

Introduced by Senator DenhamFebruary 21, 2008

An act to add Section 13337.8 to the Government Code, relating to the current urgent expenses of the government of the State of California, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

LEGISLATIVE COUNSEL'S DIGEST

SB 1456, as introduced, Denham. Emergency interim appropriations.

Under existing law, the Budget Act of each year appropriates funds for support of the state government for the ensuing fiscal year, which commences on July 1 and ends on June 30. The California Constitution requires the Legislature to pass a Budget Act on or before June 15. Funds may be expended from the State Treasury for support of the state government only through an appropriation made by the Legislature.

This bill would appropriate unspecified amounts from the General Fund and other funds and sources to the Controller for allocation by the Director of Finance to pay the current, urgent expenses of the state government, excluding salaries and per diem of Members of the Legislature, at a level of service that does not exceed the level for the preceding fiscal year, if the Budget Act is not enacted by July 1.

This bill would state the Legislature's intent to provide emergency funding while the Legislature enacts a budget.

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

Vote: $\frac{2}{3}$. Appropriation: yes. Fiscal committee: yes.
State-mandated local program: no.

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

1 SECTION 1. Section 13337.8 is added to the Government
2 Code, to read:

3 13337.8. (a) Funds shall be appropriated to the Controller from
4 the funds and sources set forth in subdivision (b), for allocation
5 by the Director of Finance, for the exclusive purpose of the
6 payment of the current urgent expenses of the government of the
7 State of California, excluding salaries and per diem of Members
8 of the Legislature, if the Budget Act for any fiscal year is not
9 enacted by July 1. The allocation of the funds appropriated in this
10 subdivision by the Director of Finance shall be to maintain critical
11 services by the government of the State of California, until the
12 Budget Act for that fiscal year is enacted, at a level of service that
13 does not exceed the level of service authorized and funded for the
14 immediately preceding fiscal year.

15 (b) The Director of Finance shall allocate the funds appropriated
16 in subdivision (a) from the following funds and sources:

- 17 (1) \$ _____ from the General Fund.
- 18 (2) \$ _____ from appropriate special funds.
- 19 (3) \$ _____ from appropriate bond funds.
- 20 (4) \$ _____ from appropriate federal funds.
- 21 (5) \$ _____ from appropriate nongovernmental cost
22 funds.
- 23 (6) \$ _____ from appropriate reimbursements.

24 SEC. 2. While budget discussions remain at a standstill, it is
25 the intent of the Legislature to formalize a process by which
26 adequate funding can be provided for critical programs in the
27 absence of a Budget Act. Programs for those in need should not
28 be interrupted while the Legislature works toward a balanced
29 budget.

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

34 In order to settle existing and potential claims against the State
35 of California and to end the personal hardship to existing and

- 1 potential claimants as quickly as possible, it is necessary that this
- 2 act take effect immediately.

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