

AMENDED IN ASSEMBLY MARCH 19, 2013

CALIFORNIA LEGISLATURE—2013–14 REGULAR SESSION

**ASSEMBLY BILL**

**No. 680**

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**Introduced by Assembly Member Salas**

February 21, 2013

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An act to amend Section ~~167~~ 164.12 of the Streets and Highways Code, relating to transportation.

LEGISLATIVE COUNSEL'S DIGEST

AB 680, as amended, Salas. ~~Transportation funds.~~ *Transportation: interregional road system.*

*Existing law requires certain transportation funds made available for transportation capital improvement projects to be programmed and expended in specified amounts for interregional improvements and regional improvements. Existing law specifies the state highway routes that are included in the interregional road system and the state highway routes that are eligible interregional and intercounty routes.*

*This bill would include State Highway Route 43 as an eligible interregional and intercounty route.*

~~Existing law requires funds in the State Highway Account to be programmed, budgeted, and expended to maximize the use of federal funds and according to a specified sequence of priorities. Existing law requires the Department of Transportation to provide certain information to the Legislature to substantiate the department's proposed capital outlay support budget.~~

~~This bill would make nonsubstantive changes to these 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 164.12 of the Streets and Highways Code  
2 is amended to read:

3 164.12. For purposes of subdivision (e) of Section 164.3, the  
4 eligible interregional and intercounty routes include all of the  
5 following:

- 6 Route 36, between Route 5 and Route 395.
- 7 Route 37, between the east urban limits of San  
8 Francisco-Oakland near Novato and the west urban limits of San  
9 Francisco-Oakland near Vallejo.
- 10 Route 38, between the east urban limits of San  
11 Bernardino-Riverside and Route 18 west of Big Bear Lake.
- 12 Route 40.
- 13 Route 41, between Route 1 and Yosemite National Park.
- 14 *Route 43.*
- 15 Route 44, between the east urban limits of Redding and Route  
16 36.
- 17 Route 46, between Route 1 and Route 99.
- 18 Route 49, between Route 41 and Route 89.

19 ~~SECTION 1. Section 167 of the Streets and Highways Code~~  
20 ~~is amended to read:~~

21 ~~167. (a) Funds in the State Highway Account in the State~~  
22 ~~Transportation Fund shall be programmed, budgeted subject to~~  
23 ~~Section 163, and expended to maximize the use of federal funds~~  
24 ~~and shall be based on the following sequence of priorities:~~

- 25 ~~(1) Operation, maintenance, and rehabilitation of the state~~  
26 ~~highway system.~~
- 27 ~~(2) Safety improvements where physical changes, other than~~  
28 ~~adding additional lanes, would reduce fatalities and the number~~  
29 ~~and severity of injuries.~~
- 30 ~~(3) Transportation capital improvements that expand capacity~~  
31 ~~or reduce congestion, or do both.~~
- 32 ~~(4) Environmental enhancement and mitigation programs.~~

33 ~~(b) With respect to the funds in the State Highway Account, in~~  
34 ~~the Public Transportation Account, and in the Passenger Rail Bond~~  
35 ~~Fund, the proposed budget shall be organized on a program basis.~~  
36 ~~The proposed budget shall list the proposed expenditures for the~~  
37 ~~transportation program under the following program elements:~~

- 38 ~~(1) Administration.~~

1 ~~(2) Program development.~~

2 ~~(3) Maintenance.~~

3 ~~(4) State highway operation and protection.~~

4 ~~(5) Local assistance.~~

5 ~~(6) Interregional improvements.~~

6 ~~(7) Regional improvements.~~

7 ~~(8) Environmental enhancement and mitigation programs.~~

8 ~~(e) State operations expenditure amounts of the department for~~  
9 ~~interregional and regional transportation improvement projects~~  
10 ~~shall be listed as required by subdivision (b) of Section 14529 of~~  
11 ~~the Government Code, but those amounts other than those for the~~  
12 ~~acquisition of rights-of-way, construction, and construction support~~  
13 ~~shall not be subject to allocation by the commission.~~

14 ~~(d) To align the annual budget with the adopted state~~  
15 ~~transportation improvement program, the department may submit~~  
16 ~~to the Department of Finance revised capital outlay support and~~  
17 ~~capital outlay budget estimates as part of its May Revision process.~~  
18 ~~Budget proposals related to these changes shall be provided to the~~  
19 ~~Legislature no later than May 1.~~

20 ~~(e) The budget shall not include specific appropriations for~~  
21 ~~specific transportation improvement projects, and the Legislature~~  
22 ~~shall not enact legislation containing specific individual~~  
23 ~~transportation projects.~~

24 ~~(f) The basis for defining major and minor capital outlay projects~~  
25 ~~shall be established by the commission.~~

26 ~~(g) The Legislative Analyst shall prepare an analysis of the~~  
27 ~~proposed expenditures for each program element as a part of the~~  
28 ~~budget analysis.~~

29 ~~(h) The department shall submit to the Legislative Analyst, the~~  
30 ~~Senate Committee on Budget and Fiscal Review, and the Assembly~~  
31 ~~Committee on Budget, on an annual basis, supplemental~~  
32 ~~information to substantiate the department's proposed capital outlay~~  
33 ~~support budget. The information shall be provided no later than~~  
34 ~~May 1 of each year, and may be provided at an earlier date. The~~  
35 ~~information shall include, but not be limited to, the following:~~

36 ~~(1) A list of projects for which the department will perform~~  
37 ~~capital outlay support work in the budget year. For each project,~~  
38 ~~the department shall include:~~

39 ~~(A) The planned project support budget for support of~~  
40 ~~environmental, design, right-of-way, and construction phases.~~

- 1     ~~(B) The planned capital costs, including construction capital~~
- 2     ~~costs and right-of-way capital costs.~~
- 3     ~~(C) The estimated or actual construction start date and~~
- 4     ~~completion date.~~
- 5     ~~(D) The name and year of the state transportation program in~~
- 6     ~~which the project is programmed, if applicable.~~
- 7     ~~(E) Total prior fiscal year expenditures for capital outlay support.~~
- 8     ~~(F) The number of full-time equivalent positions requested to~~
- 9     ~~perform support of environmental, design, right-of-way, and~~
- 10    ~~construction work in the fiscal year of the budget request.~~
- 11    ~~(G) Milestones of project work by phases that are planned to~~
- 12    ~~be completed in the fiscal year of the budget request.~~
- 13    ~~(H) The ratio of support to capital costs based on current~~
- 14    ~~programming.~~
- 15    ~~(2) The capital-to-support ratio for all projects completed in the~~
- 16    ~~prior fiscal year in each program in each district.~~
- 17    ~~(3) The current total number of authorized and vacant positions~~
- 18    ~~in the capital outlay support program in headquarters and in each~~
- 19    ~~district.~~
- 20    ~~(4) A five-year projection of the department's staffing needs to~~
- 21    ~~support the state's transportation capital programs and any~~
- 22    ~~workload performed by the department related to federal or local~~
- 23    ~~funding for highway capital projects.~~
- 24    ~~(5) The average cost of a personnel-year equivalent in each~~
- 25    ~~district based on the department's existing contracts for capital~~
- 26    ~~outlay support work performed by a private company under~~
- 27    ~~contract with the department. For each average cost, the department~~
- 28    ~~shall provide a description of what factors are included in that cost.~~
- 29    ~~(6) The average cost of a state staff personnel-year in the capital~~
- 30    ~~outlay support program in each district and in headquarters. The~~
- 31    ~~cost shall include the salary and wages, benefits, program overhead,~~
- 32    ~~administrative overhead, and other associated costs. The~~
- 33    ~~department shall provide a description of each component of the~~
- 34    ~~average cost.~~
- 35    ~~(7) A summary of expected capital outlay support workload for~~
- 36    ~~the budget year that includes the following:~~
- 37    ~~(A) The total full-time equivalents requested for each type of~~
- 38    ~~the following activities: environmental, design, right-of-way, and~~
- 39    ~~construction.~~

1 ~~(B) The total full-time equivalents requested for each type of~~  
2 ~~project, including, but not limited to, the state transportation~~  
3 ~~improvement program, the state highway operation and protection~~  
4 ~~program, bond programs, regional and local agency partnership~~  
5 ~~workload, and any other program.~~

6 ~~(8) The total number of projects with requested resources, as~~  
7 ~~well as the number of projects in which the department is limited~~  
8 ~~to an oversight role.~~

9 ~~(9) The number of milestones scheduled, including~~  
10 ~~environmental, design, right-of-way, and construction deliverables,~~  
11 ~~as well as the number of projects expected to begin construction~~  
12 ~~and reach completion.~~

13 ~~(10) A summary for the most recently completed fiscal year for~~  
14 ~~the following:~~

15 ~~(A) Full-time equivalents and related funding expended,~~  
16 ~~including support of environmental, design, right-of-way, and~~  
17 ~~construction activities.~~

18 ~~(B) Approved and filled positions as of the end of the fiscal~~  
19 ~~year.~~