

Introduced by Senator Denham

February 22, 2007

An act to amend Section 13332.09 of the Government Code, relating to state funds.

LEGISLATIVE COUNSEL'S DIGEST

SB 496, as introduced, Denham. State purchases: motor vehicles and mobile equipment.

Existing law sets forth the general requirements for the acquisition or replacement of motor vehicles and mobile equipment by the state.

This bill would make a technical, nonsubstantive change to these provisions.

Vote: majority. Appropriation: no. Fiscal committee: no. State-mandated local program: no.

The people of the State of California do enact as follows:

- 1 SECTION 1. Section 13332.09 of the Government Code is
2 amended to read:
3 13332.09. (a) No purchase order or other form of
4 documentation for acquisition or replacement of motor vehicles
5 shall be issued against any appropriation until the Department of
6 General Services has investigated and established the necessity
7 therefor.
8 (b) A state agency may not acquire surplus mobile equipment
9 from any source for program support until the Department of
10 General Services has investigated and established the necessity
11 therefor.

1 (c) Notwithstanding any other provision of law, all contracts
2 for the acquisition of motor vehicles or general use mobile
3 equipment for a state agency shall be made by or under the
4 supervision of the Department of General Services. Pursuant to
5 Section 10298, the Department of General Services may collect a
6 fee to offset the cost of the services provided.

7 (d) All passenger-type motor vehicles purchased for state
8 officers and employees, except constitutional officers, shall be
9 American-made vehicles of the light class, as defined by the
10 California Victim Compensation and Government Claims Board,
11 unless excepted by the Director of General Services on the basis
12 of unusual requirements, including, but not limited to, use by the
13 California Highway Patrol, that would justify the need for a motor
14 vehicle of a heavier class.

15 (e) No general use mobile equipment having an original
16 purchase price of twenty-five thousand dollars (\$25,000) or more
17 shall be rented or leased from a nonstate source and payment
18 therefor made from any appropriation for the use of the Department
19 of Transportation, without the prior approval of the Department
20 of General Services after a determination that comparable
21 state-owned equipment is not available, unless obtaining approval
22 would endanger life or property, in which case the transaction and
23 the justification for not having sought prior approval shall be
24 reported immediately thereafter to the Department of General
25 Services.

26 (f) As used in this section, *the following terms have the following*
27 *meanings:*

28 (1) “General use mobile equipment” means equipment that is
29 listed in the Mobile Equipment Inventory of the State Equipment
30 Council and that is capable of being used by more than one state
31 agency, and shall not be deemed to refer to equipment having a
32 practical use limited to the controlling state agency only. Section
33 575 of the Vehicle Code shall have no application to this section.

34 (2) “State agency” means a state agency, as defined pursuant
35 to Section 11000, and each campus of the California State
36 University. The University of California is requested and
37 encouraged to have the Department of General Services perform

- 1 the tasks identified in this section with respect to the acquisition
- 2 or replacement of motor vehicles by the University of California.

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