## Memorandum

To: CHAIR AND COMMISSIONERS CTC Meeting: October 12-13, 2022

From: MITCH WEISS, Executive Director

Reference Number: 3.4, Information

Prepared By: Kacey Ruggiero,

**Associate Deputy Director** 

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Subject: Local and Regional Agency Notice 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. Attachment A includes a list of local STIP projects programmed in fiscal year (FY) 2022-23 for which notification letters, pursuant to SB 184, were received by the Commission.

Since last reported at the August 2022 Commission meeting, the Commission received one SB 184 notification for the Class I Bike Path: East San Bernardino – West San Bernardino project, in El Dorado County, programmed in fiscal year 2022-23. The effective date that funds may be expended for this project in advance of a Commission allocation is July 26, 2022, as shown in Attachment A.

## 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.

Government Code Section 14529.17 is limited to advance expenditures for projects programmed in the current fiscal year of the STIP. Fiscal year 2022-23 notifications received prior to the beginning of the fiscal year are effective July 1, 2022. Notifications received after July 1, 2022, are effective the date the Commission receives the notification letter.

Section 64B 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.

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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 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.

#### Attachments:

Attachment A: SB 184 Notifications for Local STIP Projects

# **SB 184 Notifications for Local STIP Projects** FISCAL YEAR 2022-23

(\$1,000's)

### Includes SB 184 Letters Received Prior to July 1, 2022

						Date Letter	Meeting	Planned	FY	FY	Project Totals by Component		
	County	Agency	Rte	PPNO	Project	is Effective	Reported	Allocation	2	2-23	R/W Const	E&P	PS&E
1	Alameda	ACTC		2179	Planning, Programming, and Monitoring	01-Jul-22	Aug-22	Aug-22	\$	315	315		 I
2	Alameda	MTC		2100	Planning, Programming, and Monitoring	01-Jul-22	Aug-22	Aug-22	\$	161	161		 I
3	Contra Costa	CCTA		20110	Planning, Programming, and Monitoring	01-Jul-22	Aug-22	Aug-22	\$	356	356		1
4	Contra Costa	MTC		2118	Planning, Programming, and Monitoring	01-Jul-22	Aug-22	Aug-22	\$	104	104		
5	El Dorado	Tahoe RPA		1478	Class I Bike Path: E San Bernardino - W San Bernardino	26-Jul-22	Oct-22	Aug-22	\$	273	273		
6	Fresno	Fresno COG		6L01	Planning, Programming, and Monitoring	01-Jul-22	Jun-22	Aug-22	\$	399	399		1
7	Humboldt	HCOAG		2002P	Planning, Programming, and Monitoring	01-Jul-22	Aug-22	Aug-22	\$	164	164		1
8	Imperial	ICTC		7200	Planning, Programming, and Monitoring	01-Jul-22	Jun-22	Aug-22	\$	259	259		1
9	Lake	Lake APC		3002P	Planning, Programming, and Monitoring	01-Jul-22	Aug-22	Aug-22	\$	47	47		1
10	Marin	MTC		2127	Planning, Programming, and Monitoring	01-Jul-22	Aug-22	Aug-22	\$	30	30		1
11	Mendocino	MCOG		4002P	Planning, Programming, and Monitoring	01-Jul-22	Jun-22	Aug-22	\$	131	131		1
12	Monterey	TAMC		1165	Planning, Programming, and Monitoring	19-Jul-22	Aug-22	Oct-22	\$	201	201		
13	Napa	MTC		2130	Planning, Programming, and Monitoring	01-Jul-22	Aug-22	Aug-22	\$	18	18		1
14	Napa	Napa VTA		1003E	Planning, Programming, and Monitoring	01-Jul-22	Aug-22	Aug-22	\$	51	51		
15	Nevada	Nevada CTC		60	Planning, Programming, and Monitoring	20-Jul-22	Aug-22	Aug-22	\$	60	60		
16	Orange	OCTA		2132	Planning, Programming, and Monitoring	01-Jul-22	Jun-22	Aug-22	\$	1,848	1,848		1
17	Sacramento	SACOG		0L30	Planning, Programming, and Monitoring	01-Jul-22	Aug-22	Aug-22	\$	535	535		
18	San Diego	SANDAG		7402	Planning, Programming, and Monitoring	01-Jul-22	Jun-22	Aug-22	\$	984	984		1
19	San Francisco	MTC		2131	Planning, Programming, and Monitoring	01-Jul-22	Aug-22	Aug-22	\$	82	82		
20	San Francisco	SFCTA		2007	Planning, Programming, and Monitoring	01-Jul-22	Aug-22	Aug-22	\$	259	259		
21	San Mateo	MTC		2140	Planning, Programming, and Monitoring	01-Jul-22	Aug-22	Aug-22	\$	85	85		1
22	San Mateo	SM C/CAG		2140A	Planning, Programming, and Monitoring	01-Jul-22	Aug-22	Aug-22	\$	235	235		
23	Santa Clara	MTC		2144	Planning, Programming, and Monitoring	01-Jul-22	Aug-22	Aug-22	\$	188	188		1
24	Santa Clara	SCVTA		2255	Planning, Programming, and Monitoring	01-Jul-22	Aug-22	Aug-22	\$	374	374		1
25	Santa Cruz	SCCRTC		0921	Planning, Programming, and Monitoring	01-Jul-22	Aug-22	Aug-22	\$	137	137		
26	Solano	MTC		2152	Planning, Programming, and Monitoring	01-Jul-22	Aug-22	Aug-22	\$	49	49		1
27	Solano	STA		2263	Planning, Programming, and Monitoring	01-Jul-22	Aug-22	Aug-22	\$	159	159		1
28	Sonoma	MTC		2156	Planning, Programming, and Monitoring	01-Jul-22	Aug-22	Aug-22	\$	59	59		1
29	Sonoma	SCTA		0770E	Planning, Programming, and Monitoring	01-Jul-22	Aug-22	Aug-22	\$	278	278		1
30	Sutter	SACOG		1153	Planning, Programming, and Monitoring	01-Jul-22	Aug-22	Aug-22	\$	49	49		
31	Yolo	SACOG		0L37	Planning, Programming, and Monitoring	01-Jul-22	Aug-22	Aug-22	\$	103	103		 I
32	Yuba	SACOG		0L41	Planning, Programming, and Monitoring	01-Jul-22	Aug-22	Aug-22	\$	38	38		
					Total (eligible on July 1, 2022, or from Effective	Date of Let	ter, if rece	ived later)	\$8	,031	0 8,031	0	0