

# Memorandum

To: CHAIR AND COMMISSIONERS

CTC Meeting: June 29-30, 2016

Reference No.: 3.4  
Information

From: SUSAN BRANSEN  
Executive Director

Subject: **REPORT ON LOCAL AGENCY NOTICES OF INTENT TO EXPEND FUNDS  
ON STIP PROJECTS PRIOR TO COMMISSION ALLOCATION, PER SB 184**

## **SUMMARY:**

Senate Bill (SB) 184 (Chapter 462, Statutes of 2007) authorizes a regional or local 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 includes a list for the local STIP projects programmed in 2016-17 for which an SB 184 letter and allocation request was received.

SB 184 notification letters were received for three projects programmed in FY 2016-17 and identified on Attachment 1. All three notifications are for planning, programming and monitoring (PPM) purposes. The effective date that funds can be expended for these projects in advance of Commission allocation is July 1, 2016.

## **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 advanced expenditures for projects programmed in the current fiscal year of the State Transportation Improvement Program. FY 2016-17 Notifications received prior to the beginning of the fiscal year are effective on July 1, 2016. Notifications received after July 1, 2016, 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 Caltrans 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 that 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.

Attachment

