

AMENDED IN ASSEMBLY SEPTEMBER 5, 2017

AMENDED IN ASSEMBLY JUNE 20, 2017

AMENDED IN SENATE MAY 26, 2017

AMENDED IN SENATE MAY 1, 2017

AMENDED IN SENATE MARCH 28, 2017

SENATE BILL

No. 268

**Introduced by Senator Mendoza
(Coauthor: Senator Wilk)**

February 8, 2017

An act to amend, repeal, and add Section 130051 of, and to add Section 130051.2 to, the Public Utilities Code, relating to transportation.

LEGISLATIVE COUNSEL'S DIGEST

SB 268, as amended, Mendoza. Los Angeles County Metropolitan Transportation Authority.

Existing law creates the Los Angeles County Metropolitan Transportation Authority with specified powers and duties relative to transportation planning, programming, and operations in the County of Los Angeles. The authority is governed by a 14-member board of directors that consists of the Mayor of the City of Los Angeles, 2 public members and one Los Angeles City Council member appointed by the mayor, 4 members appointed from the other cities in the county, the 5 members of the Los Angeles County Board of Supervisors, and a nonvoting member appointed by the Governor.

Existing law requires the authority to submit a plan to the Legislature for revising the composition of the authority, if the number of members of the board of supervisors is increased, within 60 days of the increase.

This bill would require the authority, the Los Angeles County Division of the League of California Cities, the California Contract Cities Association, and the Los Angeles County City Selection Committee to prepare and provide to the Legislature by December 1, 2018, a plan agreed to by a $\frac{2}{3}$ vote of the designated representatives *at least 3* of these entities, for reorganizing the membership of the authority *to include 22 members, and* to provide equitable and proportional ~~to~~ voting representation, ~~with a total of 22 members, including more representation for cities other than the City of Los Angeles, of representation for each area of the county on the authority, and a date for implementing the plan that is including more representation for cities other than the City of Los Angeles.~~ *The bill would require the plan to provide for the reconstitution of the authority no later than January 1, 2020.* The bill, commencing on January 1, 2020, would require the membership of the authority to be reconstituted pursuant to the plan. The bill, if a plan is not submitted or is not implemented, would, commencing on January 1, 2020, provide for the authority to consist of 22 members, including the 5 members of the Los Angeles County Board of Supervisors, the Mayor of the City of Los Angeles, 5 members of the Los Angeles City Council and one public member appointed by the mayor, one member appointed by the City of Long Beach, 8 members from cities other than Los Angeles appointed by the Los Angeles County City Selection Committee, and one nonvoting member appointed by the Governor. The bill would require every appointee to serve a 4-year term without limitation or until the expiration of the term of his or her elected office. The bill would also delete, on January 1, 2020, the requirement for the authority to submit a plan to the Legislature if the number of members of the board of supervisors is increased.

By imposing new duties on local government within the County of Los Angeles, the bill would impose a state-mandated local program.

The California Constitution requires the state to reimburse local agencies and school districts for certain costs mandated by the state. Statutory provisions establish procedures for making that reimbursement.

This bill would provide that, if the Commission on State Mandates determines that the bill contains costs mandated by the state, reimbursement for those costs shall be made pursuant to the statutory provisions noted above.

Vote: majority. Appropriation: no. Fiscal committee: yes.
State-mandated local program: yes.

The people of the State of California do enact as follows:

1 SECTION 1. Section 130051 of the Public Utilities Code is
2 amended to read:

3 130051. The Los Angeles County Metropolitan Transportation
4 Authority consists of 14 members, as follows:

5 (a) Five members of the Los Angeles County Board of
6 Supervisors.

7 If the number of members of the Los Angeles County Board of
8 Supervisors is increased, the authority shall, within 60 days of the
9 increase, submit a plan to the Legislature for revising the
10 composition of the authority.

11 (b) The Mayor of the City of Los Angeles.

12 (c) Two public members and one member of the City Council
13 of the City of Los Angeles appointed by the Mayor of the City of
14 Los Angeles.

15 (d) Four members, each of whom shall be a mayor or a member
16 of a city council, appointed by the Los Angeles County City
17 Selection Committee. For purposes of the selection of these four
18 members, the County of Los Angeles, excluding the City of Los
19 Angeles, shall be divided into the following four sectors:

20 (1) The North County/San Fernando Valley sector.

21 (2) The Southwest Corridor sector.

22 (3) The San Gabriel Valley sector.

23 (4) The Southeast Long Beach sector.

24 The League of California Cities, Los Angeles County Division,
25 shall define the sectors. Every city within a sector shall be entitled
26 to vote to nominate one or more candidates from that sector for
27 consideration for appointment by the Los Angeles County City
28 Selection Committee. A city's vote shall be weighted in the same
29 proportion that its population bears to the total population of all
30 cities within the sector.

31 The members appointed pursuant to this subdivision shall be
32 appointed by the Los Angeles County City Selection Committee
33 upon an affirmative vote of its members which represent a majority
34 of the population of all cities within the county, excluding the City
35 of Los Angeles.

36 The members selected by the city selection committee shall serve
37 four-year terms with no limitation on the number of terms that
38 may be served by any individual. The city selection committee

1 may shorten the initial four-year term for one or more of the
 2 members for the purpose of ensuring that the members will serve
 3 staggered terms.

4 (e) If the population of the City of Los Angeles, at any time,
 5 becomes less than 35 percent of the combined population of all
 6 cities in the county, the position of one of the two public members
 7 appointed pursuant to subdivision (c), as determined by the Mayor
 8 of the City of Los Angeles by lot, shall be vacated, and the vacant
 9 position shall be filled by appointment by the city selection
 10 committee pursuant to subdivision (d) from a city not represented
 11 by any other member appointed pursuant to subdivision (d).

12 (f) One nonvoting member appointed by the Governor.

13 (g) This section shall remain in effect only until January 1, 2020,
 14 and as of that date is repealed.

15 SEC. 2. Section 130051 is added to the Public Utilities Code,
 16 to read:

17 130051. The Los Angeles County Metropolitan Transportation
 18 Authority consists of 22 members, as follows:

19 (a) Five members of the Los Angeles County Board of
 20 Supervisors.

21 (b) The Mayor of the City of Los Angeles.

22 (c) Five members of the City Council of the City of Los Angeles
 23 and one public member appointed by the Mayor of the City of Los
 24 Angeles.

25 (d) One member from the City of Long Beach, who shall be the
 26 mayor or a member of the city council, appointed by the Long
 27 Beach City Council.

28 (e) (1) Eight members, each of whom shall be a mayor or a
 29 member of a city council, appointed by the Los Angeles County
 30 City Selection Committee. For purposes of the selection of these
 31 eight members, the County of Los Angeles, excluding the City of
 32 Los Angeles and the City of Long Beach, shall be divided into the
 33 following ~~four sectors~~: *sectors, each of which shall have two*
 34 *members*:

35 (A) The North County/San Fernando Valley sector.

36 (B) The Southwest Corridor sector.

37 (C) The San Gabriel Valley sector.

38 (D) The Southeast sector.

39 (2) The Los Angeles County Division of the League of
 40 California Cities shall define the sectors. Every city within a sector

1 shall be entitled to vote to nominate one or more candidates from
2 that sector for consideration for appointment by the Los Angeles
3 County City Selection Committee. A city's vote shall be weighted
4 in the same proportion that its population bears to the total
5 population of all cities within the sector. *At least one member from*
6 *the North County/San Fernando Valley sector shall be appointed*
7 *from the candidates nominated by the cities located north of*
8 *34.3355 degrees latitude.*

9 (3) The members appointed pursuant to this subdivision shall
10 be appointed by the Los Angeles County City Selection Committee
11 upon an affirmative vote of its members which represent a majority
12 of the population of all cities within the county, excluding the City
13 of Los Angeles and the City of Long Beach.

14 (4) The members selected by the city selection committee shall
15 serve four-year terms with no limitation on the number of terms
16 that may be served by any individual. The city selection committee
17 may shorten the initial four-year term for one or more of the
18 members for the purpose of ensuring that the members will serve
19 staggered terms.

20 (f) One nonvoting member appointed by the Governor.

21 (g) This section shall become operative on January 1, 2020.

22 SEC. 3. Section 130051.2 is added to the Public Utilities Code,
23 to read:

24 130051.2. On or before December 1, 2018, the Los Angeles
25 County Metropolitan Transportation Authority, the Los Angeles
26 County Division of the League of California Cities, the California
27 Contract Cities Association, and the Los Angeles County City
28 Selection Committee shall prepare and provide to the Legislature
29 a plan agreed to by ~~a two-thirds vote of the designated~~
30 ~~representatives of each~~ *at least three* of these entities, for
31 reorganizing the membership of the authority *to include 22*
32 *members, and to provide equitable and proportional* ~~to~~ voting
33 ~~representation, with a total of 22 members, including more~~
34 ~~representation for cities other than the City of Los Angeles, of~~
35 ~~representation for each area of the county on the authority, and a~~
36 ~~date for implementing the plan that is~~ *authority, including more*
37 *representation for cities other than the City of Los Angeles. The*
38 *plan shall provide for the reconstitution of the authority* no later
39 than January 1, 2020. On and after that date, notwithstanding
40 Section 130051, the membership of the authority shall thereafter

1 be as proposed by the plan. If the authority does not submit a plan
2 to the Legislature by December 1, 2018, or fails to implement the
3 plan by January 1, 2020, the membership of the authority shall be
4 reconstituted pursuant to Section 130051 commencing on January
5 1, 2020. The plan shall be submitted pursuant to Section 9795 of
6 the Government Code.

7 SEC. 4. If the Commission on State Mandates determines that
8 this act contains costs mandated by the state, reimbursement to
9 local agencies and school districts for those costs shall be made
10 pursuant to Part 7 (commencing with Section 17500) of Division
11 4 of Title 2 of the Government Code.