

AMENDED IN ASSEMBLY MARCH 26, 2015

CALIFORNIA LEGISLATURE—2015–16 REGULAR SESSION

**ASSEMBLY BILL**

**No. 1115**

---

---

**Introduced by Assembly Member Salas**

February 27, 2015

---

---

An act to amend Section ~~164.53~~ 91.6 of the Streets and Highways Code, relating to ~~transportation~~: *highways*.

LEGISLATIVE COUNSEL'S DIGEST

AB 1115, as amended, Salas. ~~Transportation funds~~. *State highways: litter cleanup and abatement.*

*Existing law provides that the Department of Transportation shall have full possession and control of all state highways and associated property. Existing law requires the department to maintain the state highways and, within its maintenance programs relating to litter cleanup and abatement, to assign a high priority to litter deposited along state highway segments adjoining storm drains, streams, rivers, waterways, beaches, the ocean, and other environmentally sensitive areas. Existing law authorizes the department to use litter traps in drains and any other effective technology in carrying out these responsibilities.*

*This bill would instead require the department to use litter traps in drains and any other effective technology in carrying out these responsibilities.*

~~Existing law provides various sources of funding for transportation projects. Existing law authorizes the California Transportation Commission to approve advance expenditures by local agencies of local funds relative to certain transportation projects that have been designated to receive future funds from the state when those funds become available.~~

This bill would make a nonsubstantive change 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 91.6 of the Streets and Highways Code  
2 is amended to read:

3     91.6. The department shall, within its maintenance programs  
4 relating to litter cleanup and abatement, assign a high priority to  
5 litter deposited along state highway segments adjoining storm  
6 drains, streams, rivers, waterways, beaches, the ocean, and other  
7 environmentally sensitive areas. The department ~~may~~ shall use  
8 litter traps in drains and any other effective technology in carrying  
9 out these responsibilities.

10    SECTION 1. Section 164.53 of the Streets and Highways Code  
11 is amended to read:

12    164.53. ~~(a) A local agency may request authorization from~~  
13 ~~the commission to make advance expenditures of funds, other than~~  
14 ~~state or federal funds, for a project that is included in the priority~~  
15 ~~list for the allocation of transit capital improvement funds pursuant~~  
16 ~~to Section 99317 of the Public Utilities Code, or is included in the~~  
17 ~~adopted state transportation improvement program, or is~~  
18 ~~specifically authorized by Chapter 3 (commencing with Section~~  
19 ~~99620) of Part 11.5 of Division 10 of the Public Utilities Code.~~

20    ~~(b) If the commission approves a request submitted pursuant to~~  
21 ~~subdivision (a), the approved advance expenditures shall be~~  
22 ~~considered either part of the nonfederal share of project costs, or~~  
23 ~~part of the match from public or private sources, for projects that~~  
24 ~~are included in the transit capital improvement program pursuant~~  
25 ~~to Section 99317 of the Public Utilities Code, or included in the~~  
26 ~~state transportation improvement program, or which are authorized~~  
27 ~~by Chapter 3 (commencing with Section 99620) of Part 11.5 of~~  
28 ~~Division 10 of the Public Utilities Code.~~

29    ~~(c) The commission's approval of a request pursuant to~~  
30 ~~subdivision (b) does not, in and of itself, constitute an obligation~~  
31 ~~to allocate state funds for the project.~~

32    ~~(d) The commission, in consultation with the department and~~  
33 ~~local transportation officials, shall develop and adopt guidelines~~  
34 ~~to implement this section. The guidelines shall include a~~

1 requirement that the advance expenditure of funds will result in  
2 the completion of an operable segment of a transportation project.  
3 The acquisition of right-of-way needed either for a usable urban  
4 or commuter rail project or an operable segment of an urban or  
5 commuter rail project meets that requirement.

6 (e) ~~The commission shall prepare a report on the progress and~~  
7 ~~impact of the advance expenditure program authorized by this~~  
8 ~~section and shall include the report as an element of the annual~~  
9 ~~report to the Legislature required pursuant to Chapter 3~~  
10 ~~(commencing with Section 14535) of Part 5.3 of Division 3 of~~  
11 ~~Title 2 of the Government Code.~~

O