

AMENDED IN SENATE AUGUST 27, 2010
AMENDED IN SENATE MARCH 18, 2010
AMENDED IN SENATE FEBRUARY 17, 2010
AMENDED IN SENATE SEPTEMBER 4, 2009
CALIFORNIA LEGISLATURE—2009—10 REGULAR SESSION

ASSEMBLY BILL

No. 185

Introduced by ~~Committee on Budget (Evans (Chair), Arambula, Beall, Blumenfield, Brownley, Caballero, Carter, De La Torre, Feuer, Hill, Huffman, Monning, Ruskin, and Swanson)~~ Assembly Member Buchanan
(Principal coauthor: Assembly Member John A. Pérez)

February 2, 2009

~~An act relating to the Budget Act of 2010, and declaring the urgency thereof, to take effect immediately. An act relating to education, and making an appropriation therefor, to take effect immediately, usual and current expenses.~~

LEGISLATIVE COUNSEL'S DIGEST

AB 185, as amended, ~~Committee on Budget~~ *Buchanan. Budget Act of 2010. Education: federal funds.*

Existing law, the Budget Act of 2009, makes appropriations from various funds in support of elementary, secondary, and postsecondary education.

This bill would appropriate \$903,845,000 from the Federal Trust Fund, pursuant to a specified schedule, to the State Department of Education, the Board of Governors of the California Community

Colleges, the University of California, and the California State University for the 2009–10 fiscal year.

This bill would declare that it is to take effect immediately as a usual and current expense of the state.

~~The California Constitution requires the Governor to submit to the Legislature a budget for the ensuing fiscal year, and requires the Legislature to pass the budget by a specified date.~~

~~This bill would provide that the Budget Act of 2010 shall not include specified amounts to reflect various savings or reductions.~~

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

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

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

1 SECTION 1. *The sum of nine hundred three million eight*
2 *hundred forty-five thousand dollars (\$903,845,000) is hereby*
3 *appropriated for the 2010–11 fiscal year, payable from the Federal*
4 *Trust Fund, for allocation pursuant to the following schedule:*

5 (a) *To the State Department of Education, for allocation to local*
6 *educational agencies, pursuant to the following programs and*
7 *subschedule:*

8		
9	(1) 10.30.004-School Improvement Grant\$64,082,000
10	(2) 10.30.016-School Improvements Grants (ARRA) \$351,763,000
11		

12 (A) *The funds appropriated in subschedules (1) and (2) are for*
13 *the purpose of supporting three-year school improvement grants*
14 *to local educational agencies, to be provided over a three-year*
15 *period.*

16 (B) *The funds shall be allocated to local educational agencies*
17 *to fund school improvement grants based on school size as*
18 *approved by the State Board of Education on August 24, 2010.*

19 (C) *The appropriation of funds in subschedules (1) and (2) is*
20 *contingent upon approval of California’s request to the United*
21 *States Department of Education for a waiver to allocate 100*
22 *percent of the funds in a manner consistent with subparagraph*
23 *(B).*

1 (b) To the Office of Planning and Research, for transfer for
2 purposes of reimbursement pursuant to the following subschedule:

3		
4	(1) State Department of Education\$271,000,000
5	(2) Board of Governors of the California	
6	Community Colleges \$5,000,000
7	(3) University of California\$106,000,000
8	(4) California State University\$106,000,000
9		

10 (A) The funds appropriated in subschedule (1) are for the
11 purpose of reimbursement of local education agencies for
12 mitigating revenue limits reductions and reductions made to basic
13 aid districts.

14 (B) The funds appropriated in subschedules (2) to (4), inclusive,
15 are for the purpose of reimbursement to the entities in these
16 subschedules for mitigating reductions made to the California
17 Community Colleges, the University of California, and the
18 California State University.

19 (C) The funds are for expenditure pursuant to Title XIV of the
20 American Recovery and Reinvestment Act (ARRA) and related
21 guidance for the federal State Fiscal Stabilization Fund (SFSF)
22 Phase II grant award.

23 SEC. 2. This act makes an appropriation for the usual current
24 expenses of the state within the meaning of Article IV of the
25 Constitution and shall go into immediate effect.

26 SECTION 1. ~~The Budget Act of 2010 shall not include~~
27 ~~\$17,377,000 in Item 0250-111-0001 to implement certain~~
28 ~~provisions of the Omnibus Conservatorship and Guardianship~~
29 ~~Reform Act of 2006.~~

30 SEC. 2. ~~The Budget Act of 2010 shall not include \$41,000,000~~
31 ~~in Item 0820-001-0001, and shall not include \$4,102,000 in Item~~
32 ~~0820-003-0001, for operation of, and lease-revenue payments for,~~
33 ~~state criminal laboratories.~~

34 SEC. 3. ~~The Budget Act of 2010 shall not include \$5,000,000~~
35 ~~in Item 3600-001-0001.~~

36 SEC. 4. ~~The Budget Act of 2010 shall not include \$811,000,000~~
37 ~~in Item 5225-002-0001 to reflect reduced expenditures for inmate~~
38 ~~medical care.~~

39 SEC. 5. ~~The Budget Act of 2010 shall not include \$41,280,000~~
40 ~~in Item 5225-001-0001, and shall not include \$6,720,000 in Item~~

1 5225-011-0001, to reflect a reduction in the number of juvenile
2 wards supervised by the state.

3 ~~SEC. 6. The Budget Act of 2010 shall not include \$227,990,000~~
4 ~~to recognize the suspension or deferral of noneducation local~~
5 ~~mandates.~~

6 ~~SEC. 7. The Budget Act of 2010 shall not include at least~~
7 ~~\$140,000,000 in appropriations from the General Fund to reflect~~
8 ~~information technology and related savings achieved by state~~
9 ~~agencies pursuant to the Governor's Reorganization Plan No. 1 of~~
10 ~~2009 or Section 11545 of the Government Code.~~

11 ~~SEC. 8. The Budget Act of 2010 shall not include \$449,600,000~~
12 ~~in appropriations from the General Fund to reflect savings from~~
13 ~~implementing the 5-percent reduction to departmental personnel~~
14 ~~costs resulting from Executive Order S-01-10. It is the intent of~~
15 ~~the Legislature that first priority for achieving these personnel~~
16 ~~savings come from administration, including, but not limited to,~~
17 ~~agency, headquarters, and central offices, and that every effort be~~
18 ~~made to avoid negative impacts on the delivery of direct services.~~

19 ~~SEC. 9. The Budget Act of 2010 shall not include \$130,000,000~~
20 ~~in appropriations from the General Fund to reflect the Operating~~
21 ~~Expenses and Equipment savings resulting from Executive Order~~
22 ~~S-01-10.~~

23 ~~SEC. 10. The Budget Act of 2010 shall not include \$98,100,000~~
24 ~~in appropriations from the General Fund to reflect savings from~~
25 ~~delaying prepayment of other postemployment benefits.~~

26 ~~SEC. 11. The Budget Act of 2010 shall not include \$28,300,000~~
27 ~~in Item 4260-101-0001 to recognize additional antifraud activities~~
28 ~~to be conducted by the Department of Health Care Services in the~~
29 ~~Medi-Cal program.~~

30 ~~SEC. 12. 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 ~~This act implements various savings and reductions related to~~
35 ~~the Budget for the 2010-11 fiscal year and it is imperative that~~
36 ~~these changes be made at the earliest possible time. It is therefore~~
37 ~~necessary that this act go into immediate effect.~~