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CALIFORNIA
TRANSPORTATION COMMISSION

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California Public Utilities Commission
Railroad Grade Crossing Protection Maintenance Program
Allocation Set-Aside for $1 Million

Resolution #G-04-11

1.1 WHEREAS, the Automatic Grade Crossing Protection Maintenance Fund was established by the Legislature in 1965 (PUC Section 1231.1) to pay the cities' and counties' share of the cost of maintaining automatic grade crossing protection devices installed by railroad corporations after October 1, 1965; and

1.2 WHEREAS, since 1967 a minimum of $1 million per year has been appropriated by the State Legislature and allocated by the California Transportation Commission to the PUC for its Railroad Grade Crossing Protection Maintenance Program; and

1.3 WHEREAS, in 1973 the federal law changed which resulted in the increased installation and upgrading of automatic grade crossing protection devices; and

1.4 WHEREAS, the total claims submitted by the railroad corporations have substantially exceeded the $1 million cap since 1977; and

1.5 WHEREAS, the anticipated claims to be submitted to the PUC for FY 2005-06 are estimated to be about $4.1 million, which exceeds the annual $1 million cap by $3.1 million; and

1.6 WHEREAS, the Commission considered the amount of cash available in the State Highway Account; and

1.7 WHEREAS, the Commission has determined that the available cash over the next fiscal year is insufficient to fund the $4.1 million PUC request.

2.1 NOW THEREFORE BE IT RESOLVED, that the California Transportation Commission only supports a $1.0 million allocation set-aside in the upcoming FY 2005-06 Budget for use in the PUC grade crossing protection maintenance program as revenues are not available to fund the requested allocation set-aside of $4.1 million.

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