

**Introduced by Senator DeSaulnier**February 21, 2014

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An act to amend Section 128 of the Streets and Highways Code, relating to state highways.

## LEGISLATIVE COUNSEL'S DIGEST

SB 1446, as introduced, DeSaulnier. State highways: projects.

Existing law authorizes and directs the Department of Transportation to lay out and construct all state highways. Existing law also requires the department to improve and maintain existing state highways.

Existing law requires the department to maintain, in each district office, a file of its final construction plans and right-of-way record maps for all completed state highway projects located within the district. Existing law authorizes the department to file, in the office of the recorder of the county in which any state highway is located, those plans, maps, or drawings of each state highway that the department deems necessary in the public interest, as specified. Existing law provides that in counties using a microfilm system, such plans, maps, or drawings may be microfilmed in lieu of filing.

This bill would allow the department to maintain any files created on or after January 1, 2014, in electronic form. The bill would delete the provision allowing the department to submit plans, maps, or drawings in microfilmed form. Instead, the bill would allow the department, in counties maintaining an appropriate electronic database, to submit plans, maps, or drawings to the office of the county recorder in electronic form in lieu of filing in that office as specified.

This bill would also make technical, nonsubstantive changes.

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 128 of the Streets and Highways Code  
2 is amended to read:

3 128. ~~The~~ (a) (1) *Except as provided in paragraph (2), the*  
4 *department shall maintain, in each district office, a file of its final*  
5 *construction plans and right-of-way record maps for all completed*  
6 *state highway projects located within the district.* ~~The~~

7 (2) *The department may maintain any files created on and after*  
8 *January 1, 2014, in electronic form.*

9 (b) (1) *The department may file, in the office of the recorder*  
10 *of the county in which ~~any~~ a state highway is located, ~~such~~ those*  
11 *plans, maps, or drawings of each state highway as the department*  
12 *deems necessary in the public interest, ~~which~~ that the county*  
13 *recorder shall accept and file without fee. No certificate need be*  
14 *attached ~~thereto~~ to the plans, maps, or drawings other than the*  
15 *usual title of the department showing the approval of ~~such~~ the*  
16 *plans, maps, or drawings by the proper officer or engineer of the*  
17 *department.*

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19 (2) *All maps filed in the office of a county recorder pursuant to*  
20 *this section shall conform to ~~the provisions of~~ this paragraph. The*  
21 *map shall be legibly drawn, printed, or reproduced by a process*  
22 *that provides a permanent record. Each sheet of paper or other*  
23 *material used for ~~such~~ the map shall be 22 by 36 inches in size,*  
24 *shall have clearly shown ~~therein~~ on the paper or material the*  
25 *particular number of the sheet, the total number of sheets*  
26 *comprising the map, and its relation to each adjoining sheet, and*  
27 *shall have encompassing its border a line that leaves a blank margin*  
28 *one inch in width, except that the left side margin shall be two*  
29 *inches in width. ~~In any county using a microfilm system, such~~*  
30 *plans, maps, or drawings may be microfilmed in lieu of filing.*

31 (3) *In any county maintaining an appropriate electronic*  
32 *database, the plans, maps, or drawings submitted pursuant to this*  
33 *subdivision may be submitted to the office of a county recorder in*  
34 *electronic form in lieu of filing pursuant to paragraph (2).*

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