AMENDED IN SENATE MAY 4, 2009

AMENDED IN SENATE APRIL 23, 2009

SENATE BILL **No. 391**

Introduced by Senator Liu
(Coauthor: Senator Lowenthal)

February 26, 2009

An act to amend Sections 65072 and 65073 of, and to add Sections 14000.6, 65071, 65072.1, and 65072.2 to, the Government Code, relating to transportation planning.

LEGISLATIVE COUNSEL'S DIGEST

SB 391, as amended, Liu. California Transportation Plan.

Existing law requires various transportation planning activities by state and regional agencies, including preparation of sustainable communities strategies by metropolitan planning organizations. Existing law provides for the Department of Transportation to prepare the California Transportation Plan for submission to the Governor by December 1, 1993, as a long-range planning document that incorporates various elements and is consistent with specified expressions of legislative intent.

This bill would require the department to update the California Transportation Plan by December 31, 2015, and every 5 years thereafter. The bill would require the plan to address how the state will achieve maximum feasible emissions reductions in order to attain a statewide reduction of greenhouse gas emissions to 1990 levels by 2020 and 80% below 1990 levels by 2050. The bill would require the plan to identify the statewide integrated multimodal transportation system needed to achieve these results. The bill would require the department, by December 31, 2012, to submit to the California Transportation

Commission and specified legislative committee chairs an interim report providing specified information regarding sustainable communities strategies *and alternative planning strategies*, including an assessment of how their implementation will influence the configuration of the statewide integrated multimodal transportation system. The bill would also specify certain subject areas to be considered in the plan for the movement of people and freight. The bill would require the department to consult with and coordinate its planning activities with specified entities and to provide an opportunity for public input. The bill would make additional legislative findings and declarations and require the plan to be consistent with that statement of legislative intent.

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 14000.6 is added to the Government
2 Code, to read:
3 14000.6. The Legislature further finds and declares all of the
4 following:
5 (a) California has established ~~a~~ statewide greenhouse gas
6 emissions ~~limit to be achieved by 2020, which is~~ *targets and*
7 *requirements to be achieved by 2020 pursuant to the California*
8 *Global Warming Solutions Act of 2006 (Division 25.5 (commencing*
9 *with Section 38500) of the Health and Safety Code), which are*
10 equivalent to 1990 greenhouse gas emissions in the state. ~~This~~
11 ~~limit entails~~ *These targets and requirements entail* approximately
12 a 25-percent reduction in greenhouse gas emissions from current
13 levels.
14 (b) Executive Order S-3-05 further identifies a greenhouse gas
15 emissions limit of 80 percent below 1990 levels to be achieved by
16 2050.
17 (c) Emissions from the transportation sector account for 38
18 percent of California's greenhouse gas emissions.
19 (d) The state lacks a comprehensive, statewide, multimodal
20 planning process that details the transportation system needed in
21 the state to meet objectives of mobility and congestion management
22 consistent with the state's greenhouse gas emission limits and air
23 pollution standards.

(c) Recent increases in gasoline prices resulted in historic increases in ridership on public transportation, including transit, commuter rail, and intercity rail, and in historic reductions in vehicle miles traveled by private vehicles. Increased demand for public transportation included a 16-percent increase in light rail ridership in Sacramento, a 15.3-percent increase in rail transit ridership in Los Angeles, a 23-percent increase in bus ridership in Orange County, a 14.4-percent increase in transit ridership in San Diego, a 6.3-percent increase in rail transit ridership in Oakland, and a 22.5-percent increase in transit ridership in Stockton. Current public transportation services and facilities are inadequate to meet current and expected future increases in demand.

SEC. 2. Section 65071 is added to the Government Code, to read:

65071. The department shall update the California Transportation Plan consistent with this chapter. The first update shall be completed by December 31, 2015. The plan shall be updated every five years thereafter.

SEC. 3. Section 65072 of the Government Code is amended to read:

65072. The California Transportation Plan shall include all of the following:

(a) A policy element that describes the state's transportation policies and system performance objectives. These policies and objectives shall be consistent with legislative intent described in Sections 14000, 14000.5, 14000.6, and 65088.

(b) A strategies element that shall incorporate the broad system concepts and strategies synthesized from the adopted regional transportation plans prepared pursuant to Section 65080. The California Transportation Plan shall not be project specific.

(c) A recommendations element that includes economic forecasts and recommendations to the Legislature and the Governor to achieve the plan's broad system concepts, strategies, and performance objectives.

SEC. 4. Section 65072.1 is added to the Government Code, to read:

65072.1. The California Transportation Plan shall consider all of the following subject areas for the movement of people and freight:

(a) Mobility and accessibility.

(b) Integration and connectivity.
(c) Efficient system management and operation.
(d) Existing system preservation.
(e) Safety and security.
(f) Economic development, including productivity and efficiency.
(g) Environmental protection and quality of life.

SEC. 5. Section 65072.2 is added to the Government Code, to read:

65072.2. In developing the California Transportation Plan pursuant to Sections 65072 and 65072.1, the department shall address how the state will achieve maximum feasible emissions reductions in order to attain a statewide reduction of greenhouse gas emissions to 1990 levels by 2020 *as required by the California Global Warming Solutions Act of 2006 (Division 25.5 (commencing with Section 38500) of the Health and Safety Code),* and 80 percent below 1990 levels by 2050, taking into consideration the use of alternative fuels, new vehicle technology, tailpipe emissions reductions, and expansion of public transit, commuter rail, intercity rail, bicycling, and walking. The plan shall identify the statewide integrated multimodal transportation system needed to achieve these results. The department shall complete an interim report by December 31, 2012, which shall include a list and provide an overview of all sustainable communities strategies *and alternative planning strategies* prepared pursuant to paragraph (2) of subdivision (b) of Section 65080, and shall assess how implementation of the sustainable communities strategies *and alternative planning strategies* will influence the configuration of the statewide integrated multimodal transportation system. The department shall submit the interim report to the California Transportation Commission and to the Chairs of the Senate Committee on Transportation and Housing ~~and~~, *the Senate Committee on Environmental Quality, the Senate Committee on Local Government,* the Assembly Committee on Transportation, *the Assembly Committee on Natural Resources, and the Assembly Committee on Local Government.*

SEC. 6. Section 65073 of the Government Code is amended to read:

65073. The department shall consult with, coordinate its activities with, and make a draft of its proposed plan, and each

1 update, available to the California Transportation Commission,
2 the Strategic Growth Council, the State Air Resources Board, the
3 State Energy Resources Conservation and Development
4 Commission, the air quality management districts, public transit
5 operators, and the regional transportation planning agencies for
6 review and comment. The department shall also provide an
7 opportunity for input by the general public. Prior to adopting the
8 plan or update, the department shall make a final draft available
9 to the Legislature and Governor for review and comment. The
10 commission may present the results of its review and comment to
11 the Legislature and the Governor. The Governor shall adopt the
12 plan and submit the plan to the Legislature and the Secretary of
13 the United States Department of Transportation.

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