



HUMBOLDT COUNTY ASSOCIATION OF GOVERNMENTS
Regional Transportation Planning Agency
Humboldt County Local Transportation Authority
Service Authority for Freeway Emergencies
611 I Street, Suite B
Eureka, CA 95501
(707) 444-8208
www.hcaog.net

AGENDA ITEM 8b
TAC Meeting
December 7, 2017

DATE: November 29, 2017
TO: Technical Advisory Committee (TAC)
FROM: Debbie Egger, Fiscal Administrative Officer
SUBJECT: **Revised HCAOG TDA Rules and Regulations**

STAFF REPORT

Contents:

- Staff's Recommended Action
- Staff Summary
- (Draft) Revised HCAOG TDA Rules and Regulations

Staff's Recommended Action:

1. Introduce the item as an action item;
2. Allow staff to present the item;
3. Receive public comment;
4. Discuss item and consider making the motion:

"I move that the TAC recommend the HCAOG Board approve revisions to the HCAOG TDA Rules and Regulations."

Staff Summary:

The Humboldt County Association of Governments (HCAOG), acting in its official capacity as the Regional Transportation Planning Agency (RTPA), has updated the HCAOG TDA Rules (Rules). The Rules clarify roles and responsibilities in administering the Local Transportation Fund (LTF) and the State Transportation Assistance (STA) fund, pursuant to the Transportation Development Act (TDA). These Rules are intended to help HCAOG committees and staff, TDA claimants, transit operators, the County Auditor, and consulting auditors understand and adhere to the TDA. These Rules augment and do not supersede the Guidelines prepared by the California Department of Transportation (Caltrans).

The authority for an RTPA to publish rules and regulations is set forth in the Act, under the California Code of Regulations (CCR) and Public Utilities Code (PUC). Specific authorizing language includes: "The transportation-planning agency shall adopt rules and regulations delineating procedures for the submission of claims under Section 99234 and subdivision (a) of Section 99400 and stating criteria by which they will be analyzed and evaluated" (PUC

§99401[a]). Other authorizing sections of the Act are under California Government Code §29532 (b), and PUC sections §99241, §99241.5, and §99261.

A few revisions have been proposed to the Rules. The first is due to an audit finding through the Triennial Performance Audit to update the Rules to include new state legislation (Senate Bill 508). The new state legislation changes to the language in the Sections of the Public Utilities Code listed in the Transportation Development Act Guidelines. The changes simplified fare box recovery requirement at 10% for all operators, authorized funding of bicycle and pedestrian safety education programs and modified STA qualifying criteria for operators.

Staff is also recommending that language be added to Priority 3: *2% Bike and Pedestrian*. The new language includes a deadline for submitting claims and invoicing information or the funds will be returned to the region the following year.

The HCAOG Board, at their November 2017 meeting, adopted the *2017-2022 Humboldt County Transit Development Plan*. The adopted plan can be found [here](#) on the HCAOG website.

The Service Coordination Committee and the Social Services Transportation Advisory Council worked with the consultant in the development of the Plan and recommended new language to the definitions for the unmet transit needs. These updates have been added to the Rules Appendix B.

All other amendments to the Rules have been marked as a strikeout or highlighted in color.