

Senate Bill No. 562

CHAPTER 4

An act to add Section 6217.3 to the Public Resources Code, relating to public resources, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

[Approved by Governor April 11, 2008. Filed with
Secretary of State April 11, 2008.]

LEGISLATIVE COUNSEL'S DIGEST

SB 562, Wiggins. Public resources: salmon and steelhead: protection: fishery restoration.

(1) The Safe Drinking Water, Water Quality and Supply, Flood Control, River and Coastal Protection Bond Act of 2006 (bond act), an initiative bond act that was approved by the voters at the November 7, 2006, statewide general election, among other things, makes \$180,000,000 in bond funds available to the Department of Fish and Game (department) for bay-delta and coastal fishery restoration projects. Of those funds, up to \$45,000,000 are available for appropriation for coastal salmon and steelhead fishery restoration projects that support the development and implementation of species recovery plans and strategies for salmonid species listed as threatened or endangered under state or federal law.

This bill would appropriate \$5,293,000 of the \$45,000,000 available from the bond act to the department for the purposes of coastal salmon and steelhead fishery restoration projects and the Coastal Salmonid Monitoring Plan. The department would be permitted to allocate no more than \$2,520,000 for the purposes of the Coastal Salmonid Monitoring Plan, and with the exception of the Coastal Salmonid Monitoring Plan, the department would be required to follow a specified process in expending the funds.

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

Appropriation: yes.

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

SECTION 1. Section 6217.3 is added to the Public Resources Code, to read:

6217.3. (a) The Legislature finds and declares all of the following:

(1) The Safe Drinking Water, Water Quality and Supply, Flood Control, River and Coastal Protection Bond Act of 2006, an initiative approved by the voters at the November 7, 2006, statewide general election, makes

available the sum of one hundred eighty million dollars (\$180,000,000) in bond funds for bay-delta and coastal fishery restoration projects.

(2) Of the funds made available, up to forty-five million dollars (\$45,000,000) is available for coastal salmon and steelhead fishery restoration projects that support the development and implementation of species recovery plans and strategies for salmonid species listed as threatened or endangered under state or federal law.

(b) From the forty-five million dollars (\$45,000,000) available for coastal salmon and steelhead fishery restoration projects pursuant to subdivision (a) of Section 75050, five million two hundred ninety-three thousand dollars (\$5,293,000) is appropriated to the Department of Fish and Game for the purposes of coastal salmon and steelhead fishery restoration projects, including the Coastal Salmonid Monitoring Plan. The Department of Fish and Game shall not allocate more than two million five hundred twenty thousand dollars (\$2,520,000) of these funds for the Coastal Salmonid Monitoring Plan.

(c) (1) Except as provided in paragraphs (2) and (3), the process governing the expenditure of funds described in Section 6217.1 shall be applied to the expenditure of all funds allocated by the Department of Fish and Game pursuant to subdivision (b).

(2) The funds allocated to the Coastal Salmonid Monitoring Plan are exempt from the requirements of Section 6217.1.

(3) If there is a conflict between a provision of this section and a provision of Division 43 (commencing with Section 75001), the provision of Division 43 shall govern.

SEC. 2. This act is an urgency statute necessary for the immediate preservation of the public peace, health, or safety within the meaning of Article IV of the Constitution and shall go into immediate effect. The facts constituting the necessity are:

An appropriation is needed as soon as possible in order for the state to qualify for federal matching funds to finance coastal salmon and steelhead fishery restoration projects, it is therefore necessary that this act go into immediate effect.