

ASSEMBLY BILL

No. 2730

Introduced by Assembly Member Alejo

February 19, 2016

An act to add Section 14528.9 to the Government Code, relating to transportation.

LEGISLATIVE COUNSEL'S DIGEST

AB 2730, as introduced, Alejo. Department of Transportation: Prunedale Bypass: County of Monterey: disposition of excess properties.

Existing law provides that the Department of Transportation has full possession and control of the state highway system and associated property. Existing law generally requires proceeds from the sale of excess state highway property to be made available for other highway purposes. Existing law generally provides for the California Transportation Commission to program available funding for transportation capital projects, other than state highway rehabilitation projects, through the state transportation improvement program process, with available funds subject to various fair share distribution formulas. Existing law, in certain cases, requires the commission to instead reallocate funds from canceled state highway projects to other projects within the same county and exempts those funds from the fair share distribution formulas that would otherwise be applicable.

This bill would classify certain properties acquired by the department for a replacement alignment for State Highway Route 101 in the County of Monterey, known as the former Prunedale Bypass, and no longer required by the department for the alternative improvements undertaken by it in place of the bypass, known as the Prunedale Improvement Project, as excess property and would require the department to

expeditiously dispose of those excess properties. The bill would require the net proceeds from the sale of the excess properties to be reserved in the State Highway Account for programming and allocation by the commission, with the concurrence of the Transportation Agency for Monterey County, to other transportation projects in that county. The bill would exempt these funds from the distribution formulas otherwise applicable to transportation capital improvement funds.

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 14528.9 is added to the Government
2 Code, to read:
3 14528.9. Properties originally acquired by the department for
4 a replacement alignment for State Highway Route 101 in the
5 County of Monterey, known as the former Prunedale Bypass, and
6 no longer required by the department for the alternative
7 improvements undertaken by it in place of the bypass, known as
8 the Prunedale Improvement Project, are hereby classified as excess
9 properties. The department shall expeditiously dispose of these
10 excess properties. Proceeds from the sale of the excess properties,
11 less any reimbursements due to the federal government and all
12 costs incurred in the sale of those excess properties, shall be
13 reserved in the State Highway Account for programming and
14 allocation by the commission, with the concurrence of the
15 Transportation Agency for Monterey County, to other state
16 highway projects in the State Transportation Improvement Program
17 in the County of Monterey, or to other transportation projects in
18 that county consistent with Article XIX of the California
19 Constitution. Sections 188 and 188.8 of the Streets and Highways
20 Code do not apply to these proceeds.

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