

AMENDED IN SENATE JULY 6, 2005

CALIFORNIA LEGISLATURE—2005—06 REGULAR SESSION

ASSEMBLY BILL

No. 146

Introduced by Committee on Budget (Laird (Chair), Arambula, Bermudez, Chan, Coto, De La Torre, Dymally, Evans, Goldberg, Hancock, Montanez, Mullin, Nava, Parra, Pavley, and Wolk)

January 13, 2005

~~An act relating to the Budget Act of 2005. An act to amend Items 0250-001-0001, 0250-101-0932, 0250-490, 0520-001-0001, 0520-001-0044, 0690-102-0001, 1920-011-0001, 3540-301-0001, 3540-301-0660, 3600-001-0001, 3600-001-0200, 3790-492, 3860-001-0001, 3940-001-0001, 3940-001-0193, 5180-111-0001, 6110-485, 6110-495, 6440-001-0001, 6610-001-0001, 6610-493, 6870-101-0001, 9210-101-0001, and 9210-106-0001 of, and to repeal Item 9210-105-0001 of, Section 2.00 of, and to amend Section 35.50 of, and to add Items 0250-491, 0250-498, 0540-492, and 9650-495 to Section 2.00 of, and to add Sections 4.05, 4.85, 29.50, and 35.50 to, the Budget Act of 2005, relating to the state budget, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.~~

LEGISLATIVE COUNSEL'S DIGEST

AB 146, as amended, Committee on Budget. Budget Act of 2005.

SB 77, as proposed to be amended by Conference Report No. 1 on June 13, 2005, would make appropriations for the support of state government during the 2005–06 fiscal year.

This bill would amend the Budget Act of 2005 by revising items of appropriation for support of the judicial branch; the Office of Emergency Services; the Secretary for Business, Transportation, and

Housing; the Secretary for Resources; the State Teachers' Retirement Fund; the Department of Forestry and Fire Protection; the Department of Fish and Game; the Department of Parks and Recreation; the Department of Water Resources; the State Water Resources Control Board; the State Department of Social Services; the State Department of Education; the University of California; the California State University; the Board of Governors of the California Community Colleges; local government financing; the Gap Repayment Fund; and Vehicle License Fee gap loan transfers, as specified, and by authorizing unallocated reductions.

This bill would become effective only if SB 77, as proposed to be amended by Conference Report No. 1 on June 13, 2005, is enacted on or before January 1, 2006.

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 the Budget Act of 2005.~~

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

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

1 SECTION 1. Item 0250-001-0001 of Section 2.00 of the
2 Budget Act of 2005 is amended to read:

3		
4	0250-001-0001—For support of Judicial Branch	300,233,000
5		307,933,000
6	Schedule:	
7	(1) 10-Supreme Court	40,743,000
8	(2) 20-Courts of Appeal	177,276,000
9	(3) 30-Judicial Council	101,049,000
10	(4) 35-Judicial Branch Facility	
11	Program	2,087,000
12	(5) 50-Habeas Corpus Resource	
13	Center	11,425,000
14	(5.5) 97.20.001-Unallocated Reduction	
15	.....	-7,700,000
16	(6) Reimbursements	-17,189,000

1	(7) Amount payable from the Motor	
2	Vehicle Account, State	
3	Transportation Fund (Item	
4	0250-001-0044)	-160,000
5	(8) Amount payable from the Court	
6	Interpreters' Fund (Item	
7	0250-001-0327)	-142,000
8	(9) Amount payable from the Federal	
9	Trust Fund (Item 0250-001-0890)	
10	.....	-2,560,000
11	(10) Amount payable from the	
12	Appellate Court Trust Fund (Item	
13	0250-001-3060)	-4,596,000

- 14 Provisions:
- 15 1. Notwithstanding Section 26.00 of this act, the funds
 - 16 appropriated or scheduled in this item may be
 - 17 allocated or reallocated among categories by order
 - 18 of the Judicial Council.
 - 19 2. Of the funds appropriated in this item, \$200,000 is
 - 20 available for reimbursement to the Attorney
 - 21 General, or for hiring outside counsel, for
 - 22 prelitigation and litigation fees and costs, including
 - 23 any judgment, stipulated judgment, offer of
 - 24 judgment or settlement. This amount is for use in
 - 25 connection with (a) matters arising from the actions
 - 26 of appellate courts, appellate court bench officers, or
 - 27 appellate court employees; (b) matters arising from
 - 28 the actions of the Judicial Council, council members
 - 29 or council employees or agents; (c) matters arising
 - 30 from the actions of the Administrative Office of the
 - 31 Courts or its employees; or (d) employment
 - 32 litigation arising from the actions of trial courts, trial
 - 33 court bench officers, or trial court employees. Either
 - 34 the state or the Judicial Council must be named as a
 - 35 defendant or alleged to be the responsible party.
 - 36 Any funds not used for this purpose shall revert to
 - 37 the General Fund.

- 1 3. Notwithstanding any other provision of law, up to
- 2 \$5,000,000 appropriated in this item may be
- 3 transferred to Item 0250-101-0001 by the Controller
- 4 at the request of the Administrative Office of the
- 5 Courts, to cover any short-term cashflow issues that
- 6 occur. Any funds transferred shall be repaid to this
- 7 item from Item 0250-101-0001. The Judicial
- 8 Council shall notify the Department of Finance and
- 9 the Joint Legislative Budget Committee when any
- 10 transfer is made pursuant to this provision, and upon
- 11 repayment of the transfer.
- 12 4. The funds appropriated by Schedule (5) shall be
- 13 available for costs associated directly or indirectly
- 14 with the California Habeas Corpus Resource Center
- 15 (CHCRC). The CHCRC shall report to the
- 16 Legislature and the Department of Finance on
- 17 September 1, 2005, and April 1, 2006, on
- 18 expenditures, specifically detailing personal services
- 19 expenditures, and operating expenses and equipment
- 20 expenditures.
- 21 5. Notwithstanding any other provision of law, upon
- 22 approval and order of the Department of Finance,
- 23 the amount appropriated in this item shall be
- 24 reduced by the amount transferred in Item
- 25 0250-011-0001 to provide adequate resources to the
- 26 Judicial Branch Workers' Compensation Fund to
- 27 pay workers' compensation claims for judicial
- 28 branch employees and administrative costs pursuant
- 29 to Section 68114.10 of the Government Code.

30

31 *SEC. 2. Item 0250-101-0932 of Section 2.00 of the Budget Act*

32 *of 2005 is amended to read:*

33

34 0250-101-0932—For local assistance, Judicial Branch,	
35 payable from the Trial Court Trust Fund	2,483,966,000
36	<i>2,513,466,000</i>
37 Schedule:	
38 (1) 45.10-Support for operation of	
39 the Trial Courts	2,154,263,000
40	<i>2,183,763,000</i>

1	(2) 45.25-Compensation of Superior	
2	Court Judges	233,530,000
3	(3) 45.35-Assigned Judges	20,254,000
4	(4) 45.45-Court Interpreters	72,233,000
5	(5) 45.55.060-Court Appointed	
6	Special Advocate (CASA)	
7	Program	2,052,000
8	(6) 45.55.065-Model Self-Help	
9	Program	887,000
10	(7) 45.55.095-Family Law	
11	Information Centers	321,000
12	(8) 45.55.100-Civil Case	
13	Coordination	426,000

14 Provisions:

- 15 1. Notwithstanding Section 26.00 of this act, the funds
- 16 appropriated or scheduled in this item may be
- 17 allocated or reallocated among categories by the
- 18 Judicial Council.
- 19 2. The funds appropriated in Schedule (2) shall be
- 20 made available for costs of the workers’
- 21 compensation program for trial court judges.
- 22 3. The amount appropriated in Schedule (3) shall be
- 23 made available for all judicial assignments.
- 24 Schedule (3) expenditures for necessary chamber
- 25 staff may not exceed the staffing level that is
- 26 necessary to support the equivalent of three judicial
- 27 officers sitting on assignments at the appellate
- 28 court level.
- 29 4. The funds appropriated in Schedule (4) shall be for
- 30 payments for services of contractual court
- 31 interpreters, and certified and registered court
- 32 interpreters employed by the courts, and the
- 33 following court interpreter coordinators: one each
- 34 in counties of the 1st through the 15th classes, 0.5
- 35 each in counties of the 16th through the 31st
- 36 classes, and 0.25 each in counties of the 32nd
- 37 through the 58th classes. For the purposes of this
- 38 provision, “court interpreter coordinators” may be
- 39 full- or part-time court employees, or those
- 40 contracted by the court to perform these services.

- 1 The Judicial Council shall set statewide or
2 regional rates and policies for payment of court
3 interpreters, not to exceed the rate paid to certified
4 interpreters in the federal court system. The
5 Judicial Council shall adopt appropriate rules and
6 procedures for the administration of these funds.
7 The Judicial Council shall report to the Legislature
8 and Director of the Department of Finance annually
9 regarding expenditures from this schedule.
- 10 5. Upon order of the Director of Finance, the amount
11 available for expenditure in this item may be
12 augmented by the amount of any additional
13 resources available in the Trial Court Trust Fund,
14 which is in addition to the amount appropriated in
15 this item.
- 16 6. Notwithstanding any other provision of law, upon
17 approval and order of the Department of Finance,
18 the amount appropriated in this item shall be
19 reduced by the amount transferred in Item
20 0250-115-0932 to provide adequate resources to
21 the Judicial Branch Workers' Compensation Fund
22 to pay workers' compensation claims for judicial
23 branch employees and administrative costs
24 pursuant to Section 68114.10 of the Government
25 Code.
- 26 7. Of the funds appropriated in Schedule (1), which
27 will be transferred to the Trial Court Improvement
28 Fund in accordance with subdivision (b) of Section
29 77209 of the Government Code, up to \$5,000,000
30 shall be available for support of services for
31 self-represented litigants.

1 8. *The funds in Schedule (1) for the operation of the*
 2 *trial courts, except funds relating to security, shall*
 3 *be allocated to the Judicial Council in a manner*
 4 *consistent with the calculations specified in the*
 5 *Supplemental Report of the 2005 Budget Act so*
 6 *that a portion of the funds are allocated on a pro*
 7 *rata basis for the general operation of the trial*
 8 *courts and a portion of the funds are allocated in*
 9 *order to address the differential growth needs of*
 10 *the trial courts.*

11
 12 *SEC. 3. Item 0250-490 of Section 2.00 of the Budget Act of*
 13 *2005 is amended to read:*

14
 15 0250-490—Reappropriation, Judicial Branch. ~~The balances~~
 16 ~~balance of the appropriations~~ *appropriation* provided
 17 for in the following ~~citations~~ *recitation* is
 18 reappropriated for the purposes and subject to the
 19 limitations, unless otherwise specified, provided for in
 20 the ~~appropriations~~ *appropriation*:

21 0001—General Fund

22 (1) ~~Item 0250-301-0001, Budget Act of 2000 (Ch.~~
 23 ~~52, Stats. 2000), as reappropriated by Item~~
 24 ~~0250-490, Budget Act of 2003 (Ch. 157, Stats.~~
 25 ~~2003)~~

26 (1) ~~90.20.401-Court of Appeal, Fourth Appellate~~
 27 ~~District, Orange County: New~~
 28 ~~Courthouse—Acquisition, provided that the~~
 29 ~~funds shall be available for expenditure until~~
 30 ~~June 30, 2006.~~

31 0660—Public Buildings Construction Fund

32 (1) ~~Item 0250-301-0660, Budget Act of 2002 (Ch.~~
 33 ~~379, Stats. 2002), as reappropriated by Item~~
 34 ~~0250-490, Budget Act of 2003 (Ch. 379, Stats.~~
 35 ~~2003)~~

36 (2) ~~90.20.501-Court of Appeal, Fifth Appellate~~
 37 ~~District Fresno: New~~
 38 ~~Courthouse—Construction~~

39 Provisions:

- 1 1. The State Public Works Board may issue
- 2 lease-revenue bonds, notes, or bond anticipation
- 3 notes pursuant to Chapter 5 (commencing with
- 4 Section 15830) of Part 10b of Division 3 of Title 2
- 5 of the Government Code to finance the design and
- 6 construction of the projects authorized by this
- 7 item.
- 8 2. The State Public Works Board may authorize the
- 9 augmentation of the cost of design and
- 10 construction of the projects scheduled in this item
- 11 pursuant to the board’s authority under Section
- 12 13332.11 of the Government Code. In addition,
- 13 the State Public Works Board may authorize any
- 14 additional amount necessary to establish a
- 15 reasonable construction reserve and to pay the
- 16 cost of financing, including the payment of
- 17 interest during the construction of the project, the
- 18 costs of financing a debt service fund, and the cost
- 19 of issuance of permanent financing for the project.
- 20 This additional amount may include interest
- 21 payable on any interim financing obtained.

22

23 *SEC. 4. Item 0250-491 is added to Section 2.00 of the Budget*
 24 *Act of 2005 to read:*

25

26 0250-491—Reappropriation, Judicial Branch. \$75,000 of the

27 balance of the appropriation provided for in the

28 following citation is reappropriated for the purposes and

29 subject to the limitations, unless otherwise specified,

30 provided for in the appropriation:

31 0001—General Fund

32 (1) Item 0250-301-0001, Budget Act of 2000 (Ch.

33 52, Stats. 2000), as partially reappropriated by

34 Item 0250-490, Budget Act of 2003 (Ch. 157,

35 Stats. 2003)

36 (1) 90.20.401-Court of Appeal, Fourth Appellate

37 District, Orange County: New

38 Courthouse—Acquisition, provided that the

39 funds shall be available for expenditure until

40 June 30, 2006.

1 SEC. 5. Item 0250-498 is added to Section 2.00 of the Budget
2 Act of 2005 to read:

3
4 0250-498—Reversion, Judicial Branch. As of June 30, 2005,
5 the specified balance of the following appropriation shall
6 revert to the fund balance from which the appropriation
7 was made:

8 0001—General Fund

9 (1) Item 0250-301-0001, Budget Act of
10 2000 (Ch. 52, Stats. 2000), as
11 partially reappropriated by Item
12 0250-490, Budget Act of 2003 (Ch.
13 157, Stats. 2003)

14 (1)
15 90.20.401-Court
16 of Appeal,
17 Fourth
18 Appellate
19 District,
20 Orange
21 County: New
22 Courthouse—Acquisition
23 2,178,000
24

25 SEC. 6. Item 0520-001-0001 of Section 2.00 of the Budget Act
26 of 2005 is amended to read:

27
28 0520-001-0001—For support of Secretary for Business,
29 Transportation and Housing, for payment to Item
30 0520-001-0044 payable from the General Fund ~~1,528,000~~
31 8,828,000

32 Provisions:

33 1. Of the amount appropriated in this item, \$7,300,000
34 shall be available for use by the California Travel
35 and Tourism Commission for use in promoting
36 California tourism to potential visitors.
37

38 SEC. 7. Item 0520-001-0044 of Section 2.00 of the Budget Act
39 of 2005 is amended to read:

1	0520-001-0044—For support of Secretary for Business,	
2	Transportation and Housing, payable from the Motor	
3	Vehicle Account, State Transportation Fund	1,133,000
4	Schedule:	
5	(1) 10-Administration of Business,	
6	Transportation and Housing	
7	Agency.....	3,009,000
8	(2) 25-Infrastructure Finance and	
9	Economic Development Program	
10	.....	8,400,000
11		15,700,000
12	(3) 97.20.001-Unallocated Reduction	
13	.....	-22,000
14	(4) Reimbursements.....	-2,987,000
15	(5) Amount payable from the General	
16	Fund (Item 0520-001-0001).....	-1,528,000
17		-8,828,000
18	(6) Amount payable from the	
19	California Infrastructure and	
20	Economic Development Bank Fund	
21	(Item 0520-001-0649).....	-3,248,000
22	(7) Amount payable from the Small	
23	Business Expansion Fund (Item	
24	0520-001-0918).....	-435,000
25	(8) Amount payable from the	
26	Welcome Center Fund (Item	
27	0520-001-3083).....	-56,000
28	(9) Amount payable from the Chrome	
29	Plating Pollution Prevention	
30	Account (Item 0520-001-9329).....	-2,000,000

31
32 *SEC. 8. Item 0540-492 is added to Section 2.00 of the Budget*
33 *Act of 2005, to read:*

34
35 0540-492—Reappropriation, Secretary for Resources. The
36 balance of the appropriation provided in the following
37 citation is reappropriated for the purposes provided for
38 in that appropriation and shall be available for
39 encumbrance or expenditure until June 30, 2006:
40 6015—River Protection Subaccount

- 1 (1) Item 0540-101-6015, Budget Act of 2000 (Ch.
- 2 52, Stats. 2000)
- 3 (b) San Gabriel River

4

5 *SEC. 9. Item 0690-102-0001 of Section 2.00 of the Budget Act*
6 *of 2005 is amended to read:*

7

8	0690-102-0001—For local assistance, Office of Emergency	
9	Services	25,649,000
10		27,549,000

11 Schedule:

12	(1) 50.20.102-Victims' Legal	
13	Resource Center	41,000
14	(2) 50.20.151-Domestic Violence	
15	Program	2,730,000
16	(3) 50.20.152-Family Violence	
17	Prevention	50,000
18	(4) 50.20.301-Rape Crisis Program	50,000
19	(5) 50.20.302-Rape Prevention	5,571,000
20	(6) 50.20.351-Homeless Youth Project	
21	.....	396,000
22	(7) 50.20.352-Youth Emergency	
23	Telephone Referral	127,000
24	(8) 50.20.354-Child Sexual Abuse	
25	Prevention and Training	302,000
26	(9) 50.30.502-War on	
27	Methamphetamine	9,500,000
28	(10) 50.30.503-Vertical Prosecution	
29	Block Grants	8,176,000
30	(11) 50.30.522-Evidentiary Medical	
31	Training	648,000
32	(12) 50.30.541-Public Prosecutors and	
33	Public Defenders.....	8,000
34	(13) 50.30.661-California Gang	
35	Violence Suppression Program	2,790,000
36	(14) 50.30.662-CALGANG	300,000
37	(15) 50.30.672-Multi-Agency Gang	
38	Enforcement Consortium	93,000
39	(16) 50.30.815-Rural Crime	
40	Prevention Program	1,443,000

1		3,343,000
2	(17) Reimbursements	-6,576,000
3	Provisions:	
4	1. Notwithstanding any other provision of law, the	
5	Office of Emergency Services may provide advance	
6	payment of up to 25 percent of grant funds awarded	
7	to community-based nonprofit organizations, cities,	
8	school districts, counties, and other units of local	
9	government that have demonstrated cashflow	
10	problems according to the criteria set forth by the	
11	Office of Emergency Services.	
12	2. To maximize the use of program funds and	
13	demonstrate the commitment of the grantees to	
14	program objectives, the Office of Emergency	
15	Services shall require all grantees of funds from the	
16	Gang Violence Suppression-Curfew Enforcement	
17	Strategy Program to provide local matching funds of	
18	at least 10 percent for the first and each subsequent	
19	year of operation. This match requirement applies to	
20	each agency that is to receive grant funds. An	
21	agency may meet its match requirements with an	
22	in-kind match, if approved by the Office of	
23	Emergency Services.	
24	3. <i>Of the amount appropriated in Schedule (16),</i>	
25	<i>\$300,000 shall be provided to Monterey County for</i>	
26	<i>a planning grant consistent with the Central Coast</i>	
27	<i>Rural Crime Prevention Program as established in</i>	
28	<i>Chapter 18 of the Statutes of 2003.</i>	

30 *SEC. 10. Item 1920-011-0001 of Section 2.00 of the Budget*
 31 *Act of 2005 is amended to read:*

32		
33	1920-011-0001—For transfer by the Controller to the	
34	State Teachers' Retirement Fund	(1,050,414,000)
35		(1,081,064,000)
36	Schedule:	
37	(1) Supplemental Benefit	
38	Maintenance Account (SBMA)	
39	.....	(581,367,000)
40	(2) Benefits Funding	(469,047,000)

1 (499,697,000)

2 Provisions:

- 3 1. The estimated amount referenced in Schedule (1)
- 4 is the state’s contribution required by Section
- 5 22954 of the Education Code.
- 6 2. The estimated amount referenced in Schedule (2)
- 7 is the state’s contribution required by ~~subdivision~~
- 8 *subdivisions (a) and (b)* of Section 22955 of the
- 9 Education Code

10

11 *SEC. 11. Item 3540-301-0001 of Section 2.00 of the Budget*
12 *Act of 2005 is amended to read:*

13

14 3540-301-0001—For capital outlay, Department of Forestry
15 and Fire Protection 6,555,000
16 14,851,000

17 Schedule:

- 18 (.5) 30.30.175-Owens Valley
- 19 Conservation Camp: Construct
- 20 Utility Upgrades—Construction.... 1,511,000
- 21 (2) 30.40.110-Hollister Air Attack
- 22 Base: Relocate
- 23 Facility—Preliminary plans 269,000
- 24 (3) 30.60.050-Statewide: Construct
- 25 Communications
- 26 Facilities—Preliminary plans and
- 27 working drawings 2,660,000
- 28 (3.3) 30.30.060-Hemet-Ryan Air
- 29 Attack Base: Replace
- 30 Facility—Acquisition and
- 31 construction..... 8,296,000
- 32 (4) 30.80-Minor capital outlay..... 2,115,000

33 Provisions:

1 1. The funds appropriated by Schedules (3) and (4) of
 2 this item include funding for construction and
 3 preconstruction activities, including, but not limited
 4 to, study environmental documents, preliminary
 5 plans, working drawings, equipment, and other costs
 6 relating to the design and construction of facilities,
 7 to be performed by the Department of Forestry and
 8 Fire Protection, subject to approval by the
 9 Department of Finance. While the Department of
 10 Forestry and Fire Protection may manage the
 11 project, the project is subject to the review by the
 12 State Public Works Board.

13
 14 *SEC. 12. Item 3540-301-0660 of Section 2.00 of the Budget*
 15 *Act of 2005 is amended to read:*

16
 17 3540-301-0660—For capital outlay, Department of Forestry
 18 and Fire Protection, payable from the Public Buildings
 19 Construction Fund..... ~~137,532,000~~
 20 *129,236,000*

21 Schedule:
 22 (0.5) 30.10.005-Alma Helitack Base:
 23 Replace Facility—Preliminary
 24 plans, working drawings, and
 25 construction..... 6,469,000
 26 (0.7) 30.10.035-Stevens Creek Forest
 27 Fire Station: Replace
 28 Facility—Acquisition, working
 29 drawings, and construction 2,902,000
 30 (1) 30.10.055-Ukiah Air Attack Base:
 31 Relocate Facility—Acquisition,
 32 preliminary plans, working
 33 drawings, and construction 9,956,000
 34 (1.4) 30.10.090-Pacheco Forest Fire
 35 Station: Replace
 36 Facility—Acquisition and
 37 construction 2,445,000

1	(1.6) 30.10.110-Elk Camp Forest Fire	
2	Station: Relocate	
3	Facility—Working drawings and	
4	construction.....	2,833,000
5	(1.8) 30.10.125-Mendocino Ranger	
6	Unit Headquarters: Replace	
7	Automotive Shop—Working	
8	drawings and construction	3,258,000
9	(2) 30.10.065-Sweetwater Forest Fire	
10	Station: Replace	
11	Facility—Preliminary plans,	
12	working drawings, and	
13	construction.....	3,117,000
14	(3) 30.10.130-Santa Clara Ranger Unit	
15	Headquarters: Construct	
16	Facility—Working drawings and	
17	construction.....	2,721,000
18	(3.1) 30.20.030-Harts Mill Forest Fire	
19	Station: Relocate	
20	Facility—Construction.....	2,392,000
21	(3.15) 30.40.105-Vallecito	
22	Conservation Camp: Replace	
23	Apparatus Buildings and	
24	Utilities—Working drawings and	
25	construction	3,483,000
26	(3.2) 30.30.015-Independence Forest	
27	Fire Station: Relocate	
28	Facility—Working drawings and	
29	construction.....	2,758,000
30	(3.25) 30.30.020-San Luis Obispo	
31	Ranger Unit Headquarters: Replace	
32	Facility—Construction	10,303,000
33	(3.3) 30.30.060-Hemet-Ryan Air	
34	Attack Base: Replace	
35	Facility—Acquisition and	
36	construction.....	8,296,000

1	(3.35) 30.30.065-San Marcos Forest	
2	Fire Station: Relocate	
3	Facility—Preliminary plans,	
4	working drawings, and	
5	construction.....	2,933,000
6	(3.4) 30.30.075-Warner Springs Forest	
7	Fire Station: Replace	
8	Facility—Acquisition, preliminary	
9	plans, working drawings, and	
10	construction	3,600,000
11	(3.45) 30.30.115-Ventura Youth	
12	Conservation Camp: Construct	
13	Apparatus Buildings, Shop, and	
14	Warehouse—Working drawings	
15	and construction.....	2,657,000
16	(3.5) 30.30.150-Nipomo Forest Fire	
17	Station: Replace	
18	Facility—Acquisition and	
19	construction.....	2,936,000
20	(3.55) 30.40.050-Rancheria Forest Fire	
21	Station: Replace	
22	Facility—Working drawings and	
23	construction.....	3,272,000
24	(3.6) 30.40.075-Usona Forest Fire	
25	Station: Replace	
26	Facility—Working drawings and	
27	construction.....	2,325,000
28	(3.65) 30.40.090-Antelope Forest Fire	
29	Station: Replace Barracks and	
30	Messhall Building—Construction	
31	.....	236,000
32	(3.7) 30.40.120-Dew Drop Forest Fire	
33	Station: Replace	
34	Facility—Acquisition and	
35	construction.....	2,457,000
36	(3.75) 30.40.125-Twain Harte Forest	
37	Fire Station: Relocate	
38	Facility--Preliminary plans,	
39	working drawings, and	
40	construction.....	3,826,000

1	(3.8) 30.40.130-Springville Forest Fire	
2	Station: Relocate	
3	Facility—Preliminary plans,	
4	working drawings, and	
5	construction.....	3,697,000
6	(3.85) 30.40.135-Raymond Forest Fire	
7	Station: Relocate	
8	Facility—Preliminary plans,	
9	working drawings, and	
10	construction.....	3,444,000
11	(3.9) 30.40.145-Bautista Conservation	
12	Camp: Replace Modular	
13	Buildings--Preliminary plans,	
14	working drawings, and	
15	construction	4,758,000
16	(3.95) 34.40.195-Altaville Forest Fire	
17	Station: Replace	
18	Facility—Working drawings and	
19	construction	3,754,000
20	(4) 30.60.045-Statewide: Construct	
21	Forest Fire Stations—Preliminary	
22	plans, working drawings, and	
23	construction.....	36,704,000

- 24 Provisions:
- 25 1. The State Public Works Board may issue
 - 26 lease-revenue bonds, notes, or bond anticipation
 - 27 notes pursuant to Chapter 5 (commencing with
 - 28 Section 15830) of Part 10b of Division 3 of Title 2
 - 29 of the Government Code to finance the acquisition,
 - 30 design, and construction of the projects authorized
 - 31 by this item.
 - 32 2. The State Public Works Board and the Department of
 - 33 Forestry and Fire Protection may obtain interim
 - 34 financing for the project costs authorized in this
 - 35 item from any appropriate source including, but not
 - 36 limited to, the Pooled Money Investment Account
 - 37 pursuant to Sections 16312 and 16313 of the
 - 38 Government Code.

- 1 3. The State Public Works Board may authorize the
2 augmentation of the costs of acquisition, design, and
3 construction of the projects scheduled in this item
4 pursuant to the board’s authority under Section
5 13332.11 of the Government Code. In addition, the
6 State Public Works Board may authorize any
7 additional amount necessary to establish a
8 reasonable construction reserve and to pay the cost
9 of financing including the payment of interest
10 during construction of the project, the costs of
11 financing a debt service fund, and the cost of
12 issuance of permanent financing for the project.
13 This additional amount may include interest payable
14 on any interim financing obtained.
- 15 4. Notwithstanding any other provision of law, the
16 funds appropriated by Schedules (1) and (4) of this
17 item shall be available for expenditure during the
18 2005-06 fiscal year, except appropriations for
19 working drawings which shall be available for
20 expenditure until June 30, 2007, and appropriations
21 for construction which shall be available for
22 expenditure until June 30, 2010. In addition, the
23 balance of funds appropriated for construction by
24 Schedules (1) and (4) that have not been allocated,
25 through fund transfer or approval to bid, by the
26 Department of Finance on or before June 30, 2008,
27 shall revert as of that date to the fund from which
28 the appropriation was made.
- 29 5. This department is authorized and directed to execute
30 and deliver any and all leases, contracts, agreements,
31 or other documents necessary or advisable to
32 consummate the sale of bonds or otherwise
33 effectuate the financing of the scheduled projects.

- 1 6. The State Public Works Board shall not be deemed a
- 2 lead or responsible agency for purposes of the
- 3 California Environmental Quality Act (Division 13
- 4 (commencing with Section 21000) of the Public
- 5 Resources Code) for any activities under the State
- 6 Building Construction Act of 1955 (Part 10.5
- 7 (commencing with Section 15800) of Division 3 of
- 8 Title 2 of the Government Code). This section does
- 9 not exempt this department from the requirements of
- 10 the California Environmental Quality Act. This
- 11 section is intended to be declarative of existing law.
- 12 7. Notwithstanding any other provision of law, the
- 13 funds appropriated by Schedule (1) of this item may
- 14 be used to acquire fee acquisition through a
- 15 purchase option or less than fee acquisition, through
- 16 a long-term lease or prepaid long-term lease, subject
- 17 to approval by the Department of Finance.
- 18 8. The funds appropriated in Schedule (4) of this item
- 19 include funding for construction and
- 20 pre-construction activities, including, but not limited
- 21 to, study, environmental documents, preliminary
- 22 plans, working drawings, equipment, and other costs
- 23 relating to the design and construction of facilities
- 24 that may be performed by the Department of
- 25 Forestry and Fire Protection, subject to approval by
- 26 the Department of Finance. While the Department
- 27 of Forestry and Fire Protection may manage the
- 28 project, the project is subject to the review of the
- 29 State Public Works Board and requires authorization
- 30 to proceed to bid by the Department of Finance.
- 31 Funds may also be used by the Department of
- 32 General Services for project monitoring and
- 33 oversight.

34
 35 *SEC. 13. Item 3600-001-0001 of Section 2.00 of the Budget*
 36 *Act of 2005, is amended to read:*

37
 38 3600-001-0001—For support of Department of Fish and
 39 Game 44,431,000
 40 Schedule:

1	(1) 20-Biodiversity Conservation	
2	Program	137,172,000
3		<i>132,172,000</i>
4	(2) 25-Hunting, Fishing and Public Use	
5	.....	48,920,000
6	(3) 30-Management of Department	
7	Lands and Facilities	43,374,000
8	(4) 40-Conservation Education and	
9	Enforcement.....	55,643,000
10	(5) 50-Spill Prevention and Response	
11	.....	29,737,000
12	(6) 70.01-Administration	33,756,000
13	(7) 70.02-Distributed Administration	
14	.....	-33,756,000
15	(8) 97.20.001-Unallocated Reduction	
16	.....	-569,000
17	(9) Reimbursements	-38,819,000
18	(10) Amount payable from the Safe	
19	Neighborhood Parks, Clean Water,	
20	Clean Air, and Coastal Protection	
21	Bond Fund (Item 3600-001-0005)	
22	.....	-1,537,000
23	(11) Amount payable from the	
24	California Environmental License	
25	Plate Fund (Item 3600-001-0140)	
26	.....	-15,802,000
27	(12) Amount payable from the Fish and	
28	Game Preservation Fund (Item	
29	3600-001-0200)	-103,919,000
30		<i>-98,919,000</i>
31	(13) Amount payable from the Fish and	
32	Wildlife Pollution Account (Item	
33	3600-001-0207)	-2,577,000
34	(14) Amount payable from the	
35	California Waterfowl Habitat	
36	Preservation Account, Fish and	
37	Game Preservation Fund (Item	
38	3600-001-0211)	-220,000

1	(15) Amount payable from the Exotic	
2	Species Control Fund (Item	
3	3600-001-0212)	-1,199,000
4	(16) Amount payable from the Public	
5	Resources Account, Cigarette and	
6	Tobacco Products Surtax Fund	
7	(Item 3600-001-0235)	-2,542,000
8	(17) Amount payable from the Oil Spill	
9	Prevention and Administration	
10	Fund (Item 3600-001-0320)	-21,503,000
11	(18) Amount payable from the	
12	Environmental Enhancement Fund	
13	(Item 3600-001-0322)	-381,000
14	(18.5) Amount payable from the	
15	Salmon and Steelhead Trout	
16	Restoration Account (Item	
17	3600-001-0384)	-8,000,000
18	(19) Amount payable from the Central	
19	Valley Project Improvement	
20	Subaccount (Item 3600-001-0404)	
21	.....	-54,000
22	(20) Amount payable from the Federal	
23	Trust Fund (Item 3600-001-0890)	
24	.....	-66,656,000
25	(22) Amount payable from the Water	
26	Security, Clean Drinking Water,	
27	Coastal and Beach Protection Fund	
28	of 2002 (Item 3600-001-6031)	-4,245,000
29	(23) Amount payable from the Salton	
30	Sea Restoration Fund (Item	
31	3600-001-8018)	-2,392,000
32	Provisions:	

- 1 1. The funds appropriated in this item may be increased
2 with the approval of, and under the conditions set
3 by, the Department of Finance to meet current
4 obligations proposed to be funded in Schedules (9)
5 and (20). The funds appropriated in this item shall
6 not be increased until the Department of Fish and
7 Game has a valid contract, signed by the client
8 agency, that provides sufficient funds to finance the
9 increased authorization. This increased authorization
10 may not be used to expand services or create new
11 obligations.
12 Reimbursements received under Schedules (9) and
13 (20) shall be used in repayment of any funds used to
14 meet current obligations pursuant to this provision.
- 15 2. Of the amount appropriated in Schedule (3), \$95,000
16 from the Safe Neighborhood Parks, Clean Water,
17 Clean Air, and Coastal Protection Bond Fund and
18 \$622,000 in reimbursements shall be available for
19 fire prevention projects until June 30, 2007.
- 20 3. It is the intent of the Legislature that, of the funds
21 appropriated in this item, \$5,000,000 be provided
22 for the hiring of additional game wardens in order to
23 ensure that California's natural environment is
24 protected through tough enforcement of existing
25 laws.
- 26 4. It is the intent of the Legislature that, of the funds
27 provided in this item, \$1,000,000 be provided for
28 the purposes of protecting and preserving
29 California's wild and heritage trout populations.
- 30 5. It is the intent of the Legislature that, of the funds
31 appropriated in this item, \$1,700,000 be provided
32 for the hiring of Fish and Game staff to review
33 timber harvest plans in order to ensure that
34 California's natural environment is protected
35 through tough enforcement of existing laws.

- 6. Funds provided to rebuild the Wild/Heritage Trout Program may be used to match federal funds. Any matching federal funds received may be expended by the Department of Fish and Game to hire a seasonal team in each region to augment the work of the department's biologists. The notification requirements of Section 28.00 do not apply to federal funds received for this purpose.

SEC. 14. Item 3600-001-0200 of Section 2.00 of the Budget Act of 2005 is amended to read:

3600-001-0200—For support of Department of Fish and Game, for payment to Item 3600-001-0001, payable from the Fish and Game Preservation Fund	103,919,000
	98,919,000

Provisions:

- 1. Of the funds appropriated in this item, \$203,000 is for reimbursement to the State Department of Health Services for shellfish monitoring activities.
- ~~2. Of the funds appropriated in this item, \$5,000,000 shall be available only if legislation reforming the fee structure of the California Environmental Quality Act (Division 13 (commencing with Section 21000) of the Public Resources Code) is enacted.~~
- ~~3. It is the intent of the Legislature that, should legislation be enacted creating the Commercial Fishing Conservation, Management, and Research Fund, funds from this item shall be transferred from this account to the Commercial Fishing Conservation, Management, and Research Fund for expenditure as provided in that legislation.~~
- 4. Of the funds appropriated in this item, \$3,000,000 shall be available to continue operations of state fish hatcheries located in various regions of the state.

SEC. 15. Item 3790-492 is added to Section 2.00 of the Budget Act of 2005, to read as follows:

- 1 3790-492—Reappropriation, Department of Parks and
2 Recreation. Notwithstanding any other provision of law,
3 the period to liquidate encumbrances of the following
4 citation is extended to June 30, 2006:
5 0001—General Fund
6 (1) Item 3790-101-0001, Budget Act of 2001 (Ch.106,
7 Stats. 2001)
8 (b) Local Projects
9 (119) City of Stockton: Pixie Woods Children's
10 Park
11 (120) City of Stockton: development of youth
12 soccer fields
13 (124) San Francisco Organizing Project:
14 Facade improvements
15 (2) Item 3790-101-0001, Budget Act of 2000 (Ch. 52,
16 Stats. 2000)
17 (a) Grants
18 (130) City of Glendale: Deukmejian
19 Wilderness Park
20 (248) City of Huntington Park: Bonneli
21 Regional Youth Center
22 (3) Item 3790-102-0005, Budget Act of 2000 (Ch. 52,
23 Stats. 2000)
24 (a) 80.25-Recreational Grants
25 (5) Murray-Hayden Grants
26 (i) City of Huntington Park: Regional Youth
27 Center
28 (qx) City of Huntington Park: Bonneli
29 Regional Youth Center
30 (4) Item 3790-101-0001, Budget Act of 1999 (Ch. 50,
31 Stats. 1999), as reappropriated by Chapter 1127 of
32 the Statutes of 2002
33 (a) Recreational Grants
34 (152) City of San Jacinto: Regional Aquatic
35 Center Swimming Pool
36 0262—Habitat Conservation Fund
37 (1) Item 3790-101-0262, Budget Act of 1999 (Ch. 50,
38 Stats. 1999), as reappropriated by Item 3790-493,
39 Budget Act of 2004 (Ch. 208, Stats. 2004)

1 (1) 80.25.0001-Local Grants--Habitat Conservation
 2 Fund Program
 3 Provisions:
 4 1. The reappropriation is limited to the \$325,000 grant
 5 to the Mid-Peninsula Regional Open Space District.
 6

7 *SEC. 16. Item 3860-001-0001 of Section 2.00 of the Budget*
 8 *Act of 2005 is amended to read:*
 9

10	3860-001-0001—For support of Department of Water	
11	Resources	72,691,000
12		73,440,000
13	Schedule:	
14	(1) 10-Continuing Formulation of the	
15	California Water Plan	108,447,000
16	(2) 20-Implementation of the State	
17	Water Resources Development	
18	System	5,220,000
19	(3) 30-Public Safety and Prevention of	
20	Damage	92,690,000
21	(4) 40-Services	7,205,000
22	(5) 45-California Energy Resources	
23	Scheduling (CERS)	32,343,603
24	(6) 50.01-Management and	
25	Administration	63,700,000
26	(7) 50.02-Distributed Management and	
27	Administration	-63,700,000
28	(8) 97.20.001-Unallocated Reduction	
29	.....	-576,000
30	(9) Reimbursements	-26,693,000
31		-25,944,000
32	(10) Amount payable from the	
33	California Environmental License	
34	Plate Fund (Item 3860-001-0140)	
35	.....	-238,000
36	(11) Amount payable from the Central	
37	Valley Project Improvement	
38	Subaccount (Item 3860-001-0404)	
39	.....	-1,575,000

1	(12) Amount payable from the	
2	Feasibility Projects Subaccount	
3	(Item 3860-001-0445).....	-482,000
4	(13) Amount payable from the Water	
5	Conservation and Groundwater	
6	Recharge Subaccount (Item	
7	3860-001-0446)	-125,000
8	(14) Amount payable from the Energy	
9	Resources Programs Account (Item	
10	3860-001-0465)	-1,792,000
11	(15) Amount payable from the Local	
12	Projects Subaccount (Item	
13	3860-001-0543)	-101,000
14	(17) Amount payable from the 1986	
15	Water Conservation and Water	
16	Quality Bond Fund (Item	
17	3860-001-0744)	-195,000
18	(18) Amount payable from the Federal	
19	Trust Fund (Item 3860-001-0890)	
20	.....	-12,700,000
21	(19) Amount payable from the Dam	
22	Safety Fund (Item 3860-001-3057)	
23	.....	-7,827,000
24	(20) Amount payable from the Electric	
25	Power Fund (Item 3860-001-3100)	
26	.....	-32,343,603
27	(21) Amount payable from the Safe	
28	Drinking Water, Clean Water,	
29	Watershed Protection, and Flood	
30	Protection Bond Fund (Item	
31	3860-001-6001)	-988,000
32	(22) Amount payable from Floodplain	
33	Mapping Subaccount (Item	
34	3860-001-6003)	-254,000
35	(23) Amount payable from the Flood	
36	Protection Corridor Subaccount	
37	(Item 3860-001-6005)	-866,000
38	(24) Amount payable from the Urban	
39	Stream Restoration Subaccount	
40	(Item 3860-001-6007)	-701,000

1	(25) Amount payable from the Yuba	
2	Feather Flood Protection	
3	Subaccount (Item 3860-001-6010)	
4	.....	-703,000
5	(26) Amount payable from the Water	
6	Conservation Account (Item	
7	3860-001-6023)	-789,000
8	(27) Amount payable from the	
9	Conjunctive Use Subaccount (Item	
10	3860-001-6025)	-1,316,000
11	(28) Amount payable from the	
12	Bay-Delta Multipurpose Water	
13	Management Subaccount (Item	
14	3860-001-6026)	-3,604,000
15	(29) Amount payable from the Interim	
16	Water Supply and Water Quality	
17	Infrastructure and Management	
18	Subaccount (Item 3860-001-6027)	
19	.....	-433,000
20	(19) Amount payable from the Water	
21	Security, Clean Drinking Water,	
22	Coastal and Beach Protection Fund	
23	of 2002 (Item 3860-001-6031)	-78,913,000

- 24 Provisions:
- 25 1. The amounts appropriated in Items 3860-001-0001 to
 - 26 3860-001-6031, inclusive, shall be transferred to the
 - 27 Water Resources Revolving Fund (0691) for direct
 - 28 expenditure in such amounts as the Department of
 - 29 Finance may authorize, including cooperative work
 - 30 with other agencies.
 - 31 2. *Notwithstanding any other provision of law, the fees*
 - 32 *supporting the Watermaster program shall not be*
 - 33 *increased in the 2005–06 fiscal year.*

34

35 *SEC. 17. Item 3940-001-0001 of Section 2.00 of the Budget*

36 *Act of 2005 is amended to read:*

37		
38	3940-001-0001—For support of State Water Resources	
39	Control Board.....	29,236,000
40	Schedule:	

1	(1) 10-Water Quality.....	431,809,000
2		427,309,000
3	(2) 20-Water Rights	11,085,000
4	(3) 30.01-Administration	17,805,000
5	(4) 30.02-Distributed Administration	
6	.....	-17,805,000
7	(5) 97.20.001-Unallocated	
8	Reduction.....	-454,000
9	(6) Reimbursements	-9,815,000
10	(7) Amount payable from the Unified	
11	Program Account (Item	
12	3940-001-0028).....	-525,000
13	(8) Amount payable from the Waste	
14	Discharge Permit Fund (Item	
15	3940-001-0193).....	-62,318,000
16		-57,818,000
17	(9) Amount payable from the Marine	
18	Invasive Species Control Fund	
19	(Item 3940-001-0212).....	-77,000
20	(10) Amount payable from the Public	
21	Resources Account, Cigarette and	
22	Tobacco Products Surtax Fund	
23	(Item 3940-001-0235)	-3,666,000
24	(11) Amount payable from the	
25	Integrated Waste Management	
26	Account, Integrated Waste	
27	Management Fund (Item	
28	3940-001-0387).....	-5,547,000
29	(12) Amount payable from the State	
30	Revolving Fund Loan Subaccount	
31	(Item 3940-001-0417)	-538,000
32	(13) Amount payable from the Water	
33	Recycling Subaccount (Item	
34	3940-001-0419).....	-153,000
35	(14) Amount payable from the	
36	Drainage Management Subaccount	
37	(Item 3940-001-0422)	-515,000

1	(16) Amount payable from the	
2	Seawater Intrusion Control	
3	Subaccount (Item	
4	3940-001-0424).....	-39,000
5	(17) Amount payable from the	
6	Underground Storage Tank Tester	
7	Account (Item 3940-001-0436).....	-63,000
8	(18) Amount payable from the	
9	Underground Storage Tank	
10	Cleanup Fund (Item	
11	3940-001-0439).....	-275,556,000
12	(19) Amount payable from the Surface	
13	Impoundment Assessment Account	
14	(Item 3940-001-0482).....	-198,000
15	(20) Amount payable from the 1984	
16	State Clean Water Bond Fund	
17	(Item 3940-001-0740)	-321,000
18	(21) Amount payable from the Federal	
19	Trust Fund (Item	
20	3940-001-0890).....	-34,670,000
21	(22) Amount payable from the Water	
22	Rights Fund (Item	
23	3940-001-3058).....	-9,227,000
24	(23) Amount payable from the	
25	Watershed Protection Subaccount	
26	(Item 3940-001-6013).....	-1,069,000
27	(24) Amount payable from the Santa	
28	Ana River Watershed Subaccount	
29	(Item 3940-001-6016).....	-1,062,000
30	(25) Amount payable from the Lake	
31	Elsinore and San Jacinto	
32	Watershed Subaccount (Item	
33	3940-001-6017)	-47,000
34	(26) Amount payable from the	
35	Nonpoint Source Pollution Control	
36	Subaccount (Item 3940-001-6019)	
37	.....	-1,238,000
38	(27) Amount payable from the State	
39	Revolving Fund Loan Subaccount	
40	(Item 3940-001-6020).....	-81,000

1	(28) Amount payable from the	
2	Wastewater Construction Grant	
3	Subaccount (Item	
4	3940-001-6021).....	-23,000
5	(29) Amount payable from the Coastal	
6	Nonpoint Source Control	
7	Subaccount (Item	
8	3940-001-6022).....	-1,076,000
9	(30) Amount payable from the Water	
10	Security, Clean Drinking Water,	
11	Coastal and Beach Protection Fund	
12	of 2002 (Item 3940-001-6031).....	-4,820,000
13	(31) Amount payable from the	
14	Petroleum Underground Storage	
15	Tank Financing Account (Item	
16	3940-001-8026).....	-560,000

17 Provisions:

- 18 1. Notwithstanding any other provision of law, upon
- 19 approval and order of the Director of Finance, the
- 20 State Water Resources Control Board may borrow
- 21 sufficient funds for cash purposes from special
- 22 funds that otherwise provide support for the board.
- 23 Any such loans are to be repaid with interest at the
- 24 rate earned in the Pooled Money Investment
- 25 Account.

26

27 *SEC. 18. Item 3940-001-0193 of Section 2.00 of the Budget*

28 *Act of 2005 is amended to read:*

29		
30	3940-001-0193—For support of State Water Resources	
31	Control Board, for payment to Item 3940-001-0001,	
32	payable from the Waste Discharge Permit Fund	62,318,000
33		57,818,000

34

35 *SEC. 19. Item 5180-111-0001 of Section 2.00 of the Budget*

36 *Act of 2005 is amended to read:*

37		
38	5180-111-0001—For local assistance, Department of Social	
39	Services	4,807,350,000
40		4,759,353,000

1	Schedule:	
2	(1) 16.70-SSI/SSP	3,572,952,000
3		3,524,955,000
4	(2) 25.15-IHSS	3,762,122,000
5	(3) Reimbursements	-2,527,724,000

- 6 Provisions:
- 7 1. Provisions 1 and 4 of Item 5180-101-0001 also
 - 8 apply to this item.
 - 9 2. Notwithstanding Chapter 1 (commencing with
 - 10 Section 18000) of Part 6 of Division 9 of the
 - 11 Welfare and Institutions Code, a loan not to exceed
 - 12 \$195,000,000 shall be made available from the
 - 13 General Fund from funds not otherwise
 - 14 appropriated, to cover the federal share or
 - 15 reimbursable share, or both, of costs of a
 - 16 program(s) when the federal funds or
 - 17 reimbursements (from the Health Care Deposit
 - 18 Fund or counties) have not been received by this
 - 19 state prior to the usual time for transmitting
 - 20 payments for the federal or reimbursable share of
 - 21 costs for this state. That loan from the General
 - 22 Fund shall be repaid when the federal share of costs
 - 23 for the program(s) becomes available, or in the case
 - 24 of reimbursements, subject to Section 16351 of the
 - 25 Government Code. County reimbursements also
 - 26 shall be subject to Section 16314 of the
 - 27 Government Code, which specifies the rate of
 - 28 interest. The department may offset a county’s
 - 29 share of cost of the In-Home Supportive Services
 - 30 (IHSS) program against local assistance payments
 - 31 made to the county if the county fails to reimburse
 - 32 its share of cost of the IHSS program to the state.
 - 33 3. The State Department of Social Services shall
 - 34 provide technical assistance to counties to ensure
 - 35 that they maximize the receipt of federal funds for
 - 36 the IHSS program, without compromising the
 - 37 quality of the services provided to IHSS recipients.

1 4. Funds appropriated in this item for the management,
 2 including, as needed, procurement, design,
 3 development, testing, implementation, and
 4 oversight of the Case Management Information and
 5 Payrolling System (CMIPS) project shall be
 6 transferred to Item 0530-001-9732 upon order of
 7 the Department of Finance.
 8

9 *SEC. 20. Item 6110-485 of Section 2.00 of the Budget Act of*
 10 *2005 is amended to read:*

11
 12 6110-485—Reappropriation (Proposition 98), Department of
 13 Education. The sum of ~~\$134,616,000~~ \$306,741,000 is
 14 hereby reappropriated from the Proposition 98
 15 Reversion Account, for the following purposes:

16 0001—General Fund

- 17 (1) ~~\$100,000,000~~ \$183,508,000 to the School Facilities
 18 Program for the purpose of funding the School
 19 Facilities Emergency Repair Account as required by
 20 Chapter 899 of the Statutes of 2004.
- 21 (2) \$10,000,000 to the State Department of Education
 22 for the purpose of funding CalWORKs Stage 3
 23 child care.
- 24 (3) \$6,385,000 to the State Department of Education,
 25 for payment of Sunnyvale Desegregation claims
 26 and interest owed through the 1991-92 fiscal year.
 27 The funding shall not be provided for payment of
 28 claims and interest and shall be reverted to the
 29 General Fund if an appropriation is included in a
 30 claims bill for this purpose during the 2005-06
 31 Regular Session.
- 32 (4) \$1,050,000 on a one-time basis to the State
 33 Department of Education for the purpose of funding
 34 a pilot program to provide training for School
 35 Business Officers.
- 36 (5) \$354,000 to the State Department of Education, for
 37 transfer by the Controller to Section A of the State
 38 School Fund, for payment of prior year child
 39 nutrition claims of \$335,000 in 2003-04, \$17,000 in
 40 2000-01, and \$2,000 in 1999-00 fiscal years.

- 1 (6) \$2,227,000, on a one-time basis, to the State
- 2 Department of Education to cover start-up costs
- 3 associated with the new California English
- 4 Language Development Test contract.
- 5 (7) \$9,000,000 to the State Department of Education,
- 6 on a one-time basis, for the Charter School Facility
- 7 Grant Program.
- 8 (8) *\$53,757,000 to the Controller to pay for prior year*
- 9 *state obligations for K-12 mandate claims and*
- 10 *interest.*
- 11 (9) *\$18,200,000 on a one-time basis to the State*
- 12 *Department of Education for providing fruits and*
- 13 *vegetables to schools pursuant to legislation*
- 14 *enacted during the 2005–06 Regular Session.*
- 15 (10) *Up to \$49,500,000 to the Superintendent of Public*
- 16 *Instruction for purposes of the allocations specified*
- 17 *pursuant to Provision 3.*

18 Provisions:

- 19 1. The funds specified in Schedule (7) shall be used to
- 20 provide grants to charter schools that operate in
- 21 low-income attendance areas for facilities-related
- 22 expenses pursuant to Section 3 of Chapter 892 of
- 23 the Statutes of 2001. No charter school receiving
- 24 funds under this program shall receive funding in
- 25 excess of 75 percent of annual lease costs through
- 26 this program or any other source of funding
- 27 provided in this or any other act.
- 28 2. *The funds specified in Schedule (8) shall go to the*
- 29 *Controller, who shall use the funds to pay for the*
- 30 *oldest claims of those no longer subject to audit*
- 31 *pursuant to subdivision (a) of Section 17558.5 of*
- 32 *the Government Code, including accrued interest.*
- 33 *No payments shall be made from the funds on any*
- 34 *claims for the Standardized Testing and Reporting*
- 35 *(STAR) Program, schoolsite councils, Brown Act*
- 36 *reform, School Bus Safety II, or the removal of*
- 37 *chemicals.*

- 1 3. *The governing board of a school district that has a*
2 *school or schools that are ranked in deciles 1 to 3,*
3 *inclusive, of the 2004 base Academic Performance*
4 *Index, as defined in Section 52052 of the Education*
5 *Code, may apply for funding specified in Schedule*
6 *(10) for one or more such qualifying schools.*
7 (a) *As a condition of receipt of funds, the district*
8 *governing board shall adopt a plan for use of*
9 *the funds within the qualifying schools. The*
10 *plan must be discussed and adopted at a*
11 *regularly scheduled governing board meeting.*
12 (b) *Each applicant district shall receive fifty*
13 *dollars (\$50) per pupil based upon the number*
14 *of pupils in qualifying schools within the*
15 *district.*
16 (c) *The funds shall be used for the purposes of*
17 *improving the educational culture and*
18 *environment at those schools, which may*
19 *include, but are not limited to, the following*
20 *specific purposes:*
21 (1) *Assuring a safe, clean school environment for*
22 *teaching and learning.*
23 (2) *Providing support services for students, and*
24 *teachers.*
25 (3) *Activities, including differential compensation,*
26 *focused on the recruitment and retention at*
27 *those schools of teachers who meet the*
28 *definition of a highly qualified teacher under*
29 *the No Child Left Behind Act of 2001 (20*
30 *U.S.C. Sec. 6301 et seq.).*
31 (4) *Activities, including differential compensation,*
32 *focused on the recruitment and retention at*
33 *those schools of highly skilled principals.*
34 (5) *Small group instruction.*
35 (6) *Providing time for teachers and principals to*
36 *collaborate regarding improving academic*
37 *outcomes for students.*

1 (d) *To the extent that funding is insufficient to fund*
2 *all eligible applicants, the amount provided*
3 *shall be prorated to conform to available*
4 *funds.*

5 (e) *Of the funds specified in Schedule (10),*
6 *\$3,000,000 shall be available for allocation to*
7 *a County Office of Education on a competitive*
8 *basis for the purpose of contracting, on a*
9 *competitive basis, with an outside entity for the*
10 *purpose of recruiting highly qualified teachers*
11 *to qualifying schools in deciles 1 to 3,*
12 *inclusive, based on the 2004 Academic*
13 *Performance Index.*

14
15 *SEC. 21. Item 6110-495 of Section 2.00 of the Budget Act of*
16 *2005 is amended to read:*

17
18 6110-495—Reversion, Department of Education, Proposition
19 98. The following amounts shall be reverted to the
20 Proposition 98 Reversion Account by the State
21 Controller within 60 days of enactment of this act:

22 0001—General Fund

- 23 (1) \$1,111,000 or whatever greater or lesser amount
24 reflects the unexpended funds from Item
25 6110-123-0001, Budget Act of 2003 (Ch. 157,
26 Stats. 2003).
27 (2) \$1,812,000 or whatever lesser or greater amount
28 reflects unexpended funds from Item
29 6110-126-0001, Budget Act of 2002 (Ch. 379,
30 Stats. 2002).
31 (3) \$21,000 or whatever lesser or greater amount
32 reflects the unexpended funds from Item
33 6110-156-0001, Budget Act of 2003 (Ch. 157,
34 Stats. 2003).
35 (4) \$211,000 or whatever lesser or greater amount
36 reflects the unexpended funds from Item
37 6110-166-0001, Budget Act of 2003 (Ch. 157,
38 Stats. 2003).

- 1 (5) \$50,000 or whatever lesser or greater amount
2 reflects unexpended funds from Item
3 6110-177-0001, Budget Act of 2003 (Ch. 157,
4 Stats. 2003).
- 5 (6) \$66,000 or whatever lesser or greater amount
6 reflects the unexpended funds from Item
7 6110-191-0001, Budget Act of 2002 (Ch. 379,
8 Stats. 2002).
- 9 (7) \$127,000 or whatever lesser or greater amount
10 reflects the unexpended funds from Item
11 6110-191-0001, Budget Act of 2003 (Ch. 157,
12 Stats. 2003).
- 13 (8) \$545,000 or whatever lesser or greater amount
14 reflects the unexpended funds from Item
15 6110-195-0001, Budget Act of 2003 (Ch. 157,
16 Stats. 2003).
- 17 (9) \$24,396,000 or whatever the greater or lesser
18 amount reflects the unencumbered balance of the
19 amount appropriated for child care and
20 development programs in Item 6110-196-0001,
21 Budget Act of 2003 (Ch. 157, Stats. 2003).
- 22 (10) \$78,000 or whatever lesser or greater amount
23 reflects the unexpended funds from Item
24 6110-197-0001, Budget Act of 2003 (Ch. 157,
25 Stats. 2003).
- 26 (11) \$1,030,000 or whatever lesser or greater amount
27 reflects unexpended funds from Item
28 6110-203-0001, Budget Act of 2004 (Ch. 208,
29 Stats. 2004).
- 30 (12) \$27,000 or whatever lesser or greater amount
31 reflects the unexpended funds from Item
32 6110-209-0001, Budget Act of 2003 (Ch. 157,
33 Stats. 2003).
- 34 (13) \$451,000 or whatever lesser or greater amount
35 reflects the unexpended funds from Item
36 6110-211-0001, Budget Act of 2002 (Ch. 379,
37 Stats. 2002).

- 1 (14) \$110,000 or whatever greater or lesser amount
2 reflects the unexpended funds from Schedule (4) of
3 Item 6110-485, Budget Act of 2003 (Ch. 157, Stats.
4 2003).
- 5 (15) \$22,000 from the appropriation made by
6 paragraph (9) of subdivision (a) of Section 83 of
7 Chapter 4 of the Statutes of 2003, First
8 Extraordinary Session.
- 9 (16) \$4,600,000 or whatever greater or lesser amount
10 reflects unexpended funds from Item
11 6110-134-0001, Budget Act of 2002 (Ch. 379,
12 Stats. 2002).
- 13 (17) \$1,013,000 or whatever greater or lesser amount
14 reflects unexpended funds from Item
15 6110-229-0001, Budget Act of 2002 (Ch. 379,
16 Stats. 2002).
- 17 (18) \$8,000,000 or whatever greater or lesser amount
18 reflects unexpended funds from paragraph (1) of
19 subdivision (a) of Section 1 of Chapter 101 of the
20 Statutes of 2002.
- 21 (19) \$119,000 or whatever lesser or greater amount
22 reflects unexpended funds from Item
23 6110-201-0001, Budget Act of 2002 (Ch. 379,
24 Stats. 2002).
- 25 (20) \$701,000 or whatever lesser or greater amount
26 reflects unexpended funds from paragraph (4) of
27 subdivision (a) of Section 50 of Chapter 1167 of the
28 Statutes of 2002.
- 29 (21) \$3,000,000 or whatever greater or lesser amount
30 reflects unexpended funds from Section 11 of
31 Chapter 10 of the Statutes of 2003, First
32 Extraordinary Session.
- 33 (22) \$702,000 or whatever lesser or greater amount
34 reflects unexpended funds from Item
35 6110-235-0001, Budget Act of 2003 (Ch. 157,
36 Stats. 2003).
- 37 (23) \$1,481,000 or whatever lesser or greater amount
38 reflects the unexpended funds from Item
39 6110-166-0001, Budget Act of 2002 (Ch. 379,
40 Stats. 2002).

- 1 (24) \$194,000 or whatever lesser or greater amount
- 2 reflects the unexpended funds from Item
- 3 6110-122-0001, Budget Act of 2002 (Ch. 379,
- 4 Stats. 2002).
- 5 (25) \$398,000 or whatever lesser or greater amount
- 6 reflects the unexpended funds from Item
- 7 6110-122-0001, Budget Act of 2003 (Ch. 157,
- 8 Stats. 2003).
- 9 (26) \$10,000,000 of the balance in the Child Care
- 10 Facilities Revolving Fund established pursuant to
- 11 Section 8278.3 of the Education Code.
- 12 (27) \$1,981,000 or whatever lesser or greater amount
- 13 reflects the unexpended funds from Item
- 14 6110-166-0001, Budget Act of 2003 (Ch. 157,
- 15 Stats. 2003).
- 16 (28) \$1,300,000 from Item 6110-144-0001, Budget Act
- 17 of 2003 (Ch. 157, Stats. 2003).
- 18 (29) \$8,726,000 or whatever lesser or greater amount
- 19 reflects the unexpended funds from paragraph (3) of
- 20 subdivision (a) of Section 50 of Chapter 1167 of the
- 21 Statutes of 2002.
- 22 (30) *\$61,568 or whatever greater or lesser amount*
- 23 *reflects unexpended funds from Schedule (42) of*
- 24 *Item 6110-485 of the Budget Act of 2001 (Ch. 106,*
- 25 *Stats. 2001), as added by Section 48 of Chapter 1 of*
- 26 *the Statutes of 2002, Third Extraordinary Session.*
- 27 (31) *\$650,874 or whatever greater or lesser amount*
- 28 *reflects unexpended funds from Schedule (1) of Item*
- 29 *6110-111-0001 of the Budget Act of 2002 (Ch. 379,*
- 30 *Stats. 2002).*
- 31 (32) *\$156,788 or whatever greater or lesser amount*
- 32 *reflects unexpended funds from Item*
- 33 *6110-112-0001 of the Budget Act of 2002 (Ch. 379,*
- 34 *Stats. 2002).*
- 35 (33) *\$243,780 or whatever greater or lesser amount*
- 36 *reflects unexpended funds from Schedule (5) of Item*
- 37 *6110-113-0001 of the Budget Act of 2002 (Ch. 379,*
- 38 *Stats. 2002).*

- 1 (34) \$542,174 or whatever greater or lesser amount
2 reflects unexpended funds from Schedule (6) of Item
3 6110-113-0001 of the Budget Act of 2002 (Ch. 379,
4 Stats. 2002).
- 5 (35) \$292,458 or whatever greater or lesser amount
6 reflects unexpended funds from Item
7 6110-120-0001 of the Budget Act of 2002 (Ch. 379,
8 Stats. 2002).
- 9 (36) \$77,120 or whatever greater or lesser amount
10 reflects unexpended funds from Schedule (3) of Item
11 6110-123-0001 of the Budget Act of 2002 (Ch. 379,
12 Stats. 2002).
- 13 (37) \$56,005 or whatever greater or lesser amount
14 reflects unexpended funds from Item
15 6110-126-0001 of the Budget Act of 2002 (Ch. 379,
16 Stats. 2002).
- 17 (38) \$513,842 or whatever greater or lesser amount
18 reflects unexpended funds from Item
19 6110-127-0001 of the Budget Act of 2002 (Ch. 379,
20 Stats. 2002).
- 21 (39) \$13,250 or whatever greater or lesser amount
22 reflects unexpended funds from Item
23 6110-137-0001 of the Budget Act of 2002 (Ch. 379,
24 Stats. 2002).
- 25 (40) \$507 or whatever greater or lesser amount
26 reflects unexpended funds from Item
27 6110-140-0001 of the Budget Act of 2002 (Ch. 379,
28 Stats. 2002).
- 29 (41) \$2,581 or whatever greater or lesser amount
30 reflects unexpended funds from Schedule (1) of Item
31 6110-156-0001 of the Budget Act of 2002 (Ch. 379,
32 Stats. 2002).
- 33 (42) \$929,199 or whatever greater or lesser amount
34 reflects unexpended funds from Schedule (1) of Item
35 6110-161-0001 of the Budget Act of 2002 (Ch. 379,
36 Stats. 2002).
- 37 (43) \$47,985 or whatever greater or lesser amount
38 reflects unexpended funds from Schedule (2) of Item
39 6110-161-0001 of the Budget Act of 2002 (Ch. 379,
40 Stats. 2002).

- 1 (44) \$10,826 or whatever greater or lesser amount
2 reflects unexpended funds from Item
3 6110-163-0001 of the Budget Act of 2002 (Ch. 379,
4 Stats. 2002).
- 5 (45) \$24,873 or whatever greater or lesser amount
6 reflects unexpended funds from Item
7 6110-167-0001 of the Budget Act of 2002 (Ch. 379,
8 Stats. 2002).
- 9 (46) \$5,317 or whatever greater or lesser amount
10 reflects unexpended funds from Item
11 6110-189-0001 of the Budget Act of 2002 (Ch. 379,
12 Stats. 2002).
- 13 (47) \$499 or whatever greater or lesser amount
14 reflects unexpended funds from Item
15 6110-191-0001 of the Budget Act of 2002 (Ch. 379,
16 Stats. 2002).
- 17 (48) \$9,438 or whatever greater or lesser amount
18 reflects unexpended funds from Schedule (3) of Item
19 6110-193-0001 of the Budget Act of 2002 (Ch. 379,
20 Stats. 2002).
- 21 (49) \$14,244 or whatever greater or lesser amount
22 reflects unexpended funds from Schedule (2) of Item
23 6110-193-0001 of the Budget Act of 2002 (Ch. 379,
24 Stats. 2002).
- 25 (50) \$1,335,625 or whatever greater or lesser amount
26 reflects unexpended funds from Schedule (1) of Item
27 6110-198-0001 of the Budget Act of 2002 (Ch. 379,
28 Stats. 2002).
- 29 (51) \$2,266,669 or whatever greater or lesser amount
30 reflects unexpended funds from Schedule (3) of Item
31 6110-198-0001 of the Budget Act of 2002 (Ch. 379,
32 Stats. 2002).
- 33 (52) \$4,352,385 or whatever greater or lesser amount
34 reflects unexpended funds from Schedule (2) of Item
35 6110-198-0001 of the Budget Act of 2002 (Ch. 379,
36 Stats. 2002).
- 37 (53) \$9,298 or whatever greater or lesser amount
38 reflects unexpended funds from Schedule (1) of Item
39 6110-226-0001 of the Budget Act of 2002 (Ch. 379,
40 Stats. 2002).

- 1 (54) \$472 or whatever greater or lesser amount
2 reflects unexpended funds from Item
3 6110-229-0001 of the Budget Act of 2002 (Ch. 379,
4 Stats. 2002).
- 5 (55) \$75,570 or whatever greater or lesser amount
6 reflects unexpended funds from Item
7 6110-240-0001 of the Budget Act of 2002 (Ch. 379,
8 Stats. 2002).
- 9 (56) \$601 or whatever greater or lesser amount
10 reflects unexpended funds from Schedule (6) of Item
11 6110-485 of the Budget Act of 2002 (Ch. 379, Stats.
12 2002).
- 13 (57) \$10,284 or whatever greater or lesser amount
14 reflects unexpended funds from Schedule (5) of Item
15 6110-485 of the Budget Act of 2002 (Ch. 379, Stats.
16 2002).
- 17 (58) \$18,060 or whatever greater or lesser amount
18 reflects unexpended funds from subdivision (b) of
19 Section 72 of Chapter 4 of the Statutes of 2003,
20 First Extraordinary Session.
- 21 (59) \$9,386 or whatever greater or lesser amount
22 reflects unexpended funds from paragraph (3) of
23 subdivision (a) of Section 1 of Chapter 101 of the
24 Statutes of 2002.
- 25 (60) \$1,292,454 or whatever greater or lesser amount
26 reflects unexpended funds from paragraph (4) of
27 subdivision (a) of Section 1 of Chapter 101 of the
28 Statutes of 2002.
- 29 (61) \$35,220 or whatever greater or lesser amount
30 reflects unexpended funds from Chapter 704 of the
31 Statutes of 2000.
- 32 (62) \$9,332 or whatever greater or lesser amount
33 reflects unexpended funds from appropriations for
34 the 2003–04 fiscal year from Proposition 227 as
35 approved by the voters at the November 3, 1998,
36 statewide general election.
- 37 (63) \$169,776 or whatever greater or lesser amount
38 reflects unexpended funds from Item
39 6110-120-0001 of the Budget Act of 2003 (Ch. 157,
40 Stats. 2003).

- 1 (64) \$25,904,057 or whatever lesser amount reflects
2 unexpended funds from Schedule (1) of Item
3 6110-161-0001 of the Budget Act of 2003 (Ch. 157,
4 Stats. 2003).
- 5 (65) \$2,695,943 or whatever greater or lesser amount
6 reflects unexpended funds from Schedule (2) of Item
7 6110-161-0001 of the Budget Act of 2003 (Ch. 157,
8 Stats. 2003).
- 9 (66) \$2,855 or whatever greater or lesser amount
10 reflects unexpended funds from Schedule (3) of Item
11 6110-193-0001 of the Budget Act of 2003 (Ch. 157,
12 Stats. 2003).
- 13 (67) \$51,984 or whatever greater or lesser amount
14 reflects unexpended funds from Schedule (1) of Item
15 6110-240-0001 of the Budget Act of 2003 (Ch. 157,
16 Stats. 2003).
- 17 (68) \$90,111 or whatever greater or lesser amount
18 reflects unexpended funds from Item
19 6110-243-0001 of the Budget Act of 2003 (Ch. 157,
20 Stats. 2003).
- 21 (69) \$328,112 or whatever greater or lesser amount
22 reflects unexpended funds from Schedule (4) of Item
23 6110-485 of the Budget Act of 2003 (Ch. 157, Stats.
24 2003).
- 25 (70) \$222 or whatever greater or lesser amount
26 reflects unexpended funds from Schedule (6) of Item
27 6110-485 of the Budget Act of 2003 (Ch. 157, Stats.
28 2003).
- 29 (71) \$223,023 or whatever greater or lesser amount
30 reflects unexpended funds from paragraph (9) of
31 subdivision (a) of Section 83 of Chapter 4 of the
32 Statutes of 2003, First Extraordinary Session.
- 33 (72) \$11,636,352 or whatever greater or lesser amount
34 reflects unexpended funds from paragraph (5) of
35 subdivision (a) of Section 83 of Chapter 4 of the
36 Statutes of 2003, First Extraordinary Session.
- 37 (73) \$2,079,182 or whatever greater or lesser amount
38 reflects unexpended funds from paragraph (5) of
39 subdivision (a) of Section 83 of Chapter 4 of the
40 Statutes of 2003, First Extraordinary Session.

- 1 (74) \$1,535 or whatever greater or lesser amount
- 2 reflects unexpended funds from paragraph (1) of
- 3 subdivision (a) of Section 83 of Chapter 4 of the
- 4 Statutes of 2003, First Extraordinary Session.
- 5 (75) \$5,000,000 or whatever greater or lesser amount
- 6 reflects unexpended funds from Item
- 7 6110-144-0001 of the Budget Act of 2004 (Ch. 208,
- 8 Stats. 2004).
- 9 (76) \$1,000,000 or whatever greater or lesser amount
- 10 reflects unexpended funds from Schedule (3) of Item
- 11 6110-228-0001 of the Budget Act of 2004 (Ch. 208,
- 12 Stats. 2004).
- 13 (77) \$400 or whatever greater or lesser amount
- 14 reflects unexpended funds from Schedule (9) of Item
- 15 6110-485 of the Budget Act of 2004 (Ch. 208, Stats.
- 16 2004).
- 17 (78) \$3,000,990 or whatever greater or lesser amount
- 18 reflects unexpended funds from Schedule (17) of
- 19 Item 6110-485 of the Budget Act of 2004 (Ch. 208,
- 20 Stats. 2004).
- 21 (79) \$31,000,000 or whatever lesser amount reflects
- 22 unexpended funds from Item 6110-234-0001 of the
- 23 Budget Act of 2004 (Ch. 208, Stats. 2004).
- 24 (80) \$22,652,000 or whatever greater or lesser amount
- 25 reflects unexpended funds from Section 37 of
- 26 Chapter 71 of the Statutes of 2000.
- 27 (81) \$22,690,000 or whatever greater or lesser amount
- 28 reflects unexpended funds from Schedule (3) of Item
- 29 6110-196-0001 of the Budget Act of 2002 (Ch. 379,
- 30 Stats. 2002).

31
 32 *SEC. 22. Item 6440-001-0001 of Section 2.00 of the Budget*
 33 *Act of 2005 is amended to read:*

34		
35	6440-001-0001—For support of University of California	2,617,636,000
36		2,618,386,000
37	Schedule:	
38	(1) Support.....	2,534,140,000
39		2,534,890,000

1	(2) Charles R. Drew Medical	
2	Program	8,738,000
3	(3) Acquired Immune Deficiency	
4	Syndrome (AIDS) Research	9,214,000
5	(4) Student Financial Aid	52,199,000
6	(5) Loan Repayments.....	5,105,000
7	(6) San Diego Supercomputer	
8	Center.....	3,240,000
9	(7) Subject Matter Projects.....	5,000,000

10 Provisions:

- 11 1. The appropriations made in this item are exempt
- 12 from Section 31.00 of this act.
- 13 2. None of the funds appropriated in this item may be
- 14 expended to initiate major capital outlay projects
- 15 by contract without prior legislative approval,
- 16 except for cogeneration and energy conservation
- 17 projects. Exempted projects shall be reported in a
- 18 manner consistent with the reporting procedures in
- 19 subdivision (d) of Section 28.00 of this act.
- 20 3. The funds appropriated in Schedule (2) are for
- 21 support of University of California program of
- 22 clinical health sciences education, research, and
- 23 public service, conducted in conjunction with the
- 24 Charles R. Drew University of Medicine and
- 25 Science, as provided for in Sections 1, 2, and 3 of
- 26 Chapter 1140 of the Statutes of 1973. Of the
- 27 amount appropriated, \$500,000 is contingent upon
- 28 the provision by the University of California of an
- 29 equal amount of matching funds from its own
- 30 resources. The University of California shall ensure
- 31 by adequate controls that funds appropriated by
- 32 Schedule (2) are expended solely for the support of
- 33 the program identified in that schedule.
- 34 4. Of the amount appropriated in Schedule (1),
- 35 \$2,629,957 shall be available for expenditure only
- 36 for support of the Northern and Southern
- 37 Occupational Health Centers as established by a
- 38 contract entered into with the Department of
- 39 Industrial Relations pursuant to Section 50.8 of the
- 40 Labor Code.

- 1 5. The funds appropriated in Schedule (4) are for
2 support of Program 45, Student Financial Aid, to
3 provide financial aid to needy students attending
4 the University of California, according to the
5 nationally accepted needs analysis methodology.
- 6 6. Of the amount appropriated in Schedule (1),
7 \$7,462,800 is for payment of energy service
8 contracts in connection with the issuance of Public
9 Works Board Energy Efficiency Revenue Bonds.
- 10 7. Of the amount appropriated in Schedule (5),
11 \$2,700,000 is for repayment of \$25,000,000
12 borrowed by the University of California for
13 deferred maintenance in the 1994–95 fiscal year. It
14 is the intent of the Legislature to annually provide
15 funds for that repayment purpose through the
16 2009–10 fiscal year.
- 17 8. Of the amount appropriated in Schedule (5),
18 \$2,405,000 is for repayment of \$25,000,000
19 borrowed by the University of California for
20 deferred maintenance in the 1995–96 fiscal year. It
21 is the intent of the Legislature to annually provide
22 funds for that repayment purpose through the
23 2010–11 fiscal year.
- 24 12. It is the intent of the Legislature that the University
25 of California report by April 1, 2006, on the
26 outcomes and effectiveness of COSMOS,
27 consistent with the accountability framework
28 developed by the University of California for
29 student academic preparation and education
30 programs in April 2005.
- 31 13. The amount appropriated in Schedule (1) includes
32 funding for the University of California at
33 Berkeley, Institute for Governmental Studies, to
34 support the Welfare Policy Research Project, per
35 Article 9.7 (commencing with Section 11526) of
36 Chapter 2 of Part 3 of the Welfare and Institutions
37 Code.

- 1 17. Notwithstanding Section 3.00, for the term of the
 2 financing, the University of California may use
 3 funds appropriated in Schedule (1) for debt services
 4 and costs associated with the purchase, renovation,
 5 and financing of a facility for the UC-Mexico
 6 research and academic programs in Mexico City.
 7 The amount to be financed shall not exceed
 8 \$7,000,000.
- 9 18. The funds appropriated in Schedule (7) are for
 10 support of the Subject Matter Projects.
- 11 21. Of the amount appropriated in Schedule (1),
 12 \$17,300,000 is appropriated for student academic
 13 preparation and education programs (SAPEP)
 14 matched with \$12,000,000 from existing university
 15 resources for a total of \$29,300,000 for these
 16 programs. The University of California will
 17 provide a plan to the Department of Finance and
 18 the fiscal committees of the Legislature for
 19 expenditure of both state and university funds for
 20 SAPEP by September 1, 2005. It is the intent of the
 21 Legislature that the university report on the use of
 22 state and university funds provided for these
 23 programs, including detailed information on the
 24 outcomes and effectiveness of academic
 25 preparation programs consistent with the
 26 accountability framework developed by the
 27 University of California in April 2005. The report
 28 should be submitted to the fiscal committee of each
 29 house of the Legislature by no later than April 1,
 30 2006.
- 31 22. *Of the amount provided in Schedule (1), \$750,000*
 32 *is appropriated for math and science resource*
 33 *centers to improve the quality and supply of*
 34 *science and mathematics teachers.*

- 1 23. The amount appropriated in Schedule (1) includes
2 funding for the University of California to enroll
3 205,976 full-time equivalent (FTE) students
4 (excluding students in nonstate supported summer
5 instruction programs). The Legislature expects the
6 University of California to enroll this number of
7 FTE students during the 2005–06 academic year.
8 The University of California shall report to the
9 Legislature by March 15, 2006, on whether it has
10 met the 2005–06 enrollment goal. This report shall
11 exclude FTE students in nonstate supported
12 summer instruction programs. If the University of
13 California does not meet its enrollment goal, the
14 Director of Finance shall revert to the General
15 Fund by April 1, 2006, the total amount of
16 enrollment funding associated with the share of the
17 enrollment goal that was not met.
- 18 24. Of the amount appropriated in Schedule (1),
19 \$300,000 shall be used to support 20 full-time
20 equivalent students in the Program in Medical
21 Education for the Latino Community (PRIME-LC).
22 The primary purpose of this program is to train
23 physicians specifically to serve in underrepresented
24 communities. The University of California shall
25 report to the Legislature by March 15, 2006, on (a)
26 its progress in implementing the PRIME-LC
27 program and (b) the use of the total funds provided
28 for this program from both state and nonstate
29 resources.
- 30 25. Of the funds appropriated in Schedule (1),
31 \$31,664,000 shall be expended for the purposes
32 identified in Provisions 12 to 21, inclusive, of Item
33 6440-001-0001 of Section 2.00 of the Budget Act
34 of 2003 (Ch. 157, Stats. 2003), and shall be
35 allocated in proportion to the amounts designated
36 in those provisions.

37
38 *SEC. 23. Item 6610-001-0001 of Section 2.00 of the Budget*
39 *Act of 2005 is amended to read:*

1	6610-001-0001—For support of the California State	
2	University	2,553,835,250
3		2,554,085,250
4	Schedule:	
5	(1) Support.....	3,978,413,250
6		3,978,663,250
7	(3) Reimbursements	-186,032,000
8	(4) Amount payable from the	
9	Higher Education Fees and	
10	Income, CSU Fund (Item	
11	6610-001-0498).....	-1,212,546,000
12	(5) Amount payable from the 2004	
13	Higher Education Capital	
14	Outlay Bond Fund (Item	
15	6610-001-6041).....	-26,000,000
16	Provisions:	
17	1. The appropriations made in this item are exempt	
18	from Section 31.00 of this act, except as otherwise	
19	provided by the applicable sections of the	
20	Government Code referred to in Section 31.00.	
21	2. Of the amount appropriated in this item, \$350,000 is	
22	for transfer to the Affordable Student Housing	
23	Revolving Fund for the purpose of subsidizing	
24	interest costs in connection with bond financing for	
25	construction of affordable student housing at the	
26	Fullerton and Hayward campuses in accordance	
27	with Article 3 (commencing with Section 90085) of	
28	Chapter 8 of Part 55 of the Education Code.	
29	3. Of the amount appropriated in this item, \$1,878,000	
30	is for repayment of the \$17,000,000 financed for	
31	the California State University through a third party	
32	for deferred maintenance projects in the 1994–95	
33	fiscal year. It is the intent of the Legislature to	
34	annually provide funds for that repayment purpose	
35	through the 2009–10 fiscal year.	

- 1 4. Of the amount appropriated in this item, \$2,309,000
2 is for repayment of the \$24,000,000 financed for
3 the California State University through a third party
4 for deferred maintenance projects in the 1995–96
5 fiscal year. It is the intent of the Legislature to
6 annually provide funds for that repayment purpose
7 through the 2010–11 fiscal year.
- 8 5. Of the amount appropriated in this item,
9 \$33,785,000 is provided for student financial aid
10 grants. These financial aid funds shall be provided
11 to needy students according to the nationally
12 accepted needs analysis methodology.
- 13 8. Of the amount appropriated in Schedule (1),
14 \$52,000,000 is provided for student academic
15 preparation and student support services programs.
16 The university will provide \$45,000,000 and the
17 state will provide \$7,000,000 to support the Early
18 Academic Assessment Program, Campus-Based
19 Outreach Programs and the Educational
20 Opportunity Program. It is the intent of the
21 Legislature that the university report on the
22 outcomes and effectiveness of the Early Academic
23 Assessment Program to the fiscal committees of
24 each house of the Legislature no later than March
25 15, 2006.
- 26 9. *Of the amount provided in Schedule (1), \$250,000 is*
27 *appropriated to enable the California State*
28 *University (CSU) to work with the University of*
29 *California (UC) to coordinate the development of*
30 *curriculum and services for four-year blended*
31 *credential programs for math and science majors*
32 *at CSU campuses to complement UC's effort to*
33 *improve the number and quality of math and*
34 *science teachers.*

- 1 10. The amount appropriated in Schedule (1) includes
 2 funding for the California State University to enroll
 3 332,223 full-time equivalent (FTE) students
 4 (excluding students in nonstate supported summer
 5 instruction programs). The Legislature expects the
 6 university to enroll this number of FTE students
 7 during the 2005–06 academic year. The university
 8 shall provide a preliminary report to the Legislature
 9 by March 15, 2006, and a final report by May 1,
 10 2006, on whether it has met the 2005–06
 11 enrollment goal. These reports shall exclude FTE
 12 students in nonstate supported summer instruction
 13 programs. If the university does not meet its
 14 enrollment goal, the Director of Finance shall
 15 revert to the General Fund by May 15, 2006, the
 16 total amount of enrollment funding associated with
 17 the share of the enrollment goal that was not met.
- 18 11. Of the amount appropriated in Schedule (1),
 19 \$4,000,000 is to support the development of
 20 entry-level master’s degree programs in nursing,
 21 pursuant to Article 8 (commencing with Section
 22 89270) of Chapter 2 of Part 55 of Title 3 of the
 23 Education Code.

24
 25 *SEC. 24. Item 6610-493 of Section 2.00 of the Budget Act of*
 26 *2005 is amended to read:*

- 27
 28 6610-493—Reappropriation, California State University.
 29 Notwithstanding any other provision of law, the
 30 balances of the appropriations provided in the following
 31 citations are reappropriated for the purposes and subject
 32 to the limitations, unless otherwise specified, in those
 33 appropriations:
 34 6028—Higher Education Capital Outlay Bond Fund of 2002
 35 (1) Item 6610-301-6028, Budget Act of 2002 (Ch. 379,
 36 Stats. 2002)
 37 Humboldt Campus:
 38 (5.5) 06.67.087.202-Humboldt: Behavioral and
 39 Social Sciences Phase I—Construction

1 6028—2004 Higher Education Capital Outlay Bond

2 Fund

3 (1) Item 6610-301-6041, Budget Act of 2004 (Ch. 208,

4 Stats. 2004)

5 (1.7) 06.54.081-Dominguez Hills: Educational

6 Resource Center Addition—Preliminary plans

7 and working drawings

8 (3) 06.74.007-Monterey Bay: Infrastructure

9 Improvements—Preliminary plans, working

10 drawings and construction

11
12 SEC. 25. Item 6870-101-0001 of Section 2.00 of the Budget
13 Act of 2005 is amended to read:

14
15 6870-101-0001—For local assistance, Board of Governors
16 of the California Community Colleges (Proposition 98)
17 3,153,227,000

18 Schedule:

19 (1) 10.10.010-Apportionments 2,462,948,000

20
21 (2) 10.10.020-Basic Skills and
22 Apprenticeship 43,453,000

23 (3) 10.10.030-Growth for
24 Apportionments 136,709,000

25 (4) 20.10.005-Student Financial Aid
26 Administration 51,600,000

27 (5) 20.10.020-Disabled Students 91,191,000

28 (6) 20.10.045-Special Services for
29 CalWORKs Recipients 34,603,000

30 (7) 20.10.060-Foster Care Education
31 Program 4,754,000

32 (8) 20.10.070-Matriculation 66,332,000

33 (9) 20.20.020-Academic Senate for
34 the Community Colleges 467,000

35 (10) 20.20.041-Equal Employment
36 Opportunity pursuant to Ch.
37 1169, Statutes of 2002 1,747,000

38 (11) 20.20.050-Part-time Faculty
39 Health Insurance 1,000,000

1	(12) 20.20.051-Part-time Faculty	
2	Compensation	50,828,000
3	(13) 20.20.055-Part-time Faculty	
4	Office Hours	7,172,000
5	(14) 20.30.011-Telecommunications	
6	and Technology Services	24,397,000
7	(15) 20.30.050-Economic	
8	Development	35,790,000
9	(16) 20.30.070-Transfer Education	
10	and Articulation	1,974,000
11	(17) 20.40.026-Physical Plant and	
12	Instructional Support	27,345,000
13	(18) 20.10.010-Extended	
14	Opportunity Programs and	
15	Services and Special Services	104,759,000
16	(19) 20.30.045-Fund for Student	
17	Success	6,158,000

18 Provisions:

- 19 1. The funds appropriated in Schedules (1), (2), (3), (4),
- 20 (5), (6), (7), (8), (10), (11), (12), (13), \$22,050,000
- 21 in Schedule (14), (15), (17), and (18) are for
- 22 transfer by the Controller during the 2005-06 fiscal
- 23 year to Section B of the State School Fund.
- 24 2. The amount appropriated in Schedule (1) reflects the
- 25 intent of the Legislature to defer \$200,000,000 for
- 26 apportionments to the 2006-07 fiscal year, pursuant
- 27 to separate legislation enacted for the 2005-06
- 28 fiscal year.
- 29 3. Notwithstanding any other provision of law or
- 30 regulation, apportionment funding for community
- 31 college districts shall be based on the greater of the
- 32 current year or prior year level of
- 33 full-time-equivalent students (FTES), consistent
- 34 with K-12 declining enrollment practices pursuant
- 35 to Section 42238.5 of the Education Code.
- 36 Decreases in FTES shall result in a revenue
- 37 reduction at the district's average level of
- 38 apportionment funding per FTES and shall be made
- 39 in the year following the initial year of decrease in
- 40 FTES.

- 1 4.7. The amount appropriated in Schedule (1) includes
2 a restored amount of \$31,409,000 to encourage
3 district-level accountability efforts. The Chancellor
4 of the California Community Colleges shall
5 allocate these funds to community college districts
6 in the same amounts that were reduced from each
7 district pursuant to budget reductions related to
8 Partnership for Excellence funds in the 2004-05
9 fiscal year. The allocation of these funds shall be
10 contingent on the enactment of legislation during
11 the 2005-06 Regular Session that establishes a
12 program for district-specific reporting and
13 evaluation of educational outcomes in response to
14 Chapter 581 of the Statutes of 2004. It is intended
15 that the first report for the district-specific
16 accountability system be provided by March 31,
17 2007, reflecting outcomes from the 2005-06 fiscal
18 year in context as specified in the enacted
19 legislation. In addition, the chancellor shall provide
20 preliminary data to the Department of Finance and
21 the Legislative Analyst's Office by January 31,
22 2007.
- 23 5. Of the funds appropriated in Schedule (1),
24 Apportionments:
- 25 (a) Up to \$100,000 is for a maintenance allowance,
26 pursuant to regulations adopted by the board of
27 governors.
 - 28 (b) Up to \$500,000 is to reimburse colleges for the
29 costs of federal aid repayments related to
30 assessed fees for fee waiver recipients. This
31 reimbursement only applies to students who
32 completely withdraw from college before the
33 census date.
 - 34 (c) Notwithstanding any other provision of law or
35 regulation, the Chancellor of the California
36 Community Colleges shall not reduce district
37 workload obligations for a lack of a funded
38 cost-of-living adjustment.

- 1 5.5. Of the amount appropriated in Schedule (1),
- 2 \$10,000,000 shall be used to provide additional
- 3 support for nursing program enrollment and
- 4 equipment needs.
- 5 (a) The Board of Governors of the California
- 6 Community Colleges shall develop a Request
- 7 for Applications (RFA) to allocate the funds
- 8 appropriated in this subdivision to community
- 9 college districts. Criteria for assessing the RFA
- 10 shall include, but not be limited to, all of the
- 11 following:
- 12 (1) The degree to which the funds provided
- 13 would be used to increase student
- 14 enrollments in nursing programs, beyond
- 15 the level of full-time equivalent students
- 16 (FTES) served in 2004-05.
- 17 (2) An agreement by the community college
- 18 district to have either adopted, or initiated
- 19 a validation study and plan to adopt, the
- 20 model prerequisites described in the
- 21 community colleges Registered Nurse and
- 22 Licensed Vocational Nurse model
- 23 prerequisites validation studies.
- 24 (3) The degree to which funds provided would
- 25 be used to support infrastructure or
- 26 equipment needs with the intent of
- 27 building capacity and increasing the
- 28 number of nursing students served.

- 1 (b) On or before March 1, 2006, the Chancellor of
2 the California Community Colleges shall
3 provide the Legislature and the Department of
4 Finance with a report on the allocation of
5 funding. For each district receiving funding
6 under this item, the report shall indicate (1) the
7 amount of funding received, (2) the number of
8 nursing FTES served in 2004-05, and the
9 additional number of nursing FTES to be
10 served with funding provided by this item, (3)
11 the status of the district's efforts to adopt
12 merit-based admissions criteria, and (4) any
13 equipment or infrastructure-related items
14 acquired with the funds appropriated in this
15 item.
- 16 6. Notwithstanding any other provision of law,
17 \$30,724,000 of the funds appropriated in Schedule
18 (2) is for allocation to community college districts
19 in the 2005-06 fiscal year for the purposes of
20 funding full-time-equivalent students (FTES) in
21 courses in basic skills, including
22 English-as-a-second-language courses and
23 workforce preparation courses for newly legalized
24 immigrants, to the extent the total FTES claimed by
25 a district for the 2005-06 fiscal year exceeds the
26 level of total FTES funded for that district in the
27 2005-06 fiscal year. The Chancellor of the
28 California Community Colleges shall develop
29 criteria for allocating these funds.
- 30 ~~6.25. Of the funds appropriated in Schedule (1),~~
31 ~~\$10,000,000 is to increase the noncredit instruction~~
32 ~~rate.~~
- 33 6.5. Of the funds appropriated in Schedule (1),
34 ~~\$20,000,000~~ \$30,000,000 is for equalization
35 pursuant to this provision, and shall be allocated
36 according to the formula specified in Chapter 216
37 of the Statutes of 2004. These funds shall not be
38 considered to be Program Improvement funds
39 pursuant to Title 5 regulations.

- 1 6.6. It is the intent of the Legislature to provide funding
- 2 to community colleges for career technical
- 3 education programs through legislation to be
- 4 enacted during the 2005–06 Regular Session which
- 5 is effective on or before January 1, 2006, pursuant
- 6 to Section 24.50.
- 7 7. Of the funds appropriated in Schedule (2), the funds
- 8 not required for the 2005-06 fiscal year to meet the
- 9 demand for the program funded under that schedule
- 10 shall be made available on a one-time basis for
- 11 general apportionment under Schedule (1) of this
- 12 item, provided that no transfer shall occur prior to
- 13 May 15, 2006.
- 14 8. (a) Of the amount appropriated in Schedule (2), up
- 15 to \$12,729,000 shall be available as necessary
- 16 upon certification by the Chancellor of the
- 17 California Community Colleges for the
- 18 purpose of funding community college-related
- 19 and supplemental instruction pursuant to
- 20 Section 3074 of the Labor Code as provided in
- 21 Section 8152 of the Education Code. No
- 22 community college district shall use funds
- 23 available under this provision to offer any new
- 24 apprenticeship training program or the
- 25 expansion of any existing program unless the
- 26 new program or expansion has been approved
- 27 by the chancellor.
- 28 (b) Notwithstanding Section 8152 of the Education
- 29 Code, each 60-minute hour of teaching time
- 30 devoted to each indentured apprentice enrolled
- 31 in and attending classes of related and
- 32 supplemental instruction as provided under
- 33 Section 3074 of the Labor Code shall be
- 34 reimbursed at the rate of four dollars and
- 35 eighty-six cents (\$4.86) per hour. For purposes
- 36 of this provision, each hour of teaching time
- 37 may include up to 10 minutes for passing time
- 38 and breaks.

- 1 9. Notwithstanding any other provision of law, funds
2 appropriated in Schedule (3) of this item shall only
3 be allocated for growth in full-time-equivalent
4 students (FTES), on a district-by-district basis, as
5 determined by the Chancellor of the California
6 Community Colleges. The chancellor shall not
7 include any FTES from concurrent enrollment in
8 physical education, dance, recreation, study skills,
9 and personal development courses and other
10 courses in conflict with existing law for the
11 purpose of calculating a district's three-year
12 overcap adjustment. The board of governors shall
13 implement the criteria required by Provision 5(a) of
14 Item 6870-101-0001 of the Budget Act of 2003 for
15 the allocation of funds appropriated in Schedules
16 (1) and (3), so as to assure that courses related to
17 student needs for transfer, basic skills and
18 vocational/workforce training are accorded the
19 highest priority and are provided to the maximum
20 extent possible within budgeted funds.
- 21 10.5. (a) Of the funds appropriated in Schedule (4), not
22 less than \$9,291,000 is available to provide
23 \$0.91/unit reimbursement to community
24 college districts for the provision of Board of
25 Governors (BOG) fee waiver awards pursuant
26 to paragraph (2) of subdivision (m) of Section
27 76300 of the Education Code.
- 28 (b) Of the funds appropriated in Schedule (4), not
29 less than \$5,309,000 is available to provide
30 reimbursement of 2 percent of total waiver
31 value to community college districts for the
32 provision of BOG fee waiver awards pursuant
33 to paragraph (2) of subdivision (m) of Section
34 76300 of the Education Code.

1 (c) (1) Of the amount appropriated in Schedule
2 (4), \$2,800,000 shall be for a contract with a
3 community college district to conduct a
4 statewide media campaign to promote the
5 general message to prospective students as
6 follows: (1) the California Community
7 Colleges remain affordable; (2) financial aid
8 and tax credits are available to cover
9 enrollment fees and help with books and other
10 costs; and (3) the active encouragement of
11 contact between pupils and local CCC
12 financial aid offices. Any funds used from this
13 source to produce radio, television, or mail
14 campaigns must emphasize the availability of
15 financial aid, the easiest and most reliable
16 method of accessing the aid, a contact
17 telephone number, an Internet address, where
18 applicable, and the physical location of a
19 financial aid office. Any mail campaign must
20 give priority to existing pupils, recent high
21 school graduates, and 12th graders. The
22 outreach and information campaign should
23 target its efforts in high schools, welfare
24 offices, unemployment offices, churches,
25 community centers, and any other location that
26 will most effectively reach low-income and
27 disadvantaged students who must overcome
28 barriers in accessing postsecondary education.
29 The community college district awarded the
30 contract shall consult with the Chancellor of
31 the California Community Colleges and the
32 Student Aid Commission prior to performing
33 any activities to ensure appropriate
34 coordination with any other state efforts in this
35 area and ensure compliance with this
36 provision.

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- (2) Of the amount appropriated in Schedule (4), not more than \$34,200,000 shall be for direct contact with potential and current financial aid applicants. Each CCC campus shall receive a minimum allocation of \$50,000. The remainder of the funding shall be allocated to campuses based upon a formula reflecting full-time-equivalent students (FTES) weighted by a measure of low-income populations as demonstrated by BOG fee waiver program participation within a district. It is the intent of the Legislature, to the extent that funds are provided in this section, that all campuses provide additional staff resources to increase both financial aid participation and student access to low-income and disadvantaged students who must overcome barriers in accessing postsecondary education. Funds may be used for screening current students for possible financial aid eligibility and offering these students personal assistance in accessing financial aid, providing individual help in multiple languages for families and students in filling out the necessary paperwork to apply for financial aid, and increasing financial aid staff to process additional financial aid forms.
- (3) Funds allocated to a community college district for financial aid personnel, outreach determination of financial need, and delivery of student financial aid services shall supplement, and shall not supplant, the level of funds allocated for the administration of student financial aid programs during the 2001-02 fiscal year.

- 1 (4) It is the intent of the Legislature that the
2 Chancellor's Office of the California
3 Community Colleges provide the
4 Legislature with a report by no later than
5 April 1, 2006, on the use of the funds
6 allocated pursuant to Provision 10(b),
7 including the distribution of the funds,
8 specific uses of the funds, strategies
9 employed to reach low-income and
10 disadvantaged students potentially eligible
11 for financial aid, and the extent to which
12 districts were successful in increasing the
13 number of students accessing financial
14 aid, particularly the maximum Pell Grant
15 award.
- 16 (5) It is the intent of the Legislature that the
17 Chancellor of the California Community
18 Colleges report by September 1, 2005,
19 pursuant to Provision 10(b)(5) of Item
20 6870-101-0001 of the Budget Act of
21 2004, on the impact of fee increases and
22 outreach efforts on student headcount and
23 FTES enrollment for the 2003 and 2004
24 academic years.

- 1 11. Of the funds appropriated in Schedule (18),
2 \$91,287,000 is for Extended Opportunity Programs
3 and Services (EOPS) in accordance with Article 8
4 (commencing with Section 69640) of Chapter 2 of
5 Part 42 of the Education Code. Funds provided in
6 this item for EOPS shall be available to students on
7 all campuses within the California Community
8 College system, including those students on new
9 campuses or in new districts. \$13,495,000 is for
10 funding, at all colleges, the Cooperative Agencies
11 Resources for Education (CARE) program in
12 accordance with Article 4 (commencing with
13 Section 79150) of Chapter 9 of Part 48 of the
14 Education Code. The Board of Governors of the
15 California Community Colleges shall allocate
16 funds on a priority basis and to local programs on
17 the basis of need for student services.
- 18 12. Of the funds appropriated in Schedule (19),
19 \$6,158,000 is for additional targeted student
20 services, to be expended as follows:
- 21 (1) \$1,921,000 is for the Puente Project to
22 support up to 75 colleges. These funds are
23 available if matched by \$200,000 of
24 private funds and the participating
25 community colleges and University of
26 California campuses maintain their
27 1995-96 support level for the Puente
28 Project. All funding shall be allocated
29 directly to participating districts in
30 accordance with their participation
31 agreement.
- 32 (2) Up to \$2,459,000 is for the Mathematics,
33 Engineering and Science Achievement
34 (MESA) Program. For each dollar
35 allocated, the recipient district shall
36 provide one dollar in matching funds.

- 1 (3) No less than \$1,778,000 is for the Middle
- 2 College High School Program. With the
- 3 exception of fully compliant special
- 4 part-time students at the community
- 5 colleges pursuant to Sections 48802 and
- 6 76001 of the Education Code, student
- 7 workload based on participation in the
- 8 Middle College High School Program
- 9 shall not be eligible for community
- 10 college state apportionment. Further, no
- 11 community college state apportionment
- 12 shall be made available for physical
- 13 education classes, noncredit classes, nor
- 14 other courses specified in Provision 9.
- 15 13. (a) The funds appropriated in Schedule (5) are for
- 16 assisting districts in funding the excess direct
- 17 instructional cost of providing special support
- 18 services or instruction, or both, to disabled
- 19 students enrolled at community colleges, and
- 20 for state hospital programs, as mandated by
- 21 federal law.
- 22 (b) Of the amount appropriated in Schedule (5),
- 23 \$3,945,000 shall be used to address
- 24 deficiencies identified by the federal Office of
- 25 Civil Rights (OCR), as determined by the
- 26 Chancellor's Office of the California
- 27 Community Colleges.
- 28 (c) Of the amount appropriated in Schedule (5) at
- 29 least \$943,000 shall be used for support of the
- 30 High Tech Centers for activities including, but
- 31 not limited to, training of district employees,
- 32 staff, and students in the use of specialized
- 33 computer equipment for the disabled. All High
- 34 Tech Centers shall meet standards developed
- 35 by the chancellor's office. Colleges that receive
- 36 these augmentations shall not supplant existing
- 37 resources provided to the centers.

1 (d) Notwithstanding any other provision of law, of
2 the funds appropriated in Schedule (5) of this
3 item, \$1,702,000 shall be for state hospital
4 adult education programs at the hospitals
5 served by the Coast, Kern, and West Valley
6 Community College Districts since the
7 1986-87 fiscal year. If adult education services
8 at any of the three hospitals are not supported
9 by the community colleges in the 2005-06
10 fiscal year, the associated funds shall, upon
11 order of the Department of Finance, after 30
12 days' notice to the Chairperson of the Joint
13 Legislative Budget Committee, be transferred
14 to the State Department of Developmental
15 Services (DDS). For any transfer of funds to
16 DDS during the 2005-06 fiscal year, the
17 Proposition 98 base funding levels for
18 community colleges and DDS shall be
19 adjusted accordingly.

1 14. The funds appropriated in Schedule (6), Special
2 Services for CalWORKs recipients, are for the
3 purpose of assisting welfare recipient students and
4 those in transition off of welfare to achieve
5 long-term self-sufficiency through coordinated
6 student services offered at community colleges,
7 including: workstudy, other educational related
8 work experience, job placement services, child care
9 services, and coordination with county welfare
10 offices to determine eligibility and availability of
11 services. All services funded in Schedule (6) shall
12 be for current CalWORKs recipients or prior
13 CalWORKs recipients who are in transition off of
14 cash assistance for no more than two years. Current
15 cash assistance recipients may utilize these services
16 until their initial educational objectives are met.
17 Former recipients in transition off of cash
18 assistance may utilize these services for a period of
19 up to two years after leaving cash assistance
20 subject to the conditions of this provision. These
21 funds shall be used to supplement and not supplant
22 existing funds and services provided for
23 CalWORKs recipients attending community
24 colleges. The Chancellor of the California
25 Community Colleges shall develop an equitable
26 method for allocating funds to all districts and
27 colleges based on the relative numbers of
28 CalWORKs recipients in attendance and shall
29 allocate funds for the following purposes:
30 (a) Job placement.
31 (b) Coordination with county welfare offices and
32 other local agencies, including local workforce
33 investment boards.
34 (c) Curriculum development and redesign.
35 (d) Child care and workstudy.
36 (e) Instruction.
37 (f) Postemployment skills training and related
38 skills.

1 Of the amount appropriated in Schedule (6) of this
2 item, \$15,000,000 shall be for child care and shall
3 not require a district match. For the remaining
4 funds, districts shall, as a condition of receipt of
5 these funds, provide a \$1 match for every \$1
6 provided by the state.
7 Funds utilized for subsidized child care shall be for
8 children of CalWORKs recipients through
9 campus-based centers or parental choice vouchers
10 at rates and with rules consistent with those applied
11 to related programs operated by the State
12 Department of Education in the 2005-06 fiscal
13 year, including eligibility, reimbursement rates, and
14 parental contribution schedules. Subsidized campus
15 child care for CalWORKs recipients may be
16 provided during the period they are engaged in
17 qualifying state and federal work activities through
18 attainment of their initial education and training
19 plan and for up to three months thereafter or until
20 the end of the academic year, whichever period of
21 time is greater.
22 Funds utilized for workstudy shall be used solely
23 for payments to employers that currently
24 participate in campus-based workstudy programs or
25 are providing work experiences that are directly
26 related to and in furtherance of student educational
27 programs, provided that those payments may not
28 exceed 75 percent of the wage for the workstudy
29 positions, and the employers shall pay at least 25
30 percent of the wage for the workstudy position.
31 These funds may be expended only if the total
32 hours of education, employment, and workstudy
33 for the student are sufficient to meet both state and
34 federal minimum requirements for qualifying
35 work-related activities.

1 Funds may be used to provide credit or noncredit
2 classes for CalWORKs students if a district has
3 committed all of its funded full-time-equivalent
4 students (FTES) and is unable to offer the
5 additional instructional services to meet the
6 demand for CalWORKs students. This
7 determination shall be based on fall enrollment
8 information. Districts shall submit applications to
9 the chancellor's office by October 15 of each year.
10 If the chancellor approves the use of funds for
11 direct instructional workload, the chancellor's
12 office shall submit a report to the Department of
13 Finance and the Joint Legislative Budget
14 Committee by November 15, 2005, that (1)
15 identifies the enrollment of new CalWORKs
16 students, (2) states whether and why additional
17 classes were needed to accommodate the needs of
18 CalWORKs students, and (3) sets forth an
19 expenditure plan for the balance of funds.

1 As a condition of receipt of the funds appropriated
2 in Schedule (6), by the fourth week following the
3 end of the semester or quarter term commencing in
4 January 2006, each participating community
5 college shall submit to the chancellor's office a
6 report, in the format specified by the chancellor in
7 consultation with the State Department of Social
8 Services, that includes, but is not limited to, the
9 funded components, the number of hours of child
10 care provided, the average monthly enrollment of
11 CalWORKs dependents served in child care, the
12 number of workstudy hours provided, the hourly
13 salaries and type of jobs, the number of students
14 being case managed, the short-term programs
15 available, the student participation rates, and other
16 outcome data. It is intended that, to the extent
17 practical, reporting from colleges utilize data
18 gathered for federal reporting requirements at the
19 state and local level. Further, it is intended that the
20 chancellor's office compile the information for
21 annual reports to the Legislature, the Governor, the
22 Legislative Analyst, and the Departments of
23 Finance and Social Services by November 15 of
24 each year.

1 First priority for expenditures of any funds
2 appropriated in Schedule (6) shall be in support of
3 current CalWORKs recipients. However, if
4 caseloads are insufficient to fully utilize all of the
5 funding in this schedule in a cost beneficial way, it
6 is intended that up to \$5,000,000 of the funds
7 subject to local matching requirements may be
8 allocated for providing postemployment services to
9 former CalWORKs recipients who have been off of
10 cash assistance for no longer than two years to
11 assist them in upgrading skills, job retention, and
12 advancement. Allowable services include direct
13 instruction that cannot be funded under available
14 growth funding, child care to support attendance in
15 these classes consistent with this provision, job
16 development and placement services, and career
17 counseling and assessment activities which cannot
18 be funded through other programs. Child care
19 services may only be provided for periods
20 commensurate with a student's need for
21 postemployment training within the two-year
22 transitional period.
23 Prior to allocation of funds for postemployment
24 services, the chancellor shall first secure the
25 approval of the Department of Finance for the
26 allocations, complete a cumulative report on the
27 outcomes, activities, and cost-effectiveness of the
28 program no later than November 15, 2005, in
29 compliance with the Budget Acts of 1998 (Ch. 324,
30 Stats. 1998) and 1999 (Ch. 50, Stats. 1999) and this
31 act, and shall provide the rationale and justification
32 for the proposed allocation of postemployment
33 services to districts for transitional students.
34 If a district is unable to fully expend its share of
35 child care funds, it may request that the
36 chancellor's office approve a reallocation to other
37 CalWORKs purposes authorized by this provision,
38 subject to all pertinent limitations and district
39 match required for these purposes under this
40 provision.

- 1 15. Funds appropriated in Schedule (6) of this item
2 have been budgeted to meet the state's Temporary
3 Assistance for Needy Families
4 maintenance-of-effort requirement pursuant to the
5 federal Personal Responsibility and Work
6 Opportunity Reconciliation Act of 1996 (P.L.
7 104-193) and may not be expended in any way that
8 would cause their disqualification as a federally
9 allowable maintenance-of-effort expenditure.
- 10 16.5. (a) Funds provided in Schedule (7) shall be
11 allocated to provide foster and relative/kinship
12 care education and training. Districts shall
13 ensure that education and training required by
14 Sections 1529.1 and 1529.2 of the Health and
15 Safety Code and Section 16003 of the Welfare
16 and Institutions Code receive priority. Districts
17 may use any remaining funds for additional
18 parenting skills and training.
- 19 (b) Funds provided in Schedule (7) shall be used
20 for foster parent and relative/kinship care
21 provider education training services consistent
22 with the following criteria:
- 23 (1) The Chancellor of the California
24 Community Colleges shall use these funds
25 exclusively for foster parent and
26 relative/kinship care provider education
27 and training, as specified by the
28 chancellor in consultation with an
29 advisory committee that includes foster
30 parents, representatives of statewide foster
31 parent organizations, parent and
32 relative/kinship care providers, and
33 representatives from the State Department
34 of Social Services.
- 35 (2) Acceptance of funds under this program
36 shall constitute agreement by the district
37 to comply with such reporting
38 requirements, guidelines, and other
39 conditions for receipt of funding as the
40 chancellor may establish.

- 1 (3) Each college plan for foster and
2 relative/kinship care education programs
3 shall include the provision of training to
4 facilitate the development of foster family
5 homes, small family homes, and
6 relative/kinship homes to care for no more
7 than six children who have special mental,
8 emotional, developmental, or physical
9 needs.
- 10 (4) The California Department of Social
11 Services shall facilitate the participation
12 of county welfare departments in the
13 foster and relative/kinship care education
14 program.
- 15 17. (a) Funds appropriated in Schedule (8) are for the
16 purpose of student matriculation pursuant to
17 Article 1 (commencing with Section 78210) of
18 Chapter 2 of Part 48 of the Education Code.
- 19 (b) Of the amount appropriated in Schedule (8), an
20 amount equal to \$14,842,670 shall be allocated
21 to community college districts on a one-to-one
22 matching funds basis to provide matriculation
23 services, including, but not limited to,
24 orientation, assessment, and counseling, for
25 students enrolled in designated noncredit
26 classes and programs who may benefit most,
27 as determined by the Chancellor of the
28 California Community Colleges pursuant to
29 Sections 78216 to 78218, inclusive, of the
30 Education Code.

1 17.5. The funds in Schedule (12) shall be allocated
2 solely to increase compensation for part-time
3 faculty from the amounts previously authorized.
4 Funds shall be distributed to districts based on the
5 total actual full-time equivalent students served in
6 the previous fiscal year and include a small district
7 factor as determined by the Chancellor of the
8 California Community Colleges. These funds are to
9 be used to assist districts in making part-time
10 faculty salaries more comparable to full-time
11 salaries for similar work, as determined through
12 each district's local collective bargaining process.
13 These funds shall not supplant the amount of
14 resources each district used to compensate
15 part-time faculty or be used to exceed parity of
16 each part-time faculty employed by each district
17 with regular full-time faculty at the same district, as
18 certified by the chancellor. If a district achieves
19 parity, its allocation may be used for any other
20 educational purpose.

21 18. (a) \$9,550,000 of the funds provided in Schedule
22 (14) of this item shall be for the purpose of
23 supporting technical and application innovations
24 and for coordination of activities that serve to
25 maximize the utility of the technology investments
26 of the community college system towards
27 improving learning outcomes. Allocations shall be
28 made by the Chancellor of the California
29 Community Colleges, based on criteria and
30 guidelines as developed by the chancellor, on a
31 competitive basis through the RFA/RFP application
32 process as follows:

33 (1) \$2,000,000, or as much as necessary, shall
34 be available for a statewide digital uplink
35 for the purpose of delivering statewide
36 satellite services to system colleges and
37 districts related to instruction, student
38 support, and administration.

- 1 (2) \$2,300,000 is for the development and
- 2 implementation of a systemwide audio
- 3 bridging and telephony capability of the
- 4 4C Net backbone to facilitate
- 5 collaboration of faculty, students, and
- 6 staff in instruction, student services, and
- 7 shared governance activities.
- 8 (3) Any remaining funds shall be available for
- 9 centers to provide regional coordination
- 10 for technical assistance and planning,
- 11 cooperative purchase agreements, and
- 12 faculty and staff development. All other
- 13 provisions as specified in Provision
- 14 17(b)(3) of Item 6870-101-0001 of
- 15 Section 2.00 of the Budget Act of 1996
- 16 (Ch. 162, Stats. 1996) shall apply.
- 17 (b) \$12,500,000 of the funds provided in Schedule
- 18 (14) shall be available for allocations to
- 19 districts. It is the intent of the Legislature that
- 20 these funds be used by colleges to maintain the
- 21 technology capabilities specified in Provision
- 22 21(a) of Item 6870-101-0001 of the Budget
- 23 Act of 2003 (Ch. 157, Stats. 2003). These
- 24 funds shall not supplant existing funds used for
- 25 those purposes, and colleges shall match
- 26 maintenance and ongoing costs with other
- 27 funds as provided by Provision 21(a) of Item
- 28 6870-101-0001 of the Budget Act of 2003 (Ch.
- 29 157, Stats. 2003).

- 1 (c) Of the funds provided in Schedule (14),
2 \$1,347,000 shall be available for grants to
3 districts to fund California Virtual University
4 distance education centers, for instructing
5 faculty in teaching courses online, and other
6 expenses for conversion of courses for
7 distance education. The funds appropriated in
8 this item shall not supplant existing funds and
9 shall be subject to established fiscal controls,
10 annual reporting and accountability
11 requirements specified by the chancellor. The
12 chancellor shall develop criteria for the
13 allocation of these funds. As a condition of
14 receipt of the funds, colleges are required to
15 submit to the chancellor's office reports in a
16 format specified by the chancellor sufficient to
17 document the value and productivity of this
18 program, including, but not limited to,
19 numbers and nature of courses converted, and
20 the amount of distance education instructional
21 workload services provided as a result of these
22 courses. It is intended that the chancellor's
23 office further develop the reporting criteria for
24 participating colleges and submit that for
25 review along with an annual progress report on
26 program implementation to the Legislative
27 Analyst, Office of the Secretary for Education,
28 and the Department of Finance no later than
29 November 1, 2005, for review and comment.
- 30 (d) Of the funds provided in Schedule (14),
31 \$1,000,000 is for ongoing support and
32 expansion of the California Partnership for
33 Achieving Student Success Program
34 (Cal-PASS).
- 35 19. Of the funds provided in Schedule (15) for the
36 Economic and Workforce Development Program:

- 1 (a) \$19,829,170 is allocated for grants for regional
2 business resources assistance and innovation
3 network centers. Each grant awarded to a
4 district for Centers for International
5 Development shall contain sufficient funds, as
6 determined by the Chancellor of the California
7 Community Colleges, for the continued
8 operation of Mexican International Trade
9 Centers.
- 10 (b) \$5,862,138 is allocated for industry-driven
11 regional education and training collaboratives.
12 These grants shall be made on a competitive
13 basis and the award amounts shall not be
14 restricted to any predetermined limit, but
15 rather shall be funded on their individual
16 merits.
- 17 (c) \$2,705,000 is allocated for statewide network
18 leadership, organizational development,
19 coordination, information and support
20 services, or other program purposes.
- 21 (d) \$3,393,692 is available for Job Development
22 Incentive Training programs focused on job
23 creation for public assistance recipients. Any
24 annual savings from this subdivision shall only
25 be available for expenditure for one-time
26 activities listed under subdivision (j) of
27 Section 88531 of the Education Code.

- 1 (e) The following provisions apply to the
2 expenditure of funds within subdivisions (a)
3 and (b) above: Funds allocated for centers and
4 regional collaboratives shall seek to maximize
5 the use of state funds for subdivisions (g) to
6 (j), inclusive, of Section 88531 of the
7 Education Code. Funds allocated to districts
8 for purposes of subdivisions (g) and (i) of
9 Section 88531 of the Education Code for
10 performance-based training and student
11 internships shall be matched by a minimum of
12 \$1 of private business and industry funding for
13 each \$1 of state funds. Funds allocated for
14 purposes of subdivision (h) of Section 88531
15 of the Education Code for credit and noncredit
16 instruction may be transferred to Schedule (1)
17 or (3) to facilitate distribution at the
18 chancellor's discretion. Any funds that become
19 available from network centers due to savings,
20 discontinuance, or reduction of amounts shall
21 first be made available for additional
22 allocations in subdivision (b) above to increase
23 the level of subsidized training otherwise
24 available.
- 25 (f) \$4,000,000 is allocated to community college
26 districts on a one-time basis for equipment
27 start-up matching costs associated with nursing
28 program expansion funded through
29 reimbursements from WIA. The chancellor
30 shall initiate a competitive Request for
31 Funding Proposals process for the allocation of
32 these funds to local districts.

- 1 (g) Funds allocated by the Board of Governors of
2 the California Community Colleges under this
3 provision may not be used by community
4 college districts to supplant existing courses or
5 contract education offerings. The chancellor
6 shall ensure that funds are spent only for
7 expanded services and shall implement
8 accountability reporting for districts receiving
9 these funds to ensure that training, credit, and
10 noncredit programs remain relevant to
11 business needs. Programs that do not
12 demonstrate continued relevance and support
13 by business shall not be eligible for continued
14 funding. The board of governors shall consider
15 the level of involvement and financial
16 commitments of business and industry as
17 primary factors in making awards. The
18 chancellor shall incorporate grant requirements
19 into its guidelines for audits of Economic
20 Development grants.
- 21 (h) A primary objective of the Economic
22 Development program is to maximize
23 instruction, to prepare students for entry-level
24 jobs, to increase skills of the current
25 workforce, and to stimulate the growth of
26 businesses through training so that more jobs
27 are created. As part of the annual report on the
28 performance of the Economic Development
29 program, the chancellor shall provide
30 disaggregated data detailing the funding
31 provided to each economic development
32 regional center and each industry-driven
33 regional education and training collaborative,
34 and to the extent practicable, the total number
35 of hours of contract education services,
36 performance-based training, credit and
37 noncredit instruction, and job placements
38 created as a result of each center and
39 collaborative.

- 1 20. (a) Of the funds appropriated in Schedule (16),
2 \$589,000 is for Project Assist, \$835,000 is for
3 the California Articulation Number (CAN)
4 system, \$550,000 is for faculty articulation
5 workshops through fiscal year 2005-06.
6 (b) Funding provided to community college
7 districts from Schedule (16) is provided to
8 directly offset any mandated costs claimed by
9 community college districts pursuant to
10 Chapter 737 of the Statutes of 2004.
11 (c) The Chancellor of the California Community
12 Colleges may redirect funding between the
13 program referenced in subdivision (a) not
14 sooner than 30 days from the date of
15 notification to the Joint Legislative Budget
16 Committee of approval by the Department of
17 Finance.
- 18 21. The funds appropriated in Schedule (17) are
19 available for the following purposes:

- 1 (a) Scheduled maintenance and special repairs of
2 facilities, replacement of instructional
3 equipment, and replacement of library
4 materials. The Chancellor of the California
5 Community Colleges shall allocate funds to
6 districts on the basis of actual reported
7 full-time-equivalent students (FTES), and may
8 establish a minimum allocation per district. As
9 a condition of receiving and expending these
10 funds for maintenance or special repairs, a
11 district shall certify that it will increase its
12 operations and maintenance spending from the
13 1995-96 fiscal year by the amount it allocates
14 from this appropriation for maintenance and
15 special repairs, plus an equal amount to be
16 provided from district discretionary funds. The
17 chancellor may waive all or a portion of the
18 matching requirement based upon a review of
19 a district's financial condition. The question of
20 whether a district has complied with its
21 resolution shall be reviewed under the annual
22 audit of that district. For every \$1 a district
23 expends from this appropriation for scheduled
24 maintenance and special repairs, the recipient
25 district shall provide \$1 in matching funds. For
26 every \$3 a district expends from this
27 appropriation for replacement of instructional
28 equipment or library materials, the recipient
29 district shall provide \$1 in matching funds.
30 The funds provided for instructional
31 equipment and library materials shall not be
32 used for personal services costs or operating
33 expenses.
- 34 (b) Hazardous substances, abatement, cleanup, and
35 repairs.

1 (c) Architectural barrier removal projects that meet
 2 the requirements of the federal Americans with
 3 Disabilities Act of 1990 and seismic retrofit
 4 projects limited to \$400,000. Districts that
 5 receive funds for architectural barrier removal
 6 projects shall provide a \$1 match for every \$1
 7 provided by the state. The amounts in
 8 Schedule (17) of this item shall be available
 9 for expenditure until June 30, 2007.

10 22. Pursuant to Sections 69648.5, 78216, and 84850,
 11 and subdivision (b) of Section 87108, of the
 12 Education Code, the Board of Governors of the
 13 California Community Colleges may allocate funds
 14 appropriated in Schedules (5), (8), (10), and (18) by
 15 grant or contract, or through the apportionment
 16 process, to one or more districts for the purpose of
 17 providing program evaluation, accountability,
 18 monitoring, or program development services, as
 19 appropriate under the applicable statute.
 20

21 *SEC. 26. Item 9210-101-0001 of Section 2.00 of the Budget*
 22 *Act of 2005 is amended to read:*

23

24 9210-101-0001—For local assistance, Local Government	
25 Financing	200,000,000
	<i>126,100,000</i>

- 26
- 27 Provisions:
- 28 1. For allocation by the Controller to local jurisdictions
 29 for public safety as determined by the Director of
 30 Finance pursuant to Chapter 6.7 (commencing with
 31 Section 30061) of Division 3 of Title 3 of the
 32 Government Code.
 - 33 2. Notwithstanding any other provision of law, the
 34 funds appropriated in this item shall be available for
 35 expenditure until June 30, 2007. These funds shall
 36 be used to supplement and not supplant existing
 37 services.

1 3. *Notwithstanding Section 30061 of the Government*
 2 *Code, of the amount appropriated in this item,*
 3 *\$26,100,000 shall be available for allocation*
 4 *beginning April 1, 2006, pursuant to the*
 5 *requirements of the Juvenile Justice Crime*
 6 *Prevention Act, as enacted by the Schiff-Cardenas*
 7 *Crime Prevention Act of 2000 (Ch. 353, Stats.*
 8 *2000). This amount reflects a one-time adjustment*
 9 *to the annual allocation for these grants based on*
 10 *the actual 2005–06 cash needs of an April 1, 2006,*
 11 *to March 31, 2007, grant cycle.*

12
 13 *SEC. 27. Item 9210-105-0001 of Section 2.00 of the Budget*
 14 *Act of 2005 is repealed.*

15
 16 ~~9210-105-0001—For local assistance, Local Government~~
 17 ~~Financing, Property Tax Administration Grant Program~~
 18 ~~..... 60,000,000~~
 19 ~~Provisions:~~
 20 ~~1. For allocation by the Controller to counties, as~~
 21 ~~determined by the Department of Finance, pursuant~~
 22 ~~to Chapter 6 (commencing with Section 95.35) of~~
 23 ~~Division 1 of the Revenue and Taxation Code.~~

24
 25 *SEC. 28. Item 9210-106-0001 of Section 2.00 of the Budget*
 26 *Act of 2005 is amended to read:*

27
 28 ~~9210-106-0001—For transfer by the Controller, upon order~~
 29 ~~of the Director of Finance, to the Gap Repayment Fund 25,000,000~~
 30 ~~..... 1,186,830,000~~
 31 ~~Provisions:~~

1 ~~1. Funds appropriated in this item may be allocated by~~
 2 ~~the Director of Finance to the State Controller as~~
 3 ~~follows: (a) for transfer to the Gap Repayment~~
 4 ~~Fund in accordance with Section 10754.11 of the~~
 5 ~~Revenue and Taxation Code, for advance payment~~
 6 ~~of the Vehicle License Fee gap loan amounts owed~~
 7 ~~to cities, counties, and cities and counties, pursuant~~
 8 ~~to that section, and (b) subventions to cities and~~
 9 ~~special districts for reimbursement of fees paid to~~
 10 ~~counties pursuant to Section 29550 of the~~
 11 ~~Government Code. Allocations shall be based on~~
 12 ~~the director's determination that a particular~~
 13 ~~financial hardship exists in the local government~~
 14 ~~entity, necessitating early repayment of the Vehicle~~
 15 ~~License Fee gap loan, reimbursement for costs of~~
 16 ~~booking fees, or both. The director shall notify the~~
 17 ~~Chairperson of the Joint Legislative Budget~~
 18 ~~Committee and the chairpersons of the fiscal~~
 19 ~~committees in each house of the Legislature within~~
 20 ~~30 days of approval of any allocations under this~~
 21 ~~item.~~

22 2. *For transfer by the State Controller to the Gap*
 23 *Repayment Fund in accordance with Section*
 24 *10754.11 of the Revenue and Taxation Code, for*
 25 *repayment of the Vehicle License Fee gap loan*
 26 *amounts owed to cities, counties, and cities and*
 27 *counties.*

28
 29 *SEC. 29. Item 9650-495 is added to Section 2.00 of the*
 30 *Budget Act of 2005, to read:*

31
 32 9650-495—Reversion, Health and Dental Benefits for
 33 Annuitants. As of June 30, 2005, the unencumbered
 34 balance of the appropriation in Item 9650-001-0001,
 35 Budget Act of 2003 (Ch. 157, Stats. 2003), shall revert
 36 to the fund balance from which the appropriation was
 37 made.

38
 39 *SEC. 30. Section 4.05 is added to the Budget Act of 2005, to*
 40 *read:*

1 *SEC. 4.05. (a) The Director of Finance, in consultation with*
2 *agency secretaries and other cabinet members, shall reduce*
3 *General Fund items of appropriations in this act by a total of*
4 *\$100,000,000. Each agency secretary shall recommend to the*
5 *Director of Finance amounts to be reduced from the*
6 *appropriations to departments within the agency. The Director of*
7 *Finance may provide the agency secretaries with target*
8 *reduction amounts, in which case the agency secretaries shall*
9 *provide the Director of Finance with a list of recommended*
10 *reductions that is no less than the target amount for that agency.*
11 *For departments not reporting to an agency secretary, the*
12 *Director of Finance shall determine the amount of the*
13 *reductions. It is the intent of the Legislature the impact of this*
14 *section will result in a total of \$200 million increase to the*
15 *General Fund reserve by the end of 2006-07.*

16 *(b) The Director of Finance shall not reduce, pursuant to*
17 *subdivision (a), the amounts appropriated for the following:*
18 *higher education; the judicial branch; the Legislature; the*
19 *Legislative Counsel Bureau; Constitutional Officers; debt*
20 *service, including, but not limited to, tobacco settlement revenue*
21 *shortfall, payment of interest on General Fund loans, and*
22 *interest payments to the federal government; health and dental*
23 *benefits for annuitants; equity claims before the California*
24 *Victim Compensation and Government Claims Board; or*
25 *augmentations for contingencies or emergencies, unless these*
26 *entities identify savings for this specific purpose.*

27 *(c) General Fund savings from appropriations other than*
28 *those in this Act may be credited towards the overall savings in*
29 *subdivision (a). Savings from funds other than the General Fund*
30 *that would otherwise revert to the General Fund in the 2005–06*
31 *or 2006–07 fiscal year may also be credited towards the total*
32 *savings specified in subdivision (a).*

33 *(d) Nothing within this section shall be construed to confer*
34 *any authority upon the Director of Finance to modify or*
35 *eliminate any other provision of existing law.*

36 *(e) The Director of Finance shall report to the Chairperson of*
37 *the Joint Legislative Budget Committee and the chairperson of*
38 *the committees of each house of the Legislature that consider*
39 *appropriations not more than 30 days after the reductions are*
40 *made pursuant to this section. The report shall list the specific*

1 *reductions, by department, agency, and program, and state the*
2 *programmatic effects and impacts of each reduction.*

3 *SEC. 31. Section 4.85 is added to the Budget Act of 2005, to*
4 *read:*

5 *SEC. 4.85. The Controller shall transfer the amount*
6 *remaining in the State Public Works Board, 1991A and 1995B*
7 *Energy Efficiency Bonds, Public Building Construction Fund, to*
8 *the General Fund.*

9 *SEC. 32. Section 29.50 is added to the Budget Act of 2005, to*
10 *read:*

11 *SEC. 29.50. Notwithstanding any other provision of law, the*
12 *Director of Finance may reduce any appropriation in this act to*
13 *the extent of any savings in the amount of the expenditures*
14 *required under that appropriation that are achieved through the*
15 *collective bargaining process with state employees. The Director*
16 *shall notify the Joint Legislative Budget Committee and the*
17 *committees that consider appropriations of the planned*
18 *reductions at least 10 days prior to making any reduction.*

19 *SEC. 33. Section 35.50 of the Budget Act of 2005 is amended*
20 *to read:*

21 *SEC. 35.50. (a) For purposes of paragraph (1) of subdivision*
22 *(f) of Section 10, and subdivision (f) of Section 12, of Article IV*
23 *of the California Constitution, "General Fund revenues" means*
24 *the total resources available to the General Fund for a fiscal year.*

25 *(b) For purposes of subdivision (f) of Section 12 of Article IV*
26 *of the California Constitution, the estimate of General Fund*
27 *revenues for the 2005–06 fiscal year pursuant to this act, as*
28 *passed by the Legislature, is ~~\$91,178,000,000~~ \$91,971,000,000.*

29 *SEC. 34. This act shall become operative only if the Budget*
30 *Act of 2005, Senate Bill 77, as proposed to be amended by*
31 *Conference Report No. 1 on June 13, 2005, is enacted and*
32 *becomes effective on or before January 1, 2006.*

33 *SEC. 35. This act is an urgency statute necessary for the*
34 *immediate preservation of the public peace, health, or safety*
35 *within the meaning of Article IV of the Constitution and shall go*
36 *into immediate effect. The facts constituting the necessity are:*

37 *This act makes appropriations for the support of the*
38 *government of the State of California and for several public*
39 *purposes for the 2005–06 fiscal year. It is imperative that these*

- 1 *appropriations be made effective not later than July 1, 2005. It is*
- 2 *therefore necessary that this act go into immediate effect.*
- 3 ~~SECTION 1. It is the intent of the Legislature to enact~~
- 4 ~~statutory changes relating to the Budget Act of 2005.~~

O