

AMENDED IN ASSEMBLY MAY 17, 2004

AMENDED IN ASSEMBLY MAY 10, 2004

CALIFORNIA LEGISLATURE—2003–04 REGULAR SESSION

ASSEMBLY BILL

No. 2104

**Introduced by Committee on Budget (Steinberg (Chair),
Bermudez, Canciamilla, Chan, Diaz, Dutra, Dymally, Goldberg,
Hancock, Jackson, Laird, Levine, Lieber, Liu, Nakano, Pavley,
Reyes, Simitian, and Wolk)**

February 18, 2004

~~An act relating to oversight and efficiencies of state government. An act to add Section 6052 to the Penal Code, relating to wardens, and declaring the urgency thereof, to take effect immediately.~~

LEGISLATIVE COUNSEL'S DIGEST

AB 2104, as amended, Committee on Budget. ~~State government~~
Wardens: Fiscal education.

Existing law requires wardens to supervise the government, discipline, and policy of the prisons, and to enforce all orders and regulations. Existing law also requires wardens to perform other duties as the Department of Corrections prescribes.

This bill would require, by December 31, 2004, the State Training Center, in conjunction with the Department of Corrections, the Youth and Adult Correctional Agency, and the Department of Finance to develop a program of fiscal education for the Department of Corrections' wardens and senior fiscal managers. The bill would require the program to include (1) the basics of fiscal management and (2) instruction in strategies for managing an institution's budget within

the amounts appropriated by the Legislature and allocated by the department. The Department of Corrections would be required to implement this program to train wardens and senior fiscal managers no later than March 1, 2005. Beginning January 1, 2006, this bill would prohibit any person from being appointed to the position of warden unless he or she has completed the fiscal training program.

This bill would declare that it is to take effect immediately as an urgency statute.

~~This bill would express the intent of the Legislature to enact statutory changes relating to oversight and efficiencies of state government.~~

Vote: ~~majority~~ ^{2/3}. Appropriation: no. Fiscal committee: ~~no~~ yes. State-mandated local program: no.

The people of the State of California do enact as follows:

1 ~~SECTION 1. It is the intent of the Legislature to enact~~
 2 *SECTION 1. The Legislature finds and declares the*
 3 *following:*
 4 *(a) That the fiscal integrity of each department, board, and*
 5 *agency is critical to the efficient operation of the State of*
 6 *California.*
 7 *(b) That annual over-expenditures that a create a deficiency*
 8 *are not sound public policy.*
 9 *(c) Currently, wardens of institutions of the California*
 10 *Department of Corrections are not required to have completed a*
 11 *program of fiscal training.*
 12 *(d) Because each correctional institution is a complex*
 13 *organization with annual budgets that can exceed fifty million*
 14 *dollars (\$50,000,000) the importance of fiscal controls for the*
 15 *department is substantial.*
 16 *SEC. 2. Section 6052 is added to the Penal Code, to read:*
 17 *6052. (a) In order to ensure that each warden and senior*
 18 *fiscal manager of the Department of Corrections has received a*
 19 *basic level of fiscal training, by December 31, 2004, the State*
 20 *Training Center, in conjunction with the Department of*
 21 *Corrections, the Youth and Adult Correctional Agency, and the*
 22 *Department of Finance shall develop a program of fiscal*
 23 *education for the Department of Corrections' wardens and senior*
 24 *fiscal managers.*



1 (b) *The program shall include the (1) basics of fiscal*
2 *management and (2) instruction in strategies for managing an*
3 *institution's budget within the amounts appropriated by the*
4 *Legislature and allocated by the department.*

5 (c) *The Department of Corrections shall implement this*
6 *program to train wardens and senior fiscal managers no later than*
7 *March 1, 2005.*

8 (d) *Beginning January 1, 2006, no person shall be appointed*
9 *to the position of warden unless he or she has completed the fiscal*
10 *training program required by this section.*

11 *SEC. 3. This act is an urgency statute necessary for the*
12 *immediate preservation of the public peace, health, or safety*
13 *within the meaning of Article IV of the Constitution and shall go*
14 *into immediate effect. The facts constituting the necessity are:*

15 *In order to ensure the fiscal integrity of institutions within the*
16 *Department of Corrections it is necessary for this act to take effect*
17 *immediately as an urgency measure.*

18 ~~*statutory changes relating to oversight and efficiencies of state*~~
19 ~~*government.*~~

