

AMENDED IN SENATE JANUARY 26, 2000  
AMENDED IN SENATE SEPTEMBER 10, 1999  
AMENDED IN ASSEMBLY MAY 6, 1999

CALIFORNIA LEGISLATURE—1999–2000 REGULAR SESSION

**ASSEMBLY BILL**

**No. 1303**

**Introduced by Assembly Member Florez**

February 26, 1999

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~~An act relating to farm labor contractors, and making an~~ *An act to amend Section 2105 of, to add Sections 2126.5 and 2127.5 to, and to repeal Sections 2126 and 2127 of, the Streets and Highways Code, relating to highways, and making an appropriation therefor.*

LEGISLATIVE COUNSEL'S DIGEST

AB 1303, as amended, Florez. ~~Farm labor contractors~~ *Highways: local projects: funding.*

*(1) Existing law requires at least 90% of the balance deposited to the credit of the Highway Users Tax Account in the Transportation Tax Fund by the 28th day of each month to be apportioned by the Controller to the cities, counties, and cities and counties in accordance with certain statutory formulas.*

*This bill would revise one of the apportionment formulas specified above.*

*(2) Under existing law, various requirements were imposed on a city or county receiving an allocation of funds*

for street and highway purposes from specified appropriations.

*This bill would repeal those provisions.*

*The bill would appropriate \$300,000,000 from the State Highway Account in the State Transportation Fund to the Controller for allocation to counties (50%) and to cities (50%) for street and highway reconstruction, and repair of storm damage to local streets and highways, as specified, and, in a city and county, for other purposes related to transportation, as specified.*

*The bill, until July 1, 2002, would require a city or county, in order to receive this funding, to annually expend from its general fund for street and highway purposes a certain amount not less than the annual average of its expenditures from the general fund during specified fiscal years, as reported to the Controller. The bill would require the Controller, at the conclusion of each fiscal year for which a city or county receives this funding, to verify the city's or county's compliance with these provisions. If a city or county fails to so comply, the bill would authorize the city or county to expend during that fiscal year and the following fiscal year, a total amount that is not less than the total amount required to be expended for those fiscal years.*

*(3) Under existing law, the Department of Transportation and the California Transportation Commission, in consultation with local and regional transportation planning entities, are required to develop a state transportation improvement program to serve as a resource document to assist state and local transportation entities in the planning and implementation of transportation improvements and in the utilization of available resources in a cost-effective manner.*

*This bill would require the department to allocate not more than \$300,000 from funds appropriated for its operation to establishment of a new division within the department with responsibility for collecting and accessing data on local road and highway conditions and integrating that data into state transportation plans. The bill would require the division to act in an advisory capacity to the Director of Transportation.*



~~Existing law authorizes the Labor Commissioner to license defined farm labor contractors, and regulates certain practices of farm labor contractors.~~

~~This bill would appropriate \$500,000 from the General Fund to the Department of Industrial Relations to fund specified disciplinary actions against farm labor contractors. The bill would also require the Labor Commissioner to implement an undercover “sting” operation to identify certain improper practices by farm labor contractors.~~

Vote:  $\frac{2}{3}$  majority. Appropriation: yes. Fiscal committee: yes. State-mandated local program: no.

*The people of the State of California do enact as follows:*

1 ~~SECTION 1. The sum of five hundred thousand~~  
2 *SECTION 1. Section 2105 of the Streets and*  
3 *Highways Code is amended to read:*  
4 2105. In addition to the apportionments prescribed by  
5 Sections 2104, 2106, and 2107, from the revenues derived  
6 from a per gallon tax imposed pursuant to Section 7351 of  
7 the Revenue and Taxation Code, and a per gallon tax  
8 imposed pursuant to Section 8651 of the Revenue and  
9 Taxation Code, and a per gallon tax imposed pursuant to  
10 Sections 60050 and 60115 of the Revenue and Taxation  
11 Code, the following apportionments shall be made:  
12 (a) A sum equal to the net revenue from a tax of ~~11.5~~  
13 *the fixed percent specified in subdivision (c)* of any per  
14 gallon tax in excess of nine cents (\$0.09) per gallon under  
15 Section 7351 of the Revenue and Taxation Code, ~~11.5~~ *the*  
16 *fixed percent specified in subdivision (c)* of any per  
17 gallon tax in excess of nine cents (\$0.09) per gallon under  
18 Section 8651 of the Revenue and Taxation Code, and ~~11.5~~  
19 *the fixed percent specified in subdivision (c)* of any per  
20 gallon tax in excess of nine cents (\$0.09) per gallon under  
21 Sections 60050 and 60115 of the Revenue and Taxation  
22 Code, shall be apportioned among the counties, including  
23 a city and county.  
24 ~~The~~  
25 (1) *The amount of apportionment of the first 11.5*  
26 *percent of any per gallon tax in excess of nine cents*



1 (\$0.09) per gallon under Section 7351 of the Revenue and  
2 Taxation Code, the first 11.5 percent of any per gallon tax  
3 in excess of nine cents (\$0.09) per gallon under Section  
4 8651 of the Revenue and Taxation Code, and the first 11.5  
5 percent of any per gallon tax in excess of nine cents  
6 (\$0.09) per gallon under Sections 60050 and 60115 of the  
7 Revenue and Taxation Code, to each county, including a  
8 city and county, during a fiscal year shall be calculated as  
9 follows:

10 ~~(1)~~  
11 (A) One million dollars (\$1,000,000) for  
12 apportionment to all counties, including a city and  
13 county, in proportion to each county's receipts during the  
14 prior fiscal year under Sections 2104 and 2106.

15 ~~(2)~~  
16 (B) One million dollars (\$1,000,000) for  
17 apportionment to all counties, including a city and  
18 county, as follows:

19 ~~(A)~~  
20 (i) Seventy-five percent in the proportion that the  
21 number of fee-paid and exempt vehicles which are  
22 registered in the county bears to the number of fee-paid  
23 and exempt vehicles registered in the state.

24 ~~(B)~~  
25 (ii) Twenty-five percent in the proportion that the  
26 number of miles of maintained county roads in the county  
27 bears to the miles of maintained county roads in the state.

28 ~~(3)~~  
29 (C) For each county, determine its factor which is the  
30 higher amount calculated pursuant to ~~paragraph (1) or~~  
31 ~~(2)~~ subparagraph (A) or (B) divided by the sum of the  
32 higher amounts for all of the counties.

33 ~~(4)~~  
34 (D) The amount to be apportioned to each county is  
35 equal to its factor multiplied by the amount available for  
36 apportionment under this paragraph.

37 (2) An apportionment to each county shall be made  
38 for the amount above the first 11.5 percent of any per  
39 gallon tax in excess of nine cents (\$0.09) per gallon under  
40 Section 7351 of the Revenue and Taxation Code, the



1 amount above the first 11.5 percent of any per gallon tax  
2 in excess of nine cents (\$0.09) per gallon under Section  
3 8651 of the Revenue and Taxation Code, and the amount  
4 above the first 11.5 percent of any per gallon tax in excess  
5 of nine cents (\$0.09) per gallon under Sections 60050 and  
6 60115 of the Revenue and Taxation Code as follows:

7 (A) Seventy-five percent in the proportion that the  
8 number of fee-paid and exempt vehicles which are  
9 registered in the county bears to the number of fee-paid  
10 and exempt vehicles registered in the state.

11 (B) Twenty-five percent in the proportion that the  
12 number of miles of maintained county roads in the county  
13 bears to the miles of maintained county roads in the state.

14 (b) A sum equal to the net revenue from a tax of ~~11.5~~  
15 the fixed percent specified in subdivision (c) of any per  
16 gallon tax in excess of nine cents (\$0.09) per gallon under  
17 Section 7351 of the Revenue and Taxation Code, ~~11.5~~ the  
18 fixed percent specified in subdivision (c) of any per  
19 gallon tax in excess of nine cents (\$0.09) per gallon under  
20 Section 8651 of the Revenue and Taxation Code, and ~~11.5~~  
21 the fixed percent specified in subdivision (c) of any per  
22 gallon tax in excess of nine cents (\$0.09) per gallon under  
23 Sections 60050 and 60115 of the Revenue and Taxation  
24 Code, shall be apportioned to cities, including a city and  
25 county, in the proportion that the total population of the  
26 city bears to the total population of all the cities in the  
27 state.

28 (c) For purposes of subdivisions (a) and (b), the fixed  
29 percent of per gallon taxes shall be as follows:

- 30 (1) On or before December 31, 2000, 11.5 percent.
- 31 (2) On or before December 31, 2001, 14.2 percent.
- 32 (3) On or before December 31, 2002, 16.9 percent.
- 33 (4) On or before December 31, 2003, 19.6 percent.
- 34 (5) On or before December 31, 2004, 22.3 percent.
- 35 (6) On and after January 1, 2005, 25 percent.

36 SEC. 2. Section 2126 of the Streets and Highways  
37 Code is repealed.

38 ~~2126. (a) The money appropriated pursuant to Item~~  
39 ~~9675-101-890 of the Budget Act of 1985 (Chapter 111 of the~~  
40 ~~Statutes of 1985) is hereby appropriated to the Controller~~



1 for allocation to counties and cities for street and highway  
2 maintenance and reconstruction, 55 percent to the cities  
3 for allocation pursuant to subdivision (b) and 45 percent  
4 to the counties for allocation pursuant to subdivision (c).

5 (b) (1) The amount to be allocated to a city, including  
6 a city and county, equals the amount available for  
7 allocation to the cities pursuant to subdivision (a) times  
8 the ratio of the total allocation it received pursuant to  
9 Section 2107 over all allocations made pursuant to that  
10 section during the prior fiscal year.

11 (2) In the case of a city whose incorporation was  
12 effective between July 1, 1984, and October 2, 1986,  
13 inclusive, and which did not receive the equivalent of a  
14 full year allocation of funds appropriated for allocation  
15 pursuant to subdivision (a) of Section 7 of Chapter 1600  
16 of the Statutes of 1985 or pursuant to subdivision (a) of  
17 this section, the amount calculated for allocation  
18 pursuant to subdivision (b) of that Section 7 shall be  
19 increased by an amount which will provide the city an  
20 amount equivalent to the total allocation it would have  
21 received pursuant to subdivisions (a) and (b) of that  
22 Section 7 and subdivision (a) of this section.

23 (c) Fifty-five percent of the funds payable under this  
24 section to counties, including a city and county, shall be  
25 apportioned among the counties in the proportion that  
26 the number of fee-paid and exempt vehicles registered in  
27 each county bears to the total number of fee-paid and  
28 exempt vehicles which are registered in the state.

29 Forty-five percent of the funds payable under this  
30 section to counties, including a city and county, shall be  
31 apportioned among the counties in the proportion that  
32 the number of miles of maintained county roads in each  
33 county bears to the total number of miles of maintained  
34 county roads in the state.

35 (d) For purposes of this section:

36 (1) "Maintenance" means (A) patching and (B)  
37 overlay and sealing.

38 (2) "Reconstruction" does not include widening to  
39 increase the traffic capacity of a street or highway, but  
40 does include any widening of the roadway if the widening



1 is necessary to bring the roadway width to the desirable  
2 minimum width consistent with the geometric design  
3 criteria of the department for nonfreeway ~~3R~~  
4 (reconstruction, resurfacing, and rehabilitation)  
5 projects.

6 ~~(e) The Controller shall allocate the funds available for~~  
7 ~~that Item 9675-101-890 within 30 days after they become~~  
8 ~~available to the state.~~

9 *SEC. 3. Section 2126.5 is added to the Streets and*  
10 *Highways Code, to read:*

11 *2126.5. (a) The funds appropriated from the State*  
12 *Highway Account in the State Transportation Fund*  
13 *pursuant to Section 7 of the act that added this section*  
14 *shall be allocated by the Controller to counties and cities*  
15 *for street and highway reconstruction, and for repair of*  
16 *storm damage to local streets and highways. The funds*  
17 *shall be allocated 50 percent to the counties for allocation*  
18 *pursuant to subdivision (b) and 50 percent to the cities for*  
19 *allocation pursuant to subdivision (c).*

20 *(b) (1) Seventy-five percent of the funds payable*  
21 *under this section to counties, including a city and county,*  
22 *shall be apportioned among the counties in the*  
23 *proportion that the number of fee-paid and exempt*  
24 *vehicles that are registered in the county bears to the*  
25 *number of fee-paid and exempt vehicles registered in the*  
26 *state.*

27 *(2) Twenty-five percent of the funds payable under*  
28 *this section to counties shall be apportioned among the*  
29 *counties, including a city and county, in the proportion*  
30 *that the number of miles of maintained county roads in*  
31 *each county bears to the total number of miles of*  
32 *maintained county roads in the state.*

33 *(3) For the purposes of apportioning funds under*  
34 *paragraph (2), any roads within the boundaries of a city*  
35 *and county that are not state highways shall be deemed*  
36 *to be county roads.*

37 *(c) The amount to be allocated to cities, including a*  
38 *city and county, shall be apportioned among the cities in*  
39 *the proportion that the total population of the city bears*  
40 *to the total population of all the cities in the state.*



1 (d) Funds received under this section shall be  
2 deposited as follows in order to avoid the commingling of  
3 those funds with other local funds:

4 (1) In the case of a city, into the city gas tax fund.

5 (2) In the case of a county, into the county road fund.

6 (3) In the case of a city and county, into a local account  
7 that is designated for the receipt of state funds allocated  
8 for transportation purposes.

9 (e) Any work described in subdivision (a) undertaken  
10 by a city or county shall be performed in accordance with  
11 Article 3.5 (commencing with Section 20120) of, Article  
12 3.6 (commencing with Section 20150) of, and Article 4  
13 (commencing with Section 20160) of, Chapter 4 of Part  
14 3 of the Public Contract Code. Any city or county found  
15 to be in violation of this subdivision shall reimburse the  
16 state for the funds received during the fiscal year during  
17 which it was not in compliance, and those funds shall be  
18 reallocated to other cities and counties that are in  
19 compliance.

20 (f) For the purposes of this section, the following terms  
21 have the following meanings:

22 (1) "Reconstruction" includes any overlay, sealing, or  
23 widening of the roadway, if the widening is necessary to  
24 bring the roadway width to the desirable minimum width  
25 consistent with the geometric design criteria of the  
26 department for nonfreeway 3R (reconstruction,  
27 resurfacing, and rehabilitation) projects, but does not  
28 include widening or increasing the traffic capacity of a  
29 street or highway.

30 (2) "Repair of storm damage" is repair or  
31 reconstruction of local streets and highways, and related  
32 drainage improvements damaged due to winter storms  
33 and flooding, and construction of drainage improvements  
34 to mitigate future roadway flooding and damage  
35 problems, in those jurisdictions that were declared  
36 disaster areas by the President of the United States.

37 (g) The Controller shall allocate the funds described  
38 in subdivision (a) within 30 days after the date that they  
39 are made available.



1 (h) Upon approval of the legislative body of a city and  
2 county, any allocation made to that city and county under  
3 subdivision (a) shall be available for purposes that are  
4 authorized to be funded under Section 1 of Article XIX  
5 of the California Constitution and are in addition to the  
6 purposes authorized under subdivision (a).

7 SEC. 4. Section 2127 of the Streets and Highways  
8 Code is repealed.

9 ~~2127. (a) (1) Except in the case of a city or county  
10 which has made an election pursuant to paragraph (2) or  
11 (3) of this subdivision, in order to receive any allocation  
12 pursuant to Section 2126 or Section 7 of Chapter 1600 of  
13 the Statutes of 1985, the city or county, as the case may be,  
14 shall expend for the maintenance and reconstruction, as  
15 defined in subdivision (d) of Section 2126, of its local  
16 street and highway system during the fiscal year that it  
17 receives an allocation pursuant to Section 2126 or that  
18 Section 7 not less than its base year expenditure,  
19 excluding the allocation received pursuant to Section  
20 2126 or that Section 7, or both, during the fiscal year.~~

21 ~~(2) A city or county may elect to expend during the  
22 two fiscal years that it receives an allocation, a total  
23 amount which is not less than twice the amount of its base  
24 year expenditure.~~

25 ~~(3) A city may elect to expend, during the two fiscal  
26 years that it receives an allocation and the following fiscal  
27 year, a total amount which is not less than three times the  
28 amount of its base year expenditure. This paragraph  
29 applies only to the Cities of Bakersfield, El Segundo,  
30 Novato, Oceanside, San Mateo, San Rafael, Santa Maria,  
31 Seal Beach, and Westminster. For the purposes of this  
32 paragraph, either actual expenditures or funds  
33 encumbered by contractual obligations in the 1987-88  
34 fiscal year shall qualify as expenditures in the year after  
35 allocations are received.~~

36 ~~(4) Any city, except the Cities of Bakersfield, El  
37 Segundo, Novato, San Rafael, and Santa Maria, or county  
38 making an election pursuant to paragraph (2) or (3) shall  
39 so notify the Controller by December 31, 1987, and a city~~



1 or county which fails to do so shall be governed by  
2 paragraph (1).

3 (5) Any city or county with a population of 40,000 or  
4 less which makes an election pursuant to paragraph (2)  
5 or (3) and which expends funds pursuant to that election  
6 by October 30, 1988, shall be deemed to have notified the  
7 Controller pursuant to paragraph (4).

8 (6) This subdivision does not apply to a city or a  
9 county, including a city which filed a notice with the  
10 Controller pursuant to subdivision (g), with a population  
11 of 10,000 or less, as most recently determined by the  
12 Department of Finance.

13 (b) The amount allocated to a city or a county, as the  
14 case may be, shall be expended by October 30, 1988.

15 (c) (1) For purposes of this section, "base year  
16 expenditure" means the amount that the city or county,  
17 as the case may be, expended for patching, overlay, and  
18 sealing, and reconstruction of its local street and highway  
19 system during the 1984-85 fiscal year, as reported to the  
20 Controller pursuant to Section 2151. Any city or county,  
21 with a population of 100,000 or less as of October 1, 1986,  
22 which filed a notice with the Controller pursuant to  
23 subdivision (g), may elect to have its "base year  
24 expenditure" determined on the basis of its 1983-84 fiscal  
25 year expenditures. A city or county making this election  
26 shall so notify the Controller by December 31, 1987, and  
27 the election shall not be available to a city or county which  
28 does not so notify the Controller.

29 (2) If the sum of the revenue received by a city or  
30 county during the fiscal year pursuant to Section 500 of  
31 Title 16, Section 104(b)(2) and (6) and Sections 125 and  
32 144 of Title 23, and Chapter 68 (commencing with Section  
33 5121) of Title 42 of the United States Code, and from the  
34 federal Community Block Grant Program, the federal  
35 Revenue Sharing Program, and transit assistance funds  
36 from the Transportation Planning and Development  
37 Account, which was expended for the maintenance and  
38 reconstruction of its local street and highway system  
39 during the 1984-85 fiscal year, as reported to the  
40 Controller pursuant to Section 2151, is more than the sum



1 of funds it received from those sources during any fiscal  
2 year, the base year expenditure of the city or county, as  
3 the case may be, for the fiscal year shall be reduced by the  
4 difference between the sums. For purposes of this  
5 paragraph, "revenue received" means that percentage of  
6 the project expenditures or the maximum reimbursable  
7 amount of eligible project costs as agreed upon by the  
8 federal government and the local agency for those  
9 projects eligible under this paragraph.

10 (d) For each fiscal year during which an allocation was  
11 made pursuant to Section 2126 or Section 7 of Chapter  
12 1600 of the Statutes of 1985, or both, the Controller shall  
13 audit the amount each county and city expended for the  
14 maintenance and reconstruction, as defined in  
15 subdivision (d) of Section 2126, of its local street and  
16 highway system during the fiscal year. For amounts  
17 allocated to counties and cities for expenditure by  
18 October 30, 1988, the audit shall be completed by October  
19 30, 1990.

20 (e) (1) If the Controller determines pursuant to  
21 subdivision (d) that a county or city, for the fiscal year,  
22 expended for the maintenance and reconstruction of its  
23 local street and highway system less than the required  
24 amount determined pursuant to subdivision (a) or (b), its  
25 allocation pursuant to Section 2104 or 2107, as the case  
26 may be, shall be reduced during the next fiscal year by the  
27 amount that its expenditure is less than the required  
28 amount, but the amount of the reduction shall not exceed  
29 the amount allocated to the city or county in each fiscal  
30 year that the city or county received funds pursuant to  
31 Section 2126 or Section 7 of Chapter 1600 of the Statutes  
32 of 1985.

33 (2) Paragraph (1) does not apply to a city or county  
34 during the fiscal year in which it returns to the Controller  
35 the allocation it received pursuant to Section 2126 or that  
36 Section 7, or both. The city or county shall return the  
37 allocation plus any accrued interest within 30 days after  
38 receipt of the allocation.

39 (f) Any funds withheld or returned as a result of  
40 subdivision (e) shall be reallocated to the other counties



1 and cities whose expenditure is not less than its required  
2 amount pursuant to subdivision (b) or (c) of Section 2126,  
3 as the case may be.

4 (g) In the case of a city or county which on or before  
5 October 1, 1986, files with the Controller a written notice  
6 declaring the inability of the city or county to comply  
7 with the matching requirement of subdivision (a), the  
8 Controller shall postpone the penalty provisions of  
9 paragraph (1) of subdivision (c) and shall not reallocate  
10 the funds, as provided for by subdivision (f), until  
11 September 1, 1987. The notice to the Controller shall  
12 contain all of the following:

13 (1) The amount of 1984-85 base year matching  
14 requirements as determined by the Controller's audit.

15 (2) The amount the local entity will fall short of the  
16 base year matching requirement.

17 (3) The reasons why the city or county is unable to  
18 meet the base year matching requirement.

19 (4) The amounts expended by the local entity on  
20 patching, overlay, sealing, and reconstruction of its street  
21 and highway system in fiscal years 1981-82, 1982-83, and  
22 1983-84.

23 The Controller shall, by November 1, 1986, transmit to  
24 the Chairpersons of the Senate and Assembly  
25 Transportation Committees and the Joint Legislative  
26 Budget Committee the information submitted by  
27 counties and cities in the written notices provided for in  
28 this subdivision.

29 *SEC. 5. Section 2127.5 is added to the Streets and*  
30 *Highways Code, to read:*

31 2127.5. (a) In order to receive any allocation  
32 pursuant to Section 2126.5, the city or county shall  
33 annually expend from its general fund for street and  
34 highway purposes an amount not less than the annual  
35 average of its expenditures from its general fund during  
36 the 1995-96, 1996-97, and 1997-98 fiscal years, as reported  
37 to the Controller pursuant to Section 2151. For purposes  
38 of this subdivision, in calculating a city's or county's  
39 annual general fund expenditures and its average general  
40 fund expenditures for the 1994-95, 1995-96, 1996-97, and



1 1997–98 fiscal years, any unrestricted funds that the city  
2 or county may expend at its discretion, including vehicle  
3 in-lieu tax revenues and revenues from fines and  
4 forfeitures, expended for street and highway purposes are  
5 expenditures from the general fund. One-time allocations  
6 that have been expended for street and highway  
7 purposes, but which may not be available on an ongoing  
8 basis, including revenue provided under the Teeter Plan  
9 Bond Law of 1994 (Chapter 6.6 (commencing with  
10 Section 54773) of Part 1 of Division 2 of Title 5 of the  
11 Government Code), shall not be considered when  
12 calculating a city’s or county’s annual general fund  
13 expenditures. This maintenance of effort requirement  
14 shall terminate on July 1, 2002.

15 (b) For purposes of subdivision (a), the Controller may  
16 request fiscal data from cities and counties, in addition to  
17 data provided pursuant to Section 2151, for the 1995–96,  
18 1996–97, and 1997–98 fiscal years. Each city and county  
19 shall furnish the data to the Controller not later than 120  
20 days after receiving the request. The Controller may  
21 withhold payment to cities and counties that do not  
22 comply with the request for information or that provide  
23 incomplete data.

24 (c) At the conclusion of each fiscal year during which  
25 a city or county receives funding under Section 2126.5,  
26 the Controller shall verify the city’s or county’s  
27 compliance with subdivision (a). Any city or county that  
28 has not complied with subdivision (a) shall reimburse the  
29 state for the funds it received during that fiscal year. Any  
30 funds withheld or returned as a result of a failure to  
31 comply with subdivision (a) shall be reallocated to the  
32 other counties and cities whose expenditures are in  
33 compliance.

34 (d) If a city or county fails to comply with the  
35 requirements of subdivision (a) in a particular fiscal year,  
36 the city or county may expend during that fiscal year and  
37 the following fiscal year a total amount that is not less than  
38 the total amount required to be expended for those fiscal  
39 years for purposes of complying with subdivision (a).



1 (e) The allocation made under Section 2126.5 shall be  
2 expended not later than the end of the fiscal year  
3 following the fiscal year in which the allocation was made,  
4 and any funds not expended within that period shall be  
5 returned to the Controller and shall be reallocated to the  
6 other cities and counties pursuant to the allocation  
7 formulas set forth in Section 2126.5.

8 SEC. 6. The Department of Transportation shall  
9 allocate not more than three hundred thousand dollars  
10 (\$300,000) from funds appropriated for its operation to  
11 establishment of a new division within the department  
12 with responsibility for collecting and accessing data on  
13 local road and highway conditions and integrating that  
14 data into state transportation plans. The division shall act  
15 in an advisory capacity to the Director of Transportation.

16 SEC. 7. The sum of three hundred million dollars  
17 (\$300,000,000) is hereby appropriated from the State  
18 Highway Account in the State Transportation Fund to the  
19 Controller for allocation to counties and cities in the  
20 2000–01 fiscal year for the purposes of this act.

21 For each year an appropriation is made under this  
22 section, the California Transportation Commission shall  
23 determine, for each countywide area, the difference  
24 between the amount received pursuant to the allocation  
25 formula under Section 2126.5 of the Streets and Highways  
26 Code and the State Transportation Improvement  
27 Program (STIP) formula. The commission shall report  
28 these differences to the Controller. For those countywide  
29 areas that would receive less under the formula in Section  
30 2126.5 of the Streets and Highways Code, the difference  
31 shall be allocated from the State Highway Account in the  
32 State Transportation Fund to each of those counties and  
33 distributed 50 percent to the county and 50 percent to the  
34 cities within the county on a per capita basis.

35 ~~dollars (\$500,000) is hereby appropriated from the~~  
36 ~~General Fund to the Department of Industrial Relations~~  
37 ~~to be used by the Labor Commissioner for the~~  
38 ~~administrative costs of enforcing the provisions of~~  
39 ~~Chapter 3 (commencing with Section 1682) of Part 6 of~~  
40 ~~Division 2 of the Labor Code by revoking, suspending, or~~



1 ~~refusing to renew farm labor contractors' licenses~~  
2 ~~pursuant to Section 1690 of the Labor Code.~~

3 ~~SEC. 2. The Labor Commissioner shall implement an~~  
4 ~~undercover "sting" operation to identify farm labor~~  
5 ~~contractors that (a) charge excessive fees for~~  
6 ~~transporting workers to and from the field, (b) require or~~  
7 ~~inappropriately influence workers to purchase food or~~  
8 ~~beverages, or (c) otherwise extort moneys from workers~~  
9 ~~as a condition of a labor contract or as a condition of~~  
10 ~~receiving transportation to or from the workplace.~~

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