

AMENDED IN ASSEMBLY MARCH 25, 2011

CALIFORNIA LEGISLATURE—2011–12 REGULAR SESSION

ASSEMBLY BILL

No. 286

Introduced by Assembly Member Bill Berryhill

February 8, 2011

An act to ~~amend Section 1800 of the Streets and Highways~~ *add Section 14528 to the Government Code*, relating to streets and highways.

LEGISLATIVE COUNSEL'S DIGEST

AB 286, as amended, Bill Berryhill. ~~Streets and highways. State highways: Routes 108 and 120.~~

Existing law provides that the Department of Transportation has full possession and control of the state highway system and associated property. Existing law generally provides for the department to dispose of property acquired by the state for highway purposes if the property is no longer needed for those purposes upon terms, standards, and conditions established by the California Transportation Commission. However, existing law, with respect to excess properties acquired for specified highway routes, requires the commission to allocate net proceeds from the sale of those properties to alternative transportation projects.

This bill would require the proceeds from the sale of excess properties acquired by the department for improvements to State Highway Route 120 to be used for improvements to the State Highway Route 108 in Stanislaus County, the North County Corridor. The bill would require the department to deposit the sale proceeds in a special account in the Special Deposit Fund, and would require that interest earnings from funds in that special account accrue to the account. The bill would require the commission to program the funds in the special account to

any phase of the North County Corridor, and, upon appropriation by the Legislature, would authorize the commission to allocate the funds to the Stanislaus Council of Governments or any agency designated by that entity to deliver the North County Corridor.

~~Existing law permits a city to lay out, acquire, and construct any section or portion of any street or highway within its jurisdiction as a freeway and to make any existing street or highway a freeway. Existing law permits a city to close and work on any street or highway within its jurisdiction for specified purposes, subject to approval of the Department of Transportation with regard to any action affecting a state highway.~~

~~This bill would make a technical, nonsubstantive change to those provisions:~~

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

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

- 1 SECTION 1. Section 14528 is added to the Government Code,
- 2 to read:
- 3 14528. The proceeds from the sale of excess properties
- 4 acquired by the department for improvements to State Highway
- 5 Route 120 shall be used for improvements to State Highway Route
- 6 108 in Stanislaus County, the North County Corridor. The
- 7 department shall deposit the sale proceeds in a special account,
- 8 which is hereby created, in the Special Deposit Fund pursuant to
- 9 Article 2 (commencing with Section 16370) of Chapter 2 of Part
- 10 2 of Division 4. Interest earnings from funds in that special account
- 11 shall accrue to the account. The commission shall program the
- 12 funds in the special account to any phase of the North County
- 13 Corridor. Upon appropriation by the Legislature, the commission
- 14 may allocate the funds to the Stanislaus Council of Governments
- 15 (StanCOG) or any agency designated by StanCOG to deliver the
- 16 North County Corridor. Notwithstanding Section 16370, the funds
- 17 in the special account are not continuously appropriated.
- 18 ~~SECTION 1. Section 1800 of the Streets and Highways Code~~
- 19 ~~is amended to read:~~
- 20 ~~1800. The legislative body of a city may do any and all things~~
- 21 ~~necessary to lay out, acquire, and construct any section or portion~~

- 1 ~~of any street or highway within its jurisdiction as a freeway, and~~
- 2 ~~to make any existing street or highway a freeway.~~

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