

State of California  
Business, Transportation and Housing Agency  
Department of Transportation

PROGRAM STATUS  
AB 1012 Balance Report  
Information Item

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CTC Meeting: June 4-5, 2001

Agenda Item: 3.5

*Original Signed By* \_\_\_\_\_

W. J. EVANS  
Chief Financial Officer  
June 1, 2001

### **AB 1012 Use it or Lose It Quarterly Balance Report**

#### **Background**

Assembly Bill 1012 was enacted October 10, 1999 with a goal of improving the delivery of transportation projects. The legislation states that regional agency Congestion Mitigation and Air Quality Improvement (CMAQ) and Regional Surface Transportation Program (RSTP) funds that are not obligated within the first three years of federal eligibility are subject to reprogramming by the California Transportation Commission (Commission) in the fourth year. In addition, the Department of Transportation (Department) is required to submit quarterly progress reports on impacted fund balances to the Commission.

#### **Updated AB 1012 Unobligated Balance Report**

- **First Cycle Update**

The first cycle of use it or lose it began January 19, 2000, with the notification to regional agencies of the amount of funds subject to potential reprogramming based on unobligated apportionment balances. The agencies had until January 19, 2001 to obligate the federal CMAQ and RSTP funds. At the February 21-22, 2001 Commission meeting, the Department reported that no RSTP funds were subject to reprogramming. In addition, only two agencies, Butte and Tulare, had CMAQ balances subject to reprogramming. The balances subject to reprogramming for these regions were Butte - \$372,712, and Tulare - \$686,256. The CTC agreed to allow Butte and Tulare until the June meeting to obligate the funds.

Both agencies with first cycle CMAQ balances subject to reprogramming have made tremendous efforts to ensure the funds are obligated. Butte has initiated two projects that will reduce their CMAQ balance by more than the required amount. The first project will obligate \$224,000 and is for Bus Card Readers. Authorization to proceed is expected prior to June 30th. The second project will obligate \$210,000 and is awaiting confirmation of environmental clearance which is expected by the end of May.

Tulare has initiated a project for \$791,210, which is greater than the balance subject to reprogramming. The request for authorization to proceed has been forwarded to FHWA. Additional requests of \$352,000 are also expected within the next month.

- **Second Cycle Update**

The annual notice to regional agencies for the second cycle of AB 1012 use it or lose it provisions was released on December 5, 2000. At that time, second cycle RSTP, CMAQ, and Regional Transportation Enhancement Activity (TEA) funds subject to potential reprogramming on December 5, 2001 totaled approximately \$276.9 million. This is approximately \$56 million less than the initial balance subject to reprogramming in the first cycle. In addition, balances for the second cycle contain Regional TEA fund balances, whereas cycle one contained only RSTP and CMAQ fund balances.

The regional agencies are continuing to make great progress in reducing RSTP, CMAQ and Regional TEA balances. Based upon March 31, 2001 balance reports, total funds subject to reprogramming for the second cycle of AB 1012 is approximately \$131.6 million. This is a reduction of \$145.4 million from the initial second cycle notification.

There are still \$5.6 million in Regional TEA funds that are subject to federal lapse on September 30, 2001. The Department is working with the regions to ensure these funds are obligated within the required time frame.

Information on RSTP, CMAQ, and Regional TEA balances by region, as of March 31, 2001, is attached. Updated information about additional obligations through April 30, 2001 will be available at the June Commission meeting.

Attachments

**APPORTIONMENT STATUS REPORT  
 as of March 31, 2001  
 Congestion Mitigation and Air Quality (CMAQ)**

<u>Region</u>	<u>CMAQ Unobligated 3/31/01 Delivery Balance</u> <sup>1</sup>	<u>CMAQ Amount Subject to AB 1012 Reprogramming 1/19/2001</u> <sup>2</sup>	<u>CMAQ Amount Subject to AB 1012 Reprogramming 12/05/2001</u> <sup>3</sup>
Butte	1,859,070	372,712	451,400
Fresno	18,192,184	-	-
Kern	8,075,108	-	-
Kings	-	-	-
Los Angeles	17,419,286	-	-
Madera	-	-	-
Merced	777,079	-	-
Monterey	6,489,868	-	1,365,436
Orange	57,171,075	-	-
Riverside	47,198,784	-	12,876,728
Sacramento (SACOG)	25,619,106	-	-
San Benito	743,409	-	214,663
San Bernardino	51,920,110	-	10,305,515
San Diego	20,869,176	-	-
S.F. Bay Area (MTC)	30,815,968	-	-
San Joaquin	9,888,807	-	-
San Luis Obispo	-	-	-
Santa Barbara	5,820,135	-	-
Santa Cruz	2,926,298	-	-
Stanislaus	5,173,475	-	-
Tahoe	807,009	-	246,398
Tulare	10,707,184	1,025,579	2,940,256
Ventura	10,778,888	-	-
Rural Counties & SCAG	-	-	-
Misc Balance	-	-	-
<b>TOTAL</b>	<b>\$ 333,252,019</b>	<b>\$1,398,291</b>	<b>\$28,400,396</b>

<sup>1</sup> Indicates all apportionments not yet obligated

<sup>2</sup> Reflects bal. 3-years old or older.

<sup>3</sup> Reflects bal. 2-years old entering 3rd year.

**APPORTIONMENT STATUS REPORT**  
**as of March 31, 2001**  
**Regional Surface Transportation Program (RSTP)**

<u>Region</u>	<u>RSTP Unobligated 3/31/01 Delivery Balance</u> <sup>1</sup>	<u>RSTP Amount Subject to AB 1012 Reprogramming 1/19/2001</u> <sup>2</sup>	<u>RSTP Amount Subject to AB 1012 Reprogramming 12/05/2001</u> <sup>3</sup>
Butte	66,792	-	-
Fresno	13,742,804	-	-
Kern	3,546,331	-	-
Kings	-	-	-
Los Angeles	182,716,965	-	-
Madera	-	-	-
Merced	1,636,593	-	-
Monterey	2,311,858	-	-
Orange	90,617,367	-	46,574,726
Riverside	21,817,785	-	-
Sacramento (SACOG)	31,516,958	-	1,640,314
San Benito	227,951	-	-
San Bernardino	14,189,292	-	-
San Diego	78,107,464	-	15,826,365
S.F. Bay Area (MTC)	126,244,092	-	-
San Joaquin	8,322,813	-	-
San Luis Obispo	1,706,763	-	-
Santa Barbara	2,921,012	-	-
Santa Cruz	(244,999)	-	-
Stanislaus	7,304,667	-	-
Tahoe	307,101	-	-
Tulare	-	-	-
Ventura	6,559,120	-	-
Rural Counties & SCAG	3,853,351	-	64,025
Holding Account	5,257,070		
<b>TOTAL</b>	<b>602,729,150</b>	<b>\$0</b>	<b>\$64,105,430</b>

<sup>1</sup> Indicates all apportionments not yet obligated

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<sup>3</sup> Reflects bal. 2-years old entering 3rd year.

**APPORTIONMENT STATUS REPORT**  
**as of March 31, 2001**  
**Regional Transportation Enhancement Activities (TEA)**

<u>Region</u>	<u>R-TEA Unobligated 3/31/01 Delivery Balance <sup>1</sup></u>	<u>R-TEA Amount Subject to AB 1012 Reprogramming 12/05/2001 <sup>2</sup></u>	<u>R-TEA Amount Subject to Federal Lapse 9/30/01</u>
Butte	-	-	0
Fresno	2,460,860	109,953	0
Kern	2,660,510	-	0
Kings	369,719	-	0
Los Angeles	33,162,940	10,524,773	267,773
Madera	-	-	0
Merced	-	-	0
Monterey	1,631,350	366,941	0
Orange	7,114,593	955,821	0
Riverside	6,831,215	2,611,512	699,512
Sacramento (SACOG)	4,367,079	319,709	0
San Benito	386,173	175,000	79,000
San Bernardino	10,648,887	4,808,573	2,162,573
San Diego	9,937,467	2,835,966	0
S.F. Bay Area (MTC)	25,491,193	8,097,526	217,526
San Joaquin	2,173,944	613,590	0
San Luis Obispo	1,761,547	491,637	0
Santa Barbara	2,053,054	557,012	0
Santa Cruz	1,134,272	390,940	53,940
Stanislaus	1,233,859	56,369	0
Tahoe	322,980	146,000	66,000
Tulare	2,515,872	1,053,116	390,116
Ventura	840,728	-	0
Rural Counties & SCAG	13,750,738	4,936,644	1,704,265
<b>TOTAL</b>	<b>\$130,848,980</b>	<b>\$39,051,082</b>	<b>\$5,640,705</b>

District 99

<sup>1</sup> Indicates all apportionments not yet obligated

<sup>2</sup> Reflects bal. 2-years old or older.