

Memorandum

To: CHAIR AND COMMISSIONERS

CTC Meeting: August 14-15, 2019

From: SUSAN BRANSEN, Executive Director

Reference Number: 3.4, Information

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Subject: Local and Regional Agency Notices of Intent to Expend Funds on State Transportation Improvement Program Projects Prior to Commission Allocation per Senate Bill 184

Summary:

Senate Bill (SB) 184 (Chapter 462, Statutes of 2007) authorizes a local or regional agency, upon notifying the California Transportation Commission (Commission), to expend its own funds for a project programmed in the State Transportation Improvement Program (STIP) to which the Commission has not yet made an allocation. This report (Attachment A) includes a list of local STIP projects programmed in Fiscal Year (FY) 2019-20 for which notification letters pursuant to SB 184 and allocation requests were received by the Commission.

The Commission received SB 184 notification letters for four projects programmed in FY 2019-20, one for design on a project in Yreka and three for planning, programming, and monitoring purposes. Based on SB 184, the effective date that funds may be expended for projects in advance of a Commission allocation is July 1, 2019.

Background:

Government Code Section 14529.17, as amended by SB 184, permits an agency to expend its own funds for a STIP project, in advance of the Commission's approval of a project allocation, and to be reimbursed for the expenditures subsequent to the Commission's approval of the allocation.

Section 14529.17 is limited to advance expenditures for projects programmed in the current fiscal year of the STIP. FY 2019-20 notifications received prior to the beginning of the fiscal year are effective on July 1, 2019. Notifications received after July 1, 2019, are effective the date the Commission receives the notification letter.

Section 64A of the STIP guidelines directs the agency to submit a copy of the allocation request and SB 184 notification letter to the Commission's Executive Director. The original allocation request should be submitted to the California Department of Transportation at the same time.

Invoking SB 184 does not establish a priority for allocations made by the Commission nor does it establish a timeframe for when the allocations will be approved by the Commission. The statute does not require the Commission to approve an allocation it would not otherwise approve. SB 184 advance expenditures must be eligible for reimbursement in accordance with state laws and procedures. In the event the advance expenditures are determined to be ineligible, the state has no obligation to reimburse those expenditures.

Attachment:

- Attachment A: SB 184 Notifications for Local STIP Projects

SB 184 Notifications for Local STIP Projects FISCAL YEAR 2019-20

Includes SB 184 Letters Received Prior to July 1, 2019

	County	Agency	Rte	PPNO	Project	Date Letter	Meeting	Planned	FY	Project Totals by Component			
						is Effective	Reported	Allocation	19-20	R/W	Const	E & P	PS&E
1	Lake	Lake CCAPC		3002P	Planning, Programming, and Monitoring	01-Jul-19	Aug-19	Aug-19	\$ 40		40		
2	Humboldt	Humboldt COG		2002P	Planning, Programming, and Monitoring	01-Jul-19	Aug-19	Aug-19	\$ 80		80		
3	Mendocino	MCOG		4002P	Planning, Programming, and Monitoring	01-Jul-19	Aug-19	Aug-19	\$ 90		90		
4	Siskiyou	Yreka	loc	2500	S. Oregon St and 4H Way, rehab	01-Jul-19	Aug-19	Aug-19	\$ 70				70
5	San Diego	SANDAG		7402	Planning, Programming, and Monitoring	01-Jul-19	Jun-19	Aug-19	\$ 1,105		1,105		
Total (eligible on July 1, 2019, or from Effective Date of Letter, if received later)									\$1,385	\$ -	\$1,315	\$ -	\$ 70

Highlighted projects invoked SB 184 since last Commission meeting