

MEMORANDUM

To: CHAIR AND COMMISSIONERS
CALIFORNIA TRANSPORTATION COMMISSION

CTC Meeting: December 4-5, 2025

From: STEVEN KECK, Chief Financial Officer

Reference Number: 3.12, Information Item

Prepared By: Dee Lam, Chief
Division of Local Assistance

Subject: **NOTIFICATION OF AB 1012 “USE IT OR LOSE IT” PROVISION FOR FEDERAL FISCAL YEAR 2024 UNOBLIGATED CMAQ AND RSTP FUNDS**

SUMMARY:

The annual notice to the Regions, under Assembly Bill (AB) 1012 (Chapter 783, Statutes of 1999) “Use It or Lose It” provisions for Federal Fiscal Year (FFY) 2024 (October 1, 2023 through September 30, 2024), will be released in November 2025. With this notification, the total FFY 2024 funds identified as subject to reprogramming under the provisions of AB 1012 are approximately \$13 million. This includes approximately \$4.9 million of Congestion Mitigation and Air Quality Improvement Program (CMAQ) funds and approximately \$8.1 million of Regional Surface Transportation Program (RSTP) funds.

BACKGROUND:

The Intermodal Surface Transportation Efficiency Act was enacted in 1991 and was in effect for six years. During that time, the Regions only obligated 87 percent of their Federal funding. The next Federal Highway Act, known as the Transportation Equity Act for the 21st Century (TEA-21), was signed into law in 1998. During the first two years of TEA-21, the Regions’ obligation of Federal funds declined to 41 percent. By October 1999, the Regions had accumulated a \$1.2 billion backlog in Federal apportionments and \$854 million in Obligation Authority (OA).

Assembly Bill (AB) 1012 was enacted on October 10, 1999 (Chapter 783, Statutes of 1999), with a goal of improving the delivery of transportation projects and addressing the backlog of the Regions’ federal apportionments and OA. AB 1012 states that CMAQ and RSTP funds not obligated within the first three years of Federal eligibility are subject to reprogramming by the California Transportation Commission in the fourth year to prevent the funds from being lost by the State.

The California Department of Transportation (Department) is responsible for monitoring and reporting unobligated balances. Each month, the Department provides notification to the Regions of the unobligated CMAQ and RSTP balances that have one year remaining under the AB 1012 guidelines.

Attachments

Apportionment Status Report
CMAQ and RSTP
as of October 1, 2025

Reference No.: 3.12
December 4-5, 2025
Attachment 1

AB 1012
Balances entering the 3rd Year
(from FFY 2024*)
Regional Report Summary

*Previously referred to as Cycle 27

Region	CMAQ Unobligated 10/01/2025 Delivery Balance ¹	CMAQ Amount Subject to AB 1012 Reprogramming 11/01/2026 ²	RSTP Unobligated 10/01/2025 Delivery Balance ¹	RSTP Amount Subject to AB 1012 Reprogramming 11/01/2026 ²
Butte	328,756	-	-	-
Fresno	3,051,680	-	18,280,138	2,227,499
Kern	9,815,595	-	9,851,387	-
Kings	4,338,993	2,223,255	-	-
Madera	4,618,043	-	1	-
Merced	5,791,309	1,793,783	(1)	-
Monterey ³	-	-	-	-
S. F. Bay Area (MTC)	(133,229)	-	51,753,489	-
Sacramento (SACOG)	16,030,821	867,018	15,449,521	-
San Benito ³	-	-	-	-
San Diego	(3,226,379)	-	620,351	-
San Joaquin	3,232,295	-	22,682,866	-
San Luis Obispo	3,750,136	-	-	-
Santa Barbara ³	-	-	6,201,093	-
Santa Cruz ³	-	-	-	-
Southern CA (SCAG)	258,267,171	-	180,308,778	-
Stanislaus	4,516,360	-	18,755,852	5,886,277
Tahoe	161	-	564	-
Tulare	6,392,578	-	417,216	-
Rural Counties	1,865,978	-	43,819	-
TOTAL	318,640,268	4,884,056	324,365,074	8,113,776

Footnotes:

Balances in the 3rd year (October 1, 2025) are subject to reprogramming on November 1, 2026. These balances include the FFY 2024 “Actual” Apportionments (dated November 3, 2024) and the FFY 2025 “Estimated” Apportionments (dated January 9, 2025).

¹ Indicates all apportionments not yet obligated.

² Totals reflect balances in the 3rd year.

³ These Regions are in air quality attainment and cannot use unobligated CMAQ apportionments, which are deobligations of closed out projects. It is anticipated that any CMAQ balance that accumulates in a Region in air quality attainment will be included in a future CMAQ rescission or transferred to another Region that over-delivered prior to the end of the current FFY.

Apportionment Status Report
CMAQ and RSTP
as of October 1, 2025

Reference No.: 3.12
December 4-5, 2025
Attachment 2

AB 1012
Balances entering the 3rd Year
(from FFY 2024*)
Rural Report Summary

*Previously referred to as Cycle 27

Region	CMAQ Unobligated 10/01/2025 Delivery Balance ¹	CMAQ Amount Subject to AB 1012 Reprogramming 11/01/2026 ²	RSTP Unobligated 10/01/2025 Delivery Balance ¹	RSTP Amount Subject to AB 1012 Reprogramming 11/01/2026 ²
Rural County Information:				
Alpine	-	-	-	-
Amador ³	381,200	-	43,821	-
Calaveras	(457,677)	-	-	-
Colusa	-	-	-	-
Del Norte	-	-	-	-
El Dorado	-	-	-	-
Glenn	-	-	-	-
Humboldt	-	-	-	-
Inyo	-	-	-	-
Lake	-	-	-	-
Lassen	-	-	-	-
Mariposa	-	-	(3)	-
Mendocino	-	-	-	-
Modoc	-	-	-	-
Mono	-	-	-	-
Nevada	-	-	1	-
Placer	-	-	-	-
Plumas	-	-	-	-
Shasta	-	-	-	-
Sierra	-	-	-	-
Siskiyou	-	-	-	-
Tehama	861,972	-	-	-
Trinity	-	-	-	-
Tuolumne ³	1,080,483	-	-	-
Rural Combined Totals:	1,865,978	-	43,819	-

Footnotes:

Balances in the 3rd year (October 1, 2025) are subject to reprogramming on November 1, 2026. These balances include the FFY 2024 “Actual” Apportionments (dated November 3, 2024) and the FFY 2025 “Estimated” Apportionments (dated January 9, 2025).

¹ Indicates all apportionments not yet obligated.

² Totals reflect balances in the 3rd year.

³ These Regions were previously in air quality attainment as of the beginning of FFY 2016 and did not receive any CMAQ funding. Due to the 2015 FFY Ozone factor, these Regions are back in non-attainment areas at the beginning of FFY 2019, and consequently receive FFY 2024 and future FFYs CMAQ funding.