

AMENDED IN ASSEMBLY APRIL 16, 2002

CALIFORNIA LEGISLATURE—2001–02 REGULAR SESSION

**ASSEMBLY BILL**

**No. 2094**

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**Introduced by Assembly Member Aroner**

February 19, 2002

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~~An act to amend Section 5091.20 of the Public Resources Code, relating to SNO-PARKS. An act to amend Sections 5091.20 and 5091.25 of the Public Resources Code, relating to SNO-PARKS.~~

LEGISLATIVE COUNSEL'S DIGEST

AB 2094, as amended, Aroner. Parks and Recreation: California SNO-PARKS: ~~Permits~~ *permits*.

Existing law establishes the California SNO-PARK permit program, whereby winter recreationists purchase a windshield sticker issued by the Department of Parks and Recreation that permits them to park in any of the roadside parking areas to be established and plowed for that purpose. Existing law requires the department to print the permits and to supervise the sale of the permits throughout the state. The department is required to either distribute and sell the permits directly or to contract with vendors to sell the permits.

*This bill would prescribe the procedural details of permit distribution and vendor reimbursement in situations where the department elects to contract with a vendor to sell the permits.*

Existing law further requires that any person or organization awarded a contract for the procurement of any services from any state agency shall certify to the contracting agency that it will provide a drug-free workplace by complying with specified requirements.

This bill would exclude SNO-PARK permit vendor contracts from the requirements described above.

*Existing law establishes the Winter Recreation Fund in the State Treasury and requires that all proceeds from the sale of SNO-PARK permits be deposited into the fund. Existing law requires that moneys in the fund be allocated, when appropriated, for specified purposes, including, among other things, snow removal, administrative costs, the acquisition, lease, development, and maintenance of additional designated parking areas, grants to counties for the actual and necessary costs incurred in the removal of snow from designated parking areas, and to inform and educate the public about the program.*

*This bill would require that all moneys deposited into the fund each fiscal year, commencing with the 2003–04 fiscal year, be allocated and encumbered by the end of the following fiscal year, for the purposes described above.*

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 5091.20 of the Public Resources Code  
2 is amended to read:

3 5091.20. (a) The department shall print the permits required  
4 by this chapter and shall supervise the sale of the permits  
5 throughout the state.

6 (b) The department shall either distribute and sell the permits  
7 directly or contract with vendors according to rules and  
8 regulations adopted by the department. The authorized vendors  
9 shall be bonded in accordance with the rules and regulations and  
10 shall receive a stipulated commission for each permit sold.

11 (c) *In situations where the department elects to contract with a*  
12 *vendor pursuant to subdivision (b), the department shall provide*  
13 *the permits to the vendor at no cost. The vendor may deduct his or*  
14 *her commission from the proceeds acquired from permit sales prior*  
15 *to remitting those proceeds to the department.*

16 (d) This section is not subject to Section 8355 of the  
17 Government Code.

18 SEC. 2. Section 5091.25 of the Public Resources Code is  
19 amended to read:



1 5091.25. (a) Proceeds from the sale of SNO-PARK parking  
2 permits shall be paid to the State Treasury to the credit of the  
3 Winter Recreation Fund, which is hereby created.

4 (b) The moneys in the Winter Recreation Fund shall be  
5 allocated, when appropriated, as follows:

6 (1) An amount equal to the actual and necessary costs incurred  
7 in the removal of snow from designated parking areas shall be paid  
8 to the Department of Transportation.

9 (2) An amount not to exceed 5 percent of total funds available  
10 shall be expended for administrative costs directly incurred  
11 through the implementation of this chapter.

12 (3) The balance of the funds shall be expended for the  
13 acquisition, lease, development, and maintenance of additional  
14 designated parking areas, for sanitation facilities, trailhead  
15 markings, and other facilities designed to promote the safety and  
16 well-being of persons engaged in winter recreation, and for grants  
17 to counties for the actual and necessary costs incurred in the  
18 removal of snow from designated parking areas, and to inform and  
19 educate the public about the program.

20 (c) *Commencing with the 2003–04 fiscal year, all funds*  
21 *deposited into the Winter Recreation Fund during each fiscal year*  
22 *shall be fully allocated and encumbered by the end of the*  
23 *subsequent fiscal year, for the purposes described in subdivision*  
24 *(b).*

