PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

Information and Management Services Division **Resolution No. M-4823**
Management Services Branch **December 15, 2011**

R E S O L U T I O N

RESOLUTION M-4823. ADOPTING LEVEL OF PUBLIC UTILITIES COMMISSION TRANSPORTATION REIMBURSEMENT ACCOUNT FEES FOR FISCAL YEAR 2011-12

Public Utilities Code Section 421 provides:

> " The commission shall annually determine a fee to be paid by every passenger stage corporation, charter-party carrier of passengers, pipeline corporation, for-hire vessel operator, common carrier vessel operator, railroad corporation, and commercial air operator and every other common carrier and related business subject to the jurisdiction of the commission, except as otherwise provided in Article 3 (commencing with Section 431) of this chapter and Chapter 6 (commencing with Section 5001) of Division 2."

The Commission finds that for fiscal year 2011-12, the Public Utilities Commission Transportation Reimbursement Account fees should be fixed as follows:

CLASS	FEE
Passenger Vehicle Operators	Except as noted below, 1/4 of 1% of gross revenue plus $10.00 quarterly fee or $25.00 annual fee The fee on gross revenue derived from transportation provided in a vehicle that seats not more than 15 passengers shall be 1/3 of 1%.
Vessel Operators:	
Common Carrier Vessel Operator	1/2 of 1% of gross revenue plus minimum $10.00 quarterly fee $25.00 annual fee
For-Hire Vessel Operator	$25 each
Railroad Corporations:	
Class I:	
Burlington Northern Santa Fe	$ 1,673,851.00
Union Pacific	$ 4,100,549.00
Class II and III (shortline)	0.27 % of gross revenue, minimum of $500 each
Commercial Air Operators	$25 each
Pipeline Corporations	3/100 of 1% of gross revenue

The fee levels set by this resolution for passenger vehicle operators, vessel operators, commercial air operators and pipeline corporations are unchanged from the fee levels set for fiscal year 2010-11. The total fee level of $6,015,000 set for the railroad corporations reflect a $71,000 increase from the $5,944,000 level set for fiscal year 2010-11. This increase is primarily the result of the aggregate impact of various employee compensation adjustments.

The estimated fund reserve at June 30, 2012, will be $5,971,000. See Appendix A.

In accordance with Public Utilities Code Section 311(g), the Information and Management Services Division commenced publication of a Daily Calendar notice on November 15, 2011, that apprised the public of the availability of its draft of this resolution and solicited submission of comments by November 25, 2011.

No comments were received by IMSD regarding this resolution.

THEREFORE, IT IS ORDERED THAT:

For the fiscal year 2011-12 the fees provided for in Section 421 of the Public Utilities Code are hereby fixed at the following levels:

CLASS	**FEE**
Passenger Vehicle Operators	Except as noted below, 1/4 of 1% of gross revenue plus $10.00 quarterly fee or $25.00 annual fee The fee on gross revenue derived from transportation provided in a vehicle that seats not more than 15 passengers shall be 1/3 of 1%.
Vessel Operators:	
Common Carrier Vessel Operator	1/2 of 1% of gross revenue plus minimum $10.00 quarterly fee $25.00 annual fee
For-Hire Vessel Operator	$25 each
Railroad Corporations:	
Class I:	
Burlington Northern Santa Fe	$ 1,673,851.00
Union Pacific	$ 4,100,549.00
Class II and III (shortline)	0.27 % of gross revenue, minimum of $500 each
Commercial Air Operators	$25 each
Pipeline Corporations	3/100 of 1% of gross revenue

DRAFT

Resolution M-4823 December 15, 2011
IMSD / dmc

For the sole purpose of providing a more economical, simple and efficient method of collecting and accounting for fees required to be charged and collected under the Public Utilities Commission Transportation Reimbursement Account, passenger vehicle and vessel operators who engage the services of sub carriers as prime carriers are responsible for the payment of the fees on the gross earnings of sub carriers. Such services of sub carriers by these prime carriers shall be evidenced by a written document.

For the fiscal year 2011-12, the penalty provided for in Section 405 of the Public Utilities Code for default of the payment of the fee provided for in Section 421 of the Public Utilities Code shall remain fixed at 25% of the amount of the fee.

I hereby certify that the Public Utilities Commission adopted this Resolution at the meeting on December 15, 2011. The following Commissioners approved it:

_____

PAUL CLANON
Executive Director

APPENDIX A

FUND CONDITION

461– PUBLIC UTILITIES COMMISSION TRANSPORTATION REIMBURSEMENT ACCOUNT

Actual Reserve, June 30, 2011	$ 4,537,000
Estimated 2011-12 Revenues	
Quarterly Fees:	$ 11,008,000
Passenger Vehicle Operators	(4,831,000)
Common Carrier Vessel Operators	(164,000)
Pipeline Corporations	(60,000)
Railroad Corporations	(6,015,000)
Commercial Air Operators, For-Hire Vessel Operators	(10,000)
Other Regulatory Licenses and Permits	1,528,000
Income from Surplus Money Investments	1,000
Total Revenues	$ 12,537,000
Total Resources	$17,074,000
2011-12 Expenditures:	
Public Utilities Commission	$ 11,103,000
Passenger Vehicle Operators	(4,854,000)
Common Carrier Vessel Operators	(164,000)
Pipeline Corporations	(60,000)
Railroad Corporations	(6,015,000)
Commercial Air Operators, For-Hire Vessel Operators	(10,000)
Total Expenditures	$ 11,103,000
Estimated Reserve, June 30, 2012	$ 5,971,000