

ASSEMBLY BILL

No. 2361

Introduced by Assembly Member Huff

February 23, 2006

An act to add Section 164.1 to the Streets and Highways Code, relating to transportation.

LEGISLATIVE COUNSEL'S DIGEST

AB 2361, as introduced, Huff. Transportation: federal funds: border infrastructure funds.

Existing law generally provides for programming by the California Transportation Commission of state and federal transportation capital improvement funds pursuant to the state transportation improvement program process, subject to various distribution and fair share formulas. Existing federal law, the Safe, Accountable, Flexible, Efficient Transportation Equity Act: A Legacy for Users (SAFETEA-LU) apportions federal transportation funds to the states for various purposes, including funds for a coordinated border infrastructure program.

This bill would exempt federal funds derived from apportionments made to the state under the coordinated border infrastructure program of SAFETEA-LU from being subject to the funding distribution and fair share formulas. The bill would instead require these funds to be programmed by the commission through a competitive grant program separate from the state transportation improvement program in a manner consistent with federal law, with priority to be given to projects that have the ability to reduce congestion and facilitate goods movement between the Mexico border and other regions.

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 164.1 is added to the Streets and
2 Highways Code, to read:
3 164.1. Federal funds derived from apportionments made to
4 the state under Section 1101(a)(11) of the federal Safe,
5 Accountable, Flexible, Efficient Transportation Equity Act: A
6 Legacy for Users (SAFETEA-LU) for the coordinated border
7 infrastructure program established under Section 1303 of that act
8 shall not be subject to the programming formulas in Sections
9 164, 188, and 188.5. These funds shall be programmed by the
10 commission through a competitive grant program separate from
11 the state transportation improvement program in a manner
12 consistent with federal law, which requires the funds to be
13 expended within 100 miles of the California-Mexico border in
14 the counties of San Diego, Imperial, Orange, and Riverside.
15 Transportation planning agencies and the department may
16 nominate eligible projects. The commission shall give priority to
17 projects that have the ability to reduce congestion and facilitate
18 goods movement between the Mexico border and other regions.

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