

AMENDED IN SENATE JUNE 23, 2011

CALIFORNIA LEGISLATURE—2011–12 REGULAR SESSION

ASSEMBLY BILL

No. 633

Introduced by Assembly Member Olsen
(Coauthors: Assembly Members Block, Jeffries, and Mansoor)
(Coauthor: Senator Runner)

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 amended, Olsen. California State University: acquisition or replacement of motor vehicles.

Under

(1) *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.

(2) *Existing law requires, until July 1, 2012, the Trustees of the California State University to report to the Legislature on their motor vehicle procurement, to include specified information, on or before June 30 of each year.*

This bill would, commencing July 1, 2012, require the trustees to report to the Legislature on their motor vehicle procurement, to include specified information, including some information required under existing law, on or before June 30 of each year, up to and including

June 30, 2017. The bill would also require the trustees, to the greatest extent feasible, to purchase vehicles using statewide commodity contracts.

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
7 General Services has investigated and established the necessity
8 therefor.

9 (b) A state agency may not acquire surplus mobile equipment
10 from any source for program support until the Department of
11 General Services has investigated and established the necessity
12 therefor.

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

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

28 (e) No general use mobile equipment having an original
29 purchase price of twenty-five thousand dollars (\$25,000) or more
30 shall be rented or leased from a nonstate source and payment
31 therefor made from any appropriation for the use of the Department
32 of Transportation, without the prior approval of the Department

1 of General Services after a determination that comparable
2 state-owned equipment is not available, unless obtaining approval
3 would endanger life or property, in which case the transaction and
4 the justification for not having sought prior approval shall be
5 reported immediately thereafter to the Department of General
6 Services.

7 *(f) (1) The Trustees of the California State University shall, to*
8 *the greatest extent feasible, purchase vehicles using statewide*
9 *commodity contracts.*

10 *(2) The trustees shall report to the Legislature on or before June*
11 *30 of each year up to and including June 30, 2017, on their motor*
12 *vehicle procurement, including both of the following:*

13 *(A) An inventory, by campus, of motor vehicles that includes*
14 *the type of vehicle, consistent with the fleet asset management*
15 *system reports.*

16 *(B) The number of motor vehicles purchased during the prior*
17 *fiscal year, disaggregated by campus and type of vehicle if the*
18 *passenger vehicle or truck was purchased through statewide*
19 *commodity contracts, and the purchase price.*

20 ~~(f)~~

21 *(g) As used in this section:*

22 *(1) "General use mobile equipment" means equipment that is*
23 *listed in the Mobile Equipment Inventory of the State Equipment*
24 *Council and that is capable of being used by more than one state*
25 *agency, and shall not be deemed to refer to equipment having a*
26 *practical use limited to the controlling state agency only. Section*
27 *575 of the Vehicle Code shall have no application to this section.*

28 *(2) "State agency" means a state agency, as defined pursuant*
29 *to Section 11000. The University of California is requested and*
30 *encouraged to have the Department of General Services perform*
31 *the tasks identified in this section with respect to the acquisition*
32 *or replacement of motor vehicles by the University of California.*

33 ~~(g)~~

34 *(h) This section shall become operative on July 1, 2012.*

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