

ASSEMBLY BILL

No. 633

Introduced by Assembly Member Olsen

February 16, 2011

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

LEGISLATIVE COUNSEL'S DIGEST

AB 633, as introduced, Olsen. California State University: acquisition or replacement of motor vehicles.

Under existing law, the Department of General Services exercises oversight of the acquisition and replacement of motor vehicles by state agencies. As of July 1, 2012, "state agencies" will be defined for these purposes to include each campus of the California State University.

This bill would delete the reference to each campus of the California State University from the definition of state agencies under these provisions.

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 13332.09 of the Government Code, as
2 added by Section 4 of Chapter 679 of the Statutes of 2007, is
3 amended to read:
4 13332.09. (a) No purchase order or other form of
5 documentation for acquisition or replacement of motor vehicles
6 shall be issued against any appropriation until the Department of

1 General Services has investigated and established the necessity
2 therefor.

3 (b) A state agency may not acquire surplus mobile equipment
4 from any source for program support until the Department of
5 General Services has investigated and established the necessity
6 therefor.

7 (c) Notwithstanding any other provision of law, all contracts
8 for the acquisition of motor vehicles or general use mobile
9 equipment for a state agency shall be made by or under the
10 supervision of the Department of General Services. Pursuant to
11 Section 10298 of the Public Contract Code, the Department of
12 General Services may collect a fee to offset the cost of the services
13 provided.

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

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

33 (f) As used in this section:

34 (1) "General use mobile equipment" means equipment that is
35 listed in the Mobile Equipment Inventory of the State Equipment
36 Council and that is capable of being used by more than one state
37 agency, and shall not be deemed to refer to equipment having a
38 practical use limited to the controlling state agency only. Section
39 575 of the Vehicle Code shall have no application to this section.

1 (2) “State agency” means a state agency, as defined pursuant
2 to Section 11000, ~~and each campus of the California State~~
3 ~~University~~. The University of California is requested and
4 encouraged to have the Department of General Services perform
5 the tasks identified in this section with respect to the acquisition
6 or replacement of motor vehicles by the University of California.

7 (g) This section shall become operative on July 1, 2012.

O