted votes, for a total of 50 votes. The County  
35 of San Diego and each city, other than the City of San  
36 Diego, shall, in total, exercise 49 weighted votes to be  
37 apportioned annually by population. The chairperson, if



1 not chosen from the membership of the board, shall  
2 exercise one weighted vote.

3 (c) Approval under the weighted vote procedure  
4 requires the vote of the representatives of not less than  
5 three jurisdictions representing not less than 51 percent  
6 of the total weighted vote to supersede the original action  
7 of the board.

8 (d) The weighted vote procedure shall not be used on  
9 any matter of purely intracity local service, unless it is the  
10 desire of the affected city or jurisdiction.

11 (e) For purposes of subdivision (c), the population of  
12 the County of San Diego is the population in the  
13 unincorporated area of the county within the area of  
14 jurisdiction of the transit development board.

15 (f) The board shall adopt a policy and procedure to  
16 implement this section.

