

STATEMENT OF CONFORMANCE

The Statement of Conformance must be completed and signed by the submitting claimant's Department Head or his/her designee.

The _____ hereby certifies that the Transportation Development Act **claim for the fiscal year** _____

In the amount of \$ _____ (LTF) and

In the amount of \$ _____ (STA) for

A total amount of \$ _____ conforms with the requirements of the Transportation Development Act and applicable rules and regulations as specified in Attachment A.

All unexpended funds allocated in the prior fiscal year in the amount of \$ _____ are included in this claim.

CERTIFIED

By: _____

Date: _____

**STATEMENT OF CONFORMANCE ATTACHMENT A
CONFORMANCE REQUIREMENTS FOR TDA CLAIMANTS**

Standard Assurances

By providing the required information and marking each applicable box below, the authorized official certifies compliance with all of the required TDA Certifications. (All claimants complete Part I; Transit Claimants complete Part II as well).

PART I. All TDA Claimants

180 Day Certified Fiscal Audit

Claimant assures that it has submitted a satisfactory independent fiscal audit, with required certification, to CCOG and to the State Controller not more than 180 days after the end of the prior fiscal year. *(Refer to PUC Section 99245, CCR Section 6664)*

Conformance with the Regional Transportation Plan

Claimant certifies that all of the purposes for claim expenditures are in conformance with the Calaveras County Regional Transportation Plan. *(Refer to CCR 6754(a))*

Deferred Revenues and Fund Balances

Claimants must first program all deferred revenues and fund balances before determining the amount of LTF and STA funding necessary to fund transportation projects in the upcoming year.

Consistency with Bicycle Plan *(required for bicycle claims only)*

Claimant certifies that all of the purposes for claim expenditures are in conformance with the City/Town or County bicycle plan.

PART II. All Transit Claimants Must Also Complete the Following:

90 Day Annual State Controller Report

Claimant assures that it has submitted this report to the State Controller in conformance with the uniform system of accounts and records not more than 120 days after end of the prior fiscal year. *(Refer to PUC Section 99243, CCR Section 6665)*

Elderly/Disabled

Assurance that the transit operator in question is in compliance with PUC Section 99155 pertaining to reduced transit fares for elderly and disabled persons and Section 99155.5 pertaining to dial-a-ride and paratransit services.

Farebox Recovery Ratio Requirements

Claimant filing a claim for LTF or STA funds certifies that it will maintain for the project that ratio of fare revenues and local support to operating cost required under PUC Section 99268 (including all subparts), 99270.1, and 99270.2. *(Refer to PUC Section 99268, CCR Section 6633.2)*

CHP Terminal Inspection

Claimant certifies that it has been certified by the Department of the California Highway Patrol within the last 13 months to be compliance with Section 1808.1 of the Vehicle Code. This section

requires operators to participate in a pull notice system for obtaining current driver records from the Department of Motor Vehicles. *(Refer to PUC Section 99251)*

Implementation of Productivity Improvements

Claimant certifies that the operator has made a reasonable effort to implement the productivity improvements recommended pursuant to PUC Section 99244.

Triennial Performance Audit

Claimant assures that it has submitted this report to CCOG on a triennial basis per the CCOG set schedule by June 30th of the year following the last year covered by the audit. *(Refer to PUC Section 99248, CCR Section 6664.5)*

Vehicle Staffing *(required for Article 4 claims only)*

Claimant certifies that it does not routinely staff a public transit vehicle designed to be operated by one person with two or more persons. *(Refer to PUC Section 99264)*

Operating Budget *(required for Article 4 claims only)*

Claimant certifies that its operating budget is not more than 15% greater than its previous year budget unless supported by documentation that substantiates such change. *(Refer to PUC Section 99266)*

Extension of Service *(required for Article 4 claims only)*

Claimant who receives an allocation of LTF funds for extension of service pursuant to PUC Section 99268.8 certifies that it will file a report of these services pursuant to CCR Section 6633.8(b) within 90 days after close of the fiscal year in which that allocation was granted.

Retirement System *(required for Article 4 claims only)*

Claimant certifies that

- (1) The current cost of its retirement system is fully funded with respect to the officers and employees of its public transportation system; or
- (2) The operator is implementing a plan approved by CCOG which will fully fund the retirement system for such officers and employees within 40 years; or
- (3) The operator has a private pension plan which sets aside and invests, on a current bases, funds sufficient to provide for the payment of future pension benefits and which is fully compliant with the requirements stated in Section 99272 and 99273.

Part-Time Employees *(required for STA claims only)*

Claimant certifies that it is not precluded by any contract entered into on or after June 28, 1979 from employing part-time drivers or contracting with common carriers of persons operating under a franchise or license. Claimant further certifies that no person who was a full-time employee on June 28, 1979 shall have his/her employment terminated or his/her regular hours of employment, excluding overtime, reduced as a result of its employing part-time drivers or contracting with such common carriers. *(Refer to PUC Section 99314.5(c))*

Full Use of Federal Funds *(required for STA claims only)*

Claimant certifies that it is making full use of federal funds available under the Federal Transit Act. *(Refer to CCR 6754(a))*

- **Efficiency Standards (required for transit operator claimants claiming STA for operating purposes)**
This calculation requirement is temporarily suspended until FY 2014/15 (SB 565, Chapter 341).

Operator certifies that it meets one of the following two efficiency standards (PUC Sec. 99314.6):

- (a) The operator's total operating cost per revenue vehicle hour in the latest year for which audited data are available does not exceed the sum of the preceding year's total operating cost per revenue vehicle hour and an amount equal to the product of the percentage change in the Consumer Price Index for the same period multiplied by the preceding year's total operating cost per revenue vehicle hours (Section 99314.6(a)(1)).
- (b) The operator's average total operating cost per revenue vehicle hour in the latest three years for which audited data are available does not exceed the sum of the average of the total operating cost per revenue vehicle hour in the three years preceding the latest year for which audited data are available and an amount equal to the produce of the average percentage change in the Consumer Price Index for the same period multiplied by the average total operating cost per revenue vehicle hour in the same three years. (Section 99314.6(a)(2)).

Operating costs and revenue vehicle hours may be adjusted to account for factors such as cost increases in fuel, insurance, startup of new services that are beyond the change in the Consumer Price Index. Transit operators or claimants who cannot meet these efficiency criteria may claim STA funds for transit capital purposes under PUC Article 6.5 Section 99314.6(a).