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**GOVERNMENT CODE - GOV**

**TITLE 2. GOVERNMENT OF THE STATE OF CALIFORNIA [8000 - 22980]** ( Title 2 enacted by Stats. 1943, Ch. 134. )

**DIVISION 3. EXECUTIVE DEPARTMENT [11000 - 15990.3]** ( Division 3 added by Stats. 1945, Ch. 111. )

**PART 5. DEPARTMENT OF TRANSPORTATION [14000 - 14463]** ( Heading of Part 5 amended by Stats. 1972, Ch. 1253. )

**CHAPTER 1. General [14000 - 14089]** ( Chapter 1 repealed and added by Stats. 1972, Ch. 1253. )

**ARTICLE 5.2. LOSSAN Corridor [14072 - 14072.10]** ( Article 5.2 repealed and added by Stats. 2012, Ch. 802, Sec. 9. )

**14072.** (a) The LOSSAN Rail Corridor Agency, also known as the LOSSAN Agency, is an existing joint powers authority established to provide an organization capable of implementing the recommendations contained in the State Rail Corridor Study Group's June 1987 report entitled "Los Angeles-San Diego State Rail Corridor Study" and undertaking related efforts to improve intercity services and facilities in the corridor and to coordinate subcorridor commuter rail services with intercity services. The LOSSAN Agency is composed of voting members, as specified in the joint powers agreement.

(b) "LOSSAN Corridor" or "LOSSAN Rail Corridor" means the San Diego-Los Angeles-San Luis Obispo intercity passenger rail corridor.

*(Repealed and added by Stats. 2012, Ch. 802, Sec. 9. (SB 1225) Effective January 1, 2013.)*

**14072.2.** This article shall be applicable only if the members of the LOSSAN Agency enter into an amended joint powers agreement to expand the authority of the agency to permit the administration of state-funded intercity passenger rail services on the LOSSAN Corridor, and the LOSSAN Agency thereafter elects to become a party to an interagency transfer agreement pursuant to Article 5 (commencing with Section 14070). The amended joint powers agreement shall establish the terms and conditions for the joint powers agency and is subject to the approval of the governing board of each member agency of the LOSSAN Agency. Only the LOSSAN Agency operating under the amended joint powers agreement, and not the LOSSAN Agency existing on January 1, 2013, may exercise jurisdiction over intercity rail services on the LOSSAN Corridor under an interagency transfer agreement.

*(Repealed and added by Stats. 2012, Ch. 802, Sec. 9. (SB 1225) Effective January 1, 2013.)*

**14072.4.** As part of the business plan required by subdivision (b) of Section 14070.4 that is due by April 1, 2024, and each year thereafter, the LOSSAN Rail Corridor Agency shall do all of the following:

(a) Include a description of the effects of climate change, including sea level rise and weather-related events, on the corridor, including how to adapt to its impacts.

(b) Identify projects planned, as part of the capital improvement programs, to increase climate resiliency on the corridor.

(c) Discuss possible funding options for the projects identified pursuant to subdivision (b), including, but not limited to, federal and state funding.

*(Added by Stats. 2023, Ch. 407, Sec. 1. (SB 677) Effective January 1, 2024.)*

**14072.6.** (a) (1) Upon appropriation by the Legislature for purposes of this subdivision, the secretary, with technical and subject matter assistance from the Secretary for Environmental Protection and the Secretary of the Natural Resources Agency, shall submit a report to the Legislature no later than two years after an appropriation is made by the Legislature for purposes of this subdivision regarding the LOSSAN Rail Corridor that includes all of the following information:

(A) A baseline summary of transportation and environmental conditions in existence as of January 1, 2025, along the rail corridor.

(B) Prioritized capital improvement projects in the corridor necessary to improve current services and achieve service growth, performance, and network goals consistent with the State Rail Plan prepared pursuant to Section 14036. Each prioritized

capital improvement project identified pursuant to this subparagraph shall indicate in the report whether it is aligned with the near-term, mid-term, or long-term planning year horizons identified in the State Rail Plan and shall indicate in the report the specific service outcomes tied to the project.

(C) Prioritized improvement projects in the corridor necessary to ensure the resiliency of both natural resources and transportation infrastructure.

(D) A description of administrative actions taken by the Transportation Agency using authority in existence before January 1, 2025, to improve operations and performance of the corridor.

(E) Recommendations for the corridor to connect with other passenger rail services.

(F) Strategies to support and improve existing rail service and increase ridership, including a description of necessary operations funding for increased service frequencies.

(G) Recommendations to achieve zero-emission state-supported intercity service, including an analysis of available technologies and necessary corridor infrastructure. The recommendations made pursuant to this subparagraph shall identify efforts by the Southern California Regional Rail Authority and the North County Transit District to achieve zero-emission services, and opportunities to coordinate those efforts and ensure interoperability between those zero-emission services.

(H) Strategies and recommendations to support coastal hazard resiliency planning in the corridor.

(I) A description of coordination activities through the federal Corridor Identification and Development Program established pursuant to Section 25101 of Title 49 of the United States Code.

(2) In preparing the report pursuant to this subdivision, the secretary shall consult existing plans, studies, reports, and guidance for the LOSSAN Rail Corridor, including, but not limited to, the LOSSAN Rail Corridor Optimization Study, the LOSSAN Rail Corridor Agency Business Plan adopted by the LOSSAN Rail Corridor Agency, the guidance document "Critical Infrastructure at Risk: Sea Level Rise Planning Guidance for California's Coastal Zone" adopted by the California Coastal Commission, and the report submitted to the Legislature pursuant to subdivision (c).

(3) When undertaking the duties pursuant to this subdivision, the secretaries identified in paragraph (1) may consult with any other state agency, as needed for technical and subject matter assistance.

(4) For projects identified pursuant to paragraph (1), the secretary shall include in the report all available funding sources, projected completion schedules for priority projects, current funding shortfalls, recommended strategies and plans to address any funding shortfall, and next steps for site-specific project analysis and environmental review documents. In identifying projects pursuant to paragraph (1), if the secretary does not identify a project that is included in the 2024 LOSSAN Rail Corridor Agency Business Plan and has approved environmental or programmatic documents, or if the secretary includes a modified version of one of those projects, the secretary shall explain in the report why the project was excluded or why the project was included in a modified version, as applicable.

(b) The secretary shall convene a working group that includes, but is not limited to, representatives of all of the following entities:

(1) LOSSAN Rail Corridor track owners.

(2) LOSSAN Rail Corridor passenger and freight rail operators, including managing agencies, joint powers authorities, and transit districts responsible for rail services.

(3) The county transportation commissions for the Counties of Los Angeles, Orange, Riverside, San Bernardino, and Ventura established pursuant to Division 12 (commencing with Section 130000) of the Public Utilities Code.

(4) The metropolitan planning organizations for the Counties of Los Angeles, Orange, San Diego, San Luis Obispo, Santa Barbara, and Ventura.

(5) Business, community, transportation, environmental, labor, and civic organizations.

(6) The California Coastal Commission.

(7) The Division of Rail and Mass Transportation in the department.

(c) (1) The working group convened pursuant to subdivision (b) shall submit consensus recommendations and feedback in a report to the Legislature on or before February 1, 2026, on all of the following as necessary to ensure the long-term viability of comprehensive and coordinated passenger and freight rail services in, or that connect to, the LOSSAN Rail Corridor as of January 1, 2025:

(A) Strategies to increase rail service coordination and reduce disruptions or delays, including, but not limited to, those caused by resiliency vulnerabilities, track closures, state of good repair, equipment, and staffing. The recommendations made pursuant to this subparagraph should result in improved maintenance and conditions of assets, reduced track closures, and greater on-time performance.

(B) Alternative management and operations models or structures that improve intercity and regional rail services.

(C) Changes to state statutes, rules, or funding necessary to improve the quality, performance, usage, management, or frequency of passenger rail services with a focus on streamlining, clarifying, and improving existing processes or procedures. In making recommendations and providing feedback pursuant to this subparagraph, the working group shall review how local and regional planning agencies responsible for recommending transportation strategies include information about train service, operations, capital projects, resiliency, and performance in their respective planning documents, including, but not limited to, sustainable communities strategies, regional transportation plans, transportation demand management plans, and long-range transportation plans.

(D) Coordination of planning and project development through the federal Corridor Identification and Development Program established pursuant to Section 25101 of Title 49 of the United States Code to streamline processes and expand opportunities for federal capital funding.

(2) The working group shall consider the known and expected impacts of recommendations on the coastal environment and local communities, and consider opportunities to support the coastal zone and local communities when making recommendations.

(3) The working group shall recognize the ownership and rights held in the LOSSAN Rail Corridor, and past and ongoing service, operations, and capital investments made by the member agencies of the LOSSAN Rail Corridor Agency, the Southern California Regional Rail Authority, and the North County Transit District.

(4) The recommendations required pursuant to this subdivision shall be developed with meaningful public engagement led by the working group convened pursuant to subdivision (b).

(5) Before submitting the report to the Legislature pursuant to this subdivision, the working group shall submit the recommendations and feedback to the governing boards of the LOSSAN Rail Corridor Agency, the Southern California Regional Rail Authority, and the North County Transit District for review and consideration. A governing board described in this paragraph shall notify the secretary of any action taken in response to these recommendations or feedback and the secretary shall include all of the information provided by the governing board pursuant to that notification in the report required pursuant to this subdivision.

(6) The secretary and working group may also include information in the report required pursuant to this subdivision regarding where additional follow-up discussion or action is needed.

(7) The requirement for submitting a report imposed under this subdivision is inoperative on February 1, 2030, pursuant to Section 10231.5.

(d) (1) The reports to be submitted pursuant to subdivisions (a) and (c) shall be submitted in compliance with Section 9795.

(2) Pursuant to Section 10231.5, this section is inoperative four years after the date that the report described in subdivision (a) is required to be submitted to the Legislature and, as of January 1 following the date that this section is inoperative, is repealed.

*(Added by Stats. 2024, Ch. 777, Sec. 2. (SB 1098) Effective January 1, 2025. Conditionally inoperative as prescribed by its own provisions. Repealed as of January 1 following the inoperative date.)*

**14072.8.** (a) Notwithstanding Section 10231.5, upon appropriation by the Legislature for purposes of this section, the secretary, in coordination with stakeholders responsible for operating rail services along the LOSSAN Rail Corridor, shall submit a report to the Legislature no later than three years after an appropriation is made by the Legislature for purposes of this section, and every two years thereafter, on the performance of the LOSSAN Rail Corridor that includes all of the following information:

(1) Performance, ridership, usage, and quality of rail services.

(2) Updates to capital improvement planning.

(3) Progress in delivering fleet and infrastructure improvement projects.

(4) Improvements to service and fare coordination.

(5) Opportunities to increase the quality and frequency of services.

(6) Updates to technical information, studies, reports, or research relating to the planning, operations, or maintenance of rail services.

(7) Updates on corridor resiliency, prepared in coordination with the California Coastal Commission, including updates on any projects identified by the LOSSAN Rail Corridor Agency pursuant to Section 14072.4 to increase climate resiliency on the corridor. These updates shall include the status of current and planned development projects in the coastal zone and an analysis of environmental conditions.

(b) A report to be submitted pursuant to subdivision (a) shall be submitted in compliance with Section 9795.

*(Added by Stats. 2024, Ch. 777, Sec. 3. (SB 1098) Effective January 1, 2025.)*

**14072.10.** (a) The secretary shall provide guidance and recommendations to, and coordination between, stakeholders as necessary to ensure the performance of the LOSSAN Rail Corridor.

(b) The responsibilities set forth in subdivision (a) shall include planning, as needed, for any of the following:

(1) Service frequencies.

(2) Equipment and fleet management.

(3) Infrastructure improvement and state-of-good repair projects.

(4) Resiliency of the corridor, including coordination with the California Coastal Commission as it relates to the California coastal zone.

*(Added by Stats. 2024, Ch. 777, Sec. 4. (SB 1098) Effective January 1, 2025.)*