



# State Legislation for Board Consideration

## BART Board of Directors – March 13, 2025



# Today's Agenda

- SB 63 (Wiener/Arreguín) Update
- State Legislation to Support
- State Legislation of Interest (For Information Only)

# SB 63 (Wiener/Arreguín) Update

- Senate Bill (SB) 63 is currently a “spot bill;” the deadline for it to be substantively amended is March 26.
- On February 26, the Metropolitan Transportation Commission (MTC) adopted a set of principles to guide their advocacy on SB 63:
  1. Measure Must be Passable
  2. Measure Must Prevent Major Transit Service Cuts for Regional Operators
  3. Measure Must Take Local Transportation Funding Needs into Consideration
  4. Measure Must Advance Transit Transformation: Fund and Deliver Rider-Focused Improvements
  5. Measure Must Ensure Fairness
  6. Measure Must Include Meaningful Accountability Provisions
- With these principles adopted, MTC Chair Sue Noack stated that she will meet with Senators Wiener and Arreguín to discuss potential MTC sponsorship of SB 63.
- MTC staff presented the adopted principles to the Board at its workshop on February 27.
- MTC plans to conduct additional polling before the end of the legislative session to inform the development of SB 63.

# State Legislation to *SUPPORT*

## **Assembly Bill (AB) 259 (B. Rubio) – Open meetings: local agencies: teleconferences**

- Removes the January 1, 2026, sunset date for provisions of the Brown Act that allow any member of a legislative body to participate in meetings from a remote location for a limited number of meetings each year, when a quorum of the body is present in the physical meeting location as well as for a member to participate remotely due to “just cause” or “emergency circumstances.”

## **AB 394 (Wilson) – Crimes: public transportation providers**

- Broadens coverage of the existing transit assault statute for operators, ticket agents and station agents to protect all transit employees and contractors.
- Authorizes transit agencies to seek court-ordered prohibition orders against someone convicted of assault or trespassing on transit property, if the court finds that the individual continues to pose a threat to public safety or transit operations.



# State Legislation to *SUPPORT (continued)*

## **SB 71 (Wiener) – California Environmental Quality Act: exemptions: transit projects**

- Removes January 1, 2030, sunset date established by SB 922 (Wiener, 2022) for statutorily authorized CEQA exemptions for transit and transportation projects.
- Adds additional project types to the list of those exempted from CEQA, including ferry terminals, bus stops, and bus shelters.
- Introduces an inflationary adjustment to the cost thresholds that trigger public outreach and equity analysis requirements.

## **SB 79 (Wiener) – Planning and zoning: housing development: transit-oriented development**

- Establishes state standards for transit-oriented development (TOD) zoning around major transit stops, allowing for multifamily residential use within specified distances of transit stops, with density and height limits determined by frequency and capacity of transit serving those stops.
- Grants streamlined ministerial approval via SB 423 (Wiener, 2023), if projects meet specified environmental, labor, and affordability standards.
- Allows for transit and infrastructure improvements associated with the TOD to be treated, for CEQA purposes, as part of the project.

# State Legislation to *SUPPORT (continued)*

## **SB 239 (Arreguín) – Open meetings: teleconferencing: subsidiary body**

- Amends the Brown Act to authorize a subsidiary body, defined as one that serves in an advisory capacity and is not empowered with decision making authority, to use two-way teleconferencing provisions, without posting the physical locations of its members, indefinitely and without regard to a state of emergency.

## **SB 276 (Wiener) – City and County of San Francisco: Merchandising Sales**

- Would authorize the City and County of San Francisco to adopt an ordinance, for a period up to three years, requiring vendors to obtain a permit to sell specified types of goods deemed as commonly stolen.
- A violation is punishable as an infraction, and subsequent violations after two prior convictions would be punishable as an infraction or a misdemeanor with imprisonment in county jail for a period up to six months.

# State Legislation of Interest *(For Information Only)*

## **AB 939 (Schultz) – The Safe, Sustainable, Traffic-Reducing Transportation Bond Act of 2026**

- Would enact the Safe, Sustainable, Traffic-Reducing Transportation Bond Act of 2026 which, if approved by voters on the November 2026 statewide ballot, would authorize the issuance of bonds in the amount of \$20,000,000,000 to finance transit and passenger rail improvements, local streets and roads, active transportation projects, zero-emission vehicle investments, freight infrastructure improvements, grade separations, and other critical safety improvements.

## **AB 1070 (Ward) – Transit districts: governing boards: compensation: nonvoting members**

- Prohibits a transit district from compensating a member of the governing board unless the member demonstrates personal use of the transit system for at least one hour or for four trips per month.
- Requires the governing board of a transit district to include two non-voting members and four alternate non-voting members, these members would be required to include users of the service and representatives of the labor organization representing the majority of employees.

## **AB 1207 (Irwin)/SB 840 (Limon) – Cap & Trade market-based compliance mechanism**

- Assembly and Senate spot bills expected to serve as Cap-and-Trade reauthorization proposals.

# State Legislation of Interest *(For Information Only)*

## **SB 445 (Wiener) – Sustainable Transportation Project Permits and Cooperative Agreements**

- Sets timelines and requirements on specific third-party entities – local governments, special districts, public and private utilities, and private telecommunications providers – to permit and/or accommodate or approve work on the third-party entity's right-of-way or property.
- Grants master permitting authority to qualified lead agencies with design standards approved by the California State Transportation Agency (CalSTA) if the third-party entity does not adhere to timelines.

## **AB 340 (Ahrens) – Employer-employee relations: confidential communications**

- Would prohibit the questioning of any employee or employee representative regarding communications made in confidence between an employee and a representative relating to any matter within the scope of the recognized employee organization's representation.

## **Assembly Constitutional Amendment (ACA) 4 (Jackson) – Homelessness and affordable housing**

- The Housing Opportunities for Everyone (HOPE) Act would create an account into which, beginning in the 2027–28 fiscal year, and each fiscal year thereafter until September 30, 2036, a sum would be transferred from the General Fund equal to or greater than 5% of the estimated amount of General Fund revenues for that fiscal year, to fund prescribed matters related to homelessness and affordable housing.



# State Legislation of Interest *(For Information Only)*

## **AB 590 (Lee) – Social Housing Bond Act of 2026**

- If passed by the Legislature and approved by voters on the November 2026 statewide ballot, would authorize the issuance of \$950,000,000 in bonds to fund social housing programs, as specified.

## **AB 736 (Wicks) – The Affordable Housing Bond Act of 2026**

- If passed by the Legislature and approved by voters on the June 2026 statewide ballot, would authorize the issuance of \$10,000,000,000 in bonds to fund affordable rental housing and home ownership programs.

## **AB 820 (Pellerin) – Homelessness: transport**

- Prohibits an employee of a local government or law enforcement agency, when acting in their official capacity, from transporting and dropping off, or arranging for or funding the transport and dropping off, of a homeless individual within a jurisdiction unless the employee first coordinates shelter or long-term housing for the individual. A local government or law enforcement agency would be liable for a civil penalty of \$10,000 for each violation.