

ASSEMBLY BILL

No. 1175

Introduced by Assembly Member Torlakson

February 27, 2009

An act to add Section 188.61 to the Streets and Highways Code, relating to transportation, and making an appropriation therefor.

LEGISLATIVE COUNSEL'S DIGEST

AB 1175, as introduced, Torlakson. Toll bridges: seismic safety retrofit program.

Existing law specifies the powers and duties of the Department of Transportation, the Metropolitan Transportation Commission, and the Bay Area Toll Authority with respect to the collection and expenditure of toll revenue from the 7 state-owned toll bridges within the geographic jurisdiction of the commission. Existing law provides a funding plan from various sources, including bridge tolls and state funds, for seismic safety improvement projects for certain of the state-owned toll bridges pursuant to a statutory schedule of cost estimates for each toll bridge. Existing law identifies specified cost overruns beyond those cost estimates for bridges in the geographic jurisdiction of the Metropolitan Transportation Commission, provides a funding plan in that regard, and appropriates various revenues for this purpose. Existing law requires the Bay Area Toll Authority to provide the funding for any additional cost overruns beyond the amounts identified in the funding plan, including revenues from increasing the \$1 seismic toll surcharge. Existing law provides for revenues identified in the funding plan to be shared between the state and the authority pursuant to a specified formula to the extent the cost overruns are less than estimated.

This bill would add seismic safety improvement projects on the Antioch and Dumbarton Bridges to the toll bridge seismic safety program. The bill would provide that surplus cost overrun revenues to be shared between the state and the Bay Area Toll Authority be redirected to the authority for the Antioch and Dumbarton seismic safety projects, and would appropriate those funds for that purpose. The bill would require the authority to provide all remaining funds necessary to complete those seismic safety projects. The bill would provide for the authority to increase tolls on all Bay Area state-owned toll bridges in that regard.

Existing law provides for a cooperative agreement between the Department of Transportation and the Bay Area Toll Authority and imposes other related requirements relative to project oversight and control responsibilities for the Bay Area toll bridge seismic safety projects.

This bill would provide that those provisions would also apply to the Antioch and Dumbarton bridge seismic safety projects.

Existing law provides for maintenance expenditures on Bay Area state-owned toll bridges to be funded from the State Highway Account or from toll revenues, as specified.

This bill would provide that maintenance expenditures that are to be funded from toll revenues shall be funded from toll revenues remaining after payment of all obligations of the Bay Area Toll Authority that are secured by toll revenues.

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

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

- 1 SECTION 1. Section 188.61 is added to the Streets and
- 2 Highways Code, to read:
- 3 188.61. (a) The Legislature finds and declares that in order to
- 4 provide maximum safety for the traveling public and to ensure
- 5 continuous and unimpeded operation of the state’s transportation
- 6 network, the Antioch Bridge and the Dumbarton Bridge are each
- 7 in need of a seismic safety retrofit. The current estimated cost of
- 8 the retrofits is ____ dollars (\$_____).
- 9 (b) The Antioch Bridge and the Dumbarton Bridge are hereby
- 10 deemed to be part of the state toll bridge seismic retrofit program
- 11 described in Section 188.5. Notwithstanding subdivision (c) of

1 Section 188.6 or any other provision of law, the cost overrun
2 savings described in that subdivision shall not be shared between
3 the state and the Bay Area Toll Authority, but shall instead be
4 transferred to the Bay Area Toll Account, and are hereby
5 appropriated to the authority for expenditure on the Antioch Bridge
6 and the Dumbarton Bridge seismic safety retrofit projects. All
7 other funds required to complete the Antioch Bridge and the
8 Dumbarton Bridge seismic safety retrofit projects shall be provided
9 by the authority. The authority may increase the amount of the
10 tolls collected on the toll bridges described in Section 30910
11 pursuant to Sections 30887 and 31011 for the purpose of
12 completing these projects.

13 (c) All of the requirements of Sections 30952.05, 30952.1,
14 30952.2, and 30952.3 shall also be applied to the seismic retrofit
15 of the Antioch Bridge and the Dumbarton Bridge. The Toll Bridge
16 Program Oversight Committee, established by Section 30952.1,
17 shall have project oversight and control responsibilities for these
18 projects to the same extent as for the Benicia-Martinez Bridge
19 project.

20 (d) All maintenance expenditures required to be funded by
21 Section 188.4 with authority toll revenues shall be funded from
22 toll revenues remaining after provision is made for payment of all
23 obligations of the authority that are secured by a pledge of toll
24 revenues.