

League of California Cities Transportation, Communications, and Public Works Legislation *(June 15, 2011)*

Measure	Author	Topic	Digest Status	League Position
AB 457	Wagner	Public works contracts: relief for bidders	Entitles a bidder who successfully challenges the award of a public works contract determined to be invalid due to errors or omissions of the public entity to recover costs and attorney's fees incurred in pursuing the challenge and would allow attorney's fees and costs to be awarded to the public entity under specified circumstances. <i>Two-year Bill</i>	Oppose
AB 529	Gatto	Vehicles: speed limits: downward speed zoning	Allows cities to round down speed limits to within 5 miles per hour of the 85th-percentile speed of free-flowing traffic in cases that the speed limit would otherwise be rounded up. <i>To be heard in Senate Appropriations - TBD</i>	Support
AB 539	Williams	Vehicles: speeding: school zones: penalties	Allows a local authority to adopt an ordinance or resolution that would double the base fine for speeding in a school zone under certain circumstances. <i>To be heard in Senate Transportation and Housing – June 28, 2011</i>	Support
AB 587	Gordon and Furutani	Public works: volunteers.	Extends the sunset date, from 2012 to 2017, on Labor Code Section 1720.4 which enables local government to use volunteer labor on public works projects. <i>On Senate Third Reading</i>	Support
AB 890	Olsen	Environment: CEQA exemption: roadway improvement	Exempts city roadway improvement projects from California Environmental Quality Act (CEQA) requirements if the project is within the existing right-of-way. <i>Two-year Bill</i>	Support

AB 892	Carter	Dept of Transportation: environmental review process: federal pilot program	Deletes the repeal date for the State's existing limited waiver of its sovereign immunity, which is necessary to allow the California Department of Transportation (Caltrans) to continue its assumptions of National Environmental Policy Act (NEPA) responsibilities under Safe, Accountable, Flexible, Efficient Transportation Equity Act: A Legacy for Users (SAFETEA-LU) and any successor federal transportation reauthorization legislation. <i>To be heard in Senate Environmental Quality – June 27, 2011</i>	Support
AB 943	Williams	Public contracts: California Uniform Construction Cost Accounting Committee: local contracts: alternative procedures	Increases the limits under which jurisdictions can use informal bidding procedures for public works contracts under the Uniform Public Construction Cost Accounting Act (UPCCAA). Specifically, increases the limit for eligible projects from \$125,000 to \$175,000. If all bids received are in excess of \$175,000, the public agency could award a contract up to \$187,500 provided the governing body adopts a resolution by a four-fifths vote. <i>To be heard in Senate Governance and Finance – June 22, 2011</i>	Support
AB 1178	Ma	Solid waste: place of origin	Prohibits a city or county from restricting or limiting in any way the importation of solid waste based on its place of origin. <i>To be heard in Senate Environmental Quality – June 27, 2011</i>	Oppose
AB 1215	Blumenfield	Vehicles: electronic processing of documents: titling and registration	Requires a new motor vehicle dealer to use electronic programs to register any new vehicle sold or leased. <i>Waiting for Senate Committee Assignment</i>	Support if amended
AB 1298	Blumenfield	Vehicles: parking: 72-hour restriction	Allows a city to enact an ordinance establishing a minimum distance a vehicle must be moved after 72 or more hours. <i>To be heard in Senate Transportation and Housing – June 21, 2011</i>	Support
AB 1308	Miller	Highway Users Tax Account: appropriation of funds	Provides for a continuous appropriation of transportation funding from the Highway Users Tax Account if a State Budget is not enacted by July 1, the beginning of the State's fiscal year. <i>Two-year bill</i>	Support

AB 1354	Huber	Public works: payments: retention proceeds	Prohibits the retention of any amount with respect to all contracts entered into on or after January 1, 2012. <i>Two-year bill</i>	Oppose
SB 118	Yee	Public contracts: energy services: contracts best value	Requires cities to competitively bid contracts for electrical or thermal energy, or energy conservation services, and related ground leases. <i>Held in Senate Appropriations</i>	Oppose
SB 293	Padilla	Payment bonds: laborers	Makes multiple changes to law impacting public works contract payments, including retention proceeds. Specifically, the bill would require that contract retention proceeds not exceed 5 percent of the payment of all contracts between a public entity and an original contractor, between an original contractor and a subcontractor, and between all subcontractors. <i>To be heard in Assembly Business and Professions – June 21, 2011</i>	Oppose
SB 474	Evans	Commercial construction contracts: indemnity	Revises provisions of law relating to indemnity contracts for commercial properties, including public works. Provides an exception for contracts with a public agency. <i>To be heard in Assembly Judiciary – June 28, 2011</i>	Oppose
SB 475	Wright	Infrastructure financing	Clarifies that private financing may be used in combination with public financing to construct publicly owned, fee-producing infrastructure and extends the permissible lease period; adds sanitary sewer systems to the list of project types that can be financed through existing law; and, clarifies existing law regarding the use of user fees for such infrastructure projects. <i>To be heard in Assembly Local Government – June 29, 2011</i>	Support
SB 644	Hancock	Public works: volunteers	Extends the sunset date, from 2012 to 2017, on Labor Code Section 1720.4 which enables local government to use volunteer labor on public works projects. <i>To be heard in Assembly Labor and Employment – June 22, 2011</i>	Support
SB 730	Kehoe	Local government: online building permit form: electric vehicle charging.	Mandates expedited (24-hour) online permitting for electric vehicle charging stations. <i>Two-year bill</i>	Oppose

