

ASSEMBLY BILL

No. 38

**Introduced by Assembly Member Halderman
(Coauthors: Assembly Members Logue, Nielsen, and Valadao)
(Coauthor: Senator La Malfa)**

August 15, 2011

An act relating to state finance, and making an appropriation therefor.

LEGISLATIVE COUNSEL'S DIGEST

AB 38, as introduced, Halderman. State finance.

Existing law appropriates \$300,000,000 from the General Fund to the Department of Corrections and Rehabilitation for capital outlay to renovate, improve, or expand infrastructure capacity at existing prison facilities.

Existing law establishes several Veterans' Homes of California for the purpose of providing residential services and medical care to aged and disabled veterans. Existing law authorizes the development of new Veterans' Homes in the cities of Redding and Fresno.

This bill would revert to the General Fund \$8,100,000 of the \$300,000,000 previously appropriated for capital outlay relating to prison facilities. In addition, the bill would appropriate, from that \$8,100,000, \$4,050,000 for the development of the Veterans' Home of California at Redding and \$4,050,000 for the development of the Veterans' Home of California at Fresno.

The California Constitution authorizes the Governor to declare a fiscal emergency and to call the Legislature into special session for that purpose. Governor Schwarzenegger issued a proclamation declaring a fiscal emergency, and calling a special session for this purpose, on December 6, 2010. Governor Brown issued a proclamation on January

20, 2011, declaring and reaffirming that a fiscal emergency exists and stating that his proclamation supersedes the earlier proclamation for purposes of that constitutional provision.

This bill would state that it addresses the fiscal emergency declared and reaffirmed by the Governor by proclamation issued on January 20, 2011, pursuant to the California Constitution.

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. Of the amount appropriated in subdivision (a) of
2 Section 28 of Chapter 7 of the Statutes of 2007, eight million one
3 hundred thousand dollars (\$8,100,000) is hereby reverted to the
4 General Fund.

5 SEC. 2. (a) Of the amount reverted in Section 1, four million
6 fifty thousand dollars (\$4,050,000) is hereby appropriated to the
7 Department of Veterans Affairs for the development of the
8 Veterans' Home of California at Redding.

9 (b) Of the amount reverted in Section 1, four million fifty
10 thousand dollars (\$4,050,000) is hereby appropriated to the
11 Department of Veterans Affairs for the development of the
12 Veterans' Home of California at Fresno.

13 SEC. 3. This act addresses the fiscal emergency declared and
14 reaffirmed by the Governor by proclamation on January 20, 2011,
15 pursuant to subdivision (f) of Section 10 of Article IV of the
16 California Constitution.

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