

AMENDED IN SENATE FEBRUARY 13, 2008

CALIFORNIA LEGISLATURE—2007–08 THIRD EXTRAORDINARY SESSION

**SENATE BILL**

**No. 2**

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**Introduced by Committee on Budget and Fiscal Review**

February 7, 2008

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~~An act relating to the Budget Act of 2007. An act to add Sections 8483.51 and 14041.1 to the Education Code, to amend Items 6110-246-0001, and 6110-485 of, and to add Item 6110-488 to, Section 2.00 of, and to repeal Section 9.00 of, the Budget Act of 2007 (Chapters 171 and 172 of the Statutes of 2007), relating to education finance, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.~~

LEGISLATIVE COUNSEL'S DIGEST

SB 2, as amended, Committee on Budget and Fiscal Review. ~~Budget Act of 2007. School finance: apportionment: deferral.~~

(1) *The After School Education and Safety Program Act of 2002, as enacted by the initiative measure Proposition 49, continuously appropriates in each fiscal year up to \$550,000,000 from the General Fund to the State Department of Education for purposes of the After School Education and Safety Program.*

*This bill would specify that the funds appropriated for purposes of the program are available for encumbrance for one year after the date upon which they first become available for encumbrance, and thereafter the bill would subject the appropriated funds to certain statutory provisions regarding disbursements in liquidation of encumbrances.*

(2) *Existing law requires the Controller to draw warrants on the State Treasury in favor of the county treasurer of each county in each month of each year during the fiscal year from the State School Fund*

*to the school districts under the jurisdiction of the county superintendent of schools of the county, to the county school service fund, and to the county school tuition fund of the county. Warrants for 6% of specified amounts allowed to the county school service funds and 6% of specified amounts apportioned to school districts and county school service funds for classes maintained by county superintendents of schools and to the county service fund are required to be drawn in July.*

*This bill would require the entire amount of the July warrant for the county school service fund and a specified percentage of the amount of the July warrant for school district apportionments, county school service fund apportionments for classes maintained by the county superintendent of schools, and county school tuition fund apportionments to be deferred to the warrants drawn in September.*

*(3) The Budget Act of 2007 makes various appropriations for purposes of public education.*

*This bill would reduce specified appropriations made in that Budget Act. A reappropriation made in that Budget Act from the Proposition 98 Reversion Account to the School Facilities Program for purposes of funding the School Facilities Emergency Repair Account would be increased by \$200,000,000. The amount of that reappropriation would be in satisfaction of the amounts that would otherwise be provided in the 2007–08 fiscal year to that account. The authority of the Director of Finance to reduce the reappropriation of \$250,000,000 to the State Department of Education for the home-to-school transportation program would be repealed.*

*(4) The Budget Acts of 2003, 2004, 2005, and 2006 and other measures make various appropriations for purposes of public education.*

*This bill would reappropriate for the current fiscal year specified amounts or the unexpended balance of specified appropriations made in those prior Budget Acts to the State Department of Education for purposes of the Targeted Instructional Improvement Block Grant.*

*(5) The California Constitution authorizes the Governor to declare a fiscal emergency and to call the Legislature into special session for that purpose. The Governor issued a proclamation declaring a fiscal emergency, and called a special session for this purpose, on January 10, 2008.*

*This bill would state that it addresses the fiscal emergency declared by the Governor by proclamation issued on January 10, 2008, pursuant to the California Constitution.*

(6) *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 2007.~~

Vote: ~~majority~~<sup>2/3</sup>. 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. Section 8483.51 is added to the Education Code,*  
2 *to read:*

3     *8483.51. For purposes of Section 8483.5, the term*  
4 *“continuously appropriated” shall not be construed to mean*  
5 *“without regard to fiscal year.” The funds appropriated pursuant*  
6 *to subdivision (b) of Section 8483.5 are available for encumbrance*  
7 *for one year after the date upon which they first become available*  
8 *for encumbrance and are subject to Section 16304.1 of the*  
9 *Government Code.*

10    *SEC. 2. Section 14041.1 is added to the Education Code, to*  
11 *read:*

12    *14041.1. (a) Except as provided pursuant to subdivision (b),*  
13 *notwithstanding paragraphs (1) and (2) of subdivision (a) and*  
14 *subdivision (b) of Section 14041, for the 2008–09 fiscal year only:*

15    *(1) Warrants for amounts allowed to the county school service*  
16 *funds under subdivisions (a) and (b) of Section 14054 shall be for*  
17 *amounts equal to 0.9 percent in July, 12 percent in August, 15.1*  
18 *percent in September, and 8 percent in each remaining month of*  
19 *the fiscal year of the amounts certified by the Superintendent as a*  
20 *part of the advance apportionment.*

21    *(2) Warrants for amounts apportioned to school districts and*  
22 *county school service funds for classes maintained by county*  
23 *superintendents of schools and to the county school tuition funds*  
24 *shall be for amounts equal to 0.9 percent in July, 12 percent in*  
25 *August, 13.1 percent in September, and 8 percent in October,*  
26 *November, December, and January, of the amounts certified by*  
27 *the Superintendent as a part of the advance apportionment.*

28    *(b) Notwithstanding subdivision (a) and subject to the approval*  
29 *of the Director of Finance, the Controller shall issue warrants*  
30 *pursuant to Section 14041 that include the full amount of the*  
31 *apportionment payments for the month of July for a local*

1 *educational agency for which the county superintendent of schools*  
 2 *certifies to the Superintendent of Public Instruction and to the*  
 3 *Director of Finance on or before May 15, 2008, that the deferral*  
 4 *of warrants pursuant to subdivision (a) will result in qualifying*  
 5 *the local educational agency for an emergency apportionment*  
 6 *pursuant to Article 2 (commencing with Section 41320) of Chapter*  
 7 *3 of Part 24 of Division 3 of Title 2.*

8 *SEC. 3. Item 6110-246-0001 of Section 2.00 of the Budget Act*  
 9 *of 2007 is amended to read:*

10  
 11 6110-246-0001—For local assistance, Department of Education  
 12 (Proposition 98), for transfer by the Controller to Section  
 13 A of the State School Fund for allocation by the Superin-  
 14 tendent of Public Instruction for the unscheduled Targeted  
 15 Instructional Improvement Block Grant pursuant to Article  
 16 6 of Chapter 3.2 (commencing with Section 41540) of Part  
 17 24 of Division 2 of Title 2 of the Education Code..... 975,613,000  
 18 680,207,975

- 19 Provisions:
- 20 1. Of the funds appropriated in this item, \$46,619,000 is
  - 21 for the purpose of providing a cost-of-living adjust-
  - 22 ment at a rate of 4.53 percent.
  - 23 2. The funds appropriated in this item reflect a reduction
  - 24 to the base funding of 0.48 percent for a statewide
  - 25 decline in average daily attendance.
  - 26 3. Notwithstanding any other provision of law, an addi-
  - 27 tional \$100,118,000 in expenditures for this item has
  - 28 been deferred until the 2008–09 fiscal year.

29  
 30 *SEC. 4. Item 6110-485 of Section 2.00 of the Budget Act of*  
 31 *2007 is amended to read:*

32  
 33 6110-485—Reappropriation (Proposition 98), Department of  
 34 Education. The sum of ~~\$480,674,000~~ \$580,674,000 is  
 35 hereby reappropriated from the Proposition 98 Reversion  
 36 Account, for the following purposes:  
 37 0001—General Fund  
 38 (1) ~~\$100,000,000~~-\$200,000,000 to the School Facilities  
 39 Program for the purpose of funding the School Facili-  
 40 ties Emergency Repair Account as required by Chapter

- 1 899 of the Statutes of 2004. *Notwithstanding any law,*  
2 *the amount provided in this schedule shall be in satis-*  
3 *faction of the amounts that would otherwise be provid-*  
4 *ed for the 2007–08 fiscal year for the School Facilities*  
5 *Emergency Repair Account.*
- 6 (2) \$8,810,000 to the State Department of Education for  
7 the purpose of the Teacher Credentialing Block Grant  
8 pursuant to Article 4 (commencing with Section  
9 41520) of Chapter 3.2 of Part 24 of *Division 2 of Title*  
10 *2 of the Education Code to fund estimated participation*  
11 *in the 2006–07 budget year.*
- 12 (8) \$4,100,000 to the State Department of Education for  
13 the purpose of funding community day school program  
14 deficiencies from the 2006–07 fiscal year.
- 15 (9) \$1,900,000 to the State Department of Education on  
16 a one-time basis for maintenance of the K–12 High  
17 Speed Network. The program shall provide a status  
18 report to the Department of Finance, Legislative Ana-  
19 lyst’s Office, and budget committees of each house of  
20 the Legislature by March 1, 2008, on the use of these  
21 funds and whether any unplanned program savings  
22 are anticipated (due to vendor allowances, base pro-  
23 gram savings, or other specified matters).
- 24 (11) \$385,000 to the Superintendent of Public Instruction,  
25 on a one-time basis, for allocation to the Fiscal Crisis  
26 and Management Assistance Team (FCMAT) to  
27 conduct comprehensive assessments pursuant to Sec-  
28 tion 41327.1 of the Education Code. Of the amount  
29 appropriated in this paragraph, FCMAT shall use  
30 \$150,000 for an assessment of the Oakland Unified  
31 School District, \$125,000 for an assessment of the  
32 Vallejo City Unified School District and \$110,000  
33 for an assessment of the West Fresno Elementary  
34 School District. The FCMAT shall provide a copy of  
35 the written report to the appropriate fiscal and policy  
36 committees of the Legislature, the Members of the  
37 Legislature representing those school districts, any  
38 advisory councils of those school districts, the Super-  
39 intendent of Public Instruction, the county superinten-  
40 dent of schools with jurisdiction over those school

- 1 districts, the Department of Finance, and the Office
- 2 of the Secretary for Education.
- 3 (12) \$115,479,000 to the State Department of Education,
- 4 on a one-time basis, to backfill the Deferred Maintenance
- 5 Program.
- 6 (13) Notwithstanding subdivision (b) of Section 17592.71
- 7 of the Education Code, \$250,000,000 shall be transferred
- 8 by the Controller from the School Facilities
- 9 Emergency Repair Account to the Proposition 98
- 10 Reversion Account no later than 30 days after the
- 11 enactment of the Budget Act. ~~By March 31, 2008, the~~
- 12 ~~Director of Finance shall determine whether there are~~
- 13 ~~sufficient funds in the School Facility Emergency~~
- 14 ~~Repair Account to cover approved grants for the~~
- 15 ~~Schools Emergency Repairs Grant Program pursuant~~
- 16 ~~to Article 1.5 (commencing with Section 17592.70)~~
- 17 ~~of Chapter 5 of Part 10 of the Education Code. If the~~
- 18 ~~Director of Finance determines that the amount~~
- 19 ~~available in the School Facilities Emergency Repair~~
- 20 ~~Account is insufficient to cover approved grants, the~~
- 21 ~~amount necessary to fund grants approved by the State~~
- 22 ~~Allocation Board shall be transferred back from the~~
- 23 ~~Proposition 98 Reversion Account to the School Facilities~~
- 24 ~~Emergency Repair Account.~~
- 25 (14) \$250,000,000 to the State Department of Education
- 26 for the home-to-school transportation program, pursuant
- 27 to Article 10 (commencing with Section 41850)
- 28 of Chapter 5 of Part 24 of Division 2 of Title 2 of the
- 29 Education Code, and Small School District Transportation,
- 30 pursuant to Article 4.5 (commencing with Section
- 31 42290) of Chapter 7 of Part 24 of Division 2 of
- 32 Title 2 of the Education Code.

33

34 *SEC. 5. Item 6110-488 is added to Section 2.00 of the Budget*

35 *Act of 2007, to read:*

1 6110-488—Reappropriation (Proposition 98), Department of  
2 Education. Notwithstanding any other law, the unobligated  
3 balances from the following items are available for reap-  
4 propriation for the purpose specified in Provision 1 of this  
5 item.

6 0001—General Fund

- 7 (1) \$25,297 or whatever the greater or lesser amount  
8 reflects the unexpended balance of the amount  
9 appropriated for preschool education in Schedule  
10 (1) of Item 6110-196-0001 of the Budget Act of  
11 2003 (Ch. 157, Stats. 2003).
- 12 (2) \$838,589 or whatever the greater or lesser amount  
13 reflects the unexpended balance of the amount  
14 appropriated for child care in Schedule (1.5) of  
15 Item 6110-196-0001 of the Budget Act of 2003  
16 (Ch. 157, Stats. 2003).
- 17 (3) \$20,260 or whatever the greater or lesser amount  
18 reflects the unexpended balance of the amount  
19 appropriated for preschool education in Schedule  
20 (1) of Item 6110-196-0001 of the Budget Act of  
21 2004 (Ch. 208, Stats. 2004).
- 22 (4) \$2,260,825 or whatever the greater or lesser  
23 amount reflects the unexpended balance of the  
24 amount appropriated for child care in Schedule  
25 (1.5) of Item 6110-196-0001 of the Budget Act  
26 of 2004 (Ch. 208, Stats. 2004).
- 27 (5) \$1,674,000 or whatever the greater or lesser  
28 amount reflects the unexpended balance of the  
29 amount appropriated for California’s pupil testing  
30 program in Schedules (2), (3), and (4) of Item  
31 6110-113-0001 of the Budget Act of 2005 (Chs.  
32 38 and 39, Stats. 2005).
- 33 (6) \$306,810 or whatever the greater or lesser amount  
34 reflects the unexpended balance of the amount  
35 appropriated for Specialized Secondary Programs  
36 in Item 6110-122-0001 of the Budget Act of 2005  
37 (Chs. 38 and 39, Stats. 2005).
- 38 (7) \$357,000 or whatever the greater or lesser amount  
39 reflects the unexpended balance of the amount  
40 appropriated for the High Priority Schools Grant

- 1 Program in Schedule (2) of Item 6110-123-0001  
2 of the Budget Act of 2005 (Chs. 38 and 39, Stats.  
3 2005).
- 4 (8) \$1,040,000 or whatever the greater or lesser  
5 amount reflects the unexpended balance of the  
6 amount appropriated for the adults in correctional  
7 facilities program in Item 6110-158-0001 of the  
8 Budget Act of 2005 (Chs. 38 and 39, Stats. 2005).
- 9 (9) \$2,093,000 or whatever the greater or lesser  
10 amount reflects the unexpended balance of the  
11 amount appropriated for Partnership Academies  
12 in Item 6110-166-0001 of the Budget Act of 2005  
13 (Chs. 38 and 39, Stats. 2005).
- 14 (10) \$345,000 or whatever the greater or lesser amount  
15 reflects the unexpended balance of the amount  
16 appropriated for the National Board Certification  
17 program in Item 6110-195-0001 of the Budget  
18 Act of 2005 (Chs. 38 and 39, Stats. 2005).
- 19 (11) \$12,618,945 or whatever the greater or lesser  
20 amount reflects the unexpended balance of the  
21 amount appropriated for CalWORKS Stage 2  
22 child care in Schedule (1.5) of Item 6110-196-  
23 0001 of the Budget Act of 2005 (Chs. 38 and 39,  
24 Stats. 2005).
- 25 (12) \$7,222,000 or whatever the greater or lesser  
26 amount reflects the unexpended balance of the  
27 amount appropriated for the Cal-SAFE Program  
28 in Schedules (1), (2), and (3) of Item 6110-198-  
29 0001 of the Budget Act of 2005 (Chs. 38 and 39,  
30 Stats. 2005).
- 31 (13) \$1,200,000 or whatever the greater or lesser  
32 amount reflects the unexpended balance of the  
33 amount appropriated for child nutrition in Item  
34 6110-203-0001 of the Budget Act of 2005 (Chs.  
35 38 and 39, Stats. 2005).
- 36 (14) \$25,000,000 or whatever the greater or lesser  
37 amount reflects the unexpended balance of the  
38 amount appropriated for the Program to Reduce  
39 Class Size in Two Courses in Grade 9 in Item

- 1           6110-232-0001 of the Budget Act of 2005 (Chs.  
2           38 and 39, Stats. 2005).
- 3           (15) \$12,000,000 or whatever the greater or lesser  
4           amount reflects the unexpended balance of the  
5           amount appropriated for the Class Size Reduction  
6           Program in Item 6110-234-0001 of the Budget  
7           Act of 2005 (Chs. 38 and 39, Stats. 2005).
- 8           (16) \$49,000 or whatever the greater or lesser amount  
9           reflects the unexpended balance of the amount  
10          appropriated for the alternative certification pro-  
11          gram in Schedule (1) of Item 6360-101-0001 of  
12          the Budget Act of 2005 (Chs. 38 and 39, Stats.  
13          2005).
- 14          (17) \$365,000 or whatever the greater or lesser amount  
15          reflects the unexpended balance of the amount  
16          appropriated for the California School Parapro-  
17          fessional Teachers Training Program in Schedule  
18          (2) of Item 6360-101-0001 of the Budget Act of  
19          2005 (Chs. 38 and 39, Stats. 2005).
- 20          (18) \$5,383 or whatever the greater or lesser amount  
21          reflects the unexpended balance of the amount  
22          appropriated for the California Community Col-  
23          leges in Schedule (1), Provision 5.5, of Item  
24          6870-101-0001 of the Budget Act of 2005 (Chs.  
25          38 and 39, Stats. 2005).
- 26          (19) \$9,937 or whatever the greater or lesser amount  
27          reflects the unexpended balance of the amount  
28          appropriated for the California Community Col-  
29          leges in Schedule (4) of Item 6870-101-0001 of  
30          the Budget Act of 2005 (Chs. 38 and 39, Stats.  
31          2005).
- 32          (20) \$1,340,266 or whatever the greater or lesser  
33          amount reflects the unexpended balance of the  
34          amount appropriated for the California Commu-  
35          nity Colleges in Schedule (6) of Item 6870-101-  
36          0001 of the Budget Act of 2005 (Chs. 38 and 39,  
37          Stats. 2005).
- 38          (21) \$28,000 or whatever the greater or lesser amount  
39          reflects the unexpended balance of the amount  
40          appropriated for the California Community Col-

- 1           leges in Schedule (7) of Item 6870-101-0001 of
- 2           the Budget Act of 2005 (Chs. 38 and 39, Stats.
- 3           2005).
- 4       (22) \$167,006 or whatever the greater or lesser amount
- 5           reflects the unexpended balance of the amount
- 6           appropriated for the California Community Col-
- 7           leges in Schedule (8) of Item 6870-101-0001 of
- 8           the Budget Act of 2005 (Chs. 38 and 39, Stats.
- 9           2005).
- 10       (23) \$612,289 or whatever the greater or lesser amount
- 11           reflects the unexpended balance of the amount
- 12           appropriated for the California Community Col-
- 13           leges in Schedule (15) of Item 6870-101-0001 of
- 14           the Budget Act of 2005 (Chs. 38 and 39, Stats.
- 15           2005).
- 16       (24) \$585,482 or whatever the greater or lesser amount
- 17           reflects the unexpended balance of the amount
- 18           appropriated for the California Community Col-
- 19           leges in Schedule (18) of Item 6870-101-0001 of
- 20           the Budget Act of 2005 (Chs. 38 and 39, Stats.
- 21           2005).
- 22       (25) \$2,218,000 or whatever the greater or lesser
- 23           amount reflects the unexpended balance of the
- 24           amount appropriated for California’s pupil testing
- 25           program in Schedules (1) and (2) of Item 6110-
- 26           113-0001 of the Budget Act of 2006 (Chs. 47 and
- 27           48, Stats. 2006).
- 28       (26) \$456,500 or whatever the greater or lesser amount
- 29           reflects the unexpended balance of the amount
- 30           appropriated for Administrator Training Programs
- 31           in Item 6110-144-0001 of the Budget Act of 2006
- 32           (Chs. 47 and 48, Stats. 2006).
- 33       (27) \$2,460,000 or whatever the greater or lesser
- 34           amount reflects the unexpended balance of the
- 35           amount appropriated for the National Board
- 36           Certification Program in Item 6110-195-0001 of
- 37           the Budget Act of 2006 (Chs. 47 and 48, Stats.
- 38           2006).
- 39       (28) \$55,000,000 or whatever the greater or lesser
- 40           amount reflects the unexpended balance of the

- 1 amount appropriated for preschool education in  
2 Schedule (1) of Item 6110-196-0001 of the Bud-  
3 get Act of 2006 (Chs. 47 and 48, Stats. 2006).
- 4 (29) \$34,500,000 or whatever the greater or lesser  
5 amount reflects the unexpended balance of the  
6 amount appropriated for child care in Schedule  
7 (1.5) of Item 6110-196-0001 of the Budget Act  
8 of 2006 (Chs. 47 and 48, Stats. 2006).
- 9 (30) \$3,474,000 or whatever the greater or lesser  
10 amount reflects the unexpended balance of the  
11 amount appropriated for Cal-SAFE child care in  
12 Schedule (3) of Item 6110-198-0001 of the Bud-  
13 get Act of 2006 (Chs. 47 and 48, Stats. 2006).
- 14 (31) \$13,704,000 or whatever the greater or lesser  
15 amount reflects the unexpended balance of the  
16 amount appropriated for the Year Round School  
17 Grant Program in Schedule (1) of Item 6110-224-  
18 0001 of the Budget Act of 2006 (Chs. 47 and 48,  
19 Stats. 2006).
- 20 (32) \$5,000,000 or whatever the greater or lesser  
21 amount reflects the unexpended balance of the  
22 amount appropriated for the Program to Reduce  
23 Class Size in Two Courses in Grade 9 in Item  
24 6110-232-0001 of the Budget Act of 2006 (Chs.  
25 47 and 48, Stats. 2006).
- 26 (33) \$29,000,000 or whatever the greater or lesser  
27 amount reflects the unexpended balance of the  
28 amount appropriated for the Class Size Reduction  
29 Program in Item 6110-234-0001 of the Budget  
30 Act of 2006 (Chs. 47 and 48, Stats. 2006).
- 31 (34) \$1,563,000 or whatever the greater or lesser  
32 amount reflects the unexpended balance of the  
33 amount appropriated for the Pupil Retention  
34 Block Grant in Item 6110-243-0001 of the Budget  
35 Act of 2006 (Chs. 47 and 48, Stats. 2006).
- 36 (35) \$2,101,212 or whatever the greater or lesser  
37 amount reflects the unexpended balance of the  
38 amount appropriated for county offices of educa-  
39 tion for Williams audits in Item 6110-266-0001

- 1 of the Budget Act of 2006 (Chs. 47 and 48, Stats.
- 2 2006).
- 3 (36) \$656,500 or whatever the greater or lesser amount
- 4 reflects the unexpended balance of the amount
- 5 appropriated for the certificated staff mentoring
- 6 program in Item 6110-267-0001 of the Budget
- 7 Act of 2006 (Chs. 47 and 48, Stats. 2006).
- 8 (37) \$4,100,000 or whatever the greater or lesser
- 9 amount reflects the unexpended balance of the
- 10 amount appropriated to school districts, charter
- 11 schools, and county offices of education for
- 12 equipment, supplies, and professional develop-
- 13 ment related to the establishment and operation
- 14 of a three-year instructional school garden pro-
- 15 gram pursuant to Article 8.5 (commencing with
- 16 Section 51795) of Chapter 5 of Part 28 of Divi-
- 17 sion 4 of Title 2 of the Education Code in
- 18 Schedule (19) Item 6110-495 of the Budget Act
- 19 of 2006 (Chs. 47 and 48, Stats. 2006).
- 20 (38) \$300,000 or whatever the greater or lesser amount
- 21 reflects the unexpended balance from the amount
- 22 appropriated for the Alternative Certification
- 23 Program in Schedule (1) of Item 6360-101-0001
- 24 of the Budget Act of 2006 (Chs. 47 and 48, Stats.
- 25 2006).
- 26 (39) \$500,000 or whatever the greater or lesser amount
- 27 reflects the unexpended balance from the amount
- 28 appropriated for the California School Parapro-
- 29 fessional Teacher Training program in Schedule
- 30 (2) of Item 6360-101-0001 of the Budget Act of
- 31 2006 (Chs. 47 and 48, Stats. 2006).
- 32 (40) \$2,672,480 or whatever the greater or lesser
- 33 amount reflects the unexpended balance of the
- 34 amount made available pursuant to Provision
- 35 11.5 from the amount appropriated to the Califor-
- 36 nia Community Colleges in Schedule (3) of Item
- 37 6870-101-0001 of the Budget Act of 2006 (Chs.
- 38 47 and 48, Stats. 2006).
- 39 (41) \$27,970 or whatever the greater or lesser amount
- 40 reflects the unexpended balance of the amount

- 1           appropriated to the California Community Col-  
2           leges in Schedule (4) of Item 6870-101-0001 of  
3           the Budget Act of 2006 (Chs. 47 and 48, Stats.  
4           2006).
- 5           (42) \$3,193,048 or whatever the greater or lesser  
6           amount reflects the unexpended balance of the  
7           amount appropriated to the California Community  
8           Colleges in Schedule (6) of Item 6870-101-0001  
9           of the Budget Act of 2006 (Chs. 47 and 48, Stats.  
10          2006).
- 11          (43) \$448,883 or whatever the greater or lesser amount  
12          reflects the unexpended balance of the amount  
13          appropriated to the California Community Col-  
14          leges in Schedule (8) of Item 6870-101-0001 of  
15          the Budget Act of 2006 (Chs. 47 and 48, Stats.  
16          2006).
- 17          (44) \$954,423 or whatever the greater or lesser amount  
18          reflects the unexpended balance of the amount  
19          appropriated to the California Community Col-  
20          leges in Schedule (18) of Item 6870-101-0001 of  
21          the Budget Act of 2006 (Chs. 47 and 48, Stats.  
22          2006).
- 23          (45) \$500,154 or whatever the greater or lesser amount  
24          reflects the unexpended balance from the amount  
25          appropriated to the California Community Col-  
26          leges for career technical education in Schedule  
27          (20) of Item 6870-101-0001 of the Budget Act  
28          of 2006 (Chs. 47 and 48, Stats. 2006).
- 29          (46) \$10,175 or whatever the greater or lesser amount  
30          reflects the unexpended balance of the amount  
31          appropriated to the California Community Col-  
32          leges in Schedule (23) of Item 6870-101-0001 of  
33          the Budget Act of 2006 (Chs. 47 and 48, Stats.  
34          2006).
- 35          (47) \$104,054 from the amount appropriated to Cali-  
36          fornia Community Colleges in Schedule (2) of  
37          Item 6870-486 of Section 2.00 of the Budget Act  
38          of 2007 (Chs. 171 and 172, Stats. 2007).
- 39          (48) \$2,000,000 from the amount appropriated to  
40          California Community Colleges in Schedule (3)

- 1 of Item 6870-486 of Section 2.00 of the Budget
- 2 Act of 2007 (Chs. 171 and 172, Stats. 2007).
- 3 (49) \$1,834,537 or whatever greater or lesser amount
- 4 reflects the unexpended balance from paragraph
- 5 (2) of subdivision (a) of Section 23 of Chapter
- 6 900 of the Statutes of 2004.
- 7 (50) \$22,777,000 or whatever the greater or lesser
- 8 amount reflects the unexpended balance from
- 9 subparagraph (A) of paragraph (1) of subdivision
- 10 (a) of Section 36 of Chapter 216 of the Statutes
- 11 of 2004 as amended by subparagraph (F) of
- 12 paragraph (1) of subdivision (a) of Section 36 of
- 13 Chapter 900 of Statutes of 2004.
- 14 (51) \$7,285,000 or whatever the greater or lesser
- 15 amount reflects the unexpended balance of the
- 16 amount appropriated to school districts and
- 17 charter schools for purposes of parental involve-
- 18 ment activities pursuant to Article 2 (commencing
- 19 with Section 51120) of Chapter 1.5 of Part 28 of
- 20 Division 4 of Title 2 of the Education Code in
- 21 Schedule (9) of Section 43 of Chapter 79 of the
- 22 Statutes of 2006.
- 23 (52) \$3,400,000 or whatever the greater or lesser
- 24 amount reflects the unexpended balance of the
- 25 amount appropriated for teacher recruitment and
- 26 retention in Schedule (20) of Section 43 of
- 27 Chapter 79 of the Statutes of 2006.
- 28 (53) \$25,000,000 from the amount appropriated to the
- 29 Child Care Facilities Revolving Fund established
- 30 pursuant to 8278.3 of the Education Code from
- 31 Section 2.00 of the Budget Act of 2007 (Chs. 171
- 32 and 172, Stats. 2007).

Provision:

- 34 1. The sum of \$295,405,025 is hereby reappropriated to
- 35 the State Department of Education for transfer by the
- 36 Controller to Section A of the State School Fund for
- 37 allocation by the Superintendent of Public Instruction
- 38 for the unscheduled Targeted Instructional Improve-
- 39 ment Block Grant pursuant to Article 6 (commencing
- 40 with Section 41540) of Chapter 3.2 of Part 24 of Divi-

1 sion 3 of Title 2 of the Education Code. The amount  
2 reapportioned pursuant to this section is for the use  
3 and support of the State of California for the 2007–08  
4 fiscal year beginning July 1, 2007, and ending June  
5 30, 2008.

6  
7 *SEC. 6. Section 9.00 of the Budget Act of 2007 is repealed.*

8 ~~Sec. 9.00. Notwithstanding any other provision of law, the~~  
9 ~~Director of Finance may reduce the appropriation in Schedule (14)~~  
10 ~~of Item 6110-485 in order to ensure adequate funds in the~~  
11 ~~Proposition 98 Reversion Account in the event the transfer from~~  
12 ~~the Proposition 98 Reversion Account to the School Facilities~~  
13 ~~Emergency Repair Account described in Schedule (13) of Item~~  
14 ~~6110-485 is required.~~

15 ~~If the Director of Finance reduces the amount in Schedule (14)~~  
16 ~~of Item 6110-485 to ensure adequate funding in the School~~  
17 ~~Facilities Emergency Repair Account, the director shall adjust~~  
18 ~~Item 6110-111-0046 upward by an equal amount to ensure that~~  
19 ~~funding for the Home-to-School transportation program is~~  
20 ~~consistent with the total amount appropriated for the program by~~  
21 ~~this act.~~

22 *SEC. 7. Notwithstanding any other law, three million seven*  
23 *hundred eighty-five thousand dollars (\$3,785,000) is reduced from*  
24 *the amount appropriated to the High Priority Schools Grant*  
25 *Program in Schedule (2) of Item 6110-123-0001 of Section 2.00*  
26 *of the Budget Act of 2007 (Chs. 171 and 172, Stats. 2007).*

27 *SEC. 8. Notwithstanding any other law, twenty-five million*  
28 *dollars (\$25,000,000) is reduced from the amount appropriated*  
29 *to the State Department of Education for economic impact aid in*  
30 *Item 6110-128-0001 of Section 2.00 of the Budget Act of 2007*  
31 *(Chs. 171 and 172, Stats. 2007).*

32 *SEC. 9. Notwithstanding any other law, six million two hundred*  
33 *fifty thousand dollars (\$6,250,000) is reduced from the amount*  
34 *appropriated to the State Department of Education for the*  
35 *Mathematics and Reading and Professional Development program*  
36 *in Schedule (3) of Item 6110-137-0001 of Section 2.00 of the*  
37 *Budget Act of 2007 (Chs. 171 and 172, Stats. 2007).*

38 *SEC. 10. Notwithstanding any other law, two million dollars*  
39 *(\$2,000,000) is reduced from the amount appropriated to the State*  
40 *Department of Education for the National Board Certification*

1 *program in Item 6110-195-0001 of Section 2.00 of the Budget Act*  
2 *of 2007 (Chs. 171 and 172, Stats. 2007).*

3 *SEC. 11. Notwithstanding any other law, twenty million dollars*  
4 *(\$20,000,000) is reduced from the amount appropriated to the*  
5 *State Department of Education for preschool education in Schedule*  
6 *(1) of Item 6110-196-0001 of Section 2.00 of the Budget Act of*  
7 *2007 (Chs. 171 and 172, Stats. 2007).*

8 *SEC. 12. Notwithstanding any other law, twenty million two*  
9 *hundred fifty thousand dollars (\$20,250,000) is reduced from the*  
10 *amount appropriated to the State Department of Education for*  
11 *general child care services in Schedule (1.5) (a) of Item*  
12 *6110-196-0001 of Section 2.00 of the Budget Act of 2007 (Chs.*  
13 *171 and 172, Stats. 2007).*

14 *SEC. 13. Notwithstanding any other law, two million dollars*  
15 *(\$2,000,000) is reduced from the amount appropriated to the State*  
16 *Department of Education for the Cal-SAFE Program in Schedule*  
17 *(3) of Item 6110-198-0001 of Section 2.00 of the Budget Act of*  
18 *2007 (Chs. 171 and 172, Stats. 2007).*

19 *SEC. 14. Notwithstanding any other law, five million dollars*  
20 *(\$5,000,000) is reduced from the amount appropriated to the State*  
21 *Department of Education for class size reduction in grade 9 in*  
22 *Item 6110-232-0001 of Section 2.00 of the Budget Act of 2007*  
23 *(Chs. 171 and 172, Stats. 2007).*

24 *SEC. 15. Notwithstanding any other law, thirty-two million*  
25 *dollars (\$32,000,000) is reduced from the amount appropriated*  
26 *to the State Department of Education for class size reduction in*  
27 *kindergarten and grades 1 to 3, inclusive, of Item 6110-234-0001*  
28 *of Section 2.00 of the Budget Act of 2007 (Chs. 171 and 172, Stats.*  
29 *2007).*

30 *SEC. 16. Notwithstanding any other law, one million dollars*  
31 *(\$1,000,000) is reduced from the amount appropriated to the State*  
32 *Department of Education for the pupil retention block grant*  
33 *program in Item 6110-243-0001 of Section 2.00 of the Budget Act*  
34 *of 2007 (Chs. 171 and 172, Stats. 2007).*

35 *SEC. 17. Notwithstanding any other law, eighteen million fifty*  
36 *thousand dollars (\$18,050,000) is reduced from the amount*  
37 *appropriated to the State Department of Education for school*  
38 *safety consolidated competitive block grants in Item 6110-248-0001*  
39 *of Section 2.00 of the Budget Act of 2007 (Chs. 171 and 172, Stats.*  
40 *2007).*

1     *SEC. 18. Notwithstanding any other law, forty-one million*  
2 *eight hundred twelve thousand dollars (\$41,812,000) is reduced*  
3 *from the amount appropriated to the State Department of*  
4 *Education for physical education teacher incentive grants in Item*  
5 *6110-260-0001 of Section 2.00 of the Budget Act of 2007 (Chs.*  
6 *171 and 172, Stats. 2007).*

7     *SEC. 19. Notwithstanding any other law, three million dollars*  
8 *(\$3,000,000) is reduced from the amount appropriated to the*  
9 *Commission on Teacher Credentialing for the alternative*  
10 *certification program in Schedule (1) of Item 6360-101-0001 of*  
11 *Section 2.00 of the Budget Act of 2007 (Chs. 171 and 172, Stats.*  
12 *2007).*

13     *SEC. 20. Notwithstanding any other law, one million eight*  
14 *hundred thousand dollars (\$1,800,000) is reduced from the amount*  
15 *appropriated to the Commission on Teacher Credentialing for the*  
16 *paraprofessional teacher training program in Schedule (2) of Item*  
17 *6360-101-0001 of Section 2.00 of the Budget Act of 2007 (Chs.*  
18 *171 and 172, Stats. 2007).*

19     *SEC. 21. Notwithstanding any other law, one million one*  
20 *hundred fifty-eight thousand nine hundred forty-six dollars*  
21 *(\$1,158,946) is reduced from the amount made available in*  
22 *Provision 10 from the amount appropriated to the California*  
23 *Community Colleges for pupils who have failed the California*  
24 *High School Exit Exam in Schedule (3) of Item 6870-101-0001 of*  
25 *Section 2.00 of the Budget Act of 2007 (Chs. 171 and 172, Stats.*  
26 *2007).*

27     *SEC. 22. Notwithstanding any other law, twelve thousand one*  
28 *hundred sixty-three dollars (\$12,163) is reduced from the amount*  
29 *appropriated to the California Community Colleges for foster care*  
30 *education programs in Schedule (7) of Item 6870-101-0001 of*  
31 *Section 2.00 of the Budget Act of 2007 (Chs. 171 and 172, Stats.*  
32 *2007).*

33     *SEC. 23. Notwithstanding any other law, six million one*  
34 *hundred thousand dollars (\$6,100,000) is reduced from the amount*  
35 *appropriated to the California Community Colleges for economic*  
36 *development in Schedule (15) of Item 6870-101-0001 of Section*  
37 *2.00 of the Budget Act of 2007 (Chs. 171 and 172, Stats. 2007).*

38     *SEC. 24. Notwithstanding any other law, ten million dollars*  
39 *(\$10,000,000) is reduced from the amount appropriated to the*  
40 *California Community Colleges for career technical education in*

1 *Schedule (20) of Item 6870-101-0001 of Section 2.00 of the Budget*  
2 *Act of 2007 (Chs. 171 and 172, Stats. 2007).*

3 *SEC. 25. Notwithstanding any other law, one million one*  
4 *hundred forty-two thousand eight hundred eighty-five dollars*  
5 *(\$1,142,885) is reduced from the amount appropriated to the*  
6 *California Community Colleges in subdivision (b) of Provision*  
7 *(27) of Item 6870-101-0001 of Schedule 23 of Section 2.00 of the*  
8 *Budget Act of 2007 (Chs. 171 and 172, Stats. 2007).*

9 *SEC. 26. Notwithstanding any other law, eleven million dollars*  
10 *(\$11,000,000) is reduced from the amount appropriated to the*  
11 *State Department of Education for home-to-school transportation*  
12 *in Section 37 of Chapter 79 of the Statutes of 2006, as amended*  
13 *by Section 31 of Chapter 174 of the Statutes of 2007.*

14 *SEC. 27. This act addresses the fiscal emergency declared by*  
15 *the Governor by proclamation on January 10, 2008, pursuant to*  
16 *subdivision (f) of Section 10 of Article IV of the California*  
17 *Constitution.*

18 *SEC. 28. This act is an urgency statute necessary for the*  
19 *immediate preservation of the public peace, health, or safety within*  
20 *the meaning of Article IV of the Constitution and shall go into*  
21 *immediate effect. The facts constituting the necessity are:*

22 *In order to preserve the solvency of the General Fund in the*  
23 *2007–08 fiscal year, by reducing appropriations made for purposes*  
24 *of public education and reappropriating other available funds, it*  
25 *is necessary that this act take effect immediately.*

26 ~~**SECTION 1.** It is the intent of the Legislature to enact statutory~~  
27 ~~changes relating to the Budget Act of 2007.~~

O