

AMENDED IN ASSEMBLY JUNE 14, 2011

AMENDED IN ASSEMBLY MARCH 14, 2011

**SENATE BILL**

**No. 71**

---

---

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

January 10, 2011

---

---

An act to amend Sections 19606.1, 19607.5, 19608.3, 19620.1, and 19627.5 of, to amend and renumber Sections 19621.1, 19621.3, 19622.1, 19622.2, 19622.3, 19622.4, 19630.5, and 19639 of, and to repeal Sections 19606.3, 19606.4, 19620.2, 19621, 19621.2, 19630, 19632.5, 19632.6, 19635, 19638, and 19638.5 of, the Business and Professions Code, to add Section 25359.21 to the Health and Safety Code, to add Section 5007 to the Public Resources Code, to add Section 326 to the Public Utilities Code, to amend Section 8352.6 of the Revenue and Taxation Code, to amend Section 13260 of the Water Code, and to amend Section 27 of Chapter 718 of the Statutes of 2010, relating to public resources, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately, bill related to the budget and supplement the Budget Act of 2011 by amending Items 0250-101-0932, 0250-111-0001, 0502-001-9730, 0520-001-0044, 0520-011-0890, 0530-001-0001, 0530-001-0890, 0530-001-9732, 0530-017-3163, 0540-001-0005, 0540-001-0140, 0540-001-0890, 0540-001-6029, 0540-001-6031, 0552-001-0001, 0555-001-0044, 0555-001-0890, 0690-001-0001, 0690-102-0001, 0690-102-0241, 0690-112-0001, 0820-001-0001, 0840-001-0001, 0840-001-0970, 0845-001-0217, 0845-101-0217, 0890-001-0001, 0950-001-0001, 0971-001-0528, 1110-001-0770, 1730-001-0001, 1730-001-0242, 1760-001-0602, 1920-011-0001, 2240-001-0648, 2240-001-0890, 2240-001-6038, 2240-101-0001, 2240-101-0890, 2240-101-6038, 2320-001-0317, 2600-001-0042, 2660-001-0042, 2660-001-0890, 2660-002-3007, 2660-004-6055, 2660-004-6056, 2660-004-6058,

2660-004-6064, 2660-004-6072, 2660-102-0890, 2660-104-6043,  
 2660-104-6055, 2660-104-6056, 2660-104-6060, 2660-104-6062,  
 2660-302-0042, 2660-302-0890, 2660-304-6043, 2660-304-6055,  
 2660-304-6056, 2660-304-6059, 2660-304-6072, 2665-004-6043,  
 2740-001-0044, 2740-001-0064, 3340-001-0001, 3340-001-0318,  
 3360-001-0382, 3360-001-0465, 3480-001-0001, 3480-001-3046,  
 3480-001-6031, 3480-001-6051, 3500-001-0133, 3540-001-0001,  
 3600-001-0001, 3600-001-0200, 3600-001-0320, 3600-001-3103,  
 3600-001-6051, 3600-301-0235, 3640-301-0262, 3640-301-0447,  
 3640-490, 3680-001-0516, 3680-101-0516, 3680-301-0516,  
 3720-001-0001, 3760-001-0565, 3760-001-6051, 3760-001-6076,  
 3760-301-0262, 3760-301-0371, 3760-301-0565, 3760-301-0593,  
 3760-301-0890, 3760-301-6051, 3760-301-6076, 3790-001-0235,  
 3790-001-0392, 3790-301-6051, 3790-490, 3790-491, 3790-492,  
 3790-496, 3810-301-0941, 3810-301-6031, 3810-301-6051, 3810-490,  
 3825-301-6051, 3830-301-0104, 3835-490, 3845-301-0140,  
 3850-301-6029, 3860-001-0001, 3860-001-0140, 3860-001-6051,  
 3860-001-6052, 3875-001-0001, 3940-001-0001, 3940-001-0193,  
 3940-001-0439, 3960-001-0014, 4140-001-0121, 4170-001-0001,  
 4170-001-0890, 4170-101-0001, 4170-101-0890, 4200-001-0001,  
 4200-001-3113, 4200-102-0001, 4200-103-0001, 4260-001-0001,  
 4260-001-0890, 4260-017-0001, 4260-017-0890, 4260-101-0001,  
 4260-101-0080, 4260-101-0890, 4260-101-3173, 4260-102-0001,  
 4260-102-0890, 4260-105-0001, 4260-106-0890, 4260-111-0001,  
 4260-111-0080, 4260-111-0890, 4260-113-0001, 4260-113-0890,  
 4260-117-0001, 4260-117-0890, 4265-001-0001, 4265-001-0007,  
 4265-001-0234, 4265-001-0890, 4265-011-0080, 4265-111-0001,  
 4256-111-0009, 4265-111-0231, 4265-111-0890, 4280-001-0001,  
 4280-001-0890, 4280-101-0001, 4280-101-0890, 4280-101-3156,  
 4280-102-0001, 4280-102-0890, 4280-102-3156, 4280-103-0890,  
 4280-103-3055, 4280-111-0232, 4280-111-0233, 4280-111-0236,  
 4280-112-0233, 4280-112-3133, 4300-003-0001, 4300-004-0001,  
 4300-101-0001, 4300-101-0172, 4300-101-0890, 4440-001-0001,  
 4440-001-0890, 4440-001-3085, 4440-011-0001, 4440-101-0001,  
 4440-101-0890, 4440-103-3085, 4440-105-3085, 4440-295-3085,  
 5160-001-0001, 5160-001-0890, 5170-001-0890, 5175-001-0001,  
 5175-001-0890, 5175-002-0001, 5175-002-0890, 5175-101-0001,  
 5175-101-0890, 5180-001-0001, 5180-001-0890, 5180-101-0001,  
 5180-101-0122, 5180-101-0890, 5180-101-8004, 5180-111-0001,  
 5180-141-0001, 5180-141-0890, 5180-151-0001, 5180-151-0890,

5180-153-0001, 5180-153-0890, 5225-001-0001, 5225-001-0890, 5225-002-0001, 5225-011-0001, 5225-101-0001, 5225-301-0001, 5225-491, 6110-001-0001, 6110-001-0890, 6110-101-0231, 6110-102-0890, 6110-112-0890, 6110-113-0001, 6110-113-0890, 6110-119-0890, 6110-125-0890, 6110-134-0890, 6110-136-0890, 6110-137-0890, 6110-156-0890, 6110-161-0001, 6110-161-0890, 6110-166-0001, 6110-166-0890, 6110-170-0001, 6110-180-0890, 6110-193-0890, 6110-195-0890, 6110-196-0001, 6110-196-0890, 6110-197-0890, 6110-201-0890, 6110-203-0001, 6110-211-0001, 6110-212-0001, 6110-240-0890, 6110-485, 6110-488, 6360-001-0408, 6440-001-0001, 6440-001-0234, 6440-001-8054, 6610-001-0001, 6610-401, 6870-101-0001, 6870-111-0001, 6870-295-0001, 7980-101-0001, 7980-101-0784, 7980-101-0890, 7100-001-0869, 7100-001-0870, 7100-002-0001, 7100-011-0588, 8380-001-0001, 8570-001-0001, 8570-001-0111, 8570-001-0516, 8570-004-0001, 8570-101-0001, 8660-001-0462, 8660-001-0890, 8660-001-3089, 8830-001-0001, 8840-001-0001, 8860-001-0001, 8860-001-6065, 8860-001-9740, 8860-011-0494, 8860-011-0797, 8860-011-0988, 8880-001-9737, 8880-001-9740, 8880-011-0001, 8885-295-0001, 8940-001-0001, 8955-001-0001, 9300-101-0001, 9620-001-0001, 9800-001-0001, 9800-001-0494, and 9800-001-0988 of, by adding Items 0250-490, 0250-491, 0520-001-0918, 0540-490, 0540-495, 0820-003-0001, 0820-011-0001, 0820-011-0378, 0911-001-0001, 1730-001-8064, 1730-001-8065, 1730-001-8066, 1730-001-8067, 1760-490, 1760-491, 2240-490, 2400-001-0890, 2660-304-6064, 2660-490, 2665-304-0890, 2665-304-6043, 2665-305-0890, 2665-305-6043, 2720-491, 2740-490, 2740-495, 3110-101-0140, 3110-101-0516, 3125-301-0262, 3125-301-0286, 3125-301-0890, 3125-301-6029, 3125-301-6031, 3125-490, 3125-491, 3125-492, 3125-493, 3125-494, 3125-495, 3125-496, 3340-492, 3480-491, 3480-492, 3500-404, 3500-405, 3540-001-3063, 3540-301-0668, 3540-494, 3600-301-3103, 3600-301-6051, 3600-491, 3640-492, 3640-493, 3720-001-0565, 3790-103-6029, 3790-401, 3790-493, 3790-494, 3790-497, 3810-496, 3825-301-6031, 3825-490, 3850-495, 3850-496, 3860-490, 3860-491, 3860-492, 3860-493, 3860-495, 3875-001-0140, 3940-490, 3940-491, 3940-492, 3940-496, 3960-001-0456, 4265-111-6051, 4265-401, 4265-491, 4300-491, 4440-103-0001, 5180-495, 5225-006-0001, 5225-007-0001, 5225-401, 6110-001-3170, 6110-490, 6110-492, 6440-301-0668, 6440-302-0668, 6440-492, 6440-493, 6440-494, 6610-301-0668, 6610-301-6028,

6610-492, 6610-493, 6610-495, 6870-301-6049, 6870-491, 6870-492, 6870-494, 7100-001-0871, 7100-012-0890, 8380-496, 8570-491, 8955-011-8048, and 8955-301-3013 to, and by repealing Items 0520-001-0890, 0820-003-3086, 1730-001-8022, 1730-001-8053, 1730-001-8055, 1730-001-8056, 3790-101-6029, 3790-102-6029, 3860-001-0744, 3860-101-6051, 6110-103-0890, 8570-011-0191, 8570-101-0191, 8570-102-0001, 8570-111-0001, 8570-403, and 9860-301-0001 of, Section 2.00 of, and by amending Sections 3.60, 3.90, 3.91, 8.88, 12.00, 12.32, 17.00, 26.00, 28.50, 35.50, 39.00, 99.00, and 99.50 of, and by adding Sections 3.93, 8.25, and 25.05 to, that act, relating to the State Budget, making an appropriation therefor, to take effect immediately, Budget Bill.

LEGISLATIVE COUNSEL'S DIGEST

SB 71, as amended, Committee on Budget and Fiscal Review. ~~Public resources.—~~*Budget Act of 2011.*

*SB 69, as proposed by Conference Report No. 1 on March 7, 2011, would make appropriations for the support of state government for the 2011–12 fiscal year.*

*This bill would make revisions to those appropriations in SB 69 for the 2011–12 fiscal year.*

*This bill would become operative only if SB 69, as proposed by Conference Report No. 1 on March 7, 2011, is enacted on or before January 1, 2012.*

*This bill would declare that it is to take effect immediately as a Budget Bill.*

~~(1) Existing law establishes the Fair and Exposition Fund for the purpose of allocating moneys to provide financial support for the network of California fairs. Existing law requires that \$32,000,000 be transferred annually from the General Fund to the credit of a separate account of the fund. Existing law provides that the revenues in that separate account are continuously appropriated to the Department of Food and Agriculture for specified purposes. In addition, existing law requires the deposit of \$10,000,000 of the license fees for horse racing meetings into the fund and continuously appropriates those funds to the 51st District Agricultural Association for specified purposes.~~

~~This bill would repeal that annual transfer from the General Fund and those other provisions and make related changes.~~

~~(2) Existing law requires specified revenues received by the California Horse Racing Board to be deposited into the State Treasury to the credit of the Fair and Exposition Fund. Existing law provides that, in addition to those moneys deposited in the fund, the Legislature shall appropriate, and the board shall deposit in the fund, sums deemed necessary for the support of the board, as specified, and to the department for oversight of the network of California fairs, for contributions to the Unemployment Fund by the network of fairs, and for auditing of specified fairs. Any unallocated balance of revenues received by the board is continuously appropriated for allocation by the Secretary of Food and Agriculture for capital outlay to California fairs for specified projects or for general operational support.~~

~~This bill would repeal those provisions relating to revenues received by the board and would instead provide that, from revenue received by the department, the Legislature shall appropriate to the department sums deemed necessary for oversight of the network of California fairs and for auditing of specified fairs.~~

~~(3) Existing law requires the Secretary of Food and Agriculture to annually project the available revenues from the fund described above, and to prepare an annual expenditure plan for funds available from the fund. Existing law also requires the secretary to prepare and submit to the Department of Finance an estimate of the contributions, or the cost of benefits in lieu of contributions, payable to the Unemployment Fund by all California fairs, as specified.~~

~~This bill would delete those provisions. The bill would also make technical changes.~~

~~(4) Existing law authorizes the Department of Toxic Substances Control to compel a responsible party to take or pay for appropriate removal or remediation action necessary to protect public health and safety and the environment at the Santa Susana Field Laboratory (SSFL) site in Ventura County. The sale, lease, sublease, or other transfer of any land presently or formerly occupied by the Santa Susana Field Laboratory is prohibited unless the Director of Toxic Substances Control certifies that the land has undergone complete remediation pursuant to specified protective standards.~~

~~This bill would provide that an administrative order on consent for the site, signed on December 6, 2010, between the department and the United States Department of Energy and a similar order between the department and the National Aeronautics and Space Administration, constitute the cleanup requirements and obligations for that portion of~~

~~the site that is subject to those administrative orders and would require the administrative orders to result in the cleanup of the soil so that the level of radiological or chemical contaminants in the soil does not exceed local background levels, except as specified. The bill would require the department to enforce the administrative orders and the transfer prohibitions imposed on that site.~~

~~(5) Under existing law, the Department of Parks and Recreation has control of the state park system. The existing Tort Claims Act provides for the liability and immunity of a governmental entity for its acts or omissions that cause harm to persons.~~

~~This bill would require the Department of Parks and Recreation to achieve any required budget reductions by closing, partially closing, and reducing services at selected units of the state park system and would require the department to select the units to be closed based solely on specified factors.~~

~~The bill would provide immunity to a public entity and a public employee for injury or damage either caused by a condition of public property in or otherwise occurring at a state park system unit that is designated as closed, partially closed, or subject to service reduction by the department pursuant to these provisions.~~

~~(6) Under existing law, the Public Utilities Commission has regulatory authority over public utilities, as defined. Existing law requires the commission, by January 10 of each year, to report to the Joint Legislative Budget Committee and appropriate fiscal and policy committees of the Legislature, on all sources and amounts of funding and actual and proposed expenditures related to specified entities or programs established by the commission. Existing law requires the commission to adopt an updated Conflict of Interest Code and Statement of Incompatible Activities.~~

~~This bill would require that the commission, by January 10 of each year, report to the Joint Legislative Budget Committee and appropriate fiscal and policy committees of the Legislature, on all sources and amounts of funding and actual and proposed expenditures related to interactions by the commission, its officers, or its staff with the California Public Utilities Commission Foundation. The bill would require that within 8 weeks of any contribution to the foundation made at the behest of a member of the commission, its officers, or its staff, that the commission report the contribution to the Joint Legislative Budget Committee and appropriate fiscal and policy committees of the Legislature and include a certification that the contribution does not~~

violate the Conflict of Interest Code and Statement of Incompatible Activities:

~~(7) Existing law requires certain moneys on the first day of every month to be transferred from the Motor Vehicle Fuel Account to the Off-Highway Vehicle Trust Fund that are attributable to taxes imposed upon distribution of motor vehicle fuel related to specified off-highway motor vehicles and off-highway vehicle activities. The moneys in the fund are required to be used, upon appropriation, for specified purposes related to off-highway motor vehicle recreation.~~

~~This bill would require the Controller to withhold \$833,000 from this monthly transfer, and transfer that amount to the General Fund.~~

~~(8) The Porter-Cologne Water Quality Control Act, with certain exceptions, requires a waste discharger to pay an annual fee established by the State Water Resources Control Board. The act requires the total amount of fees collected to equal that amount necessary to recover certain costs relating to the administration of waste discharge requirements. Revenues generated by the imposition of the fee are deposited in the Waste Discharge Permit Fund for expenditure, upon appropriation by the Legislature, for specified water quality purposes.~~

~~This bill, for the purpose of calculating the annual fee, would authorize recoverable costs to also include costs incurred by the State Water Resources Control Board and the California regional water quality control boards in the adoption, review, and revision of water quality control plans and state policies for water quality control.~~

~~(9) The Sacramento-San Joaquin Delta Reform Act of 2009 establishes the Delta Stewardship Council, which is required to develop, adopt, and commence implementation of a comprehensive management plan for the Delta (Delta Plan) by January 1, 2012. The act provides that the council is the successor to the California Bay-Delta Authority, which previously was required to carry out programs, projects, and activities to implement the CALFED Bay-Delta Program with other implementing agencies.~~

~~Existing law requires the Governor, on or before April 1, 2011, to submit to the Legislature a report on the budget for the 2011-12 fiscal year for all state agency programs that implement water and ecosystem restoration activities in the Sacramento-San Joaquin Delta using a zero-based budget methodology, as defined. Existing law requires that budget to complement the budget for the CALFED Bay-Delta Program, and requires all state expenditures reported in the budget for the~~

CALFED Bay-Delta Program for the 2011–12 fiscal year to be reported using a zero-based budget methodology.

This bill would require the Governor to submit the report on the budget using zero-based budget methodology for the 2012–13 fiscal year, instead of the 2011–12 fiscal year, and would require that report to be submitted to the Legislature by April 1, 2012, instead of April 1, 2011. The bill would additionally require the council, in developing a zero-based budget for these purposes, to conduct a programmatic review of CALFED Bay-Delta Program expenditures for consistency with the Delta Plan.

(10) The bill would appropriate \$1,000 from the General Fund to the Department of Parks and Recreation for administrative costs.

(11) 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.

(12) This bill would declare that it is to take effect immediately as a bill providing for appropriations related to the Budget Bill.

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

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

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

1 SECTION 1. Item 0250-101-0932 of Section 2.00 of the Budget  
2 Act of 2011 is amended to read:

3		
4	0250-101-0932—For local assistance, Judicial Branch,	
5	payable from the Trial Court Trust Fund.....	3,013,032,000
6		2,915,501,000

1	Schedule:	
2	(1) 45.10-Support for Operation of the	
3	Trial Courts.....	2,056,918,000
4		1,991,184,000
5	(2) 45.15-Trial Court Security.....	529,577,000
6		497,780,000
7	(3) 45.25-Compensation of Superior Court	
8	Judges.....	298,516,000
9	(4) 45.35-Assigned Judges.....	26,047,000
10	(5) 45.45-Court Interpreters.....	92,794,000
11	(6) 45.55.060-Court Appointed Special	
12	Advocate Program.....	2,059,000
13	(7) 45.55.065-Model Self-Help Program....	891,000
14	(8) 45.55.090-Equal Access Fund.....	5,108,000
15	(9) 45.55.095-Family Law Information	
16	Centers.....	320,000
17	(10) 45.55.100-Civil Case Coordination....	803,000
18	(11) 97.20.001-Unallocated Reduction.....	0
19	(12) Reimbursements.....	-1,000

- 20 Provisions:
- 21 1. The funds appropriated in Schedule (3) shall be made
  - 22 available for costs of the workers' compensation pro-
  - 23 gram for trial court judges.
  - 24 2. The amount appropriated in Schedule (4) shall be made
  - 25 available for all judicial assignments. Schedule (4)
  - 26 expenditures for necessary support staff may not ex-
  - 27 ceed the staffing level that is necessary to support the
  - 28 equivalent of three judicial officers sitting on assign-
  - 29 ments.
  - 30 3. The funds appropriated in Schedule (5) shall be for
  - 31 payments to contractual court interpreters, and certified
  - 32 and registered court interpreters employed by the
  - 33 courts for services provided during court proceedings
  - 34 and other services related to pending court proceed-
  - 35 ings, including services provided outside a courtroom,
  - 36 and the following court interpreter coordinators: 1.0
  - 37 each in counties of the 1st through the 15th classes,
  - 38 0.5 each in counties of the 16th through the 31st
  - 39 classes, and 0.25 each in counties of the 32nd through
  - 40 the 58th classes. For the purposes of this provision,

1 “court interpreter coordinators” may be full- or part-  
 2 time court employees, or those contracted by the court  
 3 to perform these services.

4 The Judicial Council shall set statewide or regional  
 5 rates and policies for payment of court interpreters,  
 6 not to exceed the rate paid to certified interpreters in  
 7 the federal court system.

8 The Judicial Council shall adopt appropriate rules  
 9 and procedures for the administration of these funds.  
 10 The Judicial Council shall report to the Legislature  
 11 and the Director of Finance annually regarding expendi-  
 12 tures from Schedule (5).

13 4. Upon order of the Director of Finance, the amount  
 14 available for expenditure in this item may be augment-  
 15 ed by the amount of any additional resources available  
 16 in the Trial Court Trust Fund, which is in addition to  
 17 the amount appropriated in this item. Any augmenta-  
 18 tion must be approved in joint determination with the  
 19 Chairperson of the Joint Legislative Budget Committee  
 20 and shall be authorized not sooner than 30 days after  
 21 notification in writing to the chairpersons of the com-  
 22 mittees in each house of the Legislature that consider  
 23 appropriations, the chairpersons of the committees and  
 24 appropriate subcommittees that consider the State  
 25 Budget, and the chairperson of the joint committee,  
 26 or not sooner than whatever lesser time the chairperson  
 27 of the joint committee, or his or her designee, may  
 28 determine. When a request to augment this item is  
 29 submitted to the Director of Finance, a copy of that  
 30 request shall be delivered to the chairpersons of the  
 31 committees and appropriate subcommittees that con-  
 32 sider the State Budget. Delivery of a copy of that re-  
 33 quest shall not be deemed to be notification in writing  
 34 for purposes of this provision.

35 5. Notwithstanding any other provision of law, upon ap-  
 36 proval and order of the Director of Finance, the amount  
 37 appropriated in this item shall be reduced by the  
 38 amount transferred in Item 0250-115-0932 to provide  
 39 adequate resources to the Judicial Branch Workers’  
 40 Compensation Fund to pay workers’ compensation

- 1 claims for judicial branch employees and judges, and  
2 administrative costs pursuant to Section 68114.10 of  
3 the Government Code.
- 4 6. Of the funds appropriated in Schedule (1), which will  
5 be transferred to the Trial Court Improvement Fund  
6 in accordance with subdivision (b) of Section 77209  
7 of the Government Code, up to \$5,000,000 shall be  
8 available for support of services for self-represented  
9 litigants.
- 10 7. Upon approval by the Administrative Director of the  
11 Courts, the Controller shall transfer up to \$11,274,000  
12 to Item 0250-001-0932 for recovery of costs for admin-  
13 istrative services provided to the trial courts by the  
14 Administrative Office of the Courts.
- 15 8. In order to improve equal access and the fair adminis-  
16 tration of justice, the funds appropriated in Schedule  
17 (8) are available for distribution by the Judicial  
18 Council through the Legal Services Trust Fund Com-  
19 mission in support of the Equal Access Fund Program  
20 to qualified legal services projects and support centers  
21 as defined in Sections 6213 to 6215, inclusive, of the  
22 Business and Professions Code, to be used for legal  
23 services in civil matters for indigent persons. The Ju-  
24 dicial Council shall approve awards made by the  
25 commission if the council determines that the awards  
26 comply with statutory and other relevant guidelines.  
27 Upon approval by the Administrative Director of the  
28 Courts, the Controller shall transfer up to 5 percent of  
29 the funding appropriated in Schedule (3) to Item 0250-  
30 001-0932 for administrative expenses. Ten percent of  
31 the funds remaining after administrative costs shall be  
32 for joint projects of courts and legal services programs  
33 to make legal assistance available to pro per litigants  
34 and 90 percent of the funds remaining after adminis-  
35 trative costs shall be distributed consistent with Sec-  
36 tions 6216 to 6223, inclusive, of the Business and  
37 Professions Code. The Judicial Council may establish  
38 additional reporting or quality control requirements  
39 consistent with Sections 6213 to 6223, inclusive, of  
40 the Business and Professions Code.

- 1 9. Funds available for expenditure in Schedule (8) may  
2 be augmented by order of the Director of Finance by  
3 the amount of any additional resources deposited for  
4 distribution to the Equal Access Fund Program in ac-  
5 cordance with Sections 68085.3 and 68085.4 of the  
6 Government Code. Any augmentation under this pro-  
7 vision shall be authorized not sooner than 30 days after  
8 notification in writing to the chairpersons of the com-  
9 mittees in each house of the Legislature that consider  
10 appropriations, the chairpersons of the committees and  
11 appropriate subcommittees that consider the State  
12 Budget, and the Chairperson of the Joint Legislative  
13 Budget Committee, or not sooner than whatever lesser  
14 time the chairperson of the joint committee, or his or  
15 her designee, may determine.
- 16 10. Sixteen (16.0) subordinate judicial officer positions  
17 are authorized to be converted to judgeships in the  
18 2011–12 fiscal year in the manner and pursuant to the  
19 authority described in subparagraph (B) of paragraph  
20 (1) of subdivision (c) of Section 69615 of the Govern-  
21 ment Code, as described in the notice filed by the Ju-  
22 dicial Council under subparagraph (B) of paragraph  
23 (3) of subdivision (c) of Section 69615.
- 24 11. Notwithstanding any other provision of law, and upon  
25 approval of the Director of Finance, reimbursements  
26 in Schedule (12) may be increased by the amount of  
27 any additional resources collected for the recovery of  
28 costs for court-appointed dependency counsel services.
- 29 12. Upon approval of the Administrative Director of the  
30 Courts, the Controller shall transfer up to \$556,000 of  
31 the funding identified in Provision 11 of this item to  
32 Item 0250-001-0932 for administrative services pro-  
33 vided to the trial courts in support of the court-appointed  
34 dependency counsel program.
- 35 13. Upon approval of the Administrative Director of the  
36 Courts, the amount available for expenditure in this  
37 item may be augmented by the amount of resources  
38 collected to support the implementation and adminis-  
39 tration of the civil representation pilot program.

- 1 14. Upon approval of the Administrative Director of the  
2 Courts, the Controller shall transfer up to \$500,000 to  
3 Item 0250-001-0932 for administrative services pro-  
4 vided by the Administrative Office of the Courts to  
5 implement and administer the Civil Representation  
6 Pilot Program.
- 7 15. Of the amount appropriated in this item, \$10,000,000  
8 of planned expenditures for the Court Case Manage-  
9 ment System project shall instead be redirected to  
10 offset reductions in trial court funding in the 2011–12  
11 fiscal year.
- 12 16. This item includes a one-time augmentation of  
13 \$170,000,000 to offset the reductions in trial court  
14 funding in the 2011–12 fiscal year, based on transfers  
15 as follows: (a) \$130,000,000 transferred from the fund  
16 balance in the Immediate and Critical Needs Account  
17 and the State Court Facilities Construction Fund, with  
18 specific amounts from each fund to be determined by  
19 the Judicial Council, (b) a reduction of \$20,000,000  
20 from Facility Modifications, composed of \$10,000,000  
21 transferred from the Immediate and Critical Needs  
22 Account and \$10,000,000 transferred from the State  
23 Court Facilities Construction Fund, and (c)  
24 \$20,000,000 transferred from the Judicial Administra-  
25 tion Efficiency and Modernization Fund.
- 26 17. The transfers and redirections included in Provisions  
27 15 and 16 and any other available court funding, in-  
28 cluding local reserves, are intended to be used to pre-  
29 vent court closures or reductions in court service hours.
- 30 18. *The Director of Finance may augment this item by*  
31 *\$150,000,000 if sufficient state General Fund revenues*  
32 *are available. The Department of Finance shall notify*  
33 *the Joint Legislative Budget Committee of any transfer*  
34 *made pursuant to this provision.*

35  
36 *SEC. 2. Item 0250-111-0001 of Section 2.00 of the Budget Act*  
37 *of 2011 is amended to read:*

1	0250-111-0001—For transfer by the Controller to the Trial	
2	Court Trust Fund.....	1,414,528,000
3		1,316,997,000

4 *Provisions:*

- 5 1. *No later than January 10, 2012, the Judicial Branch*
- 6 *shall submit a report to the Legislature that details*
- 7 *the position classifications used to process parole re-*
- 8 *vocation hearings, the workload associated to the*
- 9 *courts for parole revocation hearings, and any new*
- 10 *space that was required to administer these hearings.*
- 11 2. *Of the amount appropriated in this item, upon transfer*
- 12 *to the Trial Court Trust Fund, \$39,303,000 shall be*
- 13 *used for revocation hearings. Any unspent funds shall*
- 14 *revert back to the General Fund.*
- 15 3. *The Director of Finance may augment this item by*
- 16 *\$150,000,000 if sufficient state General Fund revenues*
- 17 *are available. The Department of Finance shall notify*
- 18 *the Joint Legislative Budget Committee of any transfer*
- 19 *made pursuant to this provision.*

21 *SEC. 3. Item 0250-490 is added to Section 2.00 of the Budget*

22 *Act of 2011, to read:*

24 *0250-490—Reappropriation, Capital Outlay, Judicial Branch.*  
25 *The balances of the appropriations provided in the follow-*  
26 *ing citations are reappropriated for the purposes, and*  
27 *subject to the limitations unless otherwise specified, pro-*  
28 *vided for in the appropriations:*

- 29 *0660—Public Buildings Construction Fund*
- 30 *(1) 0250-301-0660, Budget Act of 2010 (Ch. 712, Stats.*
- 31 *2010)*
- 32 *(1) 91.05.001-Calaveras County: New San Andreas*
- 33 *Courthouse—Construction*
- 34 *(2) 91.20.001-Madera County: New Madera Court-*
- 35 *house—Construction*
- 36 *(3) 91.33.001-Riverside County: New Riverside Mid-*
- 37 *County Courthouse—Construction*
- 38 *(4) 91.35.001-San Benito County: New Hollister*
- 39 *Courthouse—Construction*

- 1 (5) 91.36.001-San Bernardino County: New San
- 2 Bernardino Courthouse—Construction
- 3 (6) 91.39.001-San Joaquin County: New Stockton
- 4 Courthouse—Construction
- 5 (7) 91.48.001-Solano County: Renovation to Fairfield
- 6 Old Solano Courthouse—Construction
- 7 (8) 91.54.001-Tulare County: New Porterville
- 8 Courthouse—Construction
- 9 3037—State Court Facilities Construction Fund
- 10 (1) Item 0250-301-3037, Budget Act of 2009 (Ch. 1,
- 11 2009–10 3rd Ex. Sess., as revised by Ch.1, 2009–10
- 12 4th Ex. Sess.), as reappropriated by Item 0250-490,
- 13 Budget Act of 2010 (Ch. 712, Stats. 2010)
- 14 (11) 91.39.001-San Joaquin County: New Stockton
- 15 Courthouse—Working drawings
- 16 3138—Immediate and Critical Needs Account, State Court
- 17 Facilities Construction Fund
- 18 (1) Item 0250-301-3138, Budget Act of 2010 (Ch. 712,
- 19 Stats. 2010)
- 20 (2) 91.48.001-Solano County: Renovation to the
- 21 Fairfield Old Solano Courthouse—Working
- 22 drawings

23  
 24 *SEC. 4. Item 0250-491 is added to Section 2.00 of the Budget*  
 25 *Act of 2011, to read:*

- 26
- 27 0250-491—Reappropriation, Capital Outlay, Judicial Branch.
- 28 The balances of the appropriations provided for in the
- 29 following citations are reappropriated for the purposes
- 30 provided for in that appropriation and shall be available
- 31 for encumbrance and expenditure until June 30, 2013:
- 32 0660—Public Buildings Construction Fund
- 33 (1) Item 0250-301-0660, Budget Act of 2010 (Ch. 712,
- 34 Stats. 2010)
- 35 (6) 91.39.001-San Joaquin County: New Stockton
- 36 Courthouse—Construction
- 37 (7) 91.48.001-Solano County: Renovation to Fairfield
- 38 Old Solano Courthouse—Construction
- 39

1 SEC. 5. Item 0502-001-9730 of Section 2.00 of the Budget Act  
2 of 2011 is amended to read:

3  
4 0502-001-9730—For support of California Technology Agency,  
5 payable from the Technology Services Revolving Fund.... 347,846,000  
6 348,812,000

7 Schedule:

- 8 (1) 10-California Technology Agency..... 289,990,000
- 9 290,956,000
- 10 (2) 20-Project Review and Oversight..... 70,744,000
- 11 (3) 30.01-Administration..... 17,679,000
- 12 (4) 30.02-Distributed Administration..... -17,679,000
- 13 (5) Reimbursements..... -3,179,000
- 14 (6) Amount payable from the General Fund
- 15 (Item 0502-001-0001)..... -3,694,000
- 16 (7) Amount payable from the State Emer-
- 17 gency Telephone Number Account
- 18 (Item 0502-001-0022)..... -2,322,000
- 19 (8) Amount payable from the Central Ser-
- 20 vice Cost Recovery Fund (Item 0502-
- 21 001-9740)..... -3,693,000

22 Provisions:

- 23 1. Notwithstanding any other provision of law, the Direc-
- 24 tor of Finance may authorize expenditures for the
- 25 California Technology Agency in excess of the amount
- 26 appropriated not sooner than 30 days after notification
- 27 in writing of the necessity therefor is provided to the
- 28 chairpersons of the fiscal committees in each house
- 29 of the Legislature and the Chairperson of the Joint
- 30 Legislative Budget Committee, or not sooner than
- 31 whatever lesser time the chairperson of the joint
- 32 committee, or his or her designee, may in each instance
- 33 determine.
- 34 2. Expenditure authority provided in this item to support
- 35 data center infrastructure projects may not be utilized
- 36 for items outside the approved project scope. Changes
- 37 in project scope must receive approval using the estab-
- 38 lished administrative and legislative reporting require-
- 39 ments.

40

1 SEC. 6. Item 0520-001-0044 of Section 2.00 of the Budget Act  
2 of 2011 is amended to read:

3

4 0520-001-0044—For support of Secretary of Business, Trans-

5 portation and Housing, payable from the Motor Vehicle

6 Account, State Transportation Fund..... 1,571,000

7 Schedule:

8 (1) 10-Administration of Business, Trans-

9 portation and Housing Agency..... 3,534,000

10 (2) 25-Infrastructure Finance and Economic

11 Development Program..... 92,331,000

12 8,081,000

13 (3) Reimbursements..... -3,505,000

14 (4) Amount payable from the General Fund

15 (Item 0520-001-0001)..... -2,374,000

16 (5) Amount payable from the California

17 Infrastructure and Economic Develop-

18 ment Bank Fund (Item 0520-001-

19 0649)..... -3,937,000

20 (6) Amount payable from the Federal Trust

21 Fund (Item 0520-001-0890)..... -84,361,000

22 (6.5) Amount payable from the Small Busi-

23 ness Expansion Fund (Item 0520-001-

24 0918)..... -111,000

25 (7) Amount payable from the Welcome

26 Center Fund (Item 0520-001-3083)..... -107,000

27 (8) Amount payable from the Film Promo-

28 tion and Marketing Fund (Item 0520-

29 001-3095)..... -10,000

30

31 SEC. 7. Item 0520-001-0890 of Section 2.00 of the Budget Act  
32 of 2011 is repealed.

33

34 ~~0520-001-0890—For support of Secretary of Business, Trans-~~

35 ~~portation and Housing, for payment to Item 0520-001-0044,~~

36 ~~payable from the Federal Trust Fund..... 84,361,000~~

37

38 SEC. 8. Item 0520-001-0918 is added to Section 2.00 of the  
39 Budget Act of 2011, to read:

1 0520-001-0918—For support of Secretary of Business, Trans-  
 2 portation and Housing, for payment to Item 0520-001-  
 3 0044, payable from the Small Business Expansion Fund... 111,000  
 4

5 *SEC. 9. Item 0520-011-0890 of Section 2.00 of the Budget Act*  
 6 *of 2011 is amended to read:*  
 7

8 0520-011-0890—For transfer, upon order of the Director of  
 9 Finance, to the Small Business Expansion Fund..... 862,000  
 10 27,823,000  
 11

12 *SEC. 10. Item 0530-001-0001 of Section 2.00 of the Budget*  
 13 *Act of 2011 is amended to read:*  
 14

15 0530-001-0001—For support of Secretary of California Health  
 16 and Human Services..... 1,117,000  
 17 Schedule:

- 18 (1) 10-Secretary of California Health and  
 19 Human Services..... 5,308,000  
 20 5,619,000
- 21 (2) Reimbursements..... -1,752,000  
 22 -1,817,000
- 23 (3) Amount payable from the Federal Trust  
 24 Fund (Item 0530-001-0890)..... -1,604,000  
 25 -1,850,000
- 26 (4) Amount payable from the Central Ser-  
 27 vice Cost Recovery Fund (Item 0530-  
 28 001-9740)..... -835,000  
 29

30 *SEC. 11. Item 0530-001-0890 of Section 2.00 of the Budget*  
 31 *Act of 2011 is amended to read:*  
 32

33 0530-001-0890—For support of Secretary of California Health  
 34 and Human Services, for payment to Item 0530-001-0001,  
 35 payable from the Federal Trust Fund..... 1,604,000  
 36 1,850,000  
 37

38 *SEC. 12. Item 0530-001-9732 of Section 2.00 of the Budget*  
 39 *Act of 2011 is amended to read:*

1 0530-001-9732—For support of Secretary of California Health  
 2 and Human Services, payable from the Office of Systems  
 3 Integration Fund..... 180,866,000  
 4 184,025,000

5 Schedule:

6 (1) 30-Office of Systems Integration..... 180,866,000  
 7 184,025,000

8 Provisions:

9 1. The Director of Finance is authorized to approve  
 10 matching current year increases in the Office of Sys-  
 11 tems Integration’s (OSI) expenditure authority to cor-  
 12 respond to increases to the Department of Social Ser-  
 13 vices’ Local Assistance budget to address system  
 14 changes to OSI managed information technology  
 15 projects. Any such increases shall occur no sooner  
 16 than 30 days after notification in writing of the neces-  
 17 sity therefor to the chairpersons of the fiscal commit-  
 18 tees of each house of the Legislature and Chairperson  
 19 of the Joint Legislative Budget Committee, or not  
 20 sooner than whatever lesser time after notification the  
 21 chairperson of the Joint Legislative Budget Committee,  
 22 or his or her designee, may in each instance determine.

23  
 24 *SEC. 13. Item 0530-017-3163 of Section 2.00 of the Budget*  
 25 *Act of 2011 is amended to read:*

26  
 27 0530-017-3163—For support of Secretary of California Health  
 28 and Human Services, Program 21-Office of Health Infor-  
 29 mation Integrity, for implementing California’s Health  
 30 Information Exchange Cooperative Grant Program, payable  
 31 from the California Health Information Technology and  
 32 Exchange Fund..... 17,598,000  
 33 17,697,000

34 Provisions:

35 1. Notwithstanding Section 28.00 or any other provision  
 36 of law, the Director of Finance may authorize expen-  
 37 ditures from the California Health Information Tech-  
 38 nology and Exchange Fund for the Secretary of Cali-  
 39 fornia Health and Human Services in excess of the  
 40 amount appropriated not sooner than 30 days after

1 providing notification in writing of the necessity  
 2 therefor, including a comprehensive description of the  
 3 request, to the chairpersons of the fiscal and policy  
 4 committees of the Legislature and the Chairperson of  
 5 the Joint Legislative Budget Committee, or not sooner  
 6 than whatever lesser time the chairperson of the joint  
 7 committee, or his or her designee, may in each instance  
 8 determine.  
 9

10 *SEC. 14. Item 0540-001-0005 of Section 2.00 of the Budget*  
 11 *Act of 2011 is amended to read:*  
 12

13 0540-001-0005—For support of Secretary of the Natural Re-  
 14 sources Agency, for payment to Item 0540-001-0140,  
 15 payable from the Safe Neighborhood Parks, Clean Water,  
 16 Clean Air, and Coastal Protection (*Villaraigosa-Keeley*  
 17 *Act*) Bond Fund..... 156,000  
 18 279,000  
 19

20 *SEC. 15. Item 0540-001-0140 of Section 2.00 of the Budget*  
 21 *Act of 2011 is amended to read:*  
 22

23 0540-001-0140—For support of Secretary of the Natural Re-  
 24 sources Agency, payable from the California Environmental  
 25 License Plate Fund..... 3,282,000  
 26 Schedule:  
 27 (1) 10-Administration of Natural Resources  
 28 Agency..... 41,088,000  
 29 44,899,000  
 30 (2) Reimbursements..... -572,000  
 31 (4) Amount payable from the Safe Neigh-  
 32 borhood Parks, Clean Water, Clean Air,  
 33 and Coastal Protection (*Villaraigosa-*  
 34 *Keely Act*) Bond Fund (Item 0540-001-  
 35 0005)..... -156,000  
 36 -279,000  
 37 (5) Amount payable from the Environmen-  
 38 tal Enhancement and Mitigation Pro-  
 39 gram Fund (Item 0540-001-0183)..... -128,000

1	(6) Amount payable from the Federal Trust	
2	Fund (Item 0540-001-0890).....	<del>5,552,000</del>
3		<del>9,052,000</del>
4	(7) Amount payable from the California	
5	Clean Water, Clean Air, Safe Neighbor-	
6	hood Parks, and Coastal Protection Fund	
7	(Item 0540-001-6029).....	<del>1,369,000</del>
8		<del>1,457,000</del>
9	(8) Amount payable from the Water Securi-	
10	ty, Clean Drinking Water, Coastal and	
11	Beach Protection Fund of 2002 (Item	
12	0540-001-6031).....	<del>2,504,000</del>
13		<del>2,604,000</del>
14	(9) Amount payable from the Safe Drink-	
15	ing Water, Water Quality and Supply,	
16	Flood Control, River and Coastal Pro-	
17	tection Fund of 2006 (Item 0540-001-	
18	6051).....	<del>27,329,000</del>
19	(10) Amount payable from the Disaster Pre-	
20	paredness and Flood Prevention Bond	
21	Fund of 2006 (Item 0540-001-6052)....	<del>196,000</del>

22  
 23 *SEC. 16. Item 0540-001-0890 of Section 2.00 of the Budget*  
 24 *Act of 2011 is amended to read:*

25		
26	0540-001-0890—For support of Secretary of the Natural Re-	
27	sources Agency, for payment to Item 0540-001-0140,	
28	payable from the Federal Trust Fund.....	<del>5,552,000</del>
29		<del>9,052,000</del>

30  
 31 *SEC. 17. Item 0540-001-6029 of Section 2.00 of the Budget*  
 32 *Act of 2011 is amended to read:*

33		
34	0540-001-6029—For support of Secretary of the Natural Re-	
35	sources Agency, for payment to Item 0540-001-0140,	
36	payable from the California Clean Water, Clean Air, Safe	
37	Neighborhood Parks, and Coastal Protection Fund.....	<del>1,369,000</del>
38		<del>1,457,000</del>

39

1 SEC. 18. Item 0540-001-6031 of Section 2.00 of the Budget  
2 Act of 2011 is amended to read:

3		
4	0540-001-6031—For support of Secretary of the Natural Re-	
5	sources Agency, for payment to Item 0540-001-0140,	
6	payable from the Water Security, Clean Drinking Water,	
7	Coastal and Beach Protection Fund of 2002.....	2,504,000
8		2,604,000
9		

10 SEC. 19. Item 0540-490 is added to Section 2.00 of the Budget  
11 Act of 2011, to read:

12  
13 0540-490—Reappropriation, Secretary of the Natural Resources  
14 Agency. The balances of the appropriations provided in  
15 the following citations are reappropriated for the purposes  
16 provided for in those appropriations and shall be available  
17 for encumbrance or expenditure until June 30, 2014:

18 0005—Safe Neighborhood Parks, Clean Water, Clean Air,  
19 and Coastal Protection (Villaraigosa-Keeley Act) Bond  
20 Fund

21 (1) Item 0540-101-0005, Budget Act of 2000 (Ch. 52,  
22 Stats. 2000), as reappropriated by Item 0540-490,  
23 Budget Act of 2002 (Ch. 379, Stats. 2002), as reappro-  
24 priated by Item 0540-490, Budget Act of 2007 (Chs.  
25 171 and 172, Stats. 2007)

26 6015—River Protection Subaccount  
27 (1) Item 0540-101-6015, Budget Act of 2002 (Ch. 379,  
28 Stats. 2002), as reappropriated by Item 0540-490,  
29 Budget Act of 2007 (Chs. 171 and 172, Stats. 2007)

30 6029—California Clean Water, Clean Air, Safe Neighbor-  
31 hood Parks, and Coastal Protection Fund  
32 (1) Item 0540-101-6029, Budget Act of 2002 (Ch. 379,  
33 Stats. 2002), as reappropriated by Item 0540-490,  
34 Budget Act of 2004 (Ch. 208, Stats. 2004), as reappro-  
35 priated by Item 0540-490, Budget Act of 2007 (Chs.  
36 171 and 172, Stats. 2007)

37 6031—Water Security, Clean Drinking Water, Coastal and  
38 Beach Protection Fund of 2002  
39 (1) Item 0540-101-6031, Budget Act of 2005 (Chs. 38 and  
40 39, Stats. 2005), as reappropriated by Item 0540-491,

- 1 *Budget Act of 2009 (Ch. 1, 2009–10 3rd Ex. Sess., as*
- 2 *revised by Ch. 1, 2009–10 4th Ex. Sess.)*
- 3 (2) *Item 0540-101-6031, Budget Act of 2006 (Chs. 47 and*
- 4 *48, Stats. 2006)*
- 5 (3) *Item 0540-101-6031, Budget Act of 2007 (Chs. 171*
- 6 *and 172, Stats. 2007)*
- 7 *6051—Safe Drinking Water, Water Quality and Supply,*
- 8 *Flood Control, River and Coastal Protection Fund of 2006*
- 9 (1) *Section 75124 of the Public Resources Code, as added*
- 10 *by Chapter 729 of the Statutes of 2008*
- 11 (2) *Item 0540-101-6051, Budget Act of 2008 (Chs. 268*
- 12 *and 269, Stats. 2008)*
- 13 (3) *Item 0540-101-6051, Budget Act of 2009 (Ch. 1,*
- 14 *2009–10 3rd Ex. Sess., as revised by Ch. 1, 2009–10*
- 15 *4th Ex. Sess.)*

16

17 *SEC. 20. Item 0540-495 is added to Section 2.00 of the Budget*

18 *Act of 2011, to read:*

- 19
- 20 *0540-495—Reversion, Secretary of the Natural Resources*
- 21 *Agency. As of June 30, 2011, the balances specified below*
- 22 *of the appropriations provided in the following citations*
- 23 *shall revert to the balances in the fund from which the ap-*
- 24 *propriations were made:*
- 25 *6051—Safe Drinking Water, Water Quality and Supply,*
- 26 *Flood Control, River and Coastal Protection Fund of 2006*
- 27 (1) *\$7,438,392 from Item 0540-001-6051, Budget Act of*
- 28 *2007 (Chs. 171 and 172, Stats. 2007)*

29

30 *SEC. 21. Item 0552-001-0001 of Section 2.00 of the Budget*

31 *Act of 2011 is amended to read:*

32

33 0552-001-0001—For support of Office of the Inspector Gener-

34 al..... 21,769,000

35 Schedule:

36 (1) 10-Office of the Inspector General..... 21,769,000

37 Provisions:

38 1. No employee of the Office of the Inspector General

39 who is hired on or after April 1, 2011, shall receive

40 peace officer or firefighter retirement benefits as a re-



1	(9) Amount payable from the Public Re-	
2	sources Account, Cigarette and Tobacco	
3	Products Surtax Fund (Item 0555-001-	
4	0235).....	-53,000
5	(10) Amount payable from the Integrated	
6	Waste Management Account, Integrated	
7	Waste Management Fund (Item 0555-	
8	001-0387).....	-876,000
9	(11) Amount payable from the Underground	
10	Storage Tank Cleanup Fund (Item	
11	0555-001-0439).....	-839,000
12	(12) Amount payable from the State Water	
13	Quality Control Fund (Item 0555-001-	
14	0679).....	-725,000
15	(12.5) Amount payable from the Federal	
16	Trust Fund (Item 0555-001-0890).....	<del>-1,500,000</del>
17		-1,888,000
18	(13) Amount payable from the Rural CUPA	
19	Reimbursement Account (Item 0555-	
20	001-1006).....	-835,000
21	(14) Amount payable from the Water Rights	
22	Fund (Item 0555-001-3058).....	-38,000
23	(15) Amount payable from the Environmen-	
24	tal Enforcement and Training Account	
25	(Item 0555-001-8013).....	-2,132,000
26	(16) Amount payable from the Environmen-	
27	tal Education Account (Item 0555-001-	
28	8020).....	-577,000
29	Provisions:	
30	1. Funds appropriated in this item from the Environmen-	
31	tal Education Account are available for appropriation	
32	only to the extent that funding is received in the Envi-	
33	ronmental Education Account established by Section	
34	71305 of the Public Resources Code.	

35  
36 *SEC. 23. Item 0555-001-0890 of Section 2.00 of the Budget*  
37 *Act of 2011 is amended to read:*

1	0555-001-0890—For support of Secretary for Environmental	
2	Protection, for payment to Item 0555-001-0044.....	1,500,000
3		1,888,000

4  
5 *SEC. 24. Item 0690-001-0001 of Section 2.00 of the Budget*  
6 *Act of 2011 is amended to read:*

8	0690-001-0001—For support of the California Emergency	
9	Management Agency.....	44,931,000
10		42,566,000

11 Schedule:

12	(1) 20-Emergency Management Services....	63,138,000
13		60,809,000
14	(2) 40-Special Programs and Grant Manage-	
15	ment.....	78,862,000
16		78,826,000
17	(3) 65.01-Administration and Executive	
18	Program.....	15,209,000
19		15,237,000
20	(4) 65.02-Distributed Administration and	
21	Executive.....	-15,209,000
22		-15,237,000
23	(5) Reimbursements.....	-4,235,000
24	(7) Amount payable from the Unified Pro-	
25	gram Account (Item 0690-001-0028)....	-784,000
26	(8) Amount payable from the Nuclear	
27	Planning Assessment Special Account	
28	(Item 0690-001-0029).....	-1,148,000
29	(9) Amount payable from the Restitution	
30	Fund (Item 0690-001-0214).....	-299,000
31	(10) Amount payable from the Federal	
32	Trust Fund (Item 0690-001-0890)....	-86,420,000
33	(11) Amount payable from the Local Public	
34	Prosecutors and Public Defender	
35	Training Fund (Item 0690-002-0241)....	-83,000
36	(12) Amount payable from the Victim-Wit-	
37	ness Assistance Fund (Item 0690-002-	
38	0425).....	-1,307,000

1	(13) Amount payable from the Equality in	
2	Prevention and Services for Domestic	
3	Abuse Fund (Item 0690-001-3112).....	-7,000
4	(14) Amount payable from the Transit Sys-	
5	tem Safety, Security, and Disaster Re-	
6	sponse Account, Highway Safety,	
7	Traffic Reduction, Air Quality, and Port	
8	Security Fund of 2006 (Item 0690-001-	
9	6061).....	-2,573,000
10	(15) Amount payable from the Antiterrorism	
11	Fund (Item 0690-010-3034).....	-213,000
12	Provisions:	
13	1. Funds appropriated in this item may be reduced by the	
14	Director of Finance, after giving notice to the Chair-	
15	person of the Joint Legislative Budget Committee, by	
16	the amount of federal funds made available for the	
17	purposes of this item in excess of the federal funds	
18	scheduled in Item 0690-001-0890.	
19	2. The California Emergency Management Agency shall	
20	charge tuition for all training offered through the Cal-	
21	ifornia Specialized Training Institute.	
22	3. Upon approval by the Department of Finance, the	
23	Controller shall transfer such funds as are necessary	
24	between this item and Item 0690-101-0890.	

25  
 26 *SEC. 25. Item 0690-102-0001 of Section 2.00 of the Budget*  
 27 *Act of 2011 is amended to read:*

28		
29	0690-102-0001—For local assistance, California Emergency	
30	Management Agency.....	<del>21,471,000</del>
31		22,052,000
32	Schedule:	
33	(1) 40.20-Victim Services.....	<del>21,471,000</del>
34		22,052,000

35	Provisions:	
36	1. Notwithstanding any other provision of law, the Cali-	
37	fornia Emergency Management Agency may provide	
38	advance payment of up to 25 percent of grant funds	
39	awarded to community-based nonprofit organizations,	
40	cities, school districts, counties, and other units of local	

1 government that have demonstrated cashflow problems  
 2 according to the criteria set forth by the California  
 3 Emergency Management Agency.  
 4 2. The Director of Finance shall include a special display  
 5 table in the Governor’s Budget under the California  
 6 Emergency Management Agency that displays, by  
 7 fund source, component level detail for Program 40,  
 8 Special Programs and Grant Management, related to  
 9 Criminal Justice projects. In addition, the California  
 10 Emergency Management Agency, in consultation with  
 11 the Director of Finance, shall provide a report to the  
 12 Joint Legislative Budget Committee by January 10 of  
 13 each year that provides a list of grantees, total funds  
 14 awarded to each grantee, and performance statistics  
 15 to document program outputs and outcomes in order  
 16 to assess the state’s return on investment for each  
 17 component of Program 40 for each of the three years  
 18 displayed in the Governor’s Budget.

19  
 20 *SEC. 26. Item 0690-102-0241 of Section 2.00 of the Budget*  
 21 *Act of 2011 is amended to read:*

22

23	0690-102-0241—For local assistance, California Emergency	
24	Management Agency, payable from the Local Public	
25	Prosecutors and Public Defenders Training Fund.....	792,000
26		799,000
27	Schedule:	
28	(1) 40.30-Public Safety.....	792,000
29		799,000

30 Provisions:

31 1. Notwithstanding any other provision of law, the Cali-  
 32 fornia Emergency Management Agency may provide  
 33 advance payment of up to 25 percent of grant funds  
 34 awarded to community-based, nonprofit organizations,  
 35 cities, school districts, counties, and other units of local  
 36 government that have demonstrated cashflow problems  
 37 according to the criteria set forth by the California  
 38 Emergency Management Agency.

39

1 SEC. 27. Item 0690-112-0001 of Section 2.00 of the Budget  
2 Act of 2011 is amended to read:

3  
4 0690-112-0001—For local assistance, California Emergency  
5 Management Agency, for disaster recovery costs..... 69,114,000  
6 49,114,000

7 Provisions:

- 8 1. The funds appropriated in this item are for the state’s
- 9 share of response and recovery costs for disasters.
- 10 2. Upon approval of the Director of Finance, authority
- 11 may be established or increased to reimburse state and
- 12 local agencies for out-of-state disaster response and
- 13 recovery costs, subject to the conditions of Section
- 14 28.00, except that notwithstanding subdivision (e) of
- 15 the section, the allocations may be made 30 days or
- 16 less after notification of the Legislature.

17  
18 SEC. 28. Item 0820-001-0001 of Section 2.00 of the Budget  
19 Act of 2011 is amended to read:

20  
21 0820-001-0001—For support of Department of Justice..... 253,471,000  
22 254,695,000

23 Schedule:

- 24 (1) 11.01-Directorate—Administration..... 87,952,000
- 25 (2) 11.02-Distributed Directorate—Admin-
- 26 istration..... -87,952,000
- 27 (3) 20-Division of Legal Services..... 361,357,000
- 28 361,384,000
- 29 (4) 50-Law Enforcement..... 241,596,000
- 30 242,164,000
- 31 (5) 60-California Justice Information Ser-
- 32 vices..... 154,990,000
- 33 (6) Reimbursements..... -45,139,000
- 34 -44,510,000
- 35 (7) Amount payable from the Attorney
- 36 General Antitrust Account (Item 0820-
- 37 001-0012)..... -2,263,000
- 38 (8) Amount payable from the Fingerprint
- 39 Fees Account (Item 0820-001-0017).... -68,015,000

1	(9) Amount payable from the Firearm	
2	Safety Account (Item 0820-001-	
3	0032).....	-339,000
4	(10) Amount payable from the Motor Vehi-	
5	cle Account, State Transportation Fund	
6	(Item 0820-001-0044).....	-24,709,000
7	(11) Amount payable from the Department	
8	of Justice Sexual Habitual Offender	
9	Fund (Item 0820-001-0142).....	-2,245,000
10	(12) Amount payable from the Travel Seller	
11	Fund (Item 0820-001-0158).....	-1,401,000
12	(13) Amount payable from the Restitution	
13	Fund (Item 0820-001-0214).....	-359,000
14	(14) Amount payable from the Sexual	
15	Predator Public Information Account	
16	(Item 0820-001-0256).....	-171,000
17	(15) Amount payable from the Indian	
18	Gaming Special Distribution Fund	
19	(Item 0820-001-0367).....	-14,359,000
20	(16) Amount payable from the False Claims	
21	Act Fund (Item 0820-001-0378).....	-10,889,000
22	(17) Amount payable from the Dealers’	
23	Record of Sale Special Account (Item	
24	0820-001-0460).....	-11,251,000
25	(18) Amount payable from the Department	
26	of Justice Child Abuse Fund (Item	
27	0820-001-0566).....	-377,000
28	(19) Amount payable from the Gambling	
29	Control Fund (Item 0820-001-0567)....	-7,706,000
30	(20) Amount payable from the Gambling	
31	Control Fines and Penalties Account	
32	(Item 0820-001-0569).....	-48,000
33	(21) Amount payable from the Federal	
34	Trust Fund (Item 0820-001-0890).....	-34,034,000
35	(22) Amount payable from the Federal Asset	
36	Forfeiture Account, Special Deposit	
37	Fund (Item 0820-001-0942).....	-1,525,000
38	(23) Amount payable from the State Asset	
39	Forfeiture Account, Special Deposit	
40	Fund (Item 0820-011-0942).....	-565,000

1	(24) Amount payable from the Firearms	
2	Safety and Enforcement Special Fund	
3	(Item 0820-001-1008).....	-3,353,000
4	(25) Amount payable from the Missing Per-	
5	sons DNA Data Base Fund (Item 0820-	
6	001-3016).....	-3,354,000
7	(26) Amount payable from the Public Rights	
8	Law Enforcement Special Fund (Item	
9	0820-001-3053).....	-5,858,000
10	(27) Amount payable from the DNA Iden-	
11	tification Fund (Item 0820-001-	
12	3086).....	-74,822,000
13	(28) Amount payable from the Unfair Com-	
14	petition Law Fund (Item 0820-001-	
15	3087).....	-9,925,000
16	(29) Amount payable from the Registry of	
17	Charitable Trusts Fund (Item 0820-001-	
18	3088).....	-2,933,000
19	(30) Amount payable from the Legal	
20	Services Revolving Fund (Item 0820-	
21	001-9731).....	-175,742,000
22	(31) Amount payable from the Central Ser-	
23	vice Cost Recovery Fund (Item 0820-	
24	001-9740).....	-3,090,000

25 Provisions:

- 26 1. The Attorney General shall submit to the Legislature,  
27 the Director of Finance, and the Governor the quarterly  
28 and annual reports that he or she submits to the federal  
29 government on the activities of the Medi-Cal Fraud  
30 Unit.
- 31 2. Notwithstanding any other provision of law, the De-  
32 partment of Justice may purchase or lease vehicles of  
33 any type or class that, in the judgment of the Attorney  
34 General or his or her designee, are necessary to the  
35 performance of the investigatory and enforcement re-  
36 sponsibilities of the Department of Justice, from the  
37 funds appropriated for that purpose in this item.
- 38 3. Of the amount included in Schedule (3), \$3,000,000  
39 is available for costs related to the Lloyd's of London  
40 (Stringfellow) litigation. Any funds not expended for

1 this specific purpose as of June 30, 2012, shall revert  
2 immediately to the General Fund.

3 4. *The Attorney General is authorized to continue to*  
4 *support the activities of the California Anti-Terrorism*  
5 *Information Center from within its existing law enforce-*  
6 *ment budget in Schedule (4).*

7  
8 *SEC. 29. Item 0820-003-0001 is added to Section 2.00 of the*  
9 *Budget Act of 2011, to read:*

10  
11 *0820-003-0001—For support of the Department of Justice, for*  
12 *rental payments on lease-revenue bonds..... 4,091,000*

13 *Schedule:*

14 *(1) Base Rental and Fees..... 4,092,000*

15 *(2) Reimbursements..... -1,000*

16 *Provisions:*

17 1. *The Controller shall transfer funds appropriated in*  
18 *this item for base rental, fees, and insurance as and*  
19 *when provided for in the schedule submitted by the*  
20 *State Public Works Board or the Department of Fi-*  
21 *nance. Notwithstanding the payment dates in any re-*  
22 *lated Facility Lease or Indenture, the schedule may*  
23 *provide for an earlier transfer of funds to ensure debt*  
24 *requirements are met and base rental payments are*  
25 *paid in full when due.*

26 2. *This item may contain adjustments pursuant to Section*  
27 *4.30 that are not currently reflected. Any adjustments*  
28 *to this item shall be reported to the Joint Legislative*  
29 *Budget Committee pursuant to Section 4.30.*

30  
31 *SEC. 30. Item 0820-003-3086 of Section 2.00 of the Budget*  
32 *Act of 2011 is repealed.*

33  
34 *0820-003-3086—For support of Department of Justice, for rental*  
35 *payments on lease-revenue bonds, payable from the DNA*  
36 *Identification Fund..... 4,091,000*

37 *Schedule:*

38 *(1) Base Rental and Fees..... 4,092,000*

39 *(2) Reimbursements..... -1,000*

1 Provisions:

- 2 1. ~~The Controller shall transfer funds appropriated in this~~
- 3 ~~item for base rental, fees, and insurance as and when~~
- 4 ~~provided for in the schedule submitted by the State~~
- 5 ~~Public Works Board or the Department of Finance.~~
- 6 ~~Notwithstanding the payment dates in any related Fa-~~
- 7 ~~cility Lease or Indenture, the schedule may provide~~
- 8 ~~for an earlier transfer of funds to ensure debt require-~~
- 9 ~~ments are met and base rental payments are paid in~~
- 10 ~~full when due.~~
- 11 2. ~~This item may contain adjustments pursuant to Section~~
- 12 ~~4.30 that are not currently reflected. Any adjustments~~
- 13 ~~to this item shall be reported to the Joint Legislative~~
- 14 ~~Budget Committee pursuant to Section 4.30.~~

15  
16 *SEC. 31. Item 0820-011-0001 is added to Section 2.00 of the*  
17 *Budget Act of 2011, to read:*

18  
19 *0820-011-0001—For transfer by the Controller, upon order of*  
20 *the Director of Finance, to the DNA Identification Fund.... 10,000,000*

21 Provisions:

- 22 1. *The Department of Finance is authorized to decrease*
- 23 *the amount specified in this item based on revenue*
- 24 *changes to the DNA Identification Fund.*
- 25 2. *The Department of Justice shall complete a zero-based*
- 26 *analysis of its DNA and forensic lab budget and report*
- 27 *historical and projected expenditure levels to the*
- 28 *Governor and the Legislature no later than March 31,*
- 29 *2012.*

30  
31 *SEC. 32. Item 0820-011-0378 is added to Section 2.00 of the*  
32 *Budget Act of 2011, to read:*

33  
34 *0820-011-0378—For transfer by the Controller, upon order of*  
35 *the Director of Finance, from the False Claims Act Fund,*  
36 *to the General Fund..... (20,000,000)*

37  
38 *SEC. 33. Item 0840-001-0001 of Section 2.00 of the Budget*  
39 *Act of 2011 is amended to read:*

1	0840-001-0001—For support of the Controller.....	76,397,000
2	Schedule:	
3	(1) 100000-Personal Services.....	<del>114,751,000</del>
4		118,423,458
5	(2) 300000-Operating Expenses and	
6	Equipment.....	<del>104,049,000</del>
7		105,807,542
8	(3) Reimbursements.....	<del>-56,549,000</del>
9		-59,566,000
10	(4) Amount payable from various special	
11	and nongovernmental cost funds (Sec-	
12	tion 25.25).....	-28,442,000
13	(5) Amount payable from the Motor Vehicle	
14	Fuel Account, Transportation Tax Fund	
15	(Item 0840-001-0061).....	-4,285,000
16	(6) Amount payable from the Highway	
17	Users Tax Account, Transportation Tax	
18	Fund (Item 0840-001-0062).....	-1,219,000
19	(7) Amount payable from the Local Rev-	
20	enue Fund (Item 0840-001-0330).....	-616,000
21	(8) Amount payable from the Federal Trust	
22	Fund (Item 0840-001-0890).....	-1,085,000
23	(9) Amount payable from the State Penalty	
24	Fund (Item 0840-001-0903).....	-1,373,000
25	(10) Amount payable from the Unclaimed	
26	Property Fund (Item 0840-001-	
27	0970).....	<del>-25,485,000</del>
28		-27,899,000
29	(11) Amount payable from various other	
30	unallocated nongovernmental cost funds	
31	(Retail Sales Tax Fund) (Item 0840-	
32	001-0988).....	-350,000
33	(12) Amount payable from the 2006 State	
34	School Facilities Fund (Item 0840-001-	
35	6057).....	-987,000
36	(13) Amount payable from the Central	
37	Service Cost Recovery Fund (Item	
38	0840-001-9740).....	-20,305,000
39	(14) Amount payable from other unallocated	
40	special funds (Item 0840-011-0494).....	-95,000

1	(15) Amount payable from unallocated bond	
2	funds (Item 0840-011-0797).....	-636,000
3	(16) Amount payable from various other	
4	unallocated nongovernmental cost funds	
5	(Item 0840-011-0988).....	-91,000
6	(17) Amount payable from the Public	
7	Transportation Account, State Trans-	
8	portation Fund (Section 25.50).....	-19,000
9	(18) Amount payable from the Highway	
10	Users Tax Account, Transportation Tax	
11	Fund (Section 25.50).....	-305,000
12	(19) Amount payable from the Motor Vehi-	
13	cle License Fee Account, Transporta-	
14	tion Tax Fund (Section 25.50).....	-17,000
15	(20) Amount payable from the DMV Local	
16	Agency Collection Fund (Section	
17	25.50).....	-2,000
18	(21) Amount payable from the Trial Court	
19	Trust Fund (Section 25.50).....	-174,000
20	(22) Amount payable from the Public Safety	
21	Account, Local Public Safety Fund	
22	(Section 25.50).....	-268,000
23	(23) Amount payable from the Local Rev-	
24	enue Fund (Section 25.50).....	-100,000

25 Provisions:

- 26 1. The funding provided in Item 0840-001-0970 shall be
- 27 in lieu of the appropriation in Section 1564 of the Code
- 28 of Civil Procedure for all costs, expenses, or obliga-
- 29 tions connected with the administration of the Un-
- 30 claimed Property Law, with the exception of payment
- 31 of owners' or holders' claims pursuant to Section 1540,
- 32 1542, 1560, or 1561 of the Code of Civil Procedure,
- 33 or of payment of the costs of compensating contractors
- 34 for locating and recovering unclaimed property due
- 35 the state.
- 36 2. The Controller may, with the concurrence of the Direc-
- 37 tor of Finance and the Chairperson of the Joint Legisla-
- 38 tive Budget Committee, bill affected state departments
- 39 for activities required by Section 20050 of the State

- 1           Administrative Manual, relating to the administration
- 2           of federal pass-through funds.
- 3           No billing may be sent to affected departments
- 4           sooner than 30 days after the chairperson of the joint
- 5           committee has been notified by the director that he or
- 6           she concurs with the amounts specified in the billings.
- 7       3. (a) Notwithstanding subdivision (b) of Section 1531
- 8           of the Code of Civil Procedure, the Controller
- 9           may publish notice in any manner that the Con-
- 10          troller determines reasonable, provided that (1)
- 11          none of the moneys used for this purpose is redi-
- 12          rected from funding for the Controller’s audit ac-
- 13          tivities, (2) no photograph is used in the publica-
- 14          tion of notice, and (3) no elected official’s name
- 15          is used in the publication of notice.
- 16       (b) No funds appropriated in this act may be expend-
- 17          ed by the Controller to provide general informa-
- 18          tion to the public, other than holders (as defined
- 19          in subdivision (e) of Section 1501 of the Code of
- 20          Civil Procedure) of unclaimed property, concern-
- 21          ing the unclaimed property program or possible
- 22          existence of unclaimed property held by the
- 23          Controller’s office, except for informational an-
- 24          nouncements to the news media, through the ex-
- 25          change of information on electronic bulletin
- 26          boards, or no more than \$50,000 per year to in-
- 27          form the public about this program in activities
- 28          already organized by the Controller for other
- 29          purposes. This restriction does not apply to send-
- 30          ing individual notices to property owners (as re-
- 31          quired by the Code of Civil Procedure).
- 32       4. Of the moneys appropriated to the Controller in this
- 33          act, the Controller shall not expend more than
- 34          \$500,000 to conduct posteligibility fraud audits of the
- 35          Supplemental Security Income/State Supplementary
- 36          Payment Program.
- 37       5. The Commission on State Mandates shall provide, in
- 38          applicable parameters and guidelines, as follows:
- 39       (a) If a local agency or school district contracts with
- 40          an independent contractor for the preparation and

1 submission of reimbursement claims, the costs  
2 reimbursable by the state for that purpose shall  
3 not exceed the lesser of (1) 10 percent of the  
4 amount of the claims prepared and submitted by  
5 the independent contractor or (2) the actual costs  
6 that would necessarily have been incurred for that  
7 purpose if performed by employees of the local  
8 agency or school district.

9 (b) The maximum amount of reimbursement provided  
10 in subdivision (a) may be exceeded only if the  
11 local agency or school district establishes, by ap-  
12 propriate documentation, that the preparation and  
13 submission of these claims could not have been  
14 accomplished without incurring the additional  
15 costs claimed by the local agency or school dis-  
16 trict.

- 17 6. The funds appropriated to the Controller in this item  
18 may not be expended for any performance review or  
19 performance audit except pursuant to specific statutory  
20 authority. It is the intent of the Legislature that audits  
21 conducted by the Controller, or under the direction of  
22 the Controller, shall be fiscal audits that focus on  
23 claims and disbursements, as provided for in Section  
24 12410 of the Government Code. Any report, audit,  
25 analysis, or evaluation issued by the Controller for the  
26 current fiscal year shall cite the specific statutory or  
27 constitutional provision authorizing the preparation  
28 and release of the report, audit, analysis, or evaluation.
- 29 7. The Controller shall deliver his or her monthly report  
30 on General Fund cash receipts and disbursements  
31 within 10 days after the close of each month to the  
32 Joint Legislative Budget Committee, the fiscal com-  
33 mittees of each house of the Legislature, the Depart-  
34 ment of Finance, the Treasurer's office, and the Leg-  
35 islative Analyst's Office.
- 36 8. The Controller shall provide to the Department of Fi-  
37 nance, the Chairperson of the Joint Legislative Budget  
38 Committee, and the chairpersons of the fiscal commit-  
39 tees of each house of the Legislature a report that  
40 provides the following details by mandate: the level

- 1 of claims requested, the amount reduced by the initial  
 2 desk audit, the amount paid, the amount recouped, and  
 3 the results of a final audit and subsequent funding ad-  
 4 justments. The report is due on June 30 of the current  
 5 fiscal year, and will cover the fourth quarter of the  
 6 past fiscal year and the first three quarters of the cur-  
 7 rent fiscal year.
- 8 9. The Controller’s estimate of the state’s liability for  
 9 other postemployment benefits prepared to comply  
 10 with Governmental Accounting Standards Board  
 11 (GASB) Statement 45 shall include, in addition to all  
 12 other items required under the accounting statement:  
 13 (a) an identification and explanation of any significant  
 14 differences in actuarial assumptions or methodology  
 15 from any relevant similar types of assumptions or  
 16 methodology used by the Public Employees’ Retirement  
 17 System to estimate state pension obligations and  
 18 (b) alternative calculations of the state’s liability for  
 19 other postemployment benefits using different long-  
 20 term rates of investment return consistent with a hypo-  
 21 theoretical assumption that the state will begin to deposit  
 22 100 percent or a lesser percent, respectively, of its  
 23 annual required contribution under GASB Statement  
 24 45 to a retiree health and dental benefits trust fund.  
 25 This provision shall not obligate the state to change  
 26 the practice of funding health and dental benefits for  
 27 annuitants currently required under state law.
- 28 10. The funds appropriated to the Controller in this item  
 29 may not be expended on additional actuarial valua-  
 30 tions, beyond the annual actuarial valuation, for other  
 31 postemployment benefits, prior to obtaining concur-  
 32 rence in writing from the Department of Finance. The  
 33 additional actuarial valuations shall only be performed  
 34 to the extent resources exist, or if funds are provided  
 35 by the requesting agency.
- 36 11. The Controller shall provide the Chairperson of the  
 37 Joint Legislative Budget Committee and the chairper-  
 38 sons of the fiscal committees in each house of the  
 39 Legislature a report on the Human Resources Manage-  
 40 ment System specifying the dollars expended on the

1 program in the previous fiscal year and over the life  
2 of the program and any known savings that have oc-  
3 curred in the prior fiscal year, to be submitted annually  
4 but no later than August 30 of each year. The report  
5 should compare the known savings with the most re-  
6 cent estimate of projected savings and explain the  
7 methodology by which the savings were calculated.

8 12. The Controller shall deliver yearend financial data as  
9 specified by the Department of Finance, for the imme-  
10 diately preceding fiscal year, in hard copy and electron-  
11 ic format, by October 15 of each year and periodically  
12 as requested by the Department of Finance. This infor-  
13 mation is necessary for the Department of Finance to  
14 determine the proper beginning balance of the current  
15 fiscal year for budgetary purposes.

16 13. In the event new postage rates are adopted by the  
17 United States Postal Service, but not in time for inclu-  
18 sion in the 2011–12 May Revision, and the Con-  
19 troller’s office notifies the Department of Finance with  
20 its estimates of the increased postage costs within 15  
21 calendar days of the adoption of new rates, the Director  
22 of Finance may authorize expenditures in excess of  
23 the amount appropriated in this item by an amount  
24 necessary to fund the postage increase. This authoriza-  
25 tion shall occur not less than 15 days after the Depart-  
26 ment of Finance notifies the Chairperson of the Joint  
27 Legislative Budget Committee.

28 14. Notwithstanding the provisions of Item 9840-001-  
29 0001, Item 9840-001-0494, and Item 9840-001-0988,  
30 the Department of Finance may adjust the amounts  
31 authorized under *Item 0840-001-0001 and* Section  
32 25.25, consistent with the funding schedule included  
33 in the most recently approved Special Project Report  
34 for the 21st Century Project. *If an adjustment for*  
35 *unanticipated costs below the limits that would require*  
36 *a Special Project Report is requested, and the request*  
37 *does not exceed \$2,000,000 cumulatively from all fund*  
38 *sources combined for the fiscal year, with sufficient*  
39 *justification provided by the Controller to support the*  
40 *increase, the Department of Finance may authorize*





- 1 (7) Amount payable from the Secretary of
- 2 State’s Business Fees Fund (Item 0890-
- 3 001-0228)..... -39,056,000
- 4 (8) Amount payable from the Federal Trust
- 5 Fund (Item 0890-001-0890)..... -14,681,000
- 6 (9) Amount payable from the Victims of
- 7 Corporate Fraud Compensation Fund
- 8 (Item 0890-001-3042)..... -2,499,000

9 Provisions:

- 10 1. The Secretary of State may not expend any special
- 11 handling fees authorized by Chapter 999 of the Statutes
- 12 of 1999 which are collected in excess of the cost of
- 13 administering those special handling fees unless
- 14 specifically authorized by the Legislature.
- 15 2. Of the amounts appropriated in this item, \$14,681,000
- 16 shall be used for operational costs associated with
- 17 implementation of the Help America Vote Act of 2002
- 18 (42 U.S.C. Sec. 15301 et seq.).
- 19 3. Of the funds appropriated in this item, \$5,950,000 is
- 20 available for preparing, printing, and mailing the state
- 21 ballot pamphlet pursuant to Article 7 (commencing
- 22 with Section 9080) of Chapter 1 of Division 9 of the
- 23 Elections Code. Any unexpended funds pursuant to
- 24 this provision shall revert to the General Fund.

25  
26 *SEC. 38. Item 0911-001-0001 is added to Section 2.00 of the*  
27 *Budget Act of 2011, to read:*

28  
29 *0911-001-0001—For support of the Citizens Redistricting Ini-*  
30 *tiative..... 400,000*

31 *Provisions:*

- 32 1. *The Director of Finance, not sooner than 30 days after*
- 33 *notification to the Joint Legislative Budget Committee,*
- 34 *or any lesser time determined by the chairperson of*
- 35 *the joint committee, may augment this item by up to*
- 36 *\$1,500,000 if the Citizens Redistricting Commission*
- 37 *demonstrates that funding for litigation support is*
- 38 *necessary.*

39

1 SEC. 39. Item 0950-001-0001 of Section 2.00 of the Budget  
2 Act of 2011 is amended to read:

3		
4	0950-001-0001—For support of the Treasurer.....	4,721,000
5	Schedule:	
6	(1) 100000-Personal Services.....	<del>20,492,000</del>
7		21,004,000
8	(2) 300000-Operating Expenses and	
9	Equipment.....	6,936,000
10	(3) Reimbursements.....	<del>-20,354,000</del>
11		-20,866,000
12	(5) Amount payable from the Central Ser-	
13	vice Cost Recovery Fund (Item 0950-	
14	001-9740).....	-2,353,000

15 Provisions:

- 16 1. The Director of Finance may authorize a loan from
- 17 the General Fund, in an amount not to exceed the level
- 18 of reimbursements appropriated in Schedule (3) to the
- 19 Treasurer’s office, provided that:
- 20 (a) The loan is to meet cash needs resulting from a
- 21 delay in receipt of reimbursements.
- 22 (b) The loan is short term, and shall be repaid within
- 23 two months.
- 24 (c) Interest charges may be waived pursuant to subdivi-
- 25 sion (e) of Section 16314 of the Government
- 26 Code.
- 27 (d) The Director of Finance shall not approve the loan
- 28 unless the approval is made in writing and filed
- 29 with the Chairperson of the Joint Legislative
- 30 Budget Committee and the chairpersons of the
- 31 committees in each house of the Legislature that
- 32 consider appropriations not later than 30 days
- 33 prior to the effective date of the approval, or not
- 34 sooner than whatever lesser time the chairperson
- 35 of the joint committee, or his or her designee, may
- 36 determine.
- 37 (e) At the end of the two-month term of the loan, the
- 38 Treasurer’s office shall notify the Chairperson of
- 39 the Joint Legislative Budget Committee whether

1 the Treasurer’s office has repaid the loan pursuant  
 2 to subdivision (b).  
 3 2. *Notwithstanding any other provision of law, upon*  
 4 *certification by the State Treasurer’s Office, the De-*  
 5 *partment of Finance may authorize expenditures of*  
 6 *up to \$800,000 in excess of the amount appropriated*  
 7 *in this item for the payment of rating agencies fees*  
 8 *and advertising expenses on general obligation bond,*  
 9 *lease revenue bond, and revenue anticipation note*  
 10 *sales that have been canceled after the costs were in-*  
 11 *curring. The Department of Finance shall provide no-*  
 12 *tification in writing to the chairpersons of the fiscal*  
 13 *committees of each house of the Legislature and the*  
 14 *Chairperson of the Joint Legislative Budget Committee*  
 15 *no more than 30 days after that authorization.*

16  
 17 *SEC. 40. Item 0971-001-0528 of Section 2.00 of the Budget*  
 18 *Act of 2011 is amended to read:*

19  
 20 0971-001-0528—For support of California Alternative Energy  
 21 and Advanced Transportation Financing Authority, payable  
 22 from the California Alternative Energy Authority Fund..... 1,612,000

23 Schedule:  
 24 (1) 10-California Alternative Energy and  
 25 Advanced Transportation Financing  
 26 Authority..... 1,612,000  
 27 1,865,000  
 28 (2) *Reimbursements*..... -253,000

29 Provisions:  
 30 1. Notwithstanding any other provision of law, the Direc-  
 31 tor of Finance may authorize expenditures for the  
 32 California Alternative Energy and Advanced Trans-  
 33 portation Financing Authority in excess of the amount  
 34 appropriated not sooner than 30 days after notification  
 35 in writing of the necessity therefor is provided to the  
 36 chairpersons of the fiscal committees in each house  
 37 of the Legislature and the Chairperson of the Joint  
 38 Legislative Budget Committee, or not sooner than  
 39 whatever lesser time the chairperson of the joint

1 committee, or his or her designee, may in each instance  
2 determine.

3  
4 *SEC. 41. Item 1110-001-0770 of Section 2.00 of the Budget*  
5 *Act of 2011 is amended to read:*

6  
7 1110-001-0770—For support of Board for Professional Engi-  
8 neers and Land Surveyors, payable from the Professional  
9 Engineers’ and Land Surveyors’ Fund..... 9,414,000  
10 10,538,000

11 Schedule:  
12 (1) 75.10-Board for Professional Engineers  
13 and Land Surveyors..... 9,498,000  
14 10,622,000  
15 (2) 75.20-Geologists and Geophysicists  
16 Program..... 1,344,000  
17 (3) 75.02.020-Distributed Board for Profes-  
18 sional Engineers and Land Surveyors.... -68,000  
19 (4) Reimbursements..... -16,000  
20 (5) Amount payable from the Geology and  
21 Geophysics Fund (Item 1110-001-  
22 0205)..... -1,344,000

23 Provisions:  
24 1. The amount appropriated in this item may include  
25 revenues derived from the assessment of fines and  
26 penalties imposed as specified in Section 13332.18 of  
27 the Government Code.

28  
29 *SEC. 42. Item 1730-001-0001 of Section 2.00 of the Budget*  
30 *Act of 2011 is amended to read:*

31  
32 1730-001-0001—For support of Franchise Tax Board..... 541,481,000  
33 570,378,000

34 Schedule:  
35 (1) 10-Tax Programs..... 542,788,000  
36 571,686,000  
37 (2) 30-Political Reform Audit  
38 (1,592,000)..... 0  
39 (3) 50-DMV Collections..... 8,676,000  
40 (4) 60-Court Collections..... 11,539,000

1	(5) 70-Contract Work.....	14,055,000
2	(6) 80.01-Administration.....	28,263,000
3	(7) 80.02-Distributed Administration.....	-28,263,000
4	(8) Reimbursements.....	-15,053,000
5	(9) Amount payable from the Motor Vehicle	
6	Account, State Transportation Fund	
7	(Item 1730-001-0044).....	-2,991,000
8	(10) Amount payable from the Motor Vehi-	
9	cle License Fee Account, Transporta-	
10	tion Tax Fund (Item 1730-001-0064)....	-5,620,000
11	(11) Amount payable from the Emergency	
12	Food Assistance Program Fund (Item	
13	1730-001-0122).....	-6,000
14	(12) Amount payable from the Delinquent	
15	Tax Collection Fund (Section 19378 of	
16	the Revenue and Taxation Code).....	-404,000
17	(13) Amount payable from the Fish and	
18	Game Preservation Fund (Endangered	
19	and Rare Fish, Wildlife, and Plant	
20	Species Conservation and Enhancement	
21	Account) (Item 1730-001-0200).....	-14,000
22	(14) Amount payable from the Court Col-	
23	lection Account (Item 1730-001-	
24	0242).....	<del>-11,399,000</del>
25		<del>-11,400,000</del>
26	(15) Amount payable from the State Chil-	
27	dren's Trust Fund (Item 1730-001-	
28	0803).....	-12,000
29	(16) Amount payable from the California	
30	Alzheimer's Disease and Related Disor-	
31	ders Research Fund (Item 1730-001-	
32	0823).....	-12,000
33	(17) Amount payable from the California	
34	Seniors Special Fund (Item 1730-001-	
35	0886).....	-4,000
36	(18) Amount payable from the California	
37	Breast Cancer Research Fund (Item	
38	1730-001-0945).....	-7,000

1	(19) Amount payable from the California	
2	Peace Officer Memorial Foundation	
3	Fund (Item 1730-001-0974).....	-5,000
4	(20) Amount payable from the California	
5	Firefighters' Memorial Fund (Item	
6	1730-001-0979).....	-7,000
7	(21) Amount payable from the California	
8	Fund for Senior Citizens (Item 1730-	
9	001-0983).....	-7,000
10	<del>(22) Amount payable from the California</del>	
11	<del>Military Family Relief Fund (Item</del>	
12	<del>1730-001-8022).....</del>	<del>-6,000</del>
13	(23) Amount payable from the California	
14	Sea Otter Fund (Item 1730-001-	
15	8047).....	-6,000
16	<del>(24) Amount payable from the ALS/Lou</del>	
17	<del>Gehrig's Disease Research Fund (Item</del>	
18	<del>1730-001-8053).....</del>	<del>-6,000</del>
19	(25) Amount payable from the California	
20	Cancer Research Fund (Item 1730-001-	
21	8054).....	-6,000
22	<del>(26) Amount payable from the Municipal</del>	
23	<del>Shelter Spay-Neuter Fund (Item 1730-</del>	
24	<del>001-8055).....</del>	<del>-6,000</del>
25	<del>(27) Amount payable from the California</del>	
26	<del>Ovarian Cancer Research Fund (Item</del>	
27	<del>1730-001-8056).....</del>	<del>-6,000</del>
28	(28) Amount payable from the Arts Council	
29	Fund (Item 1730-001-8064).....	-6,000
30	(29) Amount payable from the Safely Surren-	
31	dered Baby Fund (Item 1730-001-	
32	8065).....	-6,000
33	(30) Amount payable from the California	
34	Police Activities League (CALPAL)	
35	Fund (Item 1730-001-8066).....	-6,000
36	(31) Amount payable from the California	
37	Veterans Homes Fund (Item 1730-001-	
38	8067).....	-6,000

1 Provisions:

- 2 1. It is the intent of the Legislature that all funds appro-  
3 priated to the Franchise Tax Board for processing tax  
4 returns, auditing, and collecting owed tax amounts  
5 shall be used in a manner consistent with both the  
6 board’s authorized budget and the documents that were  
7 presented to the Legislature for its review in support  
8 of that budget. The Franchise Tax Board shall not re-  
9 duce expenditures or redirect funding or personnel  
10 resources away from direct auditing or collection ac-  
11 tivities without prior approval of the Director of Fi-  
12 nance. The director shall not approve any such reduc-  
13 tion or redirection sooner than 30 days after providing  
14 notification to the Joint Legislative Budget Committee.  
15 No such position may be transferred from the organi-  
16 zational unit to which it was assigned in the 2011–12  
17 Governor’s Budget and the Salaries and Wages Sup-  
18 plement as revised by legislative actions without the  
19 approval of the Department of Finance. Furthermore,  
20 the board shall expeditiously fill budgeted positions  
21 consistent with the funding provided in this act.
- 22 2. It is the intent of the Legislature that the Franchise  
23 Tax Board resolve tax controversies, without litigation,  
24 on a basis that is fair to both the state and the taxpayer  
25 and in a manner that will enhance voluntary compli-  
26 ance and public confidence in the integrity and effi-  
27 ciency of the board.
- 28 3. During the 2011–12 fiscal year, the collection cost  
29 recovery fee for purposes of subparagraph (A) of  
30 paragraph (1) of subdivision (a) of Section 19254 of  
31 the Revenue and Taxation Code shall be \$154, and  
32 the filing enforcement cost recovery fee for purposes  
33 of subparagraph (A) of paragraph (2) of that subdivi-  
34 sion shall be \$88.
- 35 4. During the 2011–12 fiscal year, the collection cost  
36 recovery fee for purposes of subparagraph (B) of  
37 paragraph (1) of subdivision (a) of Section 19254 of  
38 the Revenue and Taxation Code shall be \$249, and  
39 the filing enforcement cost recovery fee for purposes

1 of subparagraph (B) of paragraph (2) of that subdivi-  
2 sion shall be \$104.

3  
4 *SEC. 43. Item 1730-001-0242 of Section 2.00 of the Budget*  
5 *Act of 2011 is amended to read:*

6  
7 1730-001-0242—For support of Franchise Tax Board, for  
8 payment to Item 1730-001-0001, payable from the Court  
9 Collection Account..... 11,399,000  
10 11,400,000

11  
12 *SEC. 44. Item 1730-001-8022 of Section 2.00 of the Budget*  
13 *Act of 2011 is repealed.*

14  
15 1730-001-8022—For support of Franchise Tax Board, for pay-  
16 ment to Item 1730-001-0001, payable from the California  
17 Military Family Relief Fund..... 6,000

18  
19 *SEC. 45. Item 1730-001-8053 of Section 2.00 of the Budget*  
20 *Act of 2011 is repealed.*

21  
22 1730-001-8053—For support of Franchise Tax Board, for pay-  
23 ment to Item 1730-001-0001, payable from the ALS/Lou  
24 Gehrig’s Disease Research Fund..... 6,000

25  
26 *SEC. 46. Item 1730-001-8055 of Section 2.00 of the Budget*  
27 *Act of 2011 is repealed.*

28  
29 1730-001-8055—For support of Franchise Tax Board, for pay-  
30 ment to Item 1730-001-0001, payable from the Municipal  
31 Shelter Spay-Neuter Fund..... 6,000

32  
33 *SEC. 47. Item 1730-001-8056 of Section 2.00 of the Budget*  
34 *Act of 2011 is repealed.*

35  
36 1730-001-8056—For support of Franchise Tax Board, for pay-  
37 ment to Item 1730-001-0001, payable from the California  
38 Ovarian Cancer Research Fund..... 6,000

39

1 SEC. 48. Item 1730-001-8064 is added to Section 2.00 of the  
2 Budget Act of 2011, to read:

3  
4 1730-001-8064—For support of Franchise Tax Board, for  
5 payment to Item 1730-001-0001, payable from the Arts  
6 Council Fund..... 6,000

7  
8 SEC. 49. Item 1730-001-8065 is added to Section 2.00 of the  
9 Budget Act of 2011, to read:

10  
11 1730-001-8065—For support of Franchise Tax Board, for  
12 payment to Item 1730-001-0001, payable from the Safely  
13 Surrendered Baby Fund..... 6,000

14  
15 SEC. 50. Item 1730-001-8066 is added to Section 2.00 of the  
16 Budget Act of 2011, to read:

17  
18 1730-001-8066—For support of Franchise Tax Board, for  
19 payment to Item 1730-001-0001, payable from the Califor-  
20 nia Police Activities League (CALPAL) Fund..... 6,000

21  
22 SEC. 51. Item 1730-001-8067 is added to Section 2.00 of the  
23 Budget Act of 2011, to read:

24  
25 1730-001-8067—For support of Franchise Tax Board, for  
26 payment to Item 1730-001-0001, payable from the Califor-  
27 nia Veterans Homes Fund..... 6,000

28  
29 SEC. 52. Item 1760-001-0602 of Section 2.00 of the Budget  
30 Act of 2011 is amended to read:

31  
32 1760-001-0602—For support of Department of General Services,  
33 for payment to Item 1760-001-0666, payable from the Ar-  
34 chitecture Revolving Fund..... 41,549,000

35 Provisions:  
36 1. (a) Notwithstanding Provisions 3 and 4 of Item 1760-  
37 001-0666, the Director of Finance may augment  
38 Item 1760-001-0602 when the State Public Works  
39 Board has approved the California Health Care  
40 Facility project in Stockton. Any augmentation

1           that is deemed necessary on a permanent basis  
 2           shall be submitted for review as part of the normal  
 3           budget development process. Any augmentation  
 4           made in accordance with this provision shall not  
 5           result in an increase in any rate charged to other  
 6           departments for services or the purchase of goods.

7           (b) Any augmentation made pursuant to subdivision  
 8           (a) shall be reported in writing to the chairper-  
 9           sons of the fiscal committees of each house of the  
 10          Legislature and the Chairperson of the Joint  
 11          Legislative Budget Committee within 30 days of  
 12          the date the augmentation is approved. This noti-  
 13          fication shall be provided in a format consistent  
 14          with normal budget change requests, including  
 15          identification of the amount of, and justification  
 16          for, the augmentation, and the program that has  
 17          been augmented.

18  
 19          SEC. 53. Item 1760-490 is added to Section 2.00 of the Budget  
 20          Act of 2011, to read:

21  
 22          1760-490—Reappropriation, Department of General Services.

23           The balances of the appropriations provided in the follow-  
 24           ing citations are reappropriated for the purposes and  
 25           subject to the limitations, unless otherwise specified, pro-  
 26           vided for in the appropriations:

27          0768—Earthquake Safety and Public Buildings Rehabilita-  
 28          tion Fund of 1990.

29          (1) Item 1760-301-0768, Budget Act of 2007 (Chs. 171  
 30          and 172, Stats. 2007), as reappropriated by Item 1760-  
 31          491, Budget Act of 2008 (Chs. 268 and 269, Stats.  
 32          2008), Item 1760-490, Budget Act of 2009 (Ch. 1,  
 33          2009–10 3rd Ex. Sess., as revised by Ch. 1, 2009–10  
 34          4th Ex. Sess.), and Item 1760-490, Budget Act of 2010  
 35          (Ch. 712, Stats. 2010)

36          (5) 50.99.421-Department of Corrections and Reha-  
 37          bilitation, California Institution for Women at  
 38          Frontera, Corona: Walker Clinic, Structural  
 39          Retrofit—Working drawings

- 1           (9) 50.99.427-Department of Corrections and Reha-
- 2                 bilitation, California Institution for Women at
- 3                 Frontera, Corona: Infirmary, Structural Retro-
- 4                 fit—Working drawings
- 5           (2) Item 1760-301-0768, Budget Act of 2010 (Ch. 712,
- 6                 Stats. 2010)
- 7           (1) 50.99.428-Department of Corrections and Reha-
- 8                 bilitation, California Institution for Women at
- 9                 Frontera, Corona: Walker Clinic and Infirmary,
- 10                Structural Retrofit—Construction

11  
 12        SEC. 54. Item 1760-491 is added to Section 2.00 of the Budget  
 13 Act of 2011, to read:

- 14  
 15        1760-491—Reappropriation, Capital Outlay, Department of  
 16        General Services. Notwithstanding any other provision of  
 17        law, the period to liquidate encumbrances of the following  
 18        citations is extended to June 30, 2012:
- 19        0660—Public Buildings Construction Fund
- 20        (1) Item 1760-301-0660, Budget Act of 2002 (Ch. 379,
  - 21                 Stats. 2002), as reappropriated by Item 1760-490,
  - 22                 Budget Act of 2003 (Ch. 157, Stats. 2003) and Budget
  - 23                 Act of 2005 (Chs. 38 and 39, Stats. 2005), and Item
  - 24                 1760-491, Budget Act of 2010 (Ch. 712, Stats. 2010)
  - 25        (3) 50.10.161-Office Building 10 Renovation, 721
  - 26                 Capitol Mall, Sacramento—Construction
  - 27        (2) Item 1760-301-0660, Budget Act of 2003 (Ch. 157,
  - 28                 Stats. 2003), as reappropriated by Item 1760-490,
  - 29                 Budget Act of 2004 (Ch. 208, Stats. 2004) and Budget
  - 30                 Act of 2005 (Chs. 38 and 39, Stats. 2005)
  - 31        (2) 50.20.515-Marysville Office Building: Replace-
  - 32                 ment—Construction

33  
 34        SEC. 55. Item 1920-011-0001 of Section 2.00 of the Budget  
 35 Act of 2011 is amended to read:

36  
 37        1920-011-0001—For transfer by the Controller to the

38           Teachers' Retirement Fund.....	(1,314,734,000)
39	(1,316,109,000)

1 Schedule:

2 (1) Supplemental Benefit Maintenance

3 Account (SBMA)..... (605,064,000)

4 (605,764,000)

5 (2) Benefits Funding..... (652,690,000)

6 (653,365,000)

7 (3) SBMA Interest Payment..... (56,980,000)

- 8 Provisions:
- 9 1. The estimated amount referenced in Schedule (1) is
- 10 the state’s contribution required by Section 22954 of
- 11 the Education Code.
- 12 2. The estimated amount referenced in Schedule (2) is
- 13 the state’s contribution required by subdivisions (a)
- 14 and (b) of Section 22955 of the Education Code.
- 15 3. The amount referenced in Schedule (3) is the state’s
- 16 Supplemental Benefit Maintenance Account interest
- 17 payment as specified and appropriated by subdivision
- 18 (a) of Section 22954.5 of the Education Code.

19

20 *SEC. 56. Item 2240-001-0648 of Section 2.00 of the Budget*

21 *Act of 2011 is amended to read:*

22

23 2240-001-0648—For support of Department of Housing and

24 Community Development, payable from the Mobilehome-

25 Manufactured Home Revolving Fund..... 17,029,000

26 Schedule:

27 (1) 10-Codes and Standards Program..... 25,395,000

28 (2) 20-Financial Assistance Program..... ~~23,823,000~~

29 23,663,000

30 (3) 30-Housing Policy Development Pro-

31 gram..... ~~2,711,000~~

32 3,711,000

33 (4) 50.01-Administration..... 12,027,000

34 (5) 50.02-Distributed Administration..... -12,027,000

35 (6) 50.03-Distributed Administration of the

36 Housing Policy Development Pro-

37 gram..... -136,000

38 (7) Reimbursements..... -545,000

39 (8) Amount payable from the General Fund

40 (Item 2240-001-0001)..... -3,160,000

1	(9) Amount payable from the Air Pollution	
2	Control Fund (Item 2240-001-0115).....	-98,000
3	(10) Amount payable from the Mobilehome	
4	Parks and Special Occupancy Parks	
5	Revolving Fund (Item 2240-001-	
6	0245).....	-6,642,000
7	(11) Amount payable from the Mobilehome	
8	Park Purchase Fund (Item 2240-001-	
9	0530).....	-643,000
10	(12) Amount payable from the Self-Help	
11	Housing Fund (Item 2240-001-0813)....	-119,000
12	(13) Amount payable from the Federal	
13	Trust Fund (Item 2240-001-0890).....	<del>-11,765,000</del>
14		<i>-11,605,000</i>
15	(14) Amount payable from the Housing Re-	
16	habilitation Loan Fund (Item 2240-001-	
17	0929).....	-2,762,000
18	(15) Amount payable from the Rental	
19	Housing Construction Incentive Fund	
20	(Item 2240-001-0938).....	-1,176,000
21	(16) Amount payable from the Predevelop-	
22	ment Loan Fund (Item 2240-001-	
23	0980).....	-317,000
24	(17) Amount payable from the Emergency	
25	Housing and Assistance Fund (Item	
26	2240-001-0985).....	-162,000
27	(18) Amount payable from the Building	
28	Standards Administration Special Re-	
29	volving Fund (Item 2240-001-3144)....	-529,000
30	(19) Amount payable from the Enterprise	
31	Zone Fund (Item 2240-001-3165).....	-1,161,000
32	(20) Amount payable from the Building Eq-	
33	uity and Growth in Neighborhoods	
34	Fund (Item 2240-001-6038).....	<del>-295,000</del>
35		<i>-1,295,000</i>
36	(21) Amount payable from the Building Eq-	
37	uity and Growth in Neighborhoods	
38	(BEGIN) Fund (Item 2240-002-	
39	6038).....	-441,000

- 1 (22) Amount payable from the Regional
- 2 Planning, Housing, and Infill Incentive
- 3 Account, Housing and Emergency
- 4 Shelter Trust Fund of 2006 (Item 2240-
- 5 001-6069)..... -2,558,000
- 6 (23) Amount payable from the Housing Ur-
- 7 ban-Suburban-and-Rural Parks Ac-
- 8 count, Housing and Emergency Shelter
- 9 Trust Fund of 2006 (Item 2240-001-
- 10 6071)..... -1,068,000
- 11 (24) Amount payable from the Transit-Ori-
- 12 ented Development Implementation
- 13 Fund (Item 2240-001-9736)..... -1,323,000
- 14 Provisions:
- 15 1. Notwithstanding Section 18077 of the Health and
- 16 Safety Code or any other provision of law, the first
- 17 \$2,388,000 in revenues collected by the Department
- 18 of Housing and Community Development from man-
- 19 ufactured home license fees shall be deposited in the
- 20 Mobilehome-Manufactured Home Revolving Fund,
- 21 and shall be available to the department for the sup-
- 22 port, collection, administration, and enforcement of
- 23 manufactured home license fees.
- 24 2. Notwithstanding Section 18077.5 of the Health and
- 25 Safety Code or any other provision of law, the Depart-
- 26 ment of Housing and Community Development is not
- 27 required to comply with the reporting requirement of
- 28 Section 18077.5 of the Health and Safety Code.
- 29 3. *Of the funds provided in Schedule (20), and notwith-*
- 30 *standing Section 50866 of the Health and Safety Code,*
- 31 *\$1,000,000 is appropriated to support workload relat-*
- 32 *ed to housing element law, which the Legislature finds*
- 33 *is consistent with Section 50863 of the Health and*
- 34 *Safety Code.*

35  
 36 *SEC. 57. Item 2240-001-0890 of Section 2.00 of the Budget*  
 37 *Act of 2011 is amended to read:*

1 2240-001-0890—For support of Department of Housing and  
 2 Community Development, for payment to Item 2240-001-  
 3 0648, payable from the Federal Trust Fund..... ~~11,765,000~~  
 4 ~~11,605,000~~

5  
 6 *SEC. 58. Item 2240-001-6038 of Section 2.00 of the Budget*  
 7 *Act of 2011 is amended to read:*

8  
 9 2240-001-6038—For support of Department of Housing and  
 10 Community Development, for payment to Item 2240-001-  
 11 0648, payable from the Building Equity and Growth in  
 12 Neighborhoods Fund..... ~~295,000~~  
 13 ~~1,295,000~~

14  
 15 *SEC. 59. Item 2240-101-0001 of Section 2.00 of the Budget*  
 16 *Act of 2011 is amended to read:*

17  
 18 2240-101-0001—For local assistance, Department of Housing  
 19 and Community Development..... ~~5,629,000~~  
 20 Schedule:  
 21 (1) 20-Financial Assistance Program..... ~~171,172,000~~  
 22 ~~183,568,000~~  
 23 (2) Amount payable from the Federal  
 24 Trust Fund (Item 2240-101-0890)..... ~~-165,543,000~~  
 25 ~~-177,939,000~~

26  
 27 *SEC. 60. Item 2240-101-0890 of Section 2.00 of the Budget*  
 28 *Act of 2011 is amended to read:*

29  
 30 2240-101-0890—For local assistance, Department of Housing  
 31 and Community Development, for payment to Item 2240-  
 32 101-0001, payable from the Federal Trust Fund..... ~~165,543,000~~  
 33 ~~177,939,000~~

34 Provisions:  
 35 1. Notwithstanding any other provision of law, federal  
 36 funds appropriated by this item but not encumbered  
 37 or expended by June 30, 2012, may be expended in  
 38 the subsequent fiscal year.  
 39

1 SEC. 61. Item 2240-101-6038 of Section 2.00 of the Budget  
2 Act of 2011 is amended to read:

3  
4 2240-101-6038—For local assistance, Department of Housing  
5 and Community Development, payable from the Building  
6 Equity and Growth in Neighborhoods Fund..... 20,000,000  
7 17,000,000

8 Provisions:

- 9 1. Notwithstanding Section 16304.1 of the Government
- 10 Code, funds appropriated in this item shall be available
- 11 for liquidation of encumbrances until June 30, 2016.
- 12 2. No disbursements shall be made for awards from funds
- 13 appropriated in this item unless the Director of Finance
- 14 determines that there will be sufficient cash available
- 15 from the sale of Housing and Emergency Shelter Trust
- 16 Fund Act of 2002 (Proposition 46) bonds to fund prior
- 17 awards of Proposition 46 bond funds.

18  
19 SEC. 62. Item 2240-490 is added to Section 2.00 of the Budget  
20 Act of 2011, to read:

21  
22 2240-490—Reappropriation, Department of Housing and  
23 Community Development. The amounts specified in the  
24 following citations are reappropriated for the purposes  
25 provided for in those appropriations and shall be available  
26 for encumbrance or expenditure until June 30, 2014:

- 27 0001—General Fund
- 28 (1) Section 5 of Chapter 163, Statutes of 2006 (AB 1784),
- 29 until June 30, 2014
- 30 6038—Building Equity and Growth in Neighborhoods
- 31 (BEGIN) Fund
- 32 (1) Item 2240-101-6038, Budget Act of 2005
- 33 (Chs. 38 and 39, Stats. 2005), as reap-
- 34 propriated by Item 2240-490, Budget
- 35 Act of 2008 (Chs. 268 and 269, Stats.
- 36 2008), until June 30, 2013..... 750,000

- 1 (2) *Item 2240-101-6038, Budget Act of 2006*
- 2 *(Chs. 47 and 48, Stats. 2006), as reap-*
- 3 *propriated by Item 2240-490, Budget*
- 4 *Act of 2008 (Chs. 268 and 269, Stats.*
- 5 *2008), until June 30, 2013..... 5,160,000*
- 6 (3) *Item 2240-102-6038, Budget Act of 2007*
- 7 *(Chs. 171 and 172, Stats. 2007, until*
- 8 *June 30, 2013..... 20,010,000*

9 *Provisions:*  
 10 (1) *Notwithstanding any other provision of law, the De-*  
 11 *partment of Housing and Community Development*  
 12 *shall notify the Department of Finance in writing prior*  
 13 *to encumbering the funds listed in this item.*

14  
 15 *SEC. 63. Item 2320-001-0317 of Section 2.00 of the Budget*  
 16 *Act of 2011 is amended to read:*

17  
 18 2320-001-0317—For support of Department of Real Estate,  
 19 payable from the Real Estate Fund..... ~~45,354,000~~  
 20 *47,966,000*

- 21 *Schedule:*
- 22 (1) 10-Licensing and Education..... ~~11,679,000~~
  - 23 *12,254,000*
  - 24 (2) 20-Enforcement and Recovery..... ~~27,125,000~~
  - 25 *28,692,000*
  - 26 (3) 30-Subdivisions..... ~~6,892,000~~
  - 27 *7,362,000*
  - 28 (4) 40.10-Administration..... ~~7,687,000~~
  - 29 *10,299,000*
  - 30 (5) 40.20-Distributed Administration..... ~~-7,594,000~~
  - 31 *-10,206,000*
  - 32 (6) Reimbursements..... ~~-435,000~~

33 *Provisions:*  
 34 1. *Of the amount appropriated in this item, \$500,000*  
 35 *shall be used only for the purposes of the Recovery*  
 36 *Account.*  
 37 2. *Of the amount appropriated in this item, \$2,611,500*  
 38 *shall be for estimated costs related to the relocation*  
 39 *and consolidation of the Department of Real Estate’s*  
 40 *headquarters office and examination facility into one*

1 location during the 2011–12 fiscal year on or about  
 2 January 1, 2012. It is the intent of the Legislature that  
 3 the department not redirect amounts in excess of the  
 4 amount estimated for relocation and consolidation  
 5 costs, whether through lease terms or any other man-  
 6 ner, to other purposes. Therefore, the department shall  
 7 report to the Joint Legislative Budget Committee  
 8 within 30 days of when the lease terms are finalized  
 9 (a) the terms of the lease, (b) the amount of unneeded  
 10 funds because the agreed-upon lease terms were lower  
 11 than the original estimate, and (c) the final costs of  
 12 the relocation and consolidation.

13  
 14 *SEC. 64. Item 2400-001-0890 is added to Section 2.00 of the*  
 15 *Budget Act of 2011, to read:*

16  
 17 2400-001-0890—For support of Department of Managed Health  
 18 Care, payable from the Federal Trust Fund..... 3,905,000  
 19 Provisions:  
 20 1. The funds appropriated in this item shall be for educa-  
 21 tion and outreach activities to raise consumer aware-  
 22 ness about federal health care reform and the federal  
 23 Patient Protection and Affordable Care Act (P.L. 111-  
 24 148), as amended by the federal Health Care and Ed-  
 25 ucation Reconciliation Act of 2010 (P.L. 111-152).

26  
 27 *SEC. 65. Item 2600-001-0042 of Section 2.00 of the Budget*  
 28 *Act of 2011 is amended to read:*

29  
 30 2600-001-0042—For support of California Transportation  
 31 Commission, for payment to Item 2600-001-0046, payable  
 32 from the State Highway Account, State Transportation  
 33 Fund..... 775,000  
 34 Provisions:  
 35 1. The amount appropriated in this item may be augment-  
 36 ed by up to \$400,000 to fund contracts for the provi-  
 37 sions of legal, financial, and technical services needed  
 38 to inform the California Transportation Commission  
 39 pursuant to its responsibilities under Section 143 of  
 40 the Streets and Highways Code and related to the

1           Public-Private Partnership program. Any such aug-  
 2           mentation shall require the approval of the Director  
 3           of Finance, and the Director of Finance shall notify  
 4           the Joint Legislative Budget Committee in writing  
 5           within 10 days of such an approval. The notification  
 6           shall include a description of the project or projects  
 7           for which the augmentation was provided, including  
 8           a description of the location, scope, and financing for  
 9           the project or projects being evaluated.

10  
 11       SEC. 66. Item 2660-001-0042 of Section 2.00 of the Budget  
 12       Act of 2011 is amended to read:

13

14	2660-001-0042—For support of Department of Transporta-	
15	tion, payable from the State Highway Account, State	
16	Transportation Fund.....	2,600,495,000
17		2,722,594,000
18	Schedule:	
19	(1) 10-Aeronautics.....	4,076,000
20	(2) 20.10-Highway Transportation—	
21	Capital Outlay Support.....	1,675,168,000
22		1,696,881,000
23	(3) 20.30-Highway Transportation— Local	
24	Assistance.....	49,837,000
25		53,606,000
26	(4) 20.40-Highway Transportation— Pro-	
27	gram Development.....	81,824,000
28		84,362,000
29	(5) 20.65-Highway Transportation— Le-	
30	gal.....	121,269,000
31		121,272,000
32	(6) 20.70-Highway Transportation— Op-	
33	erations.....	241,813,000
34		241,846,000
35	(7) 20.80-Highway Transportation—	
36	Maintenance.....	1,398,043,000
37		1,479,313,000
38	(8) 30-Mass Transportation.....	150,235,000
39	(9) 40-Transportation Planning.....	105,124,000
40		114,454,000

1	(10) 50.10-Administration	Program	
2	Costs.....		450,955,000
3			455,730,000
4	(11) 50.20-Distributed	Administration	
5	Program Costs.....		-450,955,000
6			-455,730,000
7	(12) 60.10-Equipment	Service Program	
8	Costs.....		190,510,000
9			255,445,000
10	(13) 60.20-Distributed	Equipment Service	
11	Program Costs.....		-190,510,000
12			-255,445,000
13	(14) Reimbursements.....		-326,262,000
14			-333,058,000
15	(15) Amount payable from the Aeronautics		
16	Account, State Transportation Fund		
17	(Item 2660-001-0041).....		-3,589,000
18	(16) Amount payable from the Bicycle		
19	Transportation Account, State Trans-		
20	portation Fund (Item 2660-001-		
21	0045).....		-10,000
22	(17) Amount payable from the Public		
23	Transportation Account, State		
24	Transportation Fund (Item 2660-001-		
25	0046).....		-164,448,000
26	(18) Amount payable from the Historic		
27	Property Maintenance Fund (Item 2660-		
28	001-0365).....		-1,640,000
29	(19) Amount payable from the Federal		
30	Trust Fund (Item 2660-001-0890)....		-591,100,000
31			-574,102,000
32	(20) Amount payable from the State Route		
33	99 Account, Highway Safety, Traffic		
34	Reduction, Air Quality, and Port Secu-		
35	rity Fund of 2006 (Item 2660-004-		
36	6072).....		-14,466,000
37			-18,215,000

1	(21) Amount payable from the Corridor	
2	Mobility Improvement Account,	
3	Highway Safety, Traffic Reduction,	
4	Air Quality, and Port Security Fund of	
5	2006 (Item 2660-004-6055).....	=42,203,000
6		-57,263,000
7	(22) Amount payable from the Trade Corri-	
8	dors Improvement Fund (Item 2660-	
9	004-6056).....	-3,391,000
10		-3,639,000
11	(23) Amount payable from the Transporta-	
12	tion Facilities Account, Highway	
13	Safety, Traffic Reduction, Air Quality,	
14	and Port Security Fund of 2006 (Item	
15	2660-004-6058).....	-58,335,000
16		-46,098,000
17	(24) Amount payable from the Public	
18	Transportation Modernization, Improve-	
19	ment, and Service Enhancement Ac-	
20	count, Highway Safety, Traffic Reduc-	
21	tion, Air Quality, and Port Security	
22	Fund of 2006 (Item 2660-004-6059)....	-1,161,000
23	(25) Amount payable from the State-Local	
24	Partnership Program Account, Highway	
25	Safety, Traffic Reduction, Air Quality,	
26	and Port Security Fund of 2006 (Item	
27	2660-004-6060).....	-727,000
28	(26) Amount payable from the Local Bridge	
29	Seismic Retrofit Account, Highway	
30	Safety, Traffic Reduction, Air Quality,	
31	and Port Security Fund of 2006 (Item	
32	2660-004-6062).....	-1,653,000
33	(27) Amount payable from the Highway-	
34	Railroad Crossing Safety Account,	
35	Highway Safety, Traffic Reduction, Air	
36	Quality, and Port Security Fund of 2006	
37	(Item 2660-004-6063).....	-373,000

1 (28) Amount payable from the Highway  
 2 Safety, Rehabilitation, and Preserva-  
 3 tion Account, Highway Safety, Traffic  
 4 Reduction, Air Quality, and Port Secu-  
 5 rity Fund of 2006 (Item 2660-004-  
 6 6064)..... ~~-17,536,000~~  
 7 ~~-17,475,000~~

8 Provisions:

- 9 1. Notwithstanding any other provision of law, funds  
 10 appropriated in this item from the State Highway Ac-  
 11 count may be reduced and replaced by an equivalent  
 12 amount of federal funds determined by the Department  
 13 of Transportation to be available and necessary to  
 14 comply with Section 8.50 and the most effective  
 15 management of state transportation resources. Not  
 16 more than 30 days after replacing the state funds with  
 17 federal funds, the Director of Finance shall notify in  
 18 writing the chairpersons of the committees in each  
 19 house of the Legislature that consider appropriations  
 20 and the Chairperson of the Joint Legislative Budget  
 21 Committee of this action.
- 22 2. Notwithstanding any other provision of law, funding  
 23 appropriated in this item may be transferred to Item  
 24 2660-005-0042 to pay for any necessary insurance,  
 25 debt service, and other financing-related expenditures  
 26 for Department of Transportation-owned office  
 27 buildings. Any transfer will require the prior approval  
 28 of the Department of Finance.
- 29 3. Of the funds appropriated in Schedule (2),  
 30 ~~\$1,136,748,000~~ *\$1,148,219,000* is for state staff and  
 31 state staff cash overtime, ~~\$235,067,000~~ *\$264,522,000*  
 32 is for external consultant and professional services  
 33 related to project delivery (also known as 232 con-  
 34 tracts), and ~~\$76,535,000~~ *\$78,381,000* is for operating  
 35 expenses. The funds appropriated in Schedule (2) for  
 36 external consultant and professional services related  
 37 to project delivery that are unencumbered or encum-  
 38 bered but unexpended related to work that will not be  
 39 performed during the fiscal year shall revert to the  
 40 fund from which they were appropriated.

- 1       4. Notwithstanding any other provision of law, funds  
2       appropriated in this item may be supplemented with  
3       federal funding appropriation authority and with prior  
4       fiscal year State Highway Account appropriation bal-  
5       ances at a level determined by the Department of  
6       Transportation as required to process claims utilizing  
7       federal advance construction through the plan of finan-  
8       cial adjustment process pursuant to Sections 11251  
9       and 16365 of the Government Code.
- 10       5. Notwithstanding any other provision of law, funds  
11       appropriated in Item 2660-001-0042, 50.00-Adminis-  
12       tration from the State Highway Account, may be re-  
13       duced and replaced by an equivalent amount of reim-  
14       bursements determined by the Department of Trans-  
15       portation to be available and necessary to comply with  
16       Section 28.50 and the most effective management of  
17       state transportation resources. The reimbursements  
18       may also be reduced and replaced by an equivalent  
19       amount of funds from the State Highway Account.  
20       Not more than 30 days after replacing the State High-  
21       way Account funds with reimbursements and vice  
22       versa, the Director of Finance shall notify in writing  
23       the chairpersons of the committees in each house of  
24       the Legislature that consider appropriations and the  
25       Chairperson of the Joint Legislative Budget Committee  
26       of this action.
- 27       6. Of the funds appropriated in Schedule (7),  
28       ~~\$214,000,000~~ \$231,666,000 is for major maintenance  
29       contracts for the preservation of highway pavement,  
30       and shall not be used to supplant any other funding  
31       that would have been used for major pavement main-  
32       tenance.
- 33       7. Of the funds appropriated in Schedule (5), \$68,556,000  
34       is for the payment of tort lawsuit claims and awards.  
35       Any funds for that purpose that are unencumbered as  
36       of April 1, 2012, may be transferred to Item 2660-302-  
37       0042. Any transfer shall require the prior approval of  
38       the Department of Finance.
- 39       8. Of the funds appropriated in Schedule (2), transfers  
40       of expenditure authority may be made between Items

1 2660-001-0042, 2660-001-0890, 2660-002-3007,  
2 2660-004-6055, 2660-004-6056, 2660-004-6058,  
3 2660-004-6059, 2660-004-6060, 2660-004-6062,  
4 2660-004-6063, 2660-004-6064, and 2660-004-6072  
5 to accommodate changes in capital outlay and local  
6 assistance program-related workload by funding source  
7 or changes in availability of funds. The Department  
8 of Finance shall authorize the transfers not sooner than  
9 30 days after notification of the necessity therefor in  
10 writing to the chairpersons of the committees in each  
11 house of the Legislature that consider appropriations  
12 and the Chairperson of the Joint Legislative Budget  
13 Committee.

14 9. *Of the funds appropriated in this item, up to*  
15 *\$63,000,000 is available for the replacement of vehi-*  
16 *cles necessary for compliance with regulations im-*  
17 *posed by the State Air Resources Board. These funds*  
18 *shall be available only upon the completion of the fleet*  
19 *evaluation being conducted pursuant to Executive*  
20 *Order B-2-11. After completion of the fleet evaluation,*  
21 *the Director of Finance shall reduce the amount of*  
22 *funds appropriated for the purchase of vehicles in this*  
23 *item to account for vehicles that are planned for retire-*  
24 *ment and do not need to be replaced. The Director of*  
25 *Finance shall also increase the appropriation for the*  
26 *Department of Transportation's pavement mainte-*  
27 *nance activities by an amount equivalent to the savings*  
28 *identified from vehicle replacements. The Director of*  
29 *Finance shall notify the Joint Legislative Budget*  
30 *Committee of the portion of the \$63,000,000 in this*  
31 *item that is available for vehicle replacement and the*  
32 *portion that is available for pavement maintenance*  
33 *after adjustments have been made.*

34 11. *The Department of Finance may augment the amount*  
35 *appropriated in Schedule (2) by up to \$1,000,000 for*  
36 *additional reimbursements from the High-Speed Rail*  
37 *Authority for additional requests for the review and*  
38 *approval of environmental and engineering documents*  
39 *regarding circumstances in which the high-speed train*  
40 *system interfaces with the state highway system above*



1	Schedule:	
2	(1) 20.10-Highway Transportation— Capi-	
3	tal Outlay Support.....	15,740,000
4		12,677,000
5	(2) 30-Mass Transportation.....	285,000

- 6 Provisions:
- 7 1. Notwithstanding any other provision of law, if the
- 8 California Transportation Commission allocates funds
- 9 to Traffic Congestion Relief Program projects in the
- 10 2011–12 fiscal year, the Director of Finance may in-
- 11 crease expenditure authority in this item for additional
- 12 capital outlay staffing directly related to new Traffic
- 13 Congestion Relief Program allocations after notifying
- 14 the Chairperson of the Joint Legislative Budget Com-
- 15 mittee and the chairpersons of the committees in each
- 16 house of the Legislature that consider appropriations
- 17 not later than 30 days prior to the effective date of the
- 18 approval.
- 19 2. Provision 8 of Item 2660-001-0042 also applies to this
- 20 item.

21

22 *SEC. 69. Item 2660-004-6055 of Section 2.00 of the Budget*

23 *Act of 2011 is amended to read:*

24		
25	2660-004-6055—For support of Department of Transportation,	
26	for payment to Item 2660-001-0042, payable from the	
27	Corridor Mobility Improvement Account, Highway Safety,	
28	Traffic Reduction, Air Quality, and Port Security Fund of	
29	2006.....	42,203,000
30		57,263,000

- 31 Provisions:
- 32 1. Provision 8 of Item 2660-001-0042 also applies to this
- 33 item.

34

35 *SEC. 70. Item 2660-004-6056 of Section 2.00 of the Budget*

36 *Act of 2011 is amended to read:*

1 2660-004-6056—For support of Department of Transportation,  
 2 for payment to Item 2660-001-0042, payable from the  
 3 Trade Corridors Improvement Fund..... 3,391,000  
 4 3,639,000

5 Provisions:  
 6 1. Provision 8 of Item 2660-001-0042 also applies to this  
 7 item.  
 8

9 *SEC. 71. Item 2660-004-6058 of Section 2.00 of the Budget*  
 10 *Act of 2011 is amended to read:*

11  
 12 2660-004-6058—For support of Department of Transportation,  
 13 for payment to Item 2660-001-0042, payable from the  
 14 Transportation Facilities Account, Highway Safety, Traffic  
 15 Reduction, Air Quality, and Port Security Fund of 2006.... 58,335,000  
 16 46,098,000

17 Provisions:  
 18 1. Provision 8 of Item 2660-001-0042 also applies to this  
 19 item.  
 20

21 *SEC. 72. Item 2660-004-6064 of Section 2.00 of the Budget*  
 22 *Act of 2011 is amended to read:*

23  
 24 2660-004-6064—For support of Department of Transportation,  
 25 for payment to Item 2660-001-0042, payable from the  
 26 Highway Safety, Rehabilitation, and Preservation Account,  
 27 Highway Safety, Traffic Reduction, Air Quality, and Port  
 28 Security Fund of 2006..... 17,536,000  
 29 17,475,000

30 Provisions:  
 31 1. Provision 8 of Item 2660-001-0042 also applies to this  
 32 item.  
 33

34 *SEC. 73. Item 2660-004-6072 of Section 2.00 of the Budget*  
 35 *Act of 2011 is amended to read:*

1 2660-004-6072—For support of Department of Transportation,  
 2 for payment to Item 2660-001-0042, payable from the  
 3 State Route 99 Account, Highway Safety, Traffic Reduc-  
 4 tion, Air Quality, and Port Security Fund of 2006..... 14,466,000  
 5 18,215,000

6 Provisions:

- 7 1. Provision 8 of Item 2660-001-0042 also applies to this
- 8 item.

9  
 10 *SEC. 74. Item 2660-102-0890 of Section 2.00 of the Budget*  
 11 *Act of 2011 is amended to read:*  
 12

13 2660-102-0890—For local assistance, Department of Trans-  
 14 portation, non-State Transportation Improvement Pro-  
 15 gram (STIP), payable from the Federal Trust Fund..... 1,567,297,000  
 16 1,563,531,000

17 Schedule:

- 18 (1) 20-Highway Transportation..... 1,430,297,000
- 19 1,426,531,000
- 20 (2) 30-Mass Transportation..... 74,000,000
- 21 (3) 40-Transportation Planning..... 63,000,000

22 Provisions:

- 23 1. Notwithstanding any other provision of law, funds
- 24 appropriated in this item may be transferred intrasched-
- 25 ule or to Item 2660-101-0890, 2660-301-0890, or
- 26 2660-302-0890. These transfers shall require the prior
- 27 approval of the Department of Finance. Funds appro-
- 28 priated in Schedules (1) and (2) shall be available for
- 29 allocation by the California Transportation Commis-
- 30 sion until June 30, 2013, and available for encum-
- 31 brance and liquidation until June 30, 2017.
- 32 2. For Program 20—Highway Transportation. For pur-
- 33 poses of the Streets and Highways Code, all expendi-
- 34 tures from this item shall be deemed to be expenditures
- 35 from the State Highway Account, State Transportation
- 36 Fund.
- 37 3. For Program 20—Highway Transportation. Federal
- 38 funds may be received from any federal source and
- 39 shall be deposited in the Federal Trust Fund. Any

1 federal reimbursements shall be credited to the account  
2 from which the expenditures were originally made.

3  
4 *SEC. 75. Item 2660-104-6043 of Section 2.00 of the Budget*  
5 *Act of 2011 is amended to read:*

6  
7 2660-104-6043—For local assistance, Department of Trans-  
8 portation, non-State Transportation Improvement Program  
9 (STIP), payable from the High-Speed Passenger Train  
10 Bond Fund..... ~~114,626,000~~  
11 *154,261,000*

12 Schedule:  
13 (1) 30.10-Mass Transportation..... ~~114,626,000~~  
14 *154,261,000*

15 Provisions:  
16 1. These funds shall be available for allocation by the  
17 California Transportation Commission until June 30,  
18 2013, and available for encumbrance or liquidation  
19 until June 30, 2017.  
20 2. Notwithstanding any other provision of law, funds  
21 appropriated in this item may be transferred to Item  
22 2660-304-6043. These transfers shall require prior  
23 approval of the Department of Finance.

24  
25 *SEC. 76. Item 2660-104-6055 of Section 2.00 of the Budget*  
26 *Act of 2011 is amended to read:*

27  
28 2660-104-6055—For local assistance, Department of Trans-  
29 portation, non-State Transportation Improvement Program  
30 (STIP), payable from the Corridor Mobility Improvement  
31 Account, Highway Safety, Traffic Reduction, Air Quality,  
32 and Port Security Fund of 2006..... ~~1,000~~  
33 *19,100,000*

34 Schedule:  
35 (1) 20.30-Highway Transportation— Local  
36 Assistance..... ~~1,000~~  
37 *19,100,000*

38 Provisions:  
39 1. These funds shall be available for allocation by the  
40 California Transportation Commission until June 30,

- 1 2013, and available for encumbrance and liquidation
- 2 until June 30, 2017.
- 3 2. Notwithstanding any other provision of law, funds
- 4 appropriated in this item may be transferred to Item
- 5 2660-304-6055. These transfers shall require the prior
- 6 approval of the Department of Finance.

7

8 *SEC. 77. Item 2660-104-6056 of Section 2.00 of the Budget*

9 *Act of 2011 is amended to read:*

10

11 2660-104-6056—For local assistance, Department of Trans-

12 portation, non-State Transportation Improvement Program

13 (STIP), payable from the Trade Corridors Improvement

14 Fund..... 156,483,000

15 520,192,000

16 Schedule:

17 (1) 20.30-Highway Transportation— Local

18 Assistance..... 156,483,000

19 520,192,000

- 20 Provisions:
- 21 1. These funds shall be available for allocation by the
  - 22 California Transportation Commission until June 30,
  - 23 2013, and available for encumbrance and liquidation
  - 24 until June 30, 2017.
  - 25 2. Notwithstanding any other provision of law, funds
  - 26 appropriated in this item may be transferred intrasched-
  - 27 ule or to Item 2660-304-6056. These transfers shall
  - 28 require the prior approval of the Department of Fi-
  - 29 nance.

30

31 *SEC. 78. Item 2660-104-6060 of Section 2.00 of the Budget*

32 *Act of 2011 is amended to read:*

33

34 2660-104-6060—For local assistance, Department of Trans-

35 portation, non-State Transportation Improvement Program

36 (STIP), payable from the State-Local Partnership Program

37 Account, Highway Safety, Traffic Reduction, Air Quality,

38 and Port Security Fund of 2006..... 132,000,000

39 96,518,000

1 Schedule:

2 (1) 20.30-Highway Transportation— Local

3 Assistance..... 44,000,000

4 8,518,000

5 (2) 30.10-Mass Transportation..... 88,000,000

6 Provisions:

7 1. These funds shall be available for allocation by the

8 California Transportation Commission until June 30,

9 2013, and available for encumbrance and liquidation

10 until June 30, 2017.

11 2. Notwithstanding any other provision of law, funds

12 appropriated in this item may be transferred intrasched-

13 ule or to Item 2660-304-6060. These transfers shall

14 require the prior approval of the Department of Fi-

15 nance.

16

17 *SEC. 79. Item 2660-104-6062 of Section 2.00 of the Budget*

18 *Act of 2011 is amended to read:*

19

20 2660-104-6062—For local assistance, Department of Trans-

21 portation, non-State Transportation Improvement Program

22 (STIP), payable from the Local Bridge Seismic Retrofit

23 Account, Highway Safety, Traffic Reduction, Air Quality,

24 and Port Security Fund of 2006..... ~~22,000,000~~

25 13,792,000

26 Schedule:

27 (1) 20.30-Highway Transportation— Local

28 Assistance..... ~~22,000,000~~

29 13,792,000

30 Provisions:

31 1. These funds shall be available for allocation by the

32 California Transportation Commission until June 30,

33 2013, and available for encumbrance and liquidation

34 until June 30, 2017.

35

36 *SEC. 80. Item 2660-302-0042 of Section 2.00 of the Budget*

37 *Act of 2011 is amended to read:*

1 2660-302-0042—For capital outlay, Department of Transporta-  
 2 tion, non-State Transportation Improvement Program  
 3 (STIP), payable from the State Highway Account, State  
 4 Transportation Fund..... 543,542,000  
 5 539,776,000

6 Schedule:

7 (1) 20-Highway Transportation..... 1,487,542,000  
 8 1,483,776,000

9 (a) State Highway  
 10 Operation and  
 11 Protection Pro-  
 12 gram..... (1,487,542,000)  
 13 (1,483,776,000)

14 (2) Reimbursements..... -944,000,000

15 Provisions:

- 16 1. These funds shall be available for allocation by the  
 17 California Transportation Commission until June 30,  
 18 2013, and available for encumbrance and liquidation  
 19 until June 30, 2017.  
 20 2. Notwithstanding any other provision of law, funds  
 21 appropriated in this item may be transferred to Item  
 22 2660-101-0042, 2660-102-0042, 2660-301-0042, or  
 23 2660-311-0042. These transfers shall require the prior  
 24 approval of the Department of Finance.  
 25 3. No funds appropriated in this item are available for  
 26 expenditure on specialty building facilities. For the  
 27 purpose of this item, specialty building facilities are  
 28 equipment facilities, maintenance facilities, material  
 29 laboratories, and traffic management centers.  
 30

31 *SEC. 81. Item 2660-302-0890 of Section 2.00 of the Budget*  
 32 *Act of 2011 is amended to read:*  
 33

34 2660-302-0890—For capital outlay, Department of Trans-  
 35 portation, non-State Transportation Improvement Pro-  
 36 gram (STIP), payable from the Federal Trust Fund..... 1,922,424,000  
 37 1,926,190,000

38 Schedule:

39 (1) 20-Highway Transportation..... 1,922,424,000  
 40 1,926,190,000

1 (a) State Highway  
 2 Operation and  
 3 Protection Pro-  
 4 gram..... (1,922,424,000)  
 5 (1,926,190,000)

6 Provisions:

- 7 1. Notwithstanding any other provision of law, amounts  
 8 scheduled in this item may be transferred to Item 2660-  
 9 101-0890, 2660-102-0890, or 2660-301-0890. These  
 10 transfers shall require the prior approval of the Depart-  
 11 ment of Finance. These funds shall be available for  
 12 allocation by the California Transportation Commis-  
 13 sion until June 30, 2013, and available for encum-  
 14 brance and liquidation until June 30, 2017.
- 15 2. For purposes of the Streets and Highways Code, all  
 16 expenditures from this item shall be deemed to be ex-  
 17 penditures from the State Highway Account, State  
 18 Transportation Fund.
- 19 3. Federal funds may be received from any federal source  
 20 and shall be deposited in the Federal Trust Fund. Any  
 21 federal reimbursements shall be credited to the account  
 22 from which the expenditures were originally made.
- 23 4. No funds appropriated in this item are available for  
 24 expenditure on specialty building facilities. For the  
 25 purpose of this item, specialty building facilities are  
 26 equipment facilities, maintenance facilities, material  
 27 laboratories, and traffic management centers.

28  
 29 *SEC. 82. Item 2660-304-6043 of Section 2.00 of the Budget*  
 30 *Act of 2011 is amended to read:*

31  
 32 2660-304-6043—For capital outlay, Department of Transporta-  
 33 tion, non-State Transportation Improvement Program  
 34 (STIP), payable from the High-Speed Passenger Train  
 35 Bond Fund..... 46,622,000  
 36 108,110,000

37 Schedule:

38 (1) 30-Mass Transportation..... 46,622,000  
 39 108,110,000

Provisions:

- 1. These funds shall be available for allocation by the California Transportation Commission until June 30, 2013, and available for encumbrance and liquidation until June 30, 2017.
- 2. Notwithstanding any other provision of law, funds appropriated in this item may be transferred to Item 2660-104-6043. These transfers shall require the prior approval of the Department of Finance.

*SEC. 83. Item 2660-304-6055 of Section 2.00 of the Budget Act of 2011 is amended to read:*

2660-304-6055—For capital outlay, Department of Transportation, non-State Transportation Improvement Program (STIP), payable from the Corridor Mobility Improvement Account, Highway Safety, Traffic Reduction, Air Quality, and Port Security Fund of 2006..... 631,118,000  
1,205,636,000

Schedule:

- (1) 20-Highway Transportation..... 631,118,000  
1,205,636,000

Provisions:

- 1. These funds shall be available for allocation by the California Transportation Commission until June 30, 2013, and available for encumbrance and liquidation until June 30, 2017.
- 2. Notwithstanding any other provision of law, funds appropriated in this item may be transferred to Item 2660-104-6055. These transfers shall require the prior approval of the Department of Finance.

*SEC. 84. Item 2660-304-6056 of Section 2.00 of the Budget Act of 2011 is amended to read:*

2660-304-6056—For capital outlay, Department of Transportation, non-State Transportation Improvement Program (STIP), payable from the Trade Corridors Improvement Fund..... 815,861,000  
644,085,000

1	Schedule:	
2	(1) 20-Highway Transportation.....	241,907,000
3		33,358,000
4	(2) 30-Mass Transportation.....	573,954,000
5		610,727,000

- 6 Provisions:
- 7 1. These funds shall be available for allocation by the
  - 8 California Transportation Commission until June 30,
  - 9 2013, and available for encumbrance and liquidation
  - 10 until June 30, 2017.
  - 11 2. Notwithstanding any other provision of law, funds
  - 12 appropriated in this item may be transferred intrasched-
  - 13 ule or to Item 2660-104-6056. These transfers shall
  - 14 require the prior approval of the Department of Fi-
  - 15 nance.

16  
 17 *SEC. 85. Item 2660-304-6059 of Section 2.00 of the Budget*  
 18 *Act of 2011 is amended to read:*

19

20	2660-304-6059—For capital outlay, Department of Transporta-	
21	tion, payable from the Public Transportation, Moderniza-	
22	tion, Improvement, and Service Enhancement Account,	
23	Highway Safety, Traffic Reduction, Air Quality, and Port	
24	Security Fund of 2006.....	117,000,000
25		239,855,000

26	Schedule:	
27	(1) 30-Mass Transportation.....	117,000,000
28		239,855,000

- 29 Provisions:
- 30 1. These funds shall be available for allocation by the
  - 31 California Transportation Commission until June 30,
  - 32 2013, and available for encumbrance and liquidation
  - 33 until June 30, 2017.
  - 34 2. Notwithstanding any other provision of law, funds
  - 35 appropriated in this item may be transferred to Item
  - 36 2660-104-6059. These transfers shall require the prior
  - 37 approval of the Department of Finance.

38  
 39 *SEC. 86. Item 2660-304-6064 is added to Section 2.00 of the*  
 40 *Budget Act of 2011, to read:*

1 2660-304-6064—For capital outlay, Department of Transporta-  
 2 tion, non-State Transportation Improvement Program  
 3 (STIP), payable from the Highway Safety, Rehabilitation,  
 4 and Preservation Account, Highway Safety, Traffic Reduc-  
 5 tion, Air Quality, and Port Security Fund of 2006..... 47,625,000  
 6 Schedule:  
 7 (1) 20-Highway Transportation ..... 47,625,000  
 8 Provisions:  
 9 1. These funds shall be available for allocation by the  
 10 California Transportation Commission until June 30,  
 11 2013, and available for encumbrance and liquidation  
 12 until June 30, 2017.

13  
 14 *SEC. 87. Item 2660-304-6072 of Section 2.00 of the Budget*  
 15 *Act of 2011 is amended to read:*

16  
 17 2660-304-6072—For capital outlay, Department of Transporta-  
 18 tion, non-State Transportation Improvement Program  
 19 (STIP), payable from the State Route 99 Account, High-  
 20 way Safety, Traffic Reduction, Air Quality, and Port Secu-  
 21 rity Fund of 2006..... 391,928,000  
 22 526,722,000  
 23 Schedule:  
 24 (1) 20-Highway Transportation..... 391,928,000  
 25 526,722,000  
 26 Provisions:  
 27 1. These funds shall be available for allocation by the  
 28 California Transportation Commission until June 30,  
 29 2013, and available for encumbrance and liquidation  
 30 until June 30, 2017.  
 31 2. Notwithstanding any other provision of law, funds  
 32 appropriated in this item may be transferred to Item  
 33 2660-104-6072. These transfers shall require the prior  
 34 approval of the Department of Finance.

35  
 36 *SEC. 88. Item 2660-490 is added to Section 2.00 of the Budget*  
 37 *Act of 2011, to read:*

1 2660-490—Reappropriation, Department of Transportation.  
 2 Notwithstanding any other provision of law, the unencum-  
 3 bered balance in Item 2660-306-0942, Budget Act of 2008  
 4 (Chs. 268 and 269, Stats of 2008), is reappropriated for  
 5 encumbrance and liquidation until June 30, 2012.  
 6

7 SEC. 89. Item 2665-004-6043 of Section 2.00 of the Budget  
 8 Act of 2011 is amended to read:  
 9

10 2665-004-6043—For support of High-Speed Rail Authority,  
 11 payable in accordance with and from the proceeds of the  
 12 Safe, Reliable High-Speed Passenger Train Bond Act for  
 13 the 21st Century, payable from the High-Speed Passenger  
 14 Train Bond Fund..... 5,995,000  
 15 17,682,000

16 Schedule:  
 17 (1) 10-Administration..... 5,995,000  
 18 9,282,000  
 19 (2) 20-Program Management and Oversight  
 20 Contracts..... 0  
 21 3,000,000  
 22 (3) 30-Public Information and Communica-  
 23 tions Contracts..... 0  
 24 2,300,000  
 25 (4) 40-Fiscal and Other External Con-  
 26 tracts..... 0  
 27 3,100,000

28 Provisions:  
 29 1. Of the funds provided in this item for contracts, the  
 30 High-Speed Rail Authority shall ensure that all deliv-  
 31 erables and services included in contracts between the  
 32 authority and each of its contractors are completed to  
 33 the level prescribed by the contract as a requirement  
 34 for payment by the authority to the contractor. It is the  
 35 intent of the Legislature that this section does not  
 36 prohibit the High-Speed Rail Authority from working  
 37 with contractors in the management of these contracts.  
 38 2. Of the amount provided in Schedule (1), \$100,000  
 39 shall be made available to support the operation of the

independent peer review group established pursuant to Section 185035 of the Public Utilities Code.

3. ~~The Department of Finance, High-Speed Rail Authority, and the Department of Transportation (Caltrans) shall jointly report to the members of the appropriate subcommittees of the Assembly Committee on Budget and the Senate Committee on Budget and Fiscal Review by May 1, 2011, on whether there are opportunities to use existing state resources and staff, rather than contracting out, to advance the high-speed rail system development.~~

3. *The High-Speed Rail Authority shall use a portion of the funds appropriated in Schedule (3) to increase public outreach efforts in the central valley, consistent with the current plan of the High-Speed Rail Authority Board to make the central valley the initial segment for construction.*

4. *The Department of Finance may augment the amount appropriated in Schedule (4) by up to \$1,000,000 to reimburse the Department of Transportation for the review and approval of environmental and engineering documents regarding circumstances in which the high-speed train system interfaces with the state highway system.*

5. *The High-Speed Rail Authority shall report at the time of budget hearings on its progress toward the transition of contracted work funded in Schedule (3) to state staff.*

*SEC. 90. Item 2665-304-0890 is added to Section 2.00 of the Budget Act of 2011, to read:*

2665-304-0890—For capital outlay, High-Speed Rail Authority, payable from the Federal Trust Fund.....	42,663,000
<i>Schedule:</i>	
(1) 20.15.010—San Francisco to San Jose—Acquisition.....	7,433,000
(2) 20.25.010—San Jose to Merced—Acquisition.....	9,585,000

1	(3) 20.30.010-Merced to Fresno—Acquisi-	
2	tion.....	4,710,000
3	(4) 20.40.010-Fresno to Bakersfield—Acqui-	
4	sition.....	7,520,000
5	(5) 20.45.010-Bakersfield to Palmdale—Ac-	
6	quisition.....	8,596,000
7	(6) 20.50.010-Palmdale to Los Angeles—Ac-	
8	quisition.....	2,688,000
9	(7) 20.60.010-Los Angeles to Anaheim—Ac-	
10	quisition.....	2,131,000

11 Provisions:

- 12 1. The projects identified in this item may be managed
- 13 by the High-Speed Rail Authority.
- 14 2. The projects identified in this item are subject to re-
- 15 view by the State Public Works Board.
- 16 3. Notwithstanding any other provision of law, each
- 17 project in Schedules (1) to (7), inclusive, shall be the
- 18 same as the respectively coded project in Schedules
- 19 (1) to (7), inclusive, of Items 2665-304-6043, 2665-
- 20 305-0890, and 2665-305-6043. For a given project,
- 21 funds appropriated in this item may be transferred to
- 22 the same project in Item 2665-305-0890. These
- 23 transfers shall require the prior approval of the De-
- 24 partment of Finance.
- 25 4. The High-Speed Rail Authority shall not purchase a
- 26 right-of-way prior to January 1, 2012, unless it
- 27 determines that there is a critical need to purchase
- 28 the right-of-way prior to that date, and it provides the
- 29 Joint Legislative Budget Committee with a description
- 30 of the proposed purchase and an explanation of the
- 31 critical need at least 60 days prior to the date of the
- 32 proposed purchase for legislative review.
- 33 5. The rail system for the portion of the project in
- 34 Schedule (1) that runs through San Mateo and Santa
- 35 Clara counties, shall remain substantially within the
- 36 existing Caltrain corridor. This requirement shall be
- 37 reflected in the environmental documents.

38  
39 SEC. 91. Item 2665-304-6043 is added to Section 2.00 of the  
40 Budget Act of 2011, to read:

1	2665-304-6043—For capital outlay, High-Speed Rail Authority,	
2	payable from the High-Speed Passenger Train Bond	
3	Fund.....	47,233,000
4	Schedule:	
5	(1) 20.15.010-San Francisco to San Jose—	
6	Acquisition.....	7,434,000
7	(2) 20.25.010-San Jose to Merced—Acqui-	
8	sition.....	9,584,000
9	(3) 20.30.010-Merced to Fresno—Acquisi-	
10	tion.....	4,710,000
11	(4) 20.40.010-Fresno to Bakersfield—Acqui-	
12	sition.....	7,521,000
13	(5) 20.45.010-Bakersfield to Palmdale—	
14	Acquisition.....	8,597,000
15	(6) 20.50.010-Palmdale to Los Angeles—	
16	Acquisition.....	2,689,000
17	(7) 20.60.010-Los Angeles to Anaheim—	
18	Acquisition.....	2,131,000
19	(8) 20.80.010-Merced to Sacramento—Ac-	
20	quisition.....	2,167,000
21	(9) 20.90.010-Altamont Pass—Acquisi-	
22	tion.....	2,400,000
23	Provisions:	
24	1. The projects identified in this item may be managed	
25	by the High-Speed Rail Authority.	
26	2. The projects identified in this item are subject to re-	
27	view by the State Public Works Board.	
28	3. Notwithstanding any other provision of law, each	
29	project in Schedules (1) to (9), inclusive, shall be the	
30	same as the respectively coded project in Schedules	
31	(1) to (7), inclusive, of Items 2665-304-0890, 2665-	
32	305-0890, and 2665-305-6043, and Schedules (8) and	
33	(9) of Item 2665-305-6043. For a given project, funds	
34	appropriated in this item may be transferred to the	
35	same project in Item 2665-305-6043. These transfers	
36	shall require the prior approval of the Department of	
37	Finance.	
38	4. The High-Speed Rail Authority shall not purchase a	
39	right-of-way prior to January 1, 2012, unless it deter-	
40	mines that there is a critical need to purchase the	

1 right-of-way prior to that date, and it provides the  
 2 Joint Legislative Budget Committee with a description  
 3 of the proposed purchase and an explanation of the  
 4 critical need at least 60 days prior to the date of the  
 5 proposed purchase for legislative review.  
 6 5. The rail system for the portion of the project specified  
 7 in Schedule (1) that runs through the Counties of San  
 8 Mateo and Santa Clara shall remain substantially  
 9 within the existing Caltrain corridor. This requirement  
 10 shall be reflected in the environmental documents.

11  
 12 SEC. 92. Item 2665-305-0890 is added to Section 2.00 of the  
 13 Budget Act of 2011, to read:

14  
 15 2665-305-0890—For capital outlay, High-Speed Rail Authority,  
 16 payable from the Federal Trust Fund..... 23,902,000  
 17 Schedule:  
 18 (1) 20.15.010-San Francisco to San  
 19 Jose—Design..... 4,154,000  
 20 (2) 20.25.010-San Jose to Merced—De-  
 21 sign..... 2,630,000  
 22 (3) 20.30.010-Merced to Fresno—Design.... 7,307,000  
 23 (4) 20.40.010-Fresno to Bakersfield—De-  
 24 sign..... 2,896,000  
 25 (5) 20.45.010-Bakersfield to Palmdale—De-  
 26 sign..... 4,828,000  
 27 (6) 20.50.010-Palmdale to Los Angeles—De-  
 28 sign..... 0  
 29 (7) 20.60.010-Los Angeles to Anaheim—De-  
 30 sign..... 2,087,000

- 31 Provisions:  
 32 1. The projects identified in this item may be managed  
 33 by the High-Speed Rail Authority.  
 34 2. The projects identified in this item are subject to re-  
 35 view by the State Public Works Board.  
 36 3. The projects identified in this item may utilize design-  
 37 bid-build construction or other methods of procure-  
 38 ment consistent with practices, policies, and proce-  
 39 dures of the High-Speed Rail Authority.

- 1 4. *Notwithstanding any other provision of law, each*
- 2 *project in Schedules (1) to (7), inclusive, shall be the*
- 3 *same as the respectively coded project in Schedules*
- 4 *(1) to (7), inclusive, of Items 2665-304-0890, 2665-*
- 5 *304-6043, and 2665-305-6043. For a given project,*
- 6 *funds appropriated in this item may be transferred to*
- 7 *the same project in Item 2665-304-0890. These*
- 8 *transfers shall require the prior approval of the De-*
- 9 *partment of Finance.*
- 10 5. *The High-Speed Rail Authority shall not enter into a*
- 11 *design-build contract prior to January 1, 2012, unless*
- 12 *it determines that there is a critical need to enter into*
- 13 *a design-build contract prior to that date, and it pro-*
- 14 *vides the Joint Legislative Budget Committee with a*
- 15 *description of the proposed contract and an explana-*
- 16 *tion of the critical need at least 60 days prior to enter-*
- 17 *ing into such a contract, in order to permit legislative*
- 18 *review.*
- 19 6. *The rail system, for the portion of the project in*
- 20 *Schedule (1) that runs through San Mateo and Santa*
- 21 *Clara counties, shall remain substantially within the*
- 22 *existing Caltrain corridor. The requirement imposed*
- 23 *by this provision shall be reflected in the project de-*
- 24 *sign.*

25  
 26 *SEC. 93. Item 2665-305-6043 is added to Section 2.00 of the*  
 27 *Budget Act of 2011, to read:*

28  
 29 2665-305-6043—*For capital outlay, High-Speed Rail Authority,*  
 30 *payable from the High-Speed Passenger Train Bond*  
 31 *Fund..... 24,808,000*  
 32 *Schedule:*  
 33 *(1) 20.15.010-San Francisco to San Jose—*  
 34 *Design..... 4,154,000*  
 35 *(2) 20.25.010-San Jose to Merced—De-*  
 36 *sign..... 2,631,000*  
 37 *(3) 20.30.010-Merced to Fresno—De-*  
 38 *sign..... 7,307,000*  
 39 *(4) 20.40.010-Fresno to Bakersfield—De-*  
 40 *sign..... 2,897,000*

1	(5) 20.45.010-Bakersfield to Palmdale—	
2	Design.....	4,829,000
3	(6) 20.50.010-Palmdale to Los Angeles—	
4	Design.....	0
5	(7) 20.60.010-Los Angeles to Anaheim—	
6	Design.....	2,087,000
7	(8) 20.80.010-Merced to Sacramento—De-	
8	sign.....	83,000
9	(9) 20.90.010-Altamont Pass—Design.....	820,000

10 Provisions:

- 11 1. The projects identified in this item may be managed
- 12 by the High-Speed Rail Authority.
- 13 2. The projects identified in this item are subject to re-
- 14 view by the State Public Works Board.
- 15 3. The projects identified in this item may utilize design-
- 16 bid-build construction or other methods of procure-
- 17 ment consistent with practices, policies, and proce-
- 18 dures of the High-Speed Rail Authority.
- 19 4. Notwithstanding any other provision of law, each
- 20 project in Schedules (1) to (9), inclusive, shall be the
- 21 same as the respectively coded project in Schedules
- 22 (1) to (7), inclusive, of Items 2665-304-0890, 2665-
- 23 304-6043, and 2665-305-0890, and Schedules (8) and
- 24 (9) of Item 2665-304-6043. For a given project, funds
- 25 appropriated in this item may be transferred to the
- 26 same project in Item 2665-304-6043. These transfers
- 27 shall require the prior approval of the Department of
- 28 Finance.
- 29 5. The High-Speed Rail Authority shall not enter into a
- 30 design-build contract prior to January 1, 2012, unless
- 31 it determines that there is a critical need to enter into
- 32 a design-build contract prior to that date, and it pro-
- 33 vides the Joint Legislative Budget Committee with a
- 34 description of the proposed contract and an explana-
- 35 tion of the critical need at least 60 days prior to enter-
- 36 ing into such a contract, in order to permit legislative
- 37 review.
- 38 6. The rail system for the portion of the project specified
- 39 in Schedule (1) that runs through the Counties of San
- 40 Mateo and Santa Clara shall remain substantially

1 within the existing Caltrain corridor. The requirement  
2 imposed by this provision shall be reflected in the  
3 project design.

4  
5 SEC. 94. Item 2720-491 is added to Section 2.00 of the Budget  
6 Act of 2011, to read:

7  
8 2720-491—Reappropriation, Department of California Highway  
9 Patrol. The balances of the appropriations provided for in  
10 the following citations are reappropriated for the purposes  
11 and subject to the limitations in those appropriations, un-  
12 less otherwise specified:

13 0044—Motor Vehicle Account, State Transportation Fund

14 (1) Item 2720-301-0044, Budget Act of 2009 (Ch. 1,  
15 2009–10 3rd Ex. Sess., as revised by Ch. 1, 2009–10  
16 4th Ex. Sess.), as partially reverted by Item 2720-495,  
17 Budget Act of 2010 (Ch. 712, Stats. 2010)

18 (1) 50.04.004-California Highway Patrol Enhanced  
19 Radio System: Replace Towers and Vaults—Pre-  
20 liminary plans and working drawings

21  
22 SEC. 94.3. Item 2740-001-0044 of Section 2.00 of the Budget  
23 Act of 2011 is amended to read:

24  
25 2740-001-0044—For support of Department of Motor Vehicles,  
26 payable from the Motor Vehicle Account, State Transporta-  
27 tion Fund..... 525,115,000  
28 825,168,000

29 Schedule:

- 30 (1) 11-Vehicle/Vessel Identification and  
31 Compliance..... 508,934,000
- 32 (2) 22-Driver Licensing and Personal  
33 Identification..... 244,286,000
- 34 (3) 25-Driver Safety..... 116,646,000
- 35 (4) 32-Occupational Licensing and Inves-  
36 tigative Services..... 49,659,000
- 37 (5) 35-New Motor Vehicle Board..... 2,036,000
- 38 (6) 41.01-Administration..... 103,439,000
- 39 (7) 41.02-Distributed Administration..... -103,439,000
- 40 (8) Reimbursements..... -13,887,000

1	(9) Amount payable from the State High-	
2	way Account, State Transportation	
3	Fund (Item 2740-001-0042).....	-47,201,000
4	(10) Amount payable from the New Motor	
5	Vehicle Board Account (Item 2740-	
6	001-0054).....	-2,036,000
7	(11) Amount payable from the Motor	
8	Vehicle License Fee Account,	
9	Transportation Tax Fund (Item 2740-	
10	001-0064).....	-325,053,000
11		-25,000,000
12	(12) Amount payable from the Harbors and	
13	Watercraft Revolving Fund (Item 2740-	
14	001-0516).....	-4,252,000
15	(13) Amount payable from the Federal Trust	
16	Fund (Item 2740-001-0890).....	-3,832,000
17	(14) Amount payable from the Gold Star	
18	Family License Plate Account (Item	
19	2740-001-3162).....	-185,000

20 Provisions:

- 21 1. No later than December 31 of each year up to and in-
- 22 cluding 2014, the Department of Motor Vehicles shall
- 23 report to the Joint Legislative Budget Committee and
- 24 the policy committees on transportation of both houses
- 25 of the Legislature on all of the following concerning
- 26 the Information Technology Modernization project:
- 27 (a) planned milestone completion dates versus actual
- 28 milestone completion dates, (b) planned expenditures
- 29 by phase versus actual expenditures by phase, and (c)
- 30 description of adherence to scope and reasons for any
- 31 changes.

32

33 *SEC. 94.6. Item 2740-001-0064 of Section 2.00 of the Budget*

34 *Act of 2011 is amended to read:*

35		
36	2740-001-0064—For support of Department of Motor Vehicles,	
37	for payment to Item 2740-001-0044, payable from the	
38	Motor Vehicle License Fee Account, Transportation Tax	
39	Fund.....	325,053,000
40		25,000,000

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28  
29  
30  
31  
32  
33  
34  
35  
36  
37  
38  
39

*SEC. 95. Item 2740-490 is added to Section 2.00 of the Budget Act of 2011, to read:*

*2740-490—Reappropriation, Department of Motor Vehicles. The balances of the appropriations provided for in the following citations are reappropriated for the purposes and subject to the limitations in those appropriations, unless otherwise specified:*

*0042—State Highway Account, State Transportation Fund (1) Item 2740-301-0042, Budget Act of 2010 (Ch. 712, Stats. 2010)*

*0044—Motor Vehicle Account, State Transportation Fund (1) Item 2740-301-0044, Budget Act of 2010 (Ch. 712, Stats. 2010)*

*(1) 71.06.020-Redding Field Office Reconfiguration Project—Construction*

*(3) 71.37.011-Oakland Field Office Reconfiguration Project—Construction*

*(5) 71.61.010-Fresno Field Office Replacement Project—Construction*

*(7) Amount payable from the State Highway Account, State Transportation Fund (Item 2740-301-0042)*

*(8) Amount payable from the Motor Vehicle License Fee Account, Transportation Tax Fund (Item 2740-301-0064)*

*0064—Motor Vehicle License Fee Account, Transportation Tax Fund*

*(1) Item 2740-301-0064, Budget Act of 2010 (Ch. 712, Stats. 2010)*

*SEC. 96. Item 2740-495 is added to Section 2.00 of the Budget Act of 2011, to read:*

*2740-495—Reversion, Department of Motor Vehicles. As of June 30, 2011, \$359,000 of the appropriations provided for in the following citations shall revert to the balances in the funds from which the appropriations were made:*

*0044—Motor Vehicle Account, State Transportation Fund*

1	(1) Item 2740-001-0044, Budget Act of 2010	
2	(Ch. 712, Stats. 2010).....	359,000
3	(1) 11-Vehicle/Vessel Identification and	
4	Compliance.....	202,000
5	(2) 22-Driver Licensing and Personal	
6	Identification.....	94,000
7	(3) 25-Driver Safety.....	45,000
8	(4) 32-Occupational Licensing and In-	
9	vestigative Services.....	18,000
10	(6) 41.01-Administration.....	36,000
11	(7) 41.02-Distributed Administration	
12	tion.....	-36,000

13

14 SEC. 97. Item 3110-101-0140 is added to Section 2.00 of the  
15 Budget Act of 2011, to read:

16

17 3110-101-0140—For local assistance, Special Resources Pro-  
18 gram, Program 10-Tahoe Regional Planning Agency,  
19 payable from the California Environmental License Plate  
20 Fund..... 3,999,000

21 Provisions:

22 1. The Tahoe Regional Planning Agency shall, by  
23 September 1, 2011, adopt a strategy for a Regional  
24 Plan update that, to the maximum extent practicable,  
25 provides for attainment of the environmental thresh-  
26 olds. The strategy shall be submitted to the Joint Leg-  
27 islative Budget Committee.

28

29 SEC. 98. Item 3110-101-0516 is added to Section 2.00 of the  
30 Budget Act of 2011, to read:

31

32 3110-101-0516—For local assistance, Special Resources Pro-  
33 gram, Program 10—Tahoe Regional Planning Agency,  
34 payable from the Harbors and Watercraft Revolving  
35 Fund..... 124,000

36 Provisions:

37 1. Notwithstanding any other provision of law, funds in  
38 this item shall be expended to implement motorized  
39 watercraft regulations adopted by the Tahoe Regional  
40 Planning Agency.

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28  
29  
30  
31  
32  
33  
34  
35  
36  
37  
38

*SEC. 99. Item 3125-301-0262 is added to Section 2.00 of the Budget Act of 2011, to read:*

*3125-301-0262—For capital outlay, California Tahoe Conservancy, payable from the Habitat Conservation Fund..... 393,000*

*Schedule:*

*(1) 50.30.003-For land acquisition and site improvements for wildlife enhancement pursuant to Title 7.42 (commencing with Section 66905) of the Government Code..... 393,000*

*Provisions:*

- 1. The acquisition of real property or an interest in real property with funds appropriated in this item is not subject to the Property Acquisition Law when the value is \$550,000 or less and therefore is not subject to approval by the State Public Works Board.*
- 2. The amount appropriated in this item is available for expenditure for capital outlay or for local assistance until June 30, 2014. Expenditures of funds for grants to public agencies and grants to nonprofit organizations, as authorized by subdivision (a) of Section 66907.7 of the Government Code, are exempt from State Public Works Board review.*

*SEC. 100. Item 3125-301-0286 is added to Section 2.00 of the Budget Act of 2011, to read:*

*3125-301-0286—For capital outlay, California Tahoe Conservancy, payable from the Lake Tahoe Conservancy Account..... 594,000*

*Schedule:*

*(1) 50.30.002-Land acquisition and site improvements—Public access and recreation pursuant to Title 7.42 (commencing with Section 66905) of the Government Code..... 297,000*

1 (2) 50.30.004-Land acquisition and site  
 2 improvements—Stream environment  
 3 zones and watershed restorations pur-  
 4 suant to Title 7.42 (commencing with  
 5 Section 66905) of the Government  
 6 Code..... 3,737,000  
 7 (3) Reimbursements..... -3,440,000

- 8 Provisions:
- 9 1. The acquisition of real property or an interest in real  
 10 property with funds appropriated in this item is not  
 11 subject to the Property Acquisition Law when the  
 12 value is less than \$550,000 and therefore is not subject  
 13 to State Public Works Board approval.
  - 14 2. The amount appropriated in this item is available for  
 15 expenditure for capital outlay or for local assistance  
 16 until June 30, 2014. Expenditures of funds for grants  
 17 to public agencies and grants to nonprofit organiza-  
 18 tions, as authorized by subdivision (a) of Section  
 19 66907.7 of the Government Code, are exempt from  
 20 State Public Works Board review.

21  
 22 SEC. 101. Item 3125-301-0890 is added to Section 2.00 of the  
 23 Budget Act of 2011, to read:

24  
 25 3125-301-0890—For capital outlay, California Tahoe Conser-  
 26 vancy, payable from the Federal Trust Fund..... 10,000,000  
 27 Schedule:

28 (1) 50.30.009-Land acquisition and site im-  
 29 provements for implementation of the  
 30 Environmental Improvement Program  
 31 for the Lake Tahoe Basin, pursuant to  
 32 Title 7.42 (commencing with Section  
 33 66905) of the Government Code..... 10,000,000

- 34 Provisions:
- 35 1. The acquisition of real property or an interest in real  
 36 property with funds appropriated in this item is not  
 37 subject to the Property Acquisition Law when the  
 38 value is \$550,000 or less and therefore is not subject  
 39 to approval by the State Public Works Board.

1       2. *The amount appropriated in this item is available for*  
 2       *expenditure for capital outlay or local assistance until*  
 3       *June 30, 2014. Expenditures of funds for grants to*  
 4       *public agencies and grants to nonprofit organizations,*  
 5       *as authorized by subdivision (a) of Section 66907.7 of*  
 6       *the Government Code, are exempt from the State*  
 7       *Public Works Board review.*

8  
 9       **SEC. 102.** *Item 3125-301-6029 is added to Section 2.00 of the*  
 10 *Budget Act of 2011, to read:*

11  
 12       3125-301-6029—*For capital outlay, California Tahoe Conser-*  
 13       *vancy, payable from the California Clean Water, Clean*  
 14       *Air, Safe Neighborhood Parks, and Coastal Protection*  
 15       *Fund..... 828,000*

16       *Schedule:*

17       (1) *50.30.009-Land acquisition and site im-*  
 18       *provements for implementation of the*  
 19       *Environmental Improvement Program*  
 20       *for the Lake Tahoe Basin, pursuant to*  
 21       *Title 7.42 (commencing with Section*  
 22       *66905) of the Government Code..... 828,000*

23       *Provisions:*

- 24       1. *The acquisition of real property or an interest in real*  
 25       *property with funds appropriated in this item is not*  
 26       *subject to the Property Acquisition Law when the*  
 27       *value is \$550,000 or less, and, therefore, is not subject*  
 28       *to approval by the State Public Works Board.*  
 29       2. *The amount appropriated in this item is available for*  
 30       *expenditure for capital outlay or local assistance until*  
 31       *June 30, 2014. Expenditures of funds for grants to*  
 32       *public agencies and grants to nonprofit organizations,*  
 33       *as authorized by subdivision (a) of Section 66907.7 of*  
 34       *the Government Code, are exempt from review by the*  
 35       *State Public Works Board.*

36  
 37       **SEC. 103.** *Item 3125-301-6031 is added to Section 2.00 of the*  
 38 *Budget Act of 2011, to read:*

1 3125-301-6031—For capital outlay, California Tahoe Conser-  
 2 vancy, payable from the Water Security, Clean Drinking  
 3 Water, Coastal and Beach Protection Fund of 2002..... 501,000

4 Schedule:

5 (1) 50.30.009-Land acquisition and site im-  
 6 provements for implementation of the  
 7 Environmental Improvement Program  
 8 for the Lake Tahoe Basin, pursuant to  
 9 Title 7.42 (commencing with Section  
 10 66905) of the Government Code..... 501,000

11 Provisions:

- 12 1. The acquisition of real property or an interest in real  
 13 property with funds appropriated in this item is not  
 14 subject to the Property Acquisition Law when the  
 15 value is \$550,000 or less, and, therefore, is not subject  
 16 to approval by the State Public Works Board.
- 17 2. The amount appropriated in this item is available for  
 18 expenditure for capital outlay or local assistance until  
 19 June 30, 2014. Expenditures of funds for grants to  
 20 public agencies and grants to nonprofit organizations,  
 21 as authorized by subdivision (a) of Section 66907.7 of  
 22 the Government Code, are exempt from review by the  
 23 State Public Works Board.

24  
 25 SEC. 104. Item 3125-490 is added to Section 2.00 of the Budget  
 26 Act of 2011, to read:

27  
 28 3125-490—Reappropriation, California Tahoe Conservancy.  
 29 The balances of the appropriations provided in the follow-  
 30 ing citations except for the amount specified in Item 3125-  
 31 495 for reversion are reappropriated for the purposes  
 32 provided for in those appropriations and shall be available  
 33 for encumbrance or expenditure until June 30, 2014:

34 6029—California Clean Water, Clean Air, Safe Neighbor-  
 35 hood Parks, and Coastal Protection Fund

36 (1) Item 3125-101-6029, Budget Act of 2004 (Ch. 208,  
 37 Stats. 2004), as reappropriated by Item 3125-490,  
 38 Budget Act of 2009 (Ch. 1, 2009–10 3rd Ex. Sess., as  
 39 revised by Ch. 1, 2009–10 4th Ex. Sess.)

40 (1) 10-Tahoe Conservancy

1 (2) *Item 3125-101-6029, Budget Act of 2005 (Chs. 38 and*  
2 *39, Stats. 2005), as reappropriated by Item 3125-490,*  
3 *Budget Act of 2009 (Ch. 1, 2009–10 3rd Ex. Sess., as*  
4 *revised by Ch. 1, 2009–10 4th Ex. Sess.)*

5 (1) *10-Tahoe Conservancy*  
6 *6031—Water Security, Clean Drinking Water, Coastal and*  
7 *Beach Protection Fund of 2002*

8 (1) *Item 3125-101-6031, Budget Act of 2004 (Ch. 208,*  
9 *Stats. 2004), as reappropriated by Item 3125-490,*  
10 *Budget Act of 2009 (Ch. 1, 2009–10 3rd Ex. Sess., as*  
11 *revised by Ch. 1, 2009–10 4th Ex. Sess.)*

12 (1) *10-Tahoe Conservancy*  
13 (2) *Item 3125-101-6031, Budget Act of 2005 (Chs. 38 and*  
14 *39, Stats. 2005), as reappropriated by Item 3125-490,*  
15 *Budget Act of 2009 (Ch. 1, 2009–10 3rd Ex. Sess., as*  
16 *revised by Ch. 1, 2009–10 4th Ex. Sess.)*

17 (1) *10-Tahoe Conservancy*

18  
19 *SEC. 105. Item 3125-491 is added to Section 2.00 of the Budget*  
20 *Act of 2011, to read:*

21  
22 *3125-491—Reappropriation, California Tahoe Conservancy.*  
23 *The balance of the appropriation provided in the following*  
24 *citation except for the amount specified in Item 3125-496*  
25 *for reversion is reappropriated for the purposes provided*  
26 *for in that appropriation and shall be available for encum-*  
27 *brance or expenditure until June 30, 2014:*

28 *6029—California Clean Water, Clean Air, Safe Neighbor-*  
29 *hood Parks, and Coastal Protection Fund*

30 (1) *Item 3125-301-6029, Budget Act of 2004 (Ch. 208,*  
31 *Stats. 2004), as reappropriated by Item 3125-491,*  
32 *Budget Act of 2009 (Ch. 1, 2009–10 3rd Ex. Sess., as*  
33 *revised by Ch. 1, 2009–10 4th Ex. Sess.)*

34 (3) *50.30.004-For land acquisition and site improve-*  
35 *ments for stream environment zones and water-*  
36 *shed restorations pursuant to Title 7.42 (commenc-*  
37 *ing with Section 66905) of the Government Code*

38 (5) *Reimbursements*

39

1     *SEC. 106. Item 3125-492 is added to Section 2.00 of the Budget*  
 2 *Act of 2011, to read:*

3  
 4     3125-492—*Reappropriation, California Tahoe Conservancy.*  
 5     *Notwithstanding any other provision of law, the period to*  
 6     *liquidate encumbrances of the following citations is extend-*  
 7     *ed until June 30, 2013:*

8     0005—*Safe Neighborhood Parks, Clean Water, Clean Air,*  
 9     *and Coastal Protection Bond Fund*

10     (1) *Item 3125-101-0005, Budget Act of 2003 (Ch. 157,*  
 11     *Stats. 2003), as reappropriated by Item 3125-490,*  
 12     *Budget Act of 2008 (Chs. 268 and 269, Stats. 2008),*  
 13     *and as reappropriated by Item 3125-490, Budget Act*  
 14     *of 2009 (Ch. 1, 2009–10 3rd Ex. Sess., as revised by*  
 15     *Ch. 1, 2009–10 4th Ex. Sess.)*

16     (1) *10-Tahoe Conservancy*

17     (2) *Reimbursements*

18     6029—*California Clean Water, Clean Air, Safe Neighbor-*  
 19     *hood Parks, and Coastal Protection Fund*

20     (1) *Item 3125-101-6029, Budget Act of 2003 (Ch. 157,*  
 21     *Stats. 2003), as reappropriated by Item 3125-490,*  
 22     *Budget Act of 2008 (Chs. 268 and 269, Stats. 2008),*  
 23     *and as reappropriated by Item 3125-490, Budget Act*  
 24     *of 2009 (Ch. 1, 2009–10 3rd Ex. Sess., as revised by*  
 25     *Ch. 1, 2009–10 4th Ex. Sess.)*

26     (1) *10-Tahoe Conservancy*

27     (2) *Item 3125-101-6029, Budget Act of 2006 (Chs. 47 and*  
 28     *48, Stats. 2006)*

29     (1) *10-Tahoe Conservancy*

30     6031—*Water Security, Clean Drinking Water, Coastal and*  
 31     *Beach Protection Fund of 2002*

32     (1) *Item 3125-101-6031, Budget Act of 2006 (Chs. 47 and*  
 33     *48, Stats. 2006)*

34     (1) *10-Tahoe Conservancy*

35

36     *SEC. 107. Item 3125-493 is added to Section 2.00 of the Budget*  
 37 *Act of 2011, to read:*

- 1 3125-493—*Reappropriation, California Tahoe Conservancy.*  
2 *Notwithstanding any other provision of law, the period to*  
3 *liquidate encumbrances of the following citations is extend-*  
4 *ed until June 30, 2013:*  
5 0005—*Safe Neighborhood Parks, Clean Water, Clean Air,*  
6 *and Coastal Protection Bond Fund*  
7 (1) *Item 3125-301-0005, Budget Act of 2003 (Ch. 157,*  
8 *Stats. 2003), as reappropriated by Item 3125-491,*  
9 *Budget Act of 2008 (Chs. 268 and 269, Stats. 2008),*  
10 *and as reappropriated by Item 3125-491, Budget Act*  
11 *of 2009 (Ch. 1, 2009–10 3rd Ex. Sess., as revised by*  
12 *Ch. 1, 2009–10 4th Ex. Sess.)*  
13 (1) *50.30.002-Land acquisition and site improvements*  
14 *for public access and recreation*  
15 (2) *50.30.003-Acquisition, restoration, and enhance-*  
16 *ment of habitat*  
17 (3) *50.30.004-Land acquisition and site improvements*  
18 *for stream environment zones and watershed*  
19 *restorations*  
20 (4) *50.30.005-Land acquisition*  
21 6029—*California Clean Water, Clean Air, Safe Neighbor-*  
22 *hood Parks, and Coastal Protection Fund*  
23 (1) *Item 3125-301-6029, Budget Act of 2005 (Chs. 38 and*  
24 *39, Stats. 2005), as reappropriated by Item 3125-491,*  
25 *Budget Act of 2009 (Ch. 1, 2009–10 3rd Ex. Sess., as*  
26 *revised by Ch. 1, 2009–10 4th Ex. Sess.)*  
27 (1) *50.30.002-For land acquisition and site improve-*  
28 *ments for public access and recreation*  
29 (2) *50.30.003-For land acquisition and site improve-*  
30 *ments for wildlife enhancement*  
31 (3) *50.30.004-For land acquisition and site improve-*  
32 *ments for stream environment zones and water-*  
33 *shed restoration*  
34 (4) *50.30.005-For land acquisitions*  
35 (5) *Reimbursements*  
36 2) *Item 3125-301-6029, Budget Act of 2006 (Ch. 47,*  
37 *Stats. 2006)*  
38 (1) *50.30.002-For land acquisition and site improve-*  
39 *ments for public access and recreation*

- 1 (2) 50.30.003-For land acquisition and site improve-
- 2 ments for wildlife enhancement
- 3 (3) 50.30.004-For land acquisition and site improve-
- 4 ments for stream environment zones and water-
- 5 shed restorations
- 6 (4) 50.30.005-For land acquisitions
- 7 (5) Reimbursements
- 8

9 SEC. 108. Item 3125-494 is added to Section 2.00 of the Budget  
 10 Act of 2011, to read:

11 3125-494—Reappropriation, California Tahoe Conservancy.  
 12 Notwithstanding any other provision of law, the period to  
 13 liquidate encumbrances of the following citations is extend-  
 14 ed until June 30, 2013:  
 15 0262—Habitat Conservation Fund  
 16 (1) Item 3125-301-0262, Budget Act of 2006 (Chs. 47 and  
 17 48, Stats. 2006)

18  
 19  
 20 SEC. 109. Item 3125-495 is added to Section 2.00 of the Budget  
 21 Act of 2011, to read:

22 3125-495—Reversion, California Tahoe Conservancy.  
 23 Notwithstanding Item 3125-490, as of June 30, 2011, the  
 24 amounts specified for the appropriations provided in the  
 25 following citations shall revert to the funds from which the  
 26 appropriations were made:  
 27 6029—California Clean Water, Clean Air, Safe Neighbor-  
 28 hood Parks, and Coastal Protection Fund  
 29 (1) Item 3125-101-6029, Budget Act of 2004 (Ch. 208,  
 30 Stats. 2004), as reappropriated by Item 3125-490,  
 31 Budget Act of 2009 (Ch. 1, 2009–10 3rd Ex. Sess., as  
 32 revised by Ch. 1, 2009–10 4th Ex. Sess.)  
 33 (1) 10-Tahoe Conservancy..... 12,827  
 34 (2) Item 3125-101-6029, Budget Act of 2005 (Chs. 38 and  
 35 39, Stats. 2005), as reappropriated by Item 3125-490,  
 36 Budget Act of 2009 (Ch. 1, 2009–10 3rd Ex. Sess., as  
 37 revised by Ch. 1, 2009–10 4th Ex. Sess.)  
 38 (1) 10-Tahoe Conservancy..... 587,892  
 39

- 1       6031—Water Security, Clean Drinking Water, Coastal and
- 2       Beach Protection Fund of 2002
- 3       (1) Item 3125-101-6031, Budget Act of 2004 (Ch. 208,
- 4       Stats. 2004), as reappropriated by Item 3125-490,
- 5       Budget Act of 2009 (Ch. 1, 2009–10 3rd Ex. Sess., as
- 6       revised by Ch. 1, 2009–10 4th Ex. Sess.)
- 7       (1) 10-Tahoe Conservancy.....       76,536
- 8       (2) Item 3125-101-6031, Budget Act of 2005 (Chs. 38 and
- 9       39, Stats. 2005), as reappropriated by Item 3125-490,
- 10       Budget Act of 2009 (Ch. 1, 2009–10 3rd Ex. Sess., as
- 11       revised by Ch. 1, 2009–10 4th Ex. Sess.)
- 12       (1) 10-Tahoe Conservancy.....       424,736

13

14       *SEC. 110. Item 3125-496 is added to Section 2.00 of the Budget*  
 15 *Act of 2011, to read:*

- 16
- 17       3125-496—Reversion, California Tahoe Conservancy.
- 18       Notwithstanding Item 3125-491, as of June 30, 2011, the
- 19       amounts specified for the appropriations provided in the
- 20       following citations shall revert to the funds from which the
- 21       appropriations were made:
- 22       6029—California Clean Water, Clean Air, Safe Neighbor-
- 23       hood Parks, and Coastal Protection Fund
- 24       (1) Item 3125-301-6029, Budget Act of 2004 (Ch. 208,
- 25       Stats. 2004), as reappropriated by Item 3125-490,
- 26       Budget Act of 2009 (Ch. 1, 2009–10 3th Ex. Sess., as
- 27       revised by Ch.1, 2009–10 4th Ex. Sess.)
- 28       (3) 50.30.004-For land acquisition and
- 29       site improvements for stream envi-
- 30       ronment zones and watershed
- 31       restorations pursuant to Title 7.42
- 32       (commencing with Section 66905)
- 33       of the Government Code.....       229,928

34

35       *SEC. 111. Item 3340-001-0001 of Section 2.00 of the Budget*  
 36 *Act of 2011 is amended to read:*

- 37
- 38       3340-001-0001—For support of California Conservation
- 39       Corps.....       33,282,000

1	Schedule:	
2	(1) 10-Training and Work Program.....	62,737,000
3		66,164,000
4	(2) 20.01-Administration.....	7,778,000
5	(3) 20.02-Distributed Administration.....	-7,778,000
6	(5) Amount payable from the California	
7	Environmental License Plate Fund (Item	
8	3340-001-0140).....	-312,000
9	(6) Amount payable from the Collins-	
10	Dugan California Conservation Corps	
11	Reimbursement Account (Item 3340-	
12	001-0318).....	-28,683,000
13		-32,110,000
14	(7) Amount payable from the Safe Drinking	
15	Water, Water Quality and Supply, Flood	
16	Control, River and Coastal Protection	
17	Fund of 2006 (Item 3340-001-6051).....	-460,000
18	Provisions:	
19	1. Of the funds appropriated in this item, \$2,725,000	
20	shall be available for use by the California Conserva-	
21	tion Corps to respond to natural disasters and other	
22	emergencies, including the fighting of forest fires. The	
23	Director of Finance may adjust this amount to the ex-	
24	tent indicated by corrections identified by the director	
25	in the reports of the past expenditures of the California	
26	Conservation Corps upon which the amounts appropri-	
27	ated by this item are based. The Director of Finance	
28	shall notify the Chairperson of the Joint Legislative	
29	Budget Committee at least 30 days prior to making	
30	that adjustment.	
31	2. To the extent that funds in excess of the amount iden-	
32	tified in Provision 1 are necessary in order for the	
33	California Conservation Corps to respond to one or	
34	more emergencies declared by the Governor, the De-	
35	partment of Finance shall transfer, from the funds	
36	available pursuant to Section 8690.6 of the Govern-	
37	ment Code, an amount not to exceed \$1,500,000 as	
38	necessary to fund that response. If, after the Depart-	
39	ment of Finance has transferred funds pursuant to this	
40	provision, the California Conservation Corps receives	

1 reimbursements or other amounts in payment of its  
2 costs of response to one or more declared emergencies,  
3 those amounts shall be deposited in the General Fund.

4  
5 *SEC. 112. Item 3340-001-0318 of Section 2.00 of the Budget*  
6 *Act of 2011 is amended to read:*

8	3340-001-0318—For support of California Conservation Corps,	
9	for payment to Item 3340-001-0001, payable from the	
10	Collins-Dugan California Conservation Corps Reimburse-	
11	ment Account.....	28,683,000
12		32,110,000

13 Provisions:

- 14 1. Notwithstanding Section 14316 of the Public Re-  
15 sources Code, the Department of Finance may make  
16 a loan from the General Fund to the Collins-Dugan  
17 California Conservation Corps Reimbursement Ac-  
18 count for the purposes of this item, in the amount of  
19 25 percent of the reimbursements anticipated in the  
20 Collins-Dugan California Conservation Corps Reim-  
21 bursement Account to be received by the California  
22 Conservation Corps from each client agency, not to  
23 exceed an aggregate total of ~~\$7,170,750~~ \$8,027,500  
24 to meet cashflow needs due to delays in collecting re-  
25 imbursements. Any loan made by the Department of  
26 Finance pursuant to this provision shall only be made  
27 if the California Conservation Corps has a valid con-  
28 tract or certification signed by the client agency, which  
29 demonstrates that sufficient funds will be available to  
30 repay the loan. All moneys so transferred shall be re-  
31 paid to the General Fund as soon as possible, but not  
32 later than one year from the date of the loan. On and  
33 after a date of 90 days after the end of that year, the  
34 Department of Finance shall charge interest to the  
35 California Conservation Corps, at the rate earned in  
36 the Pooled Money Investment Account, on any portion  
37 of the loan that has not been repaid.
- 38 2. Notwithstanding Sections 28.00 and 28.50, the Depart-  
39 ment of Finance may augment this item to reflect in-  
40 creases in reimbursements in the Collins-Dugan Cali-

1           fornia Conservation Corps Reimbursement Account  
 2           received from ~~(1)~~ (a) another officer, department, di-  
 3           vision, bureau, or other agency of the state, or ~~(2)~~ (b)  
 4           a local government, the federal government, or non-  
 5           profit organizations that has requested emergency  
 6           services from the California Conservation Corps after  
 7           it has notified the Legislature through a letter to the  
 8           Joint Legislative Budget Committee. Any augmenta-  
 9           tion that is deemed to be necessary on a permanent  
 10          basis shall be submitted for review as a part of the  
 11          regular budget process.

12  
 13          *SEC. 113. Item 3340-492 is added to Section 2.00 of the Budget*  
 14          *Act of 2011, to read:*

15  
 16          3340-492—*Reappropriation, California Conservation Corps.*  
 17                 *The balances of the appropriations provided for in the*  
 18                 *following citations are reappropriated for the purposes*  
 19                 *and subject to the limitations, unless otherwise specified,*  
 20                 *provided for in the appropriations:*

21          0660—*Public Buildings Construction Fund*

22          (1) *Item 3340-301-0660, Budget Act of 2005 (Chs. 38 and*  
 23                 *39, Stats. 2005), as reappropriated by Item 3340-490,*  
 24                 *Budget Act of 2006 (Chs. 47 and 48, Stats. 2006), Item*  
 25                 *3340-491, Budget Act of 2008 (Chs. 268 and 269,*  
 26                 *Stats. 2008), and Item 3340-492, Budget Act of 2010*  
 27                 *(Ch. 712, Stats. 2010)*

28          (1) *20.10.150-Delta Service District Center—Acqui-*  
 29                 *sition, preliminary plans, working drawings, and*  
 30                 *construction*

31          (2) *Item 3340-301-0660, Budget Act of 2006 (Chs. 47 and*  
 32                 *48, Stats. 2006), as reappropriated by Item 3340-491,*  
 33                 *Budget Act of 2008 (Chs. 268 and 269, Stats. 2008),*  
 34                 *and Item 3340-491, Budget Act of 2009 (Ch. 1,*  
 35                 *2009–10 3rd Ex. Sess., as revised by Ch. 1, 2009–10*  
 36                 *4th Ex. Sess.)*

37          (1) *20.10.170-Tahoe Base Center Relocation—Acqui-*  
 38                 *sition, preliminary plans, working drawings, and*  
 39                 *construction*

1 (3) *Item 3340-301-0660, Budget Act of 2008 (Chs. 268*  
 2 *and 269, Stats. 2008), as reappropriated by Item 3340-*  
 3 *492, Budget Act of 2010 (Ch. 712, Stats. 2010)*  
 4 (1) *20.10.150-Delta Service District Center*  
 5 *Site—Construction*  
 6

7 *SEC. 114. Item 3360-001-0382 of Section 2.00 of the Budget*  
 8 *Act of 2011 is amended to read:*  
 9

10 3360-001-0382—For support of Energy Resources Conservation  
 11 and Development Commission, for payment to Item 3360-  
 12 001-0465, payable from the Renewable Resource Trust  
 13 Fund..... 5,314,000  
 14 6,264,000  
 15

16 *SEC. 115. Item 3360-001-0465 of Section 2.00 of the Budget*  
 17 *Act of 2011 is amended to read:*  
 18

19 3360-001-0465—For support of Energy Resources Conservation  
 20 and Development Commission, payable from the Energy  
 21 Resources Programs Account..... 60,579,000  
 22 68,496,000

23 Schedule:  
 24 (1) 10-Regulatory and Planning..... 37,503,000  
 25 40,503,000  
 26 (2) 20-Energy Resources Conservation..... 61,381,000  
 27 64,031,000  
 28 (3) 30-Development..... 211,735,000  
 29 214,952,000  
 30 (4) 40.01-Policy, Management, and Admin-  
 31 istration..... 22,261,000  
 32 (5) 40.02-Distributed Policy, Management,  
 33 and Administration..... -22,261,000  
 34 (6) Reimbursements..... -5,820,000  
 35 (7) Amount payable from the Motor Vehicle  
 36 Account, State Transportation Fund  
 37 (Item 3360-001-0044)..... -140,000

1	(8) Amount payable from the Public Inter-	
2	est Research, Development, and	
3	Demonstration Fund (Item 3360-001-	
4	0381).....	-43,300,000
5	(9) Amount payable from the Renewable	
6	Resource Trust Fund (Item 3360-001-	
7	0382).....	-5,314,000
8		-6,264,000
9	(10) Amount payable from the Energy	
10	Technologies Research, Development,	
11	and Demonstration Account (Item	
12	3360-001-0479).....	-448,000
13	(11) Amount payable from the Local Govern-	
14	ment Geothermal Resources Revolving	
15	Subaccount, Geothermal Resources	
16	Development Account (Item 3360-001-	
17	0497).....	-307,000
18	(12) Amount payable from the Federal	
19	Trust Fund (Item 3360-001-0890).....	-57,594,000
20	(13) Amount payable from the Energy Faci-	
21	lity License and Compliance Fund (Item	
22	3360-001-3062).....	-7,003,000
23	(14) Amount payable from the Natural Gas	
24	Subaccount, Public Interest Research,	
25	Development, and Demonstration	
26	Fund (Item 3360-001-3109).....	-24,000,000
27	(15) Amount payable from the Alternative	
28	and Renewable Fuel and Vehicle	
29	Technology Fund (Item 3360-001-	
30	3117).....	-106,114,000
31	Provisions:	
32	1. Notwithstanding Section 16304.1 of the Government	
33	Code, funds appropriated in this item for the Energy	
34	Technology Export Program shall be available for	
35	liquidation of encumbrances until June 30, 2015.	
36	2. <i>Up to \$200,000 of the funding appropriated in this</i>	
37	<i>item shall be available for an interagency agreement</i>	
38	<i>between the State Energy Resources Conservation and</i>	
39	<i>Development Commission and the Department of Fi-</i>	
40	<i>nance's Office of Statewide Audits and Evaluations to</i>	

1           *conduct a program review by April 1, 2012, of the*  
 2           *Energy Resources Program Account and the Renew-*  
 3           *able Resources Trust Fund, and their funding sources,*  
 4           *for the period of July 1, 2009, to June 30, 2011, inclu-*  
 5           *sive. The objective of the review is to determine,*  
 6           *through a programmatic audit, how the Energy Com-*  
 7           *mission sets funding priorities based on statute, includ-*  
 8           *ing whether there exist positions for which statute does*  
 9           *not specifically require workload by the Energy*  
 10           *Commission, if duplication exists between programs,*  
 11           *and how the Energy Commission adjusts revenue*  
 12           *streams to statutory requirements.*

13  
 14           *SEC. 116. Item 3480-001-0001 of Section 2.00 of the Budget*  
 15           *Act of 2011 is amended to read:*

16		
17	3480-001-0001—For support of Department of Conservation....	4,599,000
18	Schedule:	
19	(1) 10-Geologic Hazards and Mineral Re-	
20	sources Conservation.....	23,978,000
21	(2) 20-Oil, Gas, and Geothermal Re-	
22	sources.....	28,668,000
23		31,113,000
24	(3) 30-Land Resource Protection.....	7,526,000
25		6,185,000
26	(4) 40.01-Administration.....	10,457,000
27		11,022,521
28	(5) 40.02-Distributed Administration.....	-10,457,000
29		-11,022,521
30	(6) 60-Office of Mine Reclamation.....	8,292,000
31	(7) Reimbursements.....	-8,989,000
32	(8) Amount payable from the Surface Min-	
33	ing and Reclamation Account (Item	
34	3480-001-0035).....	-2,236,000
35	(9) Amount payable from the State High-	
36	way Account, State Transportation Fund	
37	(Item 3480-001-0042).....	-12,000
38	(10) Amount payable from the Soil Conser-	
39	vation Fund (Item 3480-001-0141).....	-2,611,000

1	(11) Amount payable from the Hazardous	
2	and Idle-Deserted Well Abatement	
3	Fund (Section 3206 of the Public Re-	
4	sources Code).....	-100,000
5	(12) Amount payable from the Mine Recla-	
6	mation Account (Item 3480-001-	
7	0336).....	-4,288,000
8	(13) Amount payable from the Strong Mo-	
9	tion Instrumentation and Seismic Haz-	
10	ards Mapping Fund (Item 3480-001-	
11	0338).....	-8,937,000
12	(14) Amount payable from the Federal Trust	
13	Fund (Item 3480-001-0890).....	-2,503,000
14	(15) Amount payable from the Bosco-Keene	
15	Renewable Resources Investment Fund	
16	(Item 3480-001-0940).....	-1,236,000
17	(16) Amount payable from the Acute Orphan	
18	Well Account, Oil, Gas, and Geother-	
19	mal Administrative Fund (Item 3480-	
20	001-3102).....	-805,000
21	(17) Amount payable from the Abandoned	
22	Mine Reclamation and Minerals Fund	
23	Subaccount, Mine Reclamation Account	
24	(Item 3480-001-3025).....	-530,000
25	(18) Amount payable from the Oil, Gas,	
26	and Geothermal Administrative Fund	
27	(Item 3480-001-3046).....	<del>-26,803,000</del>
28		-29,248,000
29	(19) Amount payable from the Agriculture	
30	and Open Space Mapping Subaccount	
31	(Item 3480-001-6004).....	-404,000
32	(20) Amount payable from the California	
33	Clean Water, Clean Air, Safe Neighbor-	
34	hood Parks, and Coastal Protection	
35	Fund (Item 3480-001-6029).....	-503,000
36	(21) Amount payable from the Water Secu-	
37	rity, Clean Drinking Water, Coastal and	
38	Beach Protection Fund of 2002 (Item	
39	3480-001-6031).....	<del>-1,334,000</del>
40		-158,000

1	(22) Amount payable from the Safe Drinking	
2	Water, Water Quality and Supply,	
3	Flood Control, River and Coastal Pro-	
4	tection Fund of 2006 (Item 3480-001-	
5	6051).....	-2,574,000
6		-2,409,000

7 Provisions:

8 1. Notwithstanding any other provision of law, upon ap-  
9 proval and order of the Department of Finance, the  
10 Department of Conservation may borrow sufficient  
11 funds, from special funds that otherwise provide sup-  
12 port for the department, to meet cashflow needs due  
13 to delays in collecting reimbursements. Any loan made  
14 by the Department of Finance pursuant to this provi-  
15 sion may be made only if the Department of Conser-  
16 vation has a valid contract or certification signed by  
17 the client agency, which demonstrates that sufficient  
18 funds will be available to repay the loan. All moneys  
19 so transferred shall be repaid to the special fund as  
20 soon as possible, but not later than one year from the  
21 date of the loan.

22  
23 *SEC. 117. Item 3480-001-3046 of Section 2.00 of the Budget*  
24 *Act of 2011 is amended to read:*

25		
26	3480-001-3046—For support of Department of Conservation,	
27	for payment to Item 3480-001-0001, payable from the Oil,	
28	Gas, and Geothermal Administrative Fund.....	26,803,000
29		29,248,000

30 Provisions:

31 1. *Of the amount appropriated in this item, a portion*  
32 *may be used for the collection and public dissemina-*  
33 *tion of information related to hydraulic fracturing*  
34 *activities occurring in the state.*

35  
36 *SEC. 118. Item 3480-001-6031 of Section 2.00 of the Budget*  
37 *Act of 2011 is amended to read:*

1 3480-001-6031—For support of Department of Conservation,  
 2 for payment to Item 3480-001-0001, payable from the  
 3 Water Security, Clean Drinking Water, Coastal and Beach  
 4 Protection Fund of 2002..... 1,334,000  
 5 158,000  
 6

7 *SEC. 119. Item 3480-001-6051 of Section 2.00 of the Budget*  
 8 *Act of 2011 is amended to read:*  
 9

10 3480-001-6051—For support of Department of Conservation,  
 11 for payment to Item 3480-001-0001, payable from the  
 12 Safe Drinking Water, Water Quality and Supply, Flood  
 13 Control, River and Coastal Protection Fund of 2006..... 2,574,000  
 14 2,409,000  
 15

16 *SEC. 120. Item 3480-491 is added to Section 2.00 of the Budget*  
 17 *Act of 2011, to read:*  
 18

19 *3480-491—Reappropriation, Department of Conservation. The*  
 20 *balances of the appropriations provided in the following*  
 21 *citations are reappropriated for the purposes provided for*  
 22 *in those appropriations and shall be available for encum-*  
 23 *brance or expenditure until June 30, 2012:*

24 *6031—Water Security, Clean Drinking Water, Coastal and*  
 25 *Beach Protection Fund of 2002*  
 26 *(1) Item 3480-001-6031, Budget Act of 2009, (Ch. 1,*  
 27 *2009–10 3rd Ex. Sess., as revised by Ch. 1, 2009–10*  
 28 *4th Ex. Sess.)*  
 29

30 *SEC. 121. Item 3480-492 is added to Section 2.00 of the Budget*  
 31 *Act of 2011, to read:*  
 32

33 *3480-492—Reappropriation, Department of Conservation. The*  
 34 *balance of the appropriation provided in the following ci-*  
 35 *tation is reappropriated for the purposes provided for in*  
 36 *that appropriation and shall be available for encumbrance*  
 37 *or expenditure until June 30, 2012:*

38 *6051—Safe Drinking Water, Water Quality and Supply,*  
 39 *Flood Control, River and Coastal Protection Fund of 2006*

1 (1) *Item 3480-001-6051, Budget Act of 2009 (Ch. 1,*  
 2 *2009–10 3rd Ex. Sess., as revised by Ch. 1, 2009–10*  
 3 *4th Ex. Sess.)*

5 *SEC. 122. Item 3500-001-0133 of Section 2.00 of the Budget*  
 6 *Act of 2011 is amended to read:*

8 3500-001-0133—For support of Department of Resources Re-  
 9 cycling and Recovery, payable from the California Bever-  
 10 age Container Recycling Fund..... 48,525,000

11 Schedule:

- 12 (1) 11-Waste Reduction and Manage-  
 13 ment..... 85,425,000
- 14 (2) 30.01-Administration..... 14,353,000
- 15 (3) 30.02-Distributed Administration..... -14,353,000
- 16 (4) 50-Beverage Container Recycling and  
 17 Litter Reduction..... 48,738,000
- 18 (5) Reimbursements..... -307,000
- 19 (6) Amount payable from the California  
 20 Used Oil Recycling Fund (Item 3500-  
 21 001-0100)..... -4,917,000
- 22 (7) Amount payable from the California  
 23 Used Oil Recycling Fund (paragraph (1)  
 24 of subdivision (a) of Section 48653 of  
 25 the Public Resources Code)..... -5,048,000
- 26 (8) Amount payable from the California  
 27 Used Oil Recycling Fund (paragraph (4)  
 28 of subdivision (a) of Section 48653 of  
 29 the Public Resources Code)..... -3,078,000
- 30 (9) Amount payable from the Air Pollution  
 31 Control Fund (Item 3500-001-0115).... -501,000
- 32 (10) Amount payable from the California  
 33 Tire Recycling Management Fund  
 34 (Item 3500-001-0226)..... -29,597,000
- 35 (11) Amount payable from the Recycling  
 36 Market Development Revolving Loan  
 37 Subaccount, Integrated Waste Manage-  
 38 ment Account (Item 3500-001-0281).... -890,000

1	(12) Amount payable from the Solid Waste	
2	Disposal Site Cleanup Trust Fund (Item	
3	3500-001-0386).....	-618,000
4	(13) Amount payable from the Integrated	
5	Waste Management Account, Integrat-	
6	ed Waste Management Fund (Item	
7	3500-001-0387).....	-34,334,000
8	(14) Amount payable from the Integrated	
9	Waste Management Account, Integrated	
10	Waste Management Fund (Item 3500-	
11	006-0387).....	-640,000
12	(15) Amount payable from the Farm and	
13	Ranch Solid Waste Cleanup and	
14	Abatement Account (Item 3500-001-	
15	0558).....	-1,139,000
16	(16) Amount payable from the Federal Trust	
17	Fund (Item 3500-001-0890).....	-63,000
18	(17) Amount payable from the Rigid Contain-	
19	er Account (Item 3500-001-3024).....	-167,000
20	(18) Amount payable from the Electronic	
21	Waste Recovery and Recycling Ac-	
22	count, Integrated Waste Management	
23	Fund (Item 3500-001-3065).....	-4,339,000

24 Provisions:

- 25 1. Notwithstanding any other provision of law, upon ap-  
 26 proval and order of the Department of Finance, the  
 27 Department of Resources Recycling and Recovery  
 28 may borrow sufficient funds for cashflow needs from  
 29 special funds that otherwise provide support for the  
 30 department. Any such loans are to be repaid with inter-  
 31 est at the rate earned in the Pooled Money Investment  
 32 Account.
- 33 2. *The Department of Resources Recycling and Recovery*  
 34 *shall convene a monthly workgroup starting July 1,*  
 35 *2011, and concluding December 31, 2011, to include*  
 36 *legislative budget and policy staff and the Legislative*  
 37 *Analyst's Office. This working group shall focus on*  
 38 *correcting the following issues at the department: (a)*  
 39 *separating the Division of Recycling from the former*  
 40 *waste board functions, (b) ensuring that funds are not*

1           *commingled between the Beverage Container Recy-*  
2           *cling Fund and the waste divisions, (c) removing any*  
3           *unnecessary career executive assignment positions*  
4           *that functionally duplicate any Governor's appointees,*  
5           *and (d) determining a pathway to return functional*  
6           *programs by policy area to foster expertise in subject*  
7           *areas.*

8  
9       **SEC. 123.** *Item 3500-404 is added to Section 2.00 of the Budget*  
10 *Act of 2011, to read:*

11  
12       3500-404—*The amount loaned pursuant to Provision 1 of Item*  
13       3480-011-0269, *Budget Act of 2003 (Ch. 157, Stats. 2003),*  
14       *as amended by Item 3480-401, Budget Act of 2008 (Chs.*  
15       *268 and 269, Stats. 2008), shall not be required to be re-*  
16       *paid until June 30, 2014. The Director of Finance shall*  
17       *order the repayment of all or a portion of this loan if he*  
18       *or she determines that either of the following circumstances*  
19       *exists: (1) the fund or account from which the loan was*  
20       *made has a need for the moneys, or (2) there is no longer*  
21       *a need for the moneys in the fund or account that received*  
22       *the loan.*

23  
24       **SEC. 124.** *Item 3500-405 is added to Section 2.00 of the Budget*  
25 *Act of 2011, to read:*

26  
27       3500-405—*The amount loaned pursuant to Provision 1 of Item*  
28       3480-011-0278, *Budget Act of 2003 (Ch. 157, Stats. 2003),*  
29       *as amended by Item 3480-401, Budget Act of 2008 (Chs.*  
30       *268 and 269, Stats. 2008), shall not be required to be re-*  
31       *paid until June 30, 2014. The Director of Finance shall*  
32       *order the repayment of all or a portion of this loan if he*  
33       *or she determines that either of the following circumstances*  
34       *exists: (1) the fund or account from which the loan was*  
35       *made has a need for the moneys, or (2) there is no longer*  
36       *a need for the moneys in the fund or account that received*  
37       *the loan.*

38  
39       **SEC. 125.** *Item 3540-001-0001 of Section 2.00 of the Budget*  
40 *Act of 2011 is amended to read:*

1	3540-001-0001—For support of Department of Forestry and	
2	Fire Protection.....	543,159,000
3		437,594,000
4	Schedule:	
5	(1) 10-Office of the State Fire Marshal.....	21,517,000
6	(2) 11-Fire Protection.....	<del>936,902,000</del>
7		981,337,000
8	(3) 12-Resource Management.....	53,000,000
9	(4) 13-Board of Forestry and Fire Protec-	
10	tion.....	449,000
11	(5) 20.01-Administration.....	71,083,000
12	(6) 20.02-Distributed Administration.....	-67,806,000
13	(7) Reimbursements.....	-284,387,000
14	(8) Less funding provided by capital out-	
15	lay.....	-15,960,000
16	(8.5) Amount payable from the General	
17	Fund (Item 3540-005-0001).....	-2,760,000
18	(9) Amount payable from the General	
19	Fund (Item 3540-006-0001).....	-121,000,000
20	(10) Amount payable from the State Emer-	
21	gency Telephone Number Account	
22	(Item 3540-001-0022).....	-3,009,000
23	(11) Amount payable from the Unified Pro-	
24	gram Account (Item 3540-001-0028)....	-352,000
25	(12) Amount payable from the State Fire	
26	Marshal Licensing and Certification	
27	Fund (Item 3540-001-0102).....	-2,723,000
28	(13) Amount payable from the California	
29	Environmental License Plate Fund	
30	(Item 3540-001-0140).....	-501,000
31	(14) Amount payable from the California	
32	Fire and Arson Training Fund (Item	
33	3540-001-0198).....	-3,090,000
34	(15) Amount payable from the Hazardous	
35	Liquid Pipeline Safety Fund (Item	
36	3540-001-0209).....	-3,161,000
37	(16) Amount payable from the Public Re-	
38	sources Account, Cigarette and Tobacco	
39	Products Surtax Fund (Item 3540-001-	
40	0235).....	-356,000

1	(17) Amount payable from the Professional	
2	Forester Registration Fund (Item 3540-	
3	001-0300).....	-216,000
4	(18) Amount payable from the Federal	
5	Trust Fund (Item 3540-001-0890).....	-23,558,000
6	(19) Amount payable from the Forest Re-	
7	sources Improvement Fund (Item 3540-	
8	001-0928).....	-7,933,000
9	(20) Amount payable from the Timber Tax	
10	Fund (Item 3540-001-0965).....	-35,000
11	(22) Amount payable from the Alternative	
12	and Renewable Fuel and Vehicle	
13	Technology Fund (Item 3540-001-	
14	3117).....	-1,503,000
15	(23) Amount payable from the State Fire	
16	Marshal Fireworks Enforcement and	
17	Disposal Fund (Item 3540-001-3120)....	-320,000
18	(24) Amount payable from the Building	
19	Standards Administration Special Re-	
20	volving Fund (Item 3540-001-3144)....	-142,000
21	(25) Amount payable from the Safe Drinking	
22	Water, Water Quality and Supply,	
23	Flood Control, River and Coastal Pro-	
24	tection Fund of 2006 (Item 3540-001-	
25	6051).....	-980,000
26	(26) Amount payable from the State Re-	
27	sponsibility Area Fire Protection	
28	Fund (Item 3540-001-3063).....	-150,000,000
29	Provisions:	
30	1. Notwithstanding any other provision of law, the Direc-	
31	tor of Finance may authorize the temporary or perma-	
32	nent redirection of funds from this item for purposes	
33	of emergency fire suppression and detection costs and	
34	related emergency refutation costs.	
35	2. Notwithstanding any other provision of law, the Direc-	
36	tor of Finance may authorize a loan from the General	
37	Fund, in an amount not to exceed 35 percent of reim-	
38	bursements appropriated in this item, to the Depart-	
39	ment of Forestry and Fire Protection, provided that:	

- 1 (a) The loan is to meet cash needs resulting from the
- 2 delay in receipt of reimbursements for services
- 3 provided.
- 4 (b) The loan is for a short term and shall be repaid
- 5 by September 30 of the fiscal year following that
- 6 in which the loan was authorized.
- 7 (c) Interest charges may be waived pursuant to subdi-
- 8 vision (e) of Section 16314 of the Government
- 9 Code.
- 10 (d) The Director of Finance may not approve the loan
- 11 unless the approval is made in writing and filed
- 12 with the Chairperson of the Joint Legislative
- 13 Budget Committee and the chairpersons of the
- 14 committees in each house of the Legislature that
- 15 consider appropriations not later than 30 days
- 16 prior to the effective date of the approval, or not
- 17 ~~sooner~~ *later* than whatever lesser time *prior to*
- 18 *that date* the chairperson of the joint committee,
- 19 or his or her designee, may determine.
- 20 3. The Director of Finance may adjust amounts in
- 21 Schedule (2) to provide equivalent fire protection base
- 22 funding changes to contract counties in accordance
- 23 with Section 4130 of the Public Resources Code.
- 24 Notwithstanding any other provision of law, the Di-
- 25 rector of Finance may authorize a loan from the Gen-
- 26 eral Fund to the Department of Forestry and Fire Pro-
- 27 tection to meet cash needs resulting from the delay in
- 28 receipt of revenues into the Emergency Response
- 29 Fund, provided that:
- 30 (a) The loan is for a short term and shall be repaid
- 31 by December 31 of the fiscal year following that
- 32 in which the loan was authorized.
- 33 (b) Interest charges may be waived pursuant to subdi-
- 34 vision (e) of Section 16314 of the Government
- 35 Code.
- 36 (c) The Director of Finance may not approve the loan
- 37 unless the approval is made in writing and filed
- 38 with the Chairperson of the Joint Legislative
- 39 Budget Committee and the chairpersons of the
- 40 committees in each house of the Legislature that

- 1 consider appropriations not later than 30 days  
2 prior to the effective date of the approval, or not  
3 ~~sooner~~ later than whatever lesser time prior to  
4 that date the chairperson of the joint committee,  
5 or his or her designee, may determine.
- 6 4. *The Department of General Services, with the consent*  
7 *of the Department of Forestry and Fire Protection,*  
8 *may enter into a lease, lease-purchase agreement, or*  
9 *lease with a purchase option, with Riverside County*  
10 *for build-to-suit facilities to replace the Hemet-Ryan*  
11 *Air Attack Base, subject to Department of Finance*  
12 *approval. The agreement may contain one or more*  
13 *purchase options during the term of the agreement.*  
14 *Thirty days prior to approving any agreement pursuant*  
15 *to this provision, the Department of Finance shall*  
16 *notify the chairpersons of the committees in each house*  
17 *of the Legislature that consider appropriations and*  
18 *the Joint Legislative Budget Committee of the terms*  
19 *and conditions of the agreement.*
- 20 5. *The Department of Forestry and Fire Protection shall*  
21 *convene a working group consisting of legislative staff,*  
22 *department executive staff, the Department of Finance,*  
23 *the Legislative Analyst's Office, and at least two fire*  
24 *chiefs (one from northern California, one from south-*  
25 *ern California, and from both urban and rural dis-*  
26 *tricts) to discuss options for future funding, realign-*  
27 *ment, and possible changes in the state's management*  
28 *of wildland firefighting. The group shall meet no less*  
29 *than three times between July 1, 2011, and December*  
30 *1, 2011, to the extent possible in person, but at a*  
31 *minimum by telephone.*
- 32 6. *The Department of Forestry and Fire Protection shall*  
33 *contract for an independent analysis of wildland fire-*  
34 *fighting costs as compared to other western states,*  
35 *and to produce recommendations for funding solutions*  
36 *to the above working group.*
- 37 7. *The Department of Forestry and Fire Protection shall*  
38 *report to the Legislature on the results of the working*  
39 *group's efforts in spring 2012 budget hearings, and*

1 shall work with the Legislature to implement any fea-  
 2 sible changes to the budget at that time.  
 3 8. Of the amount provided in this item, the Department  
 4 of Forestry and Fire Protection shall collect sufficient  
 5 funds to cover the cost of Timber Harvest Plans in  
 6 accordance with subdivision (a) of Section 21089 of  
 7 the Public Resources Code, except that the funds col-  
 8 lected shall not exceed \$10,000,000.  
 9

10 SEC. 125.3. Item 3540-001-3063 is added to Section 2.00 of  
 11 the Budget Act of 2011, to read:

12  
 13 3540-001-3063—For support of the Department of Forestry  
 14 and Fire Protection, for payment to Item 3540-001-0001,  
 15 payable from the State Responsibility Area Fire Protection  
 16 Fund..... 150,000,000  
 17

18 SEC. 126. Item 3540-301-0668 is added to Section 2.00 of the  
 19 Budget Act of 2011, to read:

20  
 21 3540-301-0668—For capital outlay, Department of Forestry  
 22 and Fire Protection, payable from the Public Buildings  
 23 Construction Fund Subaccount..... 500,000  
 24

25 Schedule:  
 26 (1) 30.20.145-Shasta Trinity Unit Headquar-  
 27 ter: Relocate Facility..... 200,000  
 28 (2) 30.40.200-Blanchard Fire Station: Re-  
 29 place Facility—Acquisition..... 300,000

30 Provisions:  
 31 1. Notwithstanding any other provision of law, the funds  
 32 appropriated in Schedule (1) may be used to acquire  
 33 less than fee interests in real property, including a  
 34 purchase option or a lease with purchase option,  
 35 subject to State Public Works Board approval.

36 SEC. 127. Item 3540-494 is added to Section 2.00 of the Budget  
 37 Act of 2011, to read:

1 3540-494—Reappropriation, extension of liquidation period,  
 2 Department of Forestry and Fire Protection. Notwithstand-  
 3 ing any other provision of law, the balances of the appro-  
 4 priations provided in the following citations are reappro-  
 5 priated for the purposes provided for in those appropri-  
 6 ations and shall be available for encumbrance or expendi-  
 7 ture until June 30, 2012, and liquidation of encumbrance  
 8 until June 30, 2014:

9 6029—California Clean Water, Clean Air, Safe Neighbor-  
 10 hood Parks, and Coastal Protection Fund

11 (1) Item 3540-001-6029, Budget Act of 2008 (Chs. 268  
 12 and 269, Stats. 2008), as reappropriated by Item 3540-  
 13 490 (Ch. 712, Stats. 2010)

14 (2) Item 3540-101-6029, Budget Act of 2008 (Chs. 268  
 15 and 269, Stats. 2008), as reappropriated by Item 3540-  
 16 490 (Ch. 712, Stats. 2010)

17  
 18 **SEC. 128.** *Item 3600-001-0001 of Section 2.00 of the Budget*  
 19 *Act of 2011 is amended to read:*

20  
 21 3600-001-0001—For support of Department of Fish and  
 22 Game..... 63,595,000  
 23 Schedule:  
 24 (1) 20-Biodiversity Conservation Pro-  
 25 gram..... ~~115,151,000~~  
 26 98,126,000  
 27 (2) 25-Hunting, Fishing, and Public Use.... ~~108,261,000~~  
 28 109,751,000  
 29 (3) 30-Management of Department Lands  
 30 and Facilities..... ~~57,648,000~~  
 31 64,948,000  
 32 (4) 40-Enforcement..... 73,350,000  
 33 (4.5) 45-Communication, Education, and  
 34 Outreach..... 4,678,000  
 35 (5) 50-Spill Prevention and Response..... ~~31,970,000~~  
 36 34,570,000  
 37 (5.5) 61-Fish and Game Commission..... 1,431,000  
 38 (6) 70.01-Administration..... 45,125,000  
 39 (7) 70.02-Distributed Administration..... -45,125,000  
 40 (8) Reimbursements..... -53,194,000

1	(9) Amount payable from the Safe Neigh-	
2	borhood Parks, Clean Water, Clean Air,	
3	and Coastal Protection Bond Fund (Item	
4	3600-001-0005).....	-500,000
5	(10) Amount payable from the California	
6	Environmental License Plate Fund	
7	(Item 3600-001-0140).....	-13,473,000
8	(11) Amount payable from the Fish and	
9	Game Preservation Fund (Item 3600-	
10	001-0200).....	<del>-113,993,000</del>
11		-115,483,000
12	(12) Amount payable from the Fish and	
13	Wildlife Pollution Account (Item 3600-	
14	001-0207).....	-2,798,000
15	(13) Amount payable from the California	
16	Waterfowl Habitat Preservation Ac-	
17	count, Fish and Game Preservation	
18	Fund (Item 3600-001-0211).....	-245,000
19	(14) Amount payable from the Marine Inva-	
20	sive Species Control Fund (Item 3600-	
21	001-0212).....	-1,348,000
22	(15) Amount payable from the Public Re-	
23	sources Account, Cigarette and Tobacco	
24	Products Surtax Fund (Item 3600-001-	
25	0235).....	-2,075,000
26	(16) Amount payable from the Oil Spill	
27	Prevention and Administration Fund	
28	(Item 3600-001-0320).....	<del>-21,111,000</del>
29		-23,711,000
30	(17) Amount payable from the Environmen-	
31	tal Enhancement Fund (Item 3600-001-	
32	0322).....	-358,000
33	(18.5) Amount payable from the Harbors	
34	and Watercraft Revolving Fund (Item	
35	3600-001-0516).....	-2,392,000
36	(19) Amount payable from the Federal	
37	Trust Fund (Item 3600-001-0890).....	-71,346,000
38	(20) Amount payable from the Special De-	
39	posit Fund (Item 3600-001-0942).....	-1,618,000

1	(21) Amount payable from the Hatchery	
2	and Inland Fisheries Fund (Item 3600-	
3	001-3103).....	-17,418,000
4		-24,718,000
5	(24) Amount payable from the Interim Water	
6	Supply and Water Quality Infrastructure	
7	and Management Subaccount (Item	
8	3600-001-6027).....	-746,000
9	(26) Amount payable from the Safe Drink-	
10	ing Water, Water Quality and Supply,	
11	Flood Control, River and Coastal Pro-	
12	tection Fund of 2006 (Item 3600-001-	
13	6051).....	-24,542,000
14		-7,517,000
15	(27) Amount payable from the Salton Sea	
16	Restoration Fund (Item 3600-001-	
17	8018).....	-1,601,000
18	(28) Amount payable from the California	
19	Sea Otter Fund (Item 3600-001-	
20	8047).....	-136,000
21	Provisions:	
22	1. The funds appropriated in this item may be increased	
23	with the approval of, and under the conditions set by,	
24	the Director of Finance to meet current obligations	
25	proposed to be funded in Schedules (8) and (19). The	
26	funds appropriated in this item shall not be increased	
27	until the Department of Fish and Game has a valid	
28	contract, signed by the client agency, that provides	
29	sufficient funds to finance the increased authorization.	
30	This increased authorization may not be used to ex-	
31	pend services or create new obligations.	
32	Reimbursements received under Schedules (8) and	
33	(19) shall be used in repayment of any funds used to	
34	meet current obligations pursuant to this provision.	
35	2. The funds appropriated in this item for purposes of	
36	subdivision (n) of Section 75050 of the Public Re-	
37	sources Code shall continue only so long as the Bureau	
38	of Reclamation within the United States Department	
39	of the Interior continues to provide federal funds and	
40	continues to carry out federal actions to implement	

1 the settlement agreement in Natural Resources Defense  
 2 Council v. Rodgers (2005) 381 F.Supp.2d 1212.  
 3 3. *The funds appropriated in this item shall not be used*  
 4 *by the Department of Fish and Game for suction*  
 5 *dredge mining regulation, permitting, or other activi-*  
 6 *ties, except litigation and enforcement costs.*

7  
 8 *SEC. 129. Item 3600-001-0200 of Section 2.00 of the Budget*  
 9 *Act of 2011 is amended to read:*

10  
 11 3600-001-0200—For support of Department of Fish and Game,  
 12 for payment to Item 3600-001-0001, payable from the Fish  
 13 and Game Preservation Fund..... ~~113,993,000~~  
 14 *115,483,000*

15  
 16 *SEC. 130. Item 3600-001-0320 of Section 2.00 of the Budget*  
 17 *Act of 2011 is amended to read:*

18  
 19 3600-001-0320—For support of Department of Fish and Game,  
 20 for payment to Item 3600-001-0001, payable from the Oil  
 21 Spill Prevention and Administration Fund..... ~~21,111,000~~  
 22 *23,711,000*

23  
 24 *SEC. 131. Item 3600-001-3103 of Section 2.00 of the Budget*  
 25 *Act of 2011 is amended to read:*

26  
 27 3600-001-3103—For support of Department of Fish and Game,  
 28 for payment to Item 3600-001-0001, payable from the  
 29 Hatchery and Inland Fisheries Fund..... ~~17,418,000~~  
 30 *24,718,000*

31 *Provisions:*  
 32 1. *Notwithstanding Section 13007 of the Fish and Game*  
 33 *Code, \$1,500,000 shall be allocated by the Department*  
 34 *of Fish and Game for timber harvest plan review re-*  
 35 *quired under the California Environmental Quality*  
 36 *Act (Division 13 (commencing with Section 21000) of*  
 37 *the Public Resources Code) functional equivalent*  
 38 *certification to evaluate and mitigate the potential*  
 39 *adverse impacts of timber operations on the public*



1 3600-301-0235—For capital outlay, Department of Fish and  
 2 Game, payable from the Public Resources Account,  
 3 Cigarette and Tobacco Products Surtax Fund..... 420,000  
 4 720,000

5 Schedule:  
 6 (1) 90.99.100-Minor Projects..... 420,000  
 7 720,000

8 Provisions:  
 9 1. The funds appropriated in Schedule (1) include funding  
 10 for construction and preconstruction activities, includ-  
 11 ing, but not limited to, study, environmental docu-  
 12 ments, preliminary plans, working drawings, equip-  
 13 ment, and other costs relating to the design and con-  
 14 struction of facilities, that may be performed by the  
 15 Department of Fish and Game, subject to approval by  
 16 the Department of Finance. While the Department of  
 17 Fish and Game may manage these projects, the projects  
 18 are not subject to review by the State Public Works  
 19 Board.  
 20

21 *SEC. 134. Item 3600-301-3103 is added to Section 2.00 of the*  
 22 *Budget Act of 2011, to read:*

23  
 24 3600-301-3103—For capital outlay, Department of Fish and  
 25 Game, payable from the Hatchery and Inland Fisheries  
 26 Fund..... 1,650,000

27 Schedule:  
 28 (1) 90.99.100-Minor Projects..... 1,650,000

29 Provisions:  
 30 1. *The funds appropriated in Schedule (1) include funding*  
 31 *for construction and preconstruction activities, includ-*  
 32 *ing, but not limited to, study, environmental docu-*  
 33 *ments, preliminary plans, working drawings, equip-*  
 34 *ment, and other costs relating to the design and con-*  
 35 *struction of facilities, that may be performed by the*  
 36 *Department of Fish and Game, subject to approval by*  
 37 *the Department of Finance. While the Department of*  
 38 *Fish and Game may manage these projects, the pro-*  
 39 *jects are not subject to review by the State Public*  
 40 *Works Board.*

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28  
29  
30  
31  
32  
33  
34  
35  
36  
37  
38  
39  
40

*SEC. 135. Item 3600-301-6051 is added to Section 2.00 of the Budget Act of 2011, to read:*

*3600-301-6051—For capital outlay, Department of Fish and Game, payable from the Safe Drinking Water, Water Quality and Supply, Flood Control, River and Coastal Protection Fund of 2006..... 0*

*Schedule:*

- (1) 90.60.001-San Joaquin River Salmon Conservation and Research Facility—Preliminary plans and working drawings..... 1,404,000*
- (2) Reimbursements..... -1,404,000*

*Provisions:*

- 1. Notwithstanding Section 1.80, the funds appropriated in this item shall be available for expenditure until June 30, 2013.*
- 2. Notwithstanding Section 6.00, the funds appropriated to the Natural Resources Agency, from Proposition 84 for San Joaquin River Restoration activities, may be used to reimburse costs associated with this project.*

*SEC. 136. Item 3600-491 is added to Section 2.00 of the Budget Act of 2011, to read:*

*3600-491—Reappropriation, Department of Fish and Game. Notwithstanding any other provision of law, the amounts appropriated for the Automated License Data System in the following citations are hereby reappropriated until June 30, 2014, to the Department of Fish and Game for the purposes and subject to the limitations, unless otherwise specified, provided for in those appropriations:*

- 0200—Fish and Game Preservation Fund*
- (1) Item 3600-001-0200, Budget Act of 2009 (Ch.1, Stats 2009–10, 3rd Ex. Sess., as revised by Ch. 1, Stats 2009–10, 4th Ex. Sess.)..... 2,044,000*
- (2) Item 3600-001-0200, Budget Act of 2010 (Ch. 712, Stats 2010)..... 900,000*

1	3103—Hatchery and Inland Fisheries Fund	
2	(1) Item 3600-001-3103, Budget Act of 2009	
3	(Ch.1, Stats 2009–10, 3rd Ex. Sess., as	
4	revised by Ch. 1, Stats 2009–10, 4th Ex.	
5	Sess.).....	476,000
6	(2) Item 3600-001-3103, Budget Act of 2010	
7	(Ch. 712, Stats 2010).....	499,000

8

9 *SEC. 137. Item 3640-301-0262 of Section 2.00 of the Budget*  
 10 *Act of 2011 is amended to read:*

12	3640-301-0262—For capital outlay, Wildlife Conservation	
13	Board, payable from the Habitat Conservation Fund.....	20,663,000
14	Schedule:	
15	(1) 80.10-Wildlife Conservation Board	
16	Projects (Unscheduled).....	20,663,000
17	Provisions:	
18	1. The funds appropriated in this item are provided in	
19	accordance with the Wildlife Conservation Law of	
20	1947 and therefore shall not be subject to State Public	
21	Works Board review.	
22	2. The amount appropriated in this item is available for	
23	expenditure for capital outlay or local assistance until	
24	June 30, 2014. <del>The term capital outlay as used in</del>	
25	<del>conjunction with this appropriation means the acquisi-</del>	
26	<del>tion, design or construction of improvements on land</del>	
27	<del>owned, or leased, by the state.</del>	

28

29 *SEC. 138. Item 3640-301-0447 of Section 2.00 of the Budget*  
 30 *Act of 2011 is amended to read:*

32	3640-301-0447—For capital outlay, Wildlife Conservation	
33	Board, payable from the Wildlife Restoration Fund.....	1,000,000
34	Schedule:	
35	(1) 80.10.010-Minor Projects.....	1,000,000
36	Provisions:	
37	1. The funds appropriated in this item are provided in	
38	accordance with the provisions of the Wildlife Conser-	
39	vation Law of 1947 and, therefore, shall not be subject	
40	to State Public Works Board review.	

1       2. The amount appropriated in this item is available for  
 2       expenditure for capital outlay or local assistance. ~~The~~  
 3       ~~term capital outlay as used in conjunction with this~~  
 4       ~~appropriation means the acquisition, design or construc-~~  
 5       ~~tion of improvements on land owned, or leased, by the~~  
 6       ~~state.~~

7  
 8       *SEC. 139. Item 3640-490 of Section 2.00 of the Budget Act of*  
 9       *2011 is amended to read:*

10  
 11       3640-490—Reappropriation, Wildlife Conservation Board. The  
 12       balances of the appropriations provided in the following  
 13       citations are reappropriated for the purposes provided for  
 14       in those appropriations and shall be available for encum-  
 15       brance or expenditure until June 30, 2014:

16       0262—Habitat Conservation Fund

17       (1) Item 3640-301-0262, Budget Act of 2007 (Chs. 171  
 18       and 172, Stats. 2007)

19       (1) 80.10-Wildlife Conservation Board Projects  
 20       6051—*Safe Drinking Water, Water Quality and Supply,*  
 21       *Flood Control, River and Coastal Protection Fund of 2006*

22       (1) Item 3640-301-6051, Budget Act of 2008 (Chs. 268  
 23       and 269, Stats. 2008)

24       (1) 80.10-Wildlife Conservation Board Projects

25  
 26       *SEC. 140. Item 3640-492 is added to Section 2.00 of the Budget*  
 27       *Act of 2011, to read:*

28  
 29       3640-492—Reappropriation, Wildlife Conservation Board.  
 30       Notwithstanding any other provision of law, the period to  
 31       liquidate encumbrances of the following citations is extend-  
 32       ed to June 30, 2013:

33       0262—Habitat Conservation Fund

34       (1) Item 3640-301-0262, Budget Act of 2004 (Ch. 208,  
 35       Stats. 2004), as reappropriated by Item 3640-492,  
 36       Budget Act of 2009 (Ch. 1, 2009–10 3rd Ex. Sess., as  
 37       revised by Ch. 1, 2009–10 4th Ex. Sess.)

38       (1) 80.10-Wildlife Conservation Board Projects  
 39       (Unscheduled)

1 6031—Water Security, Clean Drinking Water, Coastal and  
 2 Beach Protection Fund of 2002  
 3 (1) Item 3640-311-6031, Budget Act of 2004 (Ch. 208,  
 4 Stats. 2004), as reappropriated by Item 3640-492,  
 5 Budget Act of 2009 (Ch. 1, 2009–10 3rd Ex. Sess., as  
 6 revised by Ch. 1, 2009–10 4th Ex. Sess.)  
 7

8 SEC. 141. Item 3640-493 is added to Section 2.00 of the Budget  
 9 Act of 2011, to read:

10 3640-493—Reappropriation, Wildlife Conservation Board.  
 11 Notwithstanding any other provision of law, the period to  
 12 liquidate encumbrances of the following citations is extend-  
 13 ed to June 30, 2013:  
 14 0005—Safe Neighborhood Parks, Clean Water, Clean Air,  
 15 and Coastal Protection Bond Fund  
 16 (1) Item 3640-302-0005, Budget Act of 2000 (Ch. 52,  
 17 Stats. 2000), as reappropriated by Item 3640-490,  
 18 Budget Act of 2003 (Ch. 157, Stats. 2003), and as re-  
 19 appropriated by Item 3640-490, Budget Act of 2006  
 20 (Chs. 47 and 48, Stats. 2006)  
 21 (1) 80.10.603-San Joaquin River Conservancy—Pro-  
 22 ject and acquisition  
 23  
 24

25 SEC. 142. Item 3680-001-0516 of Section 2.00 of the Budget  
 26 Act of 2011 is amended to read:

27

28 3680-001-0516—For support of Department of Boating and	
29 Waterways, payable from the Harbors and Watercraft	
30 Revolving Fund.....	17,467,000
31	17,567,000
32 Schedule:	
33 (1) 10-Boating Facilities.....	18,283,000
34	18,383,000
35 (2) 20-Boating Operations.....	8,757,000
36 (3) 30-Beach Erosion Control.....	355,000
37 (4) 40.01-Administration.....	2,313,000
38 (5) 40.02-Distributed Administration.....	-2,313,000
39 (6) Reimbursements.....	-15,000

1	(7) Amount payable from the Federal Trust	
2	Fund (Item 3680-001-0890).....	-9,768,000
3	(8) Less funding provided by capital out-	
4	lay.....	-145,000
5	Provisions:	
6	1. Notwithstanding Section 85.2 of the Harbors and	
7	Navigation Code, \$355,000 of the funds appropriated	
8	in this item shall be expended for support of the Beach	
9	Erosion Control program.	
10	2. Notwithstanding any other provision of law, \$300,000	
11	of the funds appropriated in Schedule (1) may be used	
12	for emergency repairs.	

13  
14 *SEC. 143. Item 3680-101-0516 of Section 2.00 of the Budget*  
15 *Act of 2011 is amended to read:*

16		
17	3680-101-0516—For local assistance, Department of Boating	
18	and Waterways, payable from the Harbors and Watercraft	
19	Revolving Fund.....	<del>11,465,000</del>
20		26,160,000

21	Schedule:	
22	(1) 10-Boating Facilities.....	2,943,000
23		17,638,000
24	(a) Launching Facility	
25	Grants.....	<del>(1,000,000)</del>
26		(11,195,000)
27	(1) Channel Islands	
28	BLF.....	(4,510,000)
29	(2) Santa Barbara	
30	BLF.....	(350,000)
31	(3) Glorietta Bay	
32	BLF.....	(630,000)
33	(4) Santa Margarita	
34	Lake BLF.....	(540,000)
35	(5) Lake Isabella	
36	BLF.....	(470,000)
37	(6) Redbud BLF.....	(945,000)
38	(7) M a y f l o w e r	
39	BLF.....	(620,000)

1	(8) Sandy Beach		
2	BLF.....	(60,000)	
3	(9) Ramp Repair &		
4	Modification.....	(500,000)	
5	(10) Non-Motorized		
6	Boat Launching		
7	Facilities.....	(300,000)	
8	(11) Floating Rest-		
9	rooms.....	(300,000)	
10	(12) Signs.....	(20,000)	
11	(13) Statewide Re-		
12	assessed Pro-		
13	ject Grant		
14	Funding.....	(1,000,000)	
15	(16)		
16	(14) Reimbursement		
17	Grants.....	( <del>1,000,000</del> )	
18		(950,000)	
19	(b) Public Small Craft		
20	Harbor Loans.....	(4,500,000)	
21	(1) Santa Cruz Har-		
22	bor, Santa Cruz		
23	Port District.....	(2,500,000)	
24	(2) Santa Barbara		
25	Harbor, City of		
26	Santa Bar-		
27	bara.....	(1,700,000)	
28	(3) Statewide—Emer-		
29	gency Loans.....	(300,000)	
30	(c) Clean Vessel Act		
31	Grant Program.....	(843,000)	
32	(d) Boating Trails.....	(1,000,000)	
33	(e) Boating Infrastructure		
34	Grant Program.....	(100,000)	
35	(2) 20-Boating Operations.....	13,700,000	
36	(3) 30-Beach Erosion Control.....	2,005,000	
37	(4) Reimbursements.....	-1,000,000	
38	(5) Amount payable from the Abandoned		
39	Watercraft Abatement Fund (Item 3680-		
40	101-0577).....	-600,000	

1	(6) Amount payable from the Federal Trust	
2	Fund (Item 3680-101-0890).....	-4,443,000
3	(7) Amount payable from the Public Beach	
4	Restoration Fund (Item 3680-101-	
5	3001).....	-1,140,000
6	Provisions:	
7	1. Of the funds appropriated in Schedule (2), Program	
8	20-Boating Operations, \$10,600,000 is for boating	
9	safety and enforcement programs pursuant to Section	
10	663.7 of the Harbors and Navigation Code.	

11  
12 *SEC. 144. Item 3680-301-0516 of Section 2.00 of the Budget*  
13 *Act of 2011 is amended to read:*

14		
15	3680-301-0516—For capital outlay, Department of Boating	
16	and Waterways, payable from the Harbors and Watercraft	
17	Revolving Fund.....	4,185,000
18		7,435,000
19	Schedule:	
20	(1) 50.99.020-Minor Projects.....	4,185,000
21	(2) 50.99.010-Channel Islands Boating In-	
22	struction and Safety Center—Construc-	
23	tion.....	3,250,000
24		

25 *SEC. 145. Item 3720-001-0001 of Section 2.00 of the Budget*  
26 *Act of 2011 is amended to read:*

27		
28	3720-001-0001—For support of California Coastal Commis-	
29	sion.....	10,798,000
30	Schedule:	
31	(1) 10-Coastal Management Program.....	<del>15,684,000</del>
32		16,820,000
33	(2) 20-Coastal Energy Program.....	1,129,000
34	(3) 30.01-Administration.....	2,749,000
35	(4) 30.02-Distributed Administration.....	-2,649,000
36	(5) Reimbursements.....	-2,328,000
37	(6) Amount payable from California Beach	
38	and Coastal Enhancement Account	
39	(Item 3720-001-0371).....	-581,000

1	(6.5) Amount payable from the State Coastal	
2	Conservancy Fund (Item 3720-001-	
3	0565).....	-1,136,000
4	(7) Amount payable from the Federal Trust	
5	Fund (Item 3720-001-0890).....	-2,559,000
6	(8) Amount payable from the Coastal Act	
7	Services Fund (Item 3720-001-3123)....	-647,000

8  
9     *SEC. 146. Item 3720-001-0565 is added to Section 2.00 of the*  
10 *Budget Act of 2011, to read:*

11		
12	3720-001-0565—For support of California Coastal Commission,	
13	for payment to Item 3720-001-0001, payable from the State	
14	Coastal Conservancy Fund.....	1,136,000
15	Provisions:	
16	1. Notwithstanding any other provision of law, the funds	
17	appropriated in this item shall be available for encum-	
18	brance or expenditure until June 30, 2013.	

19  
20     *SEC. 147. Item 3760-001-0565 of Section 2.00 of the Budget*  
21 *Act of 2011 is amended to read:*

22		
23	3760-001-0565—For support of State Coastal Conservancy,	
24	payable from the State Coastal Conservancy Fund.....	<del>3,276,000</del>
25		835,000
26	Schedule:	
27	(1) 15-Coastal Resource Development.....	4,527,000
28	(2) 25-Coastal Resource Enhancement.....	6,578,000
29	(3) 90.01-Administration and Support.....	3,702,000
30	(4) 90.02-Distributed Administration.....	-3,702,000
31	(5) Reimbursements.....	-374,000
32	(6) Amount payable from the Safe Neigh-	
33	borhood Parks, Clean Water, Clean Air,	
34	and Coastal Protection Bond Fund (Item	
35	3760-001-0005).....	-1,518,000
36	(8) Amount payable from the California	
37	Environmental License Plate Fund (Item	
38	3760-001-0140).....	-1,503,000
39	(9) Amount payable from the Federal Trust	
40	Fund (Item 3760-001-0890).....	-137,000

1	(10) Amount payable from the California	
2	Clean Water, Clean Air, Safe Neighbor-	
3	hood Parks, and Coastal Protection	
4	Fund (Item 3760-001-6029).....	-2,030,000
5	(11) Amount payable from the Water Secu-	
6	rity, Clean Drinking Water, Coastal and	
7	Beach Protection Fund of 2002 (Item	
8	3760-001-6031).....	-720,000
9	(12) Amount payable from the Safe Drinking	
10	Water, Water Quality and Supply,	
11	Flood Control, River and Coastal Pro-	
12	tection Fund of 2006 (Item 3760-001-	
13	6051).....	-1,145,000
14		-2,745,000
15	(13) Amount payable from the California	
16	Ocean Protection Trust Fund (Item	
17	3760-001-6076).....	-245,000
18		-1,086,000
19	(14) Amount payable from the California	
20	Sea Otter Fund (Item 3760-001-	
21	8047).....	-157,000

- 22 Provisions:
- 23 1. Notwithstanding any other provision of law, upon ap-  
 24 proval and order of the Department of Finance, the  
 25 State Coastal Conservancy may borrow sufficient  
 26 funds from the State Coastal Conservancy Fund to  
 27 meet cashflow needs due to delays in collecting reim-  
 28 bursements. Any loan made by the Department of Fi-  
 29 nance pursuant to this provision may be made only if  
 30 the State Coastal Conservancy has a valid contract or  
 31 certification signed by the agency providing the reim-  
 32 bursements, which demonstrates that sufficient funds  
 33 will be available to repay the loan. All moneys so  
 34 transferred shall be repaid to the State Coastal Conser-  
 35 vancy Fund as soon as possible, but not later than one  
 36 year from the date of the loan.
  - 37 2. Of the funds appropriated by this act from the General  
 38 Fund, special funds, or bond funds to the State Coastal  
 39 Conservancy for local assistance or capital outlay,  
 40 upon approval of the Department of Finance, the con-

1 servancy may allocate an amount not to exceed 1.5  
2 percent of each project’s allocation to provide for the  
3 department’s costs to administer the projects.

4

5 *SEC. 148. Item 3760-001-6051 of Section 2.00 of the Budget*  
6 *Act of 2011 is amended to read:*

7

8 3760-001-6051—For support of State Coastal Conservancy,  
9 for payment to Item 3760-001-0565, payable from the  
10 Safe Drinking Water, Water Quality and Supply, Flood  
11 Control, River and Coastal Protection Fund of 2006..... 1,145,000  
12 2,745,000

13

14 *SEC. 149. Item 3760-001-6076 of Section 2.00 of the Budget*  
15 *Act of 2011 is amended to read:*

16

17 3760-001-6076—For support of State Coastal Conservancy,  
18 for payment to Item 3760-001-0565, payable from the  
19 California Ocean Protection Trust Fund..... 245,000  
20 1,086,000

21

22 *SEC. 150. Item 3760-301-0262 of Section 2.00 of the Budget*  
23 *Act of 2011 is amended to read:*

24

25 3760-301-0262—For capital outlay, State Coastal Conservancy,  
26 payable from the Habitat Conservation Fund..... 4,000,000  
27 Schedule:

- 28 (1) 80.93.025-Coastal Resource Enhance-  
29 ment..... 8,000,000
- 30 (2) Reimbursements..... -4,000,000

31 Provisions:

- 32 1. (a) The State Coastal Conservancy shall not enter  
33 into a grant contract with a nonprofit organization  
34 or local government for property acquisition un-  
35 less the grant contract provides a reversionary  
36 interest to the state that specifies that the property  
37 shall not revert to the state without review and  
38 approval by the State Coastal Conservancy and  
39 the State Public Works Board.

- 1 (b) The State Coastal Conservancy shall not enter  
2 into a grant contract with a nonprofit organization  
3 or local government for property acquisition that  
4 provides for a state leasehold interest in property  
5 acquired by a nonstate public agency with grant  
6 funds of the State Coastal Conservancy unless the  
7 Director of General Services approves the lease  
8 terms.
- 9 (c) Except for the above, the expenditures of funds  
10 for grants to nonstate public agencies and nonprof-  
11 it organizations shall be exempt from State Public  
12 Works Board review.
- 13 2. The funds appropriated in this item are available for  
14 encumbrance for either capital outlay or local assis-  
15 tance without regard to fiscal year. ~~The term capital~~  
16 ~~outlay as used in conjunction with this appropriation~~  
17 ~~means the acquisition, design or construction of im-~~  
18 ~~provements on land owned, or leased, by the state.~~
- 19 3. Notwithstanding any other provision of law, upon ap-  
20 proval and order of the Department of Finance, the  
21 State Coastal Conservancy may borrow sufficient  
22 funds from the State Coastal Conservancy Fund to  
23 meet cashflow needs due to delays in collecting reim-  
24 bursements. Any loan made by the Department of Fi-  
25 nance pursuant to this provision may be made only if  
26 the State Coastal Conservancy has a valid contract or  
27 certification signed by the agency providing the reim-  
28 bursements, which demonstrates that sufficient funds  
29 will be available to repay the loan. All moneys so  
30 transferred shall be repaid to the State Coastal Conser-  
31 vancy Fund as soon as possible, but not later than one  
32 year from the date of the loan.
- 33 4. Funds appropriated in this item are in lieu of the  
34 amount that otherwise would have been appropriated  
35 for the State Coastal Conservancy, pursuant to subdivi-  
36 sion (b) of Section 2787 of the Fish and Game Code.

37  
38 *SEC. 151. Item 3760-301-0371 of Section 2.00 of the Budget*  
39 *Act of 2011 is amended to read:*

1	3760-301-0371—For capital outlay, State Coastal Conservancy,	
2	payable from the California Beach and Coastal Enhance-	
3	ment Account, California Environmental License Plate	
4	Fund.....	370,000
5	Schedule:	
6	(1) 80.18.030-Public Access.....	770,000
7	(2) Reimbursements.....	-400,000
8	Provisions:	
9	1. (a) The State Coastal Conservancy may not enter into	
10	a grant contract with a nonprofit organization or	
11	local government for property acquisition unless	
12	the grant contract provides a reversionary interest	
13	to the state that specifies that the property shall	
14	not revert to the state without review and approval	
15	by the State Coastal Conservancy and the State	
16	Public Works Board.	
17	(b) The State Coastal Conservancy may not enter into	
18	a grant contract with a nonprofit organization or	
19	local government for property acquisition that	
20	provides for a state leasehold interest in property	
21	acquired by a nonstate public agency with grant	
22	funds of the State Coastal Conservancy unless the	
23	Director of General Services approves the lease	
24	terms.	
25	(c) Except for the above, the expenditure of funds for	
26	grants to nonstate public agencies and nonprofit	
27	organizations is exempt from State Public Works	
28	Board review.	
29	2. The funds appropriated in this item are available for	
30	encumbrance for either capital outlay or local assis-	
31	tance until June 30, 2014. <del>The term capital outlay as</del>	
32	<del>used in conjunction with this appropriation means the</del>	
33	<del>acquisition, design or construction of improvements</del>	
34	<del>on land owned, or leased, by the state.</del>	

35  
36 *SEC. 152. Item 3760-301-0565 of Section 2.00 of the Budget*  
37 *Act of 2011 is amended to read:*

1	3760-301-0565—For capital outlay, State Coastal Conservancy,	
2	payable from the State Coastal Conservancy Fund.....	800,000
3		1,100,000

4 Schedule:

5	(1) 80.18.030-Public Access.....	1,600,000
6		1,900,000
7	(2) Reimbursements.....	-800,000

8 Provisions:

9 1. The funds appropriated in this item are conditioned

10 upon all of the following:

11 (a) The State Coastal Conservancy may not enter into

12 a grant contract with a nonprofit organization or

13 local government for property acquisition unless

14 the grant contract provides a reversionary interest

15 to the state that specifies that the property shall

16 not revert to the state without review and approval

17 by the State Coastal Conservancy and the State

18 Public Works Board.

19 (b) The State Coastal Conservancy may not enter into

20 a grant contract with a nonprofit organization or

21 local government for property acquisition that

22 provides for a state leasehold interest in property

23 acquired by a nonstate public agency with grant

24 funds of the State Coastal Conservancy unless the

25 Director of General Services approves the lease

26 terms.

27 (c) Except for the above, the expenditures of funds

28 for grants to nonstate public agencies and nonprof-

29 it organizations shall be exempt from State Public

30 Works Board review.

31 2. The amount appropriated in this item is available for

32 encumbrance for either capital outlay or local assis-

33 tance until June 30, 2014. ~~The term capital outlay as~~

34 ~~used in conjunction with this appropriation means the~~

35 ~~acquisition, design or construction of improvements~~

36 ~~on land owned, or leased, by the state.~~

37

38 *SEC. 153. Item 3760-301-0593 of Section 2.00 of the Budget*

39 *Act of 2011 is amended to read:*

1	3760-301-0593—For capital outlay, State Coastal Conservancy,	
2	payable from the Coastal Access Account, State Coastal	
3	Conservancy Fund.....	500,000
4	Schedule:	
5	(1) 80.18.030-Public Access.....	1,000,000
6	(2) Reimbursements.....	-500,000
7	Provisions:	
8	1. (a) The State Coastal Conservancy may not enter into	
9	a grant contract with a nonprofit organization or	
10	local government for property acquisition unless	
11	the grant contract provides a reversionary interest	
12	to the state that specifies that the property shall	
13	not revert to the state without review and approval	
14	by the State Coastal Conservancy and the State	
15	Public Works Board.	
16	(b) The State Coastal Conservancy may not enter into	
17	a grant contract with a nonprofit organization or	
18	local government for property acquisition that	
19	provides for a state leasehold interest in property	
20	acquired by a nonstate public agency with grant	
21	funds of the State Coastal Conservancy unless the	
22	Director of General Services approves the lease	
23	terms.	
24	(c) Except for the above, the expenditure of funds for	
25	grants to nonstate public agencies and nonprofit	
26	organizations is exempt from State Public Works	
27	Board review.	
28	2. The funds appropriated in this item are available for	
29	encumbrance for either capital outlay or local assis-	
30	tance until June 30, 2014. <del>The term capital outlay as</del>	
31	<del>used in conjunction with this appropriation means the</del>	
32	<del>acquisition, design, or construction of improvements</del>	
33	<del>on land owned, or leased, by the state.</del>	
34		
35	<i>SEC. 154. Item 3760-301-0890 of Section 2.00 of the Budget</i>	
36	<i>Act of 2011 is amended to read:</i>	
37		
38	3760-301-0890—For capital outlay, State Coastal Conservancy,	
39	payable from the Federal Trust Fund.....	6,000,000

1 Schedule:  
 2 (1) 80.97.030-Conservancy Programs..... 6,000,000

3 Provisions:

4 1. (a) The State Coastal Conservancy shall not enter  
 5 into a grant contract with a nonprofit organization  
 6 or local government for property acquisition un-  
 7 less the grant contract provides a reversionary  
 8 interest to the state that specifies that the property  
 9 shall not revert to the state without review and  
 10 approval by the State Coastal Conservancy and  
 11 the State Public Works Board.

12 (b) The State Coastal Conservancy shall not enter  
 13 into a grant contract with a nonprofit organization  
 14 or local government for property acquisition that  
 15 provides for a state leasehold interest in property  
 16 acquired by a nonstate public agency with grant  
 17 funds of the State Coastal Conservancy unless the  
 18 Director of General Services approves the lease  
 19 terms.

20 (c) Except for the above, the expenditures of funds  
 21 for grants to nonstate public agencies and nonprof-  
 22 it organizations shall be exempt from State Public  
 23 Works Board review.

24 2. The funds appropriated in this item are available for  
 25 encumbrance for either capital outlay or local assis-  
 26 tance until June 30, 2014. ~~The term capital outlay as~~  
 27 ~~used in conjunction with this appropriation means the~~  
 28 ~~acquisition, design or construction of improvements~~  
 29 ~~on land owned, or leased, by the state.~~

31 *SEC. 155. Item 3760-301-6051 of Section 2.00 of the Budget*  
 32 *Act of 2011 is amended to read:*

34 3760-301-6051—For capital outlay, State Coastal Conservancy,  
 35 payable from the Safe Drinking Water, Water Quality and  
 36 Supply, Flood Control, River and Coastal Protection Fund  
 37 of 2006..... 0

38 Schedule:

39 (1) 80.97.030-Conservancy Programs..... 1,534,000

40 (2) Reimbursements..... -1,534,000

- 1 Provisions:
- 2 1. The funds appropriated in this item are conditioned
- 3 upon all of the following:
- 4 (a) The State Coastal Conservancy may not enter into
- 5 a grant contract with a nonprofit organization or
- 6 local government for property acquisition unless
- 7 the grant contract provides a reversionary interest
- 8 to the state that specifies that the property shall
- 9 not revert to the state without review and approval
- 10 by the State Coastal Conservancy and the State
- 11 Public Works Board.
- 12 (b) The State Coastal Conservancy may not enter into
- 13 a grant contract with a nonprofit organization or
- 14 local government for property acquisition that
- 15 provides for a state leasehold interest in property
- 16 acquired by a nonstate public agency with grant
- 17 funds of the State Coastal Conservancy unless the
- 18 Director of General Services approves the lease
- 19 terms.
- 20 (c) Except for the above, the expenditure of funds for
- 21 grants to nonstate public agencies and nonprofit
- 22 organizations is exempt from State Public Works
- 23 Board review.
- 24 2. The amount appropriated in this item is available for
- 25 encumbrance for either capital outlay or local assis-
- 26 tance until June 30, 2014. ~~The term capital outlay as~~
- 27 ~~used in conjunction with this appropriation means the~~
- 28 ~~acquisition, design or construction of improvements~~
- 29 ~~on land owned, or leased, by the state.~~
- 30

31 *SEC. 156. Item 3760-301-6076 of Section 2.00 of the Budget*

32 *Act of 2011 is amended to read:*

33

34 3760-301-6076—For capital outlay, State Coastal Conservancy,

35 payable from the California Ocean Protection Trust

36 Fund..... 0

37 Schedule:

38 (1) 80.07.070-Ocean Protection Council.... 766,000

39 (2) Reimbursements..... -766,000

Provisions:

- 1. The funds appropriated in this item are conditioned upon all of the following:
  - (a) The State Coastal Conservancy may not enter into a grant contract with a nonprofit organization or local government for property acquisition unless the grant contract provides a reversionary interest to the state that specifies that the property shall not revert to the state without review and approval by the State Coastal Conservancy and the State Public Works Board.
  - (b) The State Coastal Conservancy may not enter into a grant contract with a nonprofit organization or local government for property acquisition that provides for a state leasehold interest in property acquired by a nonstate public agency with grant funds of the State Coastal Conservancy unless the Director of General Services approves the lease terms.
  - (c) Except for the above, the expenditure of funds for grants to nonstate public agencies and nonprofit organizations is exempt from State Public Works Board review.
- 2. The amount appropriated in this item is available for encumbrance for either capital outlay or local assistance until June 30, 2014. ~~The term capital outlay as used in conjunction with this appropriation means the acquisition, design or construction of improvements on land owned, or leased, by the state.~~

*SEC. 157. Item 3790-001-0235 of Section 2.00 of the Budget Act of 2011 is amended to read:*

3790-001-0235—For support of Department of Parks and Recreation, for payment to Item 3790-001-0392, payable from the Public Resources Account, Cigarette and Tobacco Products Surtax Fund.....	9,024,000
	9,122,000

1 SEC. 158. Item 3790-001-0392 of Section 2.00 of the Budget  
 2 Act of 2011 is amended to read:

3  
 4 3790-001-0392—For support of Department of Parks and  
 5 Recreation, payable from the State Parks and Recreation  
 6 Fund..... ~~134,403,000~~  
 7 *141,483,000*

8 Schedule:

- 9 (1) For support of Department of Parks  
 10 and Recreation..... ~~412,469,000~~  
 11 *419,647,000*
- 12 (2) Reimbursements..... -33,182,000
- 13 (3) Less funding provided by capital out-  
 14 lay..... -4,000,000
- 15 (3.5) Amount payable from the General  
 16 Fund (Item 3790-001-0001)..... -118,695,000
- 17 (4) Amount payable from the Safe Neigh-  
 18 borhood Parks, Clean Water, Clean Air,  
 19 and Coastal Protection Bond Fund (Item  
 20 3790-001-0005)..... -3,397,000
- 21 (5) Amount payable from the Safe Neigh-  
 22 borhood Parks, Clean Water, Clean Air,  
 23 and Coastal Protection Bond Fund (Item  
 24 3790-003-0005)..... -688,000
- 25 (6) Amount payable from the California  
 26 Environmental License Plate Fund (Item  
 27 3790-001-0140)..... -3,131,000
- 28 (7) Amount payable from the Public Re-  
 29 sources Account, Cigarette and Tobacco  
 30 Products Surtax Fund (Item 3790-001-  
 31 0235)..... ~~-9,024,000~~  
 32 *-9,122,000*
- 33 (8) Amount payable from the Off-Highway  
 34 Vehicle Trust Fund (Item 3790-001-  
 35 0263)..... -62,167,000
- 36 (9) Amount payable from the Winter  
 37 Recreation Fund (Item 3790-001-  
 38 0449)..... -369,000

1	(10) Amount payable from the Harbors and	
2	Watercraft Revolving Fund (Item 3790-	
3	001-0516).....	-2,101,000
4	(11) Amount payable from the Federal Trust	
5	Fund (Item 3790-001-0890).....	-7,372,000
6	(12) Amount payable from the California	
7	Main Street Program Fund (Item 3790-	
8	001-3077).....	-175,000
9	(13) Amount payable from the California	
10	Clean Water, Clean Air, Safe Neighbor-	
11	hood Parks, and Coastal Protection	
12	Fund (Item 3790-001-6029).....	-4,727,000
13	(14) Amount payable from the Water Secu-	
14	rity, Clean Drinking Water, Coastal and	
15	Beach Protection Fund of 2002 (Item	
16	3790-001-6031).....	-371,000
17	(15) Amount payable from the Safe Drinking	
18	Water, Water Quality and Supply,	
19	Flood Control, River and Coastal Pro-	
20	tection Fund of 2006 (Item 3790-001-	
21	6051).....	-7,229,000
22	(16) Amount payable from the Safe Drink-	
23	ing Water, Water Quality and Supply,	
24	Flood Control, River and Coastal Pro-	
25	tection Fund of 2006 (Item 3790-003-	
26	6051).....	-21,316,000
27	(17) Amount payable from Disaster Prepared-	
28	ness and Flood Prevention Bond Fund	
29	of 2006 (Item 3790-001-6052).....	-122,000

30 Provisions:

31 1. Of the funds appropriated in this act from special

32 funds, other than the Off-Highway Vehicle Trust Fund

33 and bond funds, to the Department of Parks and

34 Recreation for local assistance grants to local agencies,

35 the department may allocate an amount not to exceed

36 3.7 percent of each project’s allocation, except to the

37 extent otherwise restricted by law, to allow the depart-

38 ment to administer its grants. Those funds shall be

39 available for encumbrance or expenditure until June

40 30, 2017.

- 1       2. It is the intent of the Legislature that salaries, wages,  
2       operating expenses, and positions associated with im-  
3       plementing specific Department of Parks and Recre-  
4       ation capital outlay projects continue to be funded  
5       through capital outlay appropriations, and that these  
6       funds should also be reflected in the department's state  
7       operations budget in the Governor's Budget as a spe-  
8       cial item of expense reflecting the funding provided  
9       from the capital outlay appropriations.
- 10       3. Notwithstanding any other provision of law, the Direc-  
11       tor of Finance may authorize a loan from the General  
12       Fund, in an amount not to exceed 35 percent of reim-  
13       bursements appropriated in this item to the Department  
14       of Parks and Recreation, provided that:
  - 15       (a) The loan is to meet cash needs resulting from the  
16       delay in receipt of reimbursements for services  
17       provided.
  - 18       (b) The loan is for a short term and shall be repaid  
19       by September 30, 2012.
  - 20       (c) Interest charges may be waived pursuant to subdi-  
21       vision (e) of Section 16314 of the Government  
22       Code.
  - 23       (d) The Director of Finance may not approve the loan  
24       unless the approval is made in writing and filed  
25       with the Chairperson of the Joint Legislative  
26       Budget Committee and the chairpersons of the  
27       committees in each house of the Legislature that  
28       consider appropriations not later than 30 days  
29       prior to the effective date of the approval, or not  
30       sooner than whatever lesser time that the chairper-  
31       son of the joint committee, or his or her designee,  
32       may determine.
- 33       4. The Department of Parks and Recreation is authorized  
34       to enter into a contract for fee collection and other  
35       services required by the department with a cooperative  
36       association that has and will continue to fund state  
37       employees on an ongoing basis.
- 38       5. *Of the amount appropriated in this item, \$4,530,000*  
39       *shall be available for the Public Safety Technology*  
40       *Modernization Project. No funds shall be expended*

1 *for the Public Safety Modernization Project prior to*  
2 *the California Technology Agency's approval of the*  
3 *project's Special Project Report, and not sooner than*  
4 *60 days after notification in writing of the necessity*  
5 *therefor is provided to the chairpersons of the fiscal*  
6 *committees of the Legislature, the members of Senate*  
7 *Budget and Fiscal Review Subcommittee #2, and the*  
8 *Chairperson of the Joint Legislative Budget Commit-*  
9 *tee, or not sooner than whatever lesser time the*  
10 *chairperson of the joint committee, or his or her de-*  
11 *signee, may determine. This notification shall include,*  
12 *but not be limited to, the cost of the project, a list of*  
13 *project partners and their funding contributions, Cal-*  
14 *ifornia Technology Agency project review and recom-*  
15 *mendations, and an analysis of alternatives including*  
16 *those for consolidation of the project.*

17 6. *No funds appropriated in this item shall be expended*  
18 *for the Angel Island Concession Agreements Request*  
19 *for Proposal (RFP) sooner than 30 days after notifica-*  
20 *tion in writing of the necessity therefor is provided to*  
21 *the chairpersons of the fiscal committees of the Legis-*  
22 *lature, the members of Senate Budget and Fiscal Re-*  
23 *view Subcommittee #2, and the Chairperson of the*  
24 *Joint Legislative Budget Committee, or sooner than*  
25 *whatever lesser time the chairperson of the joint*  
26 *committee, or his or her designee, may determine. This*  
27 *notification shall include, but not be limited to, the*  
28 *feasibility study for Angel Island Concessions, the*  
29 *RFP, and alternative public access routes and their*  
30 *funding contributions.*

31 7. *The Department of Parks and Recreation shall not*  
32 *enter into a new concession agreement for Angel Is-*  
33 *land State Park for any new or revised ferry services*  
34 *without first submitting these proposals to the Legisla-*  
35 *ture in the course of the normal budget process for*  
36 *review and approval.*

37 8. *Of the amount appropriated in this item, \$750,000 is*  
38 *authorized to institute a park entrance pilot project,*  
39 *including iron rangers and appropriate signage, oper-*  
40 *ating expenses, and equipment.*

SEC. 159. Item 3790-101-6029 of Section 2.00 of the Budget Act of 2011 is repealed.

3790-101-6029—For local assistance, Department of Parks and Recreation, payable from the California Clean Water, Clean Air, Safe Neighborhood Parks, and Coastal Protection Fund.....	33,409,000
---	------------

Schedule:

(1) 80.25-Recreational Grants.....	33,409,000
------------------------------------	------------

(a) Roberti-Z'berg-Harris.....	(14,372,000)
--------------------------------	--------------

(b) California Youth Soccer and Recreation Development Program.....	(11,370,000)
---	--------------

(c) State Urban Parks and Healthy Communities Act.....	(7,667,000)
--	-------------

Provisions:

1. The amounts displayed in this item represent the balances as of September 30, 2010. The Director of Finance may adjust these amounts to account for expenditures made prior to July 1, 2011.
2. Funds available in Schedule (1)(a) shall be allocated consistent with the balance available at time of reversion of Schedule (1)(a) of Item 3790-101-6029, Budget Act of 2004 (Ch. 208, Stats. 2004), and allocated pursuant to the provisions of the Roberti-Z'berg-Harris Grants at the time of the original appropriation.
3. Funds available in Schedule (1)(b) shall be allocated consistent with the balance available at time of reversion of Schedule (1)(b) of Item 3790-101-6029, Budget Act of 2004 (Ch. 208, Stats. 2004), and allocated pursuant to the provisions of the California Youth Soccer and Recreation Development Program at the time of the original appropriation.
4. Funds available in Schedule (1)(c) shall be allocated consistent with the balance available at time of reversion of Schedule (1)(c) of Item 3790-101-6029, Budget

1 Act of 2004 (Ch. 208, Stats. 2004), and allocated pur-  
 2 suant to the provisions of the State Urban Parks and  
 3 Healthy Communities Act at the time of the original  
 4 appropriation.

5  
 6 *SEC. 160. Item 3790-102-6029 of Section 2.00 of the Budget*  
 7 *Act of 2011 is repealed.*

8  
 9 ~~3790-102-6029—For local assistance, Department of Parks and~~  
 10 ~~Recreation, payable from the California Clean Water, Clean~~  
 11 ~~Air, Safe Neighborhood Parks, and Coastal Protection~~  
 12 ~~Fund, to be available for expenditure until June 30, 2012.... 16,669,000~~

13 ~~Schedule:~~

14	<del>(1) 80.25-Recreational Grants.....</del>	<del>10,138,000</del>
15	<del>(a) Per-Capita Grants.....</del>	<del>(7,022,000)</del>
16	<del>(1) County of Inyo.....</del>	<del>(1,041,000)</del>
17	<del>(2) City of Encini-</del>	
18	<del>tas.....</del>	<del>(264,000)</del>
19	<del>(3) County of Sacra-</del>	
20	<del>mento.....</del>	<del>(390,000)</del>
21	<del>(4) Rio Linda/Elverta</del>	
22	<del>RPD.....</del>	<del>(169,000)</del>
23	<del>(5) County of</del>	
24	<del>Lassen.....</del>	<del>(693,000)</del>
25	<del>(6) County of Sut-</del>	
26	<del>ter.....</del>	<del>(59,000)</del>
27	<del>(7) City of Los Ange-</del>	
28	<del>les, Riverside</del>	
29	<del>Park Outdoor De-</del>	
30	<del>velopment.....</del>	<del>(75,000)</del>
31	<del>(8) County of</del>	
32	<del>Amador.....</del>	<del>(629,000)</del>
33	<del>(9) County of Mod-</del>	
34	<del>oc.....</del>	<del>(852,000)</del>
35	<del>(10) City of San</del>	
36	<del>Jose.....</del>	<del>(30,000)</del>
37	<del>(11) County of Sier-</del>	
38	<del>ra.....</del>	<del>(818,000)</del>

1	(12) Del Rio Woods	
2	Recreation and	
3	Park District.....	(166,000)
4	(13) City of Fresno.....	(1,836,000)
5	(b) Roberti-Z'berg Har-	
6	ris Grants.....	(3,116,000)
7	(1) City of Encini-	
8	tas.....	(163,000)
9	(2) County of Sacra-	
10	mento.....	(282,000)
11	(3) City of Los Ange-	
12	les, — Riverside	
13	Park Outdoor De-	
14	velopment.....	(75,000)
15	(4) City of Los Ange-	
16	les, Tierra de la	
17	Culebra Park.....	(204,000)
18	(5) City of San	
19	Jose.....	(2,392,000)
20	(2) 80.28-Local Projects.....	6,531,000
21	(a) Urban Park	
22	Grants.....	(4,166,000)
23	(1) City of El	
24	Monte.....	(600,000)
25	(2) Boys and Girls	
26	Club of Holly-	
27	wood.....	(2,153,000)
28	(3) City of Los Ange-	
29	les, — Riverside	
30	Park Outdoor De-	
31	velopment.....	(1,413,000)
32	(b) City of Los Angeles	
33	Parks.....	(2,365,000)
34	(1) Benny Potter	
35	West Adams Park	
36	UA Play-	
37	ground.....	(512,000)
38	(2) Ken Malloy Re-	
39	gional UA Play-	
40	ground.....	(733,000)

(3) Hansen—Dam  
 Skate Park..... (1,120,000)

Provisions:

1. The amounts displayed in this item represent the balances as of December 31, 2010. The Director of Finance may adjust these amounts to account for expenditures made prior to July 1, 2011.
2. Funds available in Schedule (1)(a) shall be allocated consistent with the balance available at time of reversion of Schedule (1)(a) of Item 3790-101-6029, Budget Act of 2003 (Ch. 157, Stats. 2003), and allocated pursuant to the provisions of the per capita grants at the time of the original appropriation.
3. Funds available in Schedule (1)(b) shall be allocated consistent with the balance available at time of reversion of Schedule (1)(b) of Item 3790-101-6029, Budget Act of 2003 (Ch. 157, Stats. 2003), and allocated pursuant to the provisions of the Roberti-Z'berg Harris grants at the time of the original appropriation.
4. Funds available in Schedule (2)(a) shall be allocated consistent with the balance available at time of reversion of Schedule (1)(a) of Item 3790-101-6029, Budget Act of 2002 (Ch. 379, Stats. 2002), as reappropriated by Item 3790-490, Budget Act of 2004 (Ch. 208, Stats. 2004), as reappropriated by Item 3790-492, Budget Act of 2010 (Ch. 712, Stats. 2010), and as allocated pursuant to the provisions of the Urban Park grants at the time of the original appropriation.
5. Funds available in Schedule (2)(b)(1) and (2)(b)(2) shall be allocated consistent with the balance available at time of reversion of paragraph (1) of subdivision (b) of Section 4 of Chapter 1126 of the Statutes of 2002, as reappropriated by Item 3790-492, Budget Act of 2010 (Ch. 712, Stats. 2010), to the City of Los Angeles for acquisition and development of local parks, and allocated pursuant to the provisions at the time of the original appropriation.
6. Funds available in Schedule (2)(b)(3) shall be allocated consistent with the balance available at time of reversion of subparagraph (D) of paragraph (4) of Chapter

1           ~~1126 of the Statutes of 2002, as reappropriated by Item~~  
 2           ~~3790-492, Budget Act of 2010 (Ch. 712, Stats. 2010);~~  
 3           ~~to the City of Los Angeles for the Hansen Dam~~  
 4           ~~Recreation Area, and allocated pursuant to the provi-~~  
 5           ~~sions at the time of the original appropriation.~~  
 6

7           *SEC. 161. Item 3790-103-6029 is added to Section 2.00 of the*  
 8           *Budget Act of 2011, to read:*  
 9

10          3790-103-6029—*For local assistance, Department of Parks*  
 11           *and Recreation, payable from the California Clean Water,*  
 12           *Clean Air, Safe Neighborhood Parks, and Coastal Protec-*  
 13           *tion Bond Fund, to be available for expenditure until June*  
 14           *30, 2013..... 239,939,000*

15          *Schedule:*  
 16          (1) *80-Grants ..... 244,939,000*  
 17          (2) *Reimbursements..... -5,000,000*

- 18          *Provisions:*  
 19          1. *The amount appropriated in this item represents the*  
 20           *balance as of December 31, 2010, of the funds from*  
 21           *which the appropriation is made, and shall be avail-*  
 22           *able for grants previously appropriated from Proposi-*  
 23           *tion 40 funds. Local assistance grant programs for*  
 24           *which funds have previously been appropriated from*  
 25           *Proposition 40 funds, and for which the funds have*  
 26           *not yet been liquidated, are deemed to have the highest*  
 27           *priority statewide consistent with Section 5096.633 of*  
 28           *the Public Resources Code.*  
 29          2. *Notwithstanding any other provision of law, upon re-*  
 30           *quest of the Department of Parks and Recreation, and*  
 31           *approval by the Department of Finance, the Controller*  
 32           *shall augment the appropriation in this item to pay*  
 33           *costs associated with the completion of any project*  
 34           *that has received a previous appropriation of Propo-*  
 35           *sition 40 funds, and for which the funds have not yet*  
 36           *been liquidated.*  
 37          3. *No augmentation pursuant to Provision 2 shall be*  
 38           *authorized prior to 30 days after the Department of*  
 39           *Finance notifies the Joint Legislative Budget Commit-*



1 funding for construction that has not been allocated,  
2 through fund transfer or approval to proceed to bid,  
3 by the Department of Finance on or before June 30,  
4 2013, shall revert as of that date to the fund from  
5 which the appropriation was made.  
6

7 *SEC. 163. Item 3790-401 is added to Section 2.00 of the Budget*  
8 *Act of 2011, to read:*  
9

10 *3790-401—Reversion, Department of Parks and Recreation.*  
11 *Consistent with Section 5096.633 of the Public Resources*  
12 *Code, all grant funds previously appropriated from*  
13 *Proposition 40 that have not been expended by grant recip-*  
14 *ients prior to July 1, 2011, shall revert to the funds from*  
15 *which the appropriations were made.*  
16

17 *SEC. 164. Item 3790-490 of Section 2.00 of the Budget Act of*  
18 *2011 is amended to read:*  
19

20 *3790-490—Reappropriation, Department of Parks and Recre-*  
21 *ation. The amounts specified balances in the appropriations*  
22 *provided for in the following citations are reappropriated*  
23 *for the purposes and subject to the provisions, unless oth-*  
24 *erwise specified, provided for in those appropriations and*  
25 *shall be available for encumbrance or expenditure until the*  
26 *date specified:*

27 *6051—Safe Drinking Water, Water Quality and Supply,*  
28 *Flood Control, River and Coastal Protection Fund of 2006*

29 (1) *Item 3790-002-6051, Budget Act of 2007 (Chs. 171*  
30 *and 172, Stats. 2007) as amended by Section 2 of*  
31 *Chapter 1, Third Extraordinary Session, Statutes of*  
32 *2008 for support of the Department of Parks and*  
33 *Recreation shall be available for encumbrance or ex-*  
34 *penditure until June 30, 2013.*

35 (2) *Item 3790-002-6051, Budget Act of 2008 (Chs. 268*  
36 *and 269, Stats. 2008) for support of the Department*  
37 *of Parks and Recreation shall be available for encum-*  
38 *brance or expenditure until June 30, 2013.*  
39

1     *SEC. 165. Item 3790-491 of Section 2.00 of the Budget Act of*  
2     *2011 is amended to read:*

3  
4     3790-491—Reappropriation, Department of Parks and Recre-  
5     ation. The balances of the appropriations provided in the  
6     following citations are reappropriated for the purposes and  
7     subject to the limitations, unless otherwise specified, pro-  
8     vided in the following appropriations:

9     0005—Safe Neighborhood Parks, Clean Water, Clean Air,  
10     and Coastal Protection Bond Fund

11     (1) Item 3790-301-0005, Budget Act of 2005 (Chs. 38  
12     and 39, Stats. 2005), as reappropriated by Item 3790-  
13     491, Budget Acts of 2006 (Chs. 47 and 48, Stats.  
14     2006), 2007 (Chs. 171 and 172, Stats. 2007), 2008  
15     (Chs. 268 and 269, Stats. 2008), 2009 (Ch. 1, 2009–10  
16     3rd Ex. Sess., as revised by Ch. 1, 2009–10 4th Ex.  
17     Sess.), and 2010 (Ch. 712, Stats. 2010)

18     (3) 90.I6.101-San Elijo SB: Replace Main Lifeguard  
19     Tower—Working drawings

20     (2) Item 3790-301-0005, Budget Act of 2006 (Chs. 47  
21     and 48, Stats. 2006), as reappropriated by 3790-491,  
22     Budget Acts of 2007 (Chs. 171 and 172, Stats. 2007),  
23     2008 (Chs. 268 and 269, Stats. 2008), 2009 (Ch. 1,  
24     2009–10 3rd Ex. Sess., as revised by Ch. 1, 2009–10  
25     4th Ex. Sess.), and 2010 (Ch. 712, Stats. 2010)

26     (3) 90.I6.101-San Elijo SB: Replace Main Lifeguard  
27     Tower—Construction and equipment

28     (3) Item 3790-301-0005, Budget Act of 2007 (Chs. 171  
29     and 172, Stats. 2007), as reappropriated by 3790-491,  
30     Budget Acts of 2008 (Chs. 268 and 269, Stats. 2008),  
31     2009 (Ch. 1, 2009–10 3rd Ex. Sess., as revised by Ch.  
32     1, 2009–10 4th Ex. Sess.), and 2010 (Ch. 712, Stats.  
33     2010)

34     (1) 90.G1.101-Crystal Cove State Beach: El Morro  
35     Mobilehome Park Conversion—Working draw-  
36     ings and construction

37     (1.5) 90.I6.101-San Elijo State Beach: Replace Main  
38     Lifeguard Tower—Construction

39     (4) Item 3790-301-0005, Budget Act of 2008 (Chs. 268  
40     and 269, Stats. 2008), as reappropriated by Item 3790-

- 1 491, Budget Acts of 2009 (Ch. 1 2009–10 3rd Ex.  
2 Sess., as revised by Ch. 1, 2009–10 4th Ex. Sess.) and  
3 2010 (Ch. 712, Stats. 2010)
- 4 (1) 90.RS.205-Statewide: State Park System—Minor  
5 projects  
6 (2) 90.EX.101-Malibu Creek SP: Restore Sepulveda  
7 Adobe—Construction
- 8 (5) *Item 3790-301-0005, Budget Act of 2009 (Ch. 1,*  
9 *2009–10 3rd Ex. Sess., as revised by Ch. 1, 2009–10*  
10 *4th Ex. Sess.), as reappropriated by Item 3790-491,*  
11 *Budget Act of 2010 (Ch. 712, Stats. 2010)*
- 12 (1) 90.RS.205-Statewide: State Park System—Minor  
13 *Projects*
- 14 0263—Off-Highway Vehicle Trust Fund
- 15 (1) Item 3790-301-0263, Budget Act of 2005 (Chs. 38  
16 and 39, Stats. 2005), as reappropriated by Item 3790-  
17 491, Budget Act of 2008 (Chs. 268 and 269, Stats.  
18 2008)
- 19 (2) 90.RS.405-Statewide: OHV Opportunity Pur-  
20 chase/Budget Package/Schematic Planning—Ac-  
21 quisition and study
- 22 (2) Item 3790-301-0263, Budget Act of 2008 (Chs. 268  
23 and 269, Stats. 2008), as reappropriated by Item 3790-  
24 491, Budget Act of 2010 (Ch. 712, Stats. 2010)
- 25 (3) 90.RS.405-Statewide: State Park System: OHV  
26 Opportunity Purchase/Pre-Budget Schematics—  
27 Study and acquisition
- 28 (3) Item 3790-301-0263, Budget Act of 2009 (Ch. 1,  
29 2009–10 3rd Ex. Sess., as revised by Ch. 1, 2009–10  
30 4th Ex. Sess.), as reappropriated by Item 3790-491,  
31 Budget Act of 2010 (Ch. 712, Stats. 2010)
- 32 (2) *90.7C.102-Oceano Dunes SVRA/Pismo State*  
33 *Beach: Visitor Center and Equipment Stor-*  
34 *age—Working drawings*
- 35 (5) 90.RS.206-Statewide: OHV Minor projects
- 36 (4) Item 3790-301-0263, Budget Act of 2010 (Ch. 712,  
37 Stats. 2010)
- 38 (1) 90.7K.103-Carnegie SVRA: Road Reconstruc-  
39 tion—Preliminary plans and working drawings

- 1 (2) 90.7C.102-Oceano Dunes SVRA/Pismo State
- 2 Beach: Visitor Center and Equipment Stor-
- 3 age—Construction
- 4 (3) 90.H7.100-Heber Dunes SVRA: Initial Develop-
- 5 ment—Working drawings
- 6 (5) 90.RS.206-Statewide: OHV Minor projects
- 7 (6) 90.6S.102-Hollister Hills SVRA: Infrastructure
- 8 and Rehabilitation—Preliminary plans
- 9 0392—State Park and Recreation Fund
- 10 (1) Item 3790-301-0392, Budget Act of 2010 (Ch. 712,
- 11 Stats. 2010)
- 12 (1) 90.5Y.104-Candlestick Point SRA: Yosemite
- 13 Slough-Public Use Improvements—Working
- 14 drawings and construction
- 15 (2) 90.FO.102-Leo Carrillo SP: Steelhead Trout
- 16 Barrier Removal—Construction
- 17 (3) 90.RS.810-Capital Outlay Projects—Acquisition,
- 18 preliminary plans, working drawings, construc-
- 19 tion, and minor projects
- 20 (4) Reimbursements-Candlestick Point SRA:
- 21 Yosemite Slough—Public Use Improvements
- 22 (5) Reimbursements-Leo Carrillo SP: Steelhead Trout
- 23 Barrier Removal
- 24 (6) Reimbursements-Statewide Capital Outlay Pro-
- 25 jects
- 26 0890—Federal Trust Fund
- 27 (1) Item 3790-301-0890, Budget Act of 2007 (Chs. 171
- 28 and 172, Stats. 2007), as reappropriated by Budget
- 29 Acts of 2008 (Chs. 268 and 269, Stats. 2008), 2009
- 30 (Ch. 1, 2009–10 3rd Ex. Sess., as revised by Ch. 1,
- 31 2009–10 4th Ex. Sess.), and 2010 (Ch. 712, Stats.
- 32 2010)
- 33 (0.5) 90.I6.101-San Elijo State Beach: Replace Main
- 34 Lifeguard Tower—Construction
- 35 (2) Item 3790-301-0890, Budget Act of 2008 (Chs. 268
- 36 and 269, Stats. 2008)
- 37 (1) 90.RS.801-Federal Trust Fund Program—Acqui-
- 38 sition, preliminary plans, working drawings, and
- 39 construction

- 1 6029—California Clean Water, Clean Air, Safe Neighbor-  
2 hood Parks, and Coastal Protection Fund
- 3 (1) Chapter 1126, Stats. 2002, as reappropriated by Item  
4 3790-491, Budget Acts of 2005 (Chs. 38 and 39, Stats.  
5 2005), 2006 (Chs. 47 and 48, Stats. 2006), 2007 (Chs.  
6 171 and 172, Stats. 2007), 2008 (Ch. 268, Stats. 2008),  
7 2009 (Ch. 1, 2009–10 3rd Ex. Sess., as revised by Ch.  
8 1, 2009–10 4th Ex. Sess.), and 2010 (Ch. 712, Stats.  
9 2010)
- 10 (2) 90.8L.101-California Indian Museum—Studies,  
11 preliminary plans, working drawings, and construc-  
12 tion
- 13 (2) Item 3790-301-6029, Budget Act of 2002 (Ch. 379,  
14 Stats. 2002), as reappropriated by Item 3790-491,  
15 Budget Acts of 2005 (Chs. 38 and 39, Stats. 2005) and  
16 2008 (Chs. 268 and 269, Stats. 2008)
- 17 (6) 90.RS.224-Statewide Acquisition-Proposition  
18 40—Acquisition
- 19 (3) Item 3790-301-6029, Budget Act of 2004 (Ch. 208,  
20 Stats. 2004), as reappropriated by Item 3790-491,  
21 Budget Acts of 2005 (Chs. 38 and 39, Stats. 2005),  
22 2006 (Chs. 47 and 48, Stats. 2006), 2007 (Chs. 171  
23 and 172, Stats. 2007), 2008 (Chs. 268 and 269, Stats.  
24 2008), 2009 (Ch. 1, 2009–10 3rd Ex. Sess., as revised  
25 by Ch. 1, 2009–10 4th Ex. Sess.), and 2010 (Ch. 712,  
26 Stats. 2010)
- 27 (2.2) 90.E4.104-Chino Hills SP: Entrance Road and  
28 Facilities—Working drawings
- 29 (4) Item 3790-301-6029, Budget Act of 2005 (Chs. 38  
30 and 39, Stats. 2005), as reappropriated by Item 3790-  
31 491, Budget Acts of 2006 (Chs. 47 and 48, Stats.  
32 2006), 2007 (Chs. 171 and 172, Stats. 2007), 2008  
33 (Chs. 268 and 269, Stats. 2008), 2009 (Ch. 1, 2009–10  
34 3rd Ex. Sess., as revised by Ch. 1, 2009–10 4th Ex.  
35 Sess.), and 2010 (Ch. 712, Stats. 2010)
- 36 (3) 90.E4.104-Chino Hills SP: Entrance Road and  
37 Facilities—Construction and equipment
- 38 (5) 90.RS.412-Statewide: State Park System Oppor-  
39 tunity and Inholding Acquisitions—Acquisition

- 1 6051—Safe Drinking Water, Water Quality and Supply,  
2 Flood Control, River and Coastal Protection Fund of 2006  
3 (1) Item 3790-301-6051, Budget Act of 2007 (Chs. 171  
4 and 172, Stats. 2007), as reappropriated by Item 3790-  
5 491, Budget Act of 2008 (Chs. 268 and 269, Stats.  
6 2008), 2009 (Ch. 1, 2009–10 3rd Ex. Sess., as revised  
7 by Ch. 1, 2009–10 4th Ex. Sess.), and 2010 (Ch. 712,  
8 Stats. 2010)  
9 (2) 90.CG.101-Pfeiffer Big Sur SP: Park Entrance  
10 and Day Use Redevelopment—Working draw-  
11 ings, construction, and equipment  
12 (3.5) 90.KZ.104-Los Angeles SHP (Cornfields):  
13 Planning and Phase I Build Out—Preliminary  
14 plans  
15 (3.7) 90.RS.412-Statewide: State Park System Oppor-  
16 tunity and Inholding Acquisitions—Acquisitions  
17 (4) Item 3790-301-6051, Budget Act of 2008 (Chs. 268  
18 and 269, Stats. 2008), as reappropriated by Item 3790-  
19 491, Budget Acts of 2009 (Ch. 1, 2009–10 3rd Ex.  
20 Sess., as revised by Ch. 1, 2009–10 4th Ex. Sess.) and  
21 2010 (Ch. 712, Stats. 2010)  
22 (2) 90.F2.103-Gaviota State Park: Coastal Trail De-  
23 velopment—Preliminary plans, working drawings,  
24 and construction  
25 (3) 90.RS.260-Statewide: Recreational Trails—Minor  
26 projects  
27 (4) 90.RS.205-Statewide: State Park System—Minor  
28 projects  
29 (5) 90.RS.235-Statewide: Volunteer Enhancement  
30 Program—Minor projects  
31 (7.5) 90.H6.102-Cuyamaca Rancho State Park:  
32 Equestrian Facilities—Working drawings  
33 (8) 90.64.101-Eastshore State Park: Brickyard  
34 Cove—Preliminary plans  
35 (7) Item 3790-301-6051, Budget Act of 2009 (Ch. 1,  
36 2009–10 3rd Ex. Sess., as revised by Ch. 1, 2009–10  
37 4th Ex. Sess.), as reappropriated by Item 3790-491,  
38 Budget Act of 2010 (Ch. 712, Stats. 2010)  
39 (1) 90.64.101-Eastshore SP: Brickyard Cove Devel-  
40 opment—Working drawings

- 1 (2) 90.6F.104-Angel Island SP: Immigration Station
- 2 Hospital Rehabilitation—Preliminary plans
- 3 (3) 90.8G.104-Marshall Gold Discovery SHP: Park
- 4 Improvement—Working drawings
- 5 (5) 90.CT.100-Fort Ord Dunes SP: New Campground
- 6 and Beach Access—Preliminary plans
- 7 (6) 90.EF.101-El Capitan SB: Construct New Life-
- 8 guard Headquarters—Preliminary plans
- 9 (7) 90.FO.102-Leo Carrillo SP: Steelhead Trout
- 10 Barrier Removal—Preliminary plans and working
- 11 drawings
- 12 (8) 90.GG.102-Silverwood Lake SRA: Nature Center
- 13 Exhibits—Preliminary plans and working draw-
- 14 ings
- 15 (9) 90.H6.102-Cuyamaca Rancho SP: Equestrian
- 16 Facilities—Construction
- 17 (10) 90.IJ.103-Old Town San Diego SHP: Building
- 18 Demolition and Immediate Public Use Facili-
- 19 ties—Preliminary plans
- 20 (11) 90.KZ.104-Los Angeles SHP: Site Develop-
- 21 ment/Planning and Phase I Build Out—Working
- 22 drawings
- 23 (13) 90.RS.260-Statewide: Recreational Trails Pro-
- 24 gram—Minor projects
- 25 (15) 90.RS.205-Statewide: State Park System Minor
- 26 Capital Outlay Program—Minor projects
- 27 (16) 90.RS.235-Statewide: Volunteer Enhancement
- 28 Program—Minor projects
- 29 (19) Reimbursement-Leo Carrillo SP: Steelhead Trout
- 30 Barrier Removal
- 31 (8) Item 3790-301-6051, Budget Act of 2010 (Ch. 712,
- 32 Stats. 2010)
- 33 (2) 90.8G.104-Marshall Gold Discovery SHP: Park
- 34 Improvements—Construction
- 35 (5) 90.GG.102-Silverwood Lake SRA: Nature Center
- 36 Exhibits—Construction and equipment
- 37

38 *SEC. 166. Item 3790-492 of Section 2.00 of the Budget Act of*  
 39 *2011 is amended to read:*

1 3790-492—Reappropriation, Department of Parks and Recreation. Notwithstanding any other provision of law, the period to liquidate encumbrances in the following citations is extended to June 30, 2012:

2 0005—Safe Neighborhood Parks, Clean Water, Clean Air, and Coastal Protection Bond Fund

3 (1) Up to \$2,482,845 to the City of Encinitas in Item 3790-101-0005, Budget Act of 2001 (Ch. 106, Stats. 2001), as reappropriated by Item 3790-490 and reverted by Item 3790-497, Budget Act of 2007 (Chs. 171 and 172, Stats. 2007), as reappropriated by Item 3790-492, Budget Act of 2008 (Chs. 268 and 269, Stats. 2008), as reappropriated by Item 3790-494 and reverted by Item 3790-497, Budget Act of 2009 (Ch. 1, 2009–10 3rd Ex. Sess., as revised by Ch. 1, 2009–10 4th Ex. Sess.), and as reappropriated by Item 3790-492, Budget Act of 2010 (Ch. 712, Stats. 2010)

4 (1) 80.25-Recreational Grants

5 (a) Local Agencies operating park units

6 ~~6029—California Clean Water, Clean Air, Safe Neighborhood Parks, and Coastal Protection Fund~~

7 ~~(1) Up to \$10,440,820 to the City and County of San Francisco for Golden Gate Park in paragraph (6) of subdivision (b) of Section 4 of Chapter 1126 of the Statutes of 2002, as reappropriated by Item 3790-494, Budget Act of 2009 (Ch. 1, 2009–10 3rd Ex. Sess., as revised by Ch. 1, 2009–10 4th Ex. Sess.)~~

8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28  
29 *SEC. 167. Item 3790-493 is added to Section 2.00 of the Budget Act of 2011, to read:*

30  
31  
32 *3790-493—Reappropriation, Department of Parks and Recreation. Notwithstanding any other provision of law, the period to liquidate encumbrances of the amounts specified in the following citations is extended to June 30, 2012:*

33 *0001—General Fund*

34 *(1) Up to \$163,000 from Item 3790-001-0001, Budget Act of 2008 (Chs. 268 and 269, Stats. 2008), for support of the Department of Parks and Recreation*

1     *SEC. 168. Item 3790-494 is added to Section 2.00 of the Budget*  
 2     *Act of 2011, to read:*

3  
 4     3790-494—*Reappropriation, Department of Parks and Recre-*  
 5     *ation. The amounts specified in the following citations are*  
 6     *reappropriated for the purposes provided for in those ap-*  
 7     *propriations and shall be available for encumbrance or*  
 8     *expenditure until June 30, 2013:*

9     0263—*Off-Highway Vehicle Trust fund*

10    (1) \$630,000 in Item 3790-001-0263, Budget Act 2008  
 11        (Ch. 268 and 269, Stats. 2008), as reappropriated by  
 12        Item 3790-490, Budget Act of 2009 (Ch. 1, 2009–10  
 13        3rd Ex. Sess., as revised by Ch. 1, 2009–10 4th Ex.  
 14        Sess.), for support of the Department of Parks and  
 15        Recreation

16    (2) \$770,000 in Item 3790-001-0263, Budget Act 2009  
 17        (Ch. 1, 2009–10 3rd Ex. Sess., as revised by Ch. 1,  
 18        2009–10 4th Ex. Sess.), as reappropriated by Item  
 19        3790-490, Budget Act 2010 (Ch. 712, Stats. 2010), for  
 20        support of the Department of Parks and Recreation

21    (3) \$220,000 in Item 3790-001-0263, Budget Act 2010  
 22        (Ch. 712, Stats. 2010), for support of the Department  
 23        of Parks and Recreation

24    *Provisions:*

25    1. *Of the amount reappropriated in this item, no funds*  
 26        *shall be expended for the Public Safety Technology*  
 27        *Modernization Project prior to the California Technol-*  
 28        *ogy Agency's approval of the project's Special Project*  
 29        *Report, and not sooner than 60 days after notification*  
 30        *in writing of the necessity therefor is provided to the*  
 31        *chairpersons of the fiscal committees of the Legisla-*  
 32        *ture, the members of Senate Budget and Fiscal Review*  
 33        *Subcommittee #2, and the Chairperson of the Joint*  
 34        *Legislative Budget Committee, or not sooner than*  
 35        *whatever lesser time the chairperson of the joint*  
 36        *committee, or his or her designee, may determine. This*  
 37        *notification shall include, but not be limited to, the*  
 38        *cost of the project, a list of project partners and their*  
 39        *funding contributions, California Technology Agency*  
 40        *project review and recommendations, and an analysis*

1           of alternatives including those for consolidation of the  
2           project.

3  
4       SEC. 169. Item 3790-496 of Section 2.00 of the Budget Act of  
5 2011 is amended to read:

6  
7 3790-496—Reversion, Department of Parks and Recreation. As  
8 of June 30, 2011, the balances of the appropriations provid-  
9 ed in the following citations shall revert to the funds from  
10 which the appropriations were made:

11 0262—Habitat Conservation Fund

12 (1) Up to \$1,944,858 from Item 3790-101-0262, Budget  
13 Act of 2007 (Chs. 171 and 172, Stats. 2007)

14 (1) 80.25-Recreational Grants

15 (2) Up to \$721,250 from Item 3790-101-0262, Budget  
16 Act of 2008 (Chs. 268 and 269, Stats. 2008)

17 (1) 80.25-Recreational Grants

18 ~~6029—California Clean Water, Clean Air, Safe Neighbor-~~  
19 ~~hood Parks, and Coastal Protection Fund~~

20 (1) ~~Item 3790-101-6029, Budget Act of 2004 (Ch. 208,~~  
21 ~~Stats. 2004)~~

22 (1) ~~80.25-Recreational Grants (a) Roberti-Z'berg-~~  
23 ~~Harris, as reappropriated by Items 3790-490 and~~  
24 ~~492, Budget Act of 2007 (Chs. 171 and 172, Stats.~~  
25 ~~2007), Item 3790-494, Budget Act of 2008 (Chs.~~  
26 ~~268 and 269, Stats. 2008), Item 3790-494, Budget~~  
27 ~~Act of 2009 (Ch. 1, Stats. 2009), and as reappro-~~  
28 ~~priated by Item 3790-492 and reverted by Item~~  
29 ~~3790-496, Budget Act of 2010 (Ch. 712, Stats.~~  
30 ~~2010)~~

31 (2) ~~Item 3790-101-6029, Budget Act of 2004 (Ch. 208,~~  
32 ~~Stats. 2004)~~

33 (1) ~~80.25-Recreational Grants (b) California Youth~~  
34 ~~Soccer and Recreation Development Program, as~~  
35 ~~reappropriated by Items 3790-490 and 492,~~  
36 ~~Budget Act of 2007 (Chs. 171 and 172, Stats.~~  
37 ~~2007), Item 3790-494, Budget Act of 2008 (Chs.~~  
38 ~~268 and 269, Stats. 2008), Item 3790-494, Budget~~  
39 ~~Act of 2009 (Ch. 1, Stats. 2009), and as reappro-~~  
40 ~~priated by Item 3790-492 and reverted by Item~~

1                   3790-496, Budget Act of 2010 (Ch. 712, Stats.  
 2                   2010)  
 3       (3) ~~Item 3790-101-6029, Budget Act of 2004 (Ch. 208,  
 4                   Stats. 2004)~~  
 5           (1) ~~80.25-Recreational Grants (c) State Urban Parks  
 6                   and Healthy Communities Act, as reappropriated  
 7                   by Items 3790-490 and 492, Budget Act of 2007  
 8                   (Chs. 171 and 172, Stats. 2007), Item 3790-494,  
 9                   Budget Act of 2008 (Chs. 268 and 269, Stats.  
 10                  2008), Item 3790-494, Budget Act of 2009 (Ch.  
 11                  1, Stats. 2009), and as reappropriated by Item  
 12                  3790-492 and reverted by Item 3790-496, Budget  
 13                  Act of 2010 (Ch. 712, Stats. 2010)~~

14  
 15       *SEC. 170. Item 3790-497 is added to Section 2.00 of the Budget*  
 16 *Act of 2011, to read:*

17  
 18       3790-497—*Reversion, Department of Parks and Recreation. As*  
 19       *of June 30, 2011, the amounts specified in the following*  
 20       *citations shall revert to the fund from which the appropri-*  
 21       *ation was made:*

- 22       0001—*General Fund*
- 23       (1) *\$2,230,000 in Item 3790-001-0001, Budget Act of 2008*  
 24       *(Ch. 268 and 269, Stats. 2008), as reappropriated by*  
 25       *Item 3790-490, Budget Act of 2009 (Ch. 1, 2009–10*  
 26       *3rd Ex. Sess., as revised by Ch. 1, 2009–10 4th Ex.*  
 27       *Sess.), for support of the Department of Parks and*  
 28       *Recreation*
  - 29       (2) *\$1,270,000 in Item 3790-001-0001, Budget Act 2009*  
 30       *(Ch. 1, 2009–10 3rd Ex. Sess., as revised by Ch. 1,*  
 31       *2009–10 4th Ex. Sess.), for support of the Department*  
 32       *of Parks and Recreation*
  - 33       (3) *\$1,030,000 in Item 3790-001-0001, Budget Act 2010*  
 34       *(Ch. 712, Stats. 2010), for support of the Department*  
 35       *of Parks and Recreation*

36  
 37       *SEC. 171. Item 3810-301-0941 of Section 2.00 of the Budget*  
 38 *Act of 2011 is amended to read:*

1 3810-301-0941—For capital outlay, Santa Monica Mountains  
2 Conservancy, payable from the Santa Monica Mountains  
3 Conservancy Fund..... 820,000  
4 Schedule:  
5 (1) 50.20-Capital Outlay and Local Assis-  
6 tance..... 820,000  
7 Provisions:  
8 1. The Santa Monica Mountains Conservancy may en-  
9 cumber funds for either capital outlay or local assis-  
10 tance grants until June 30, 2014. ~~The term capital~~  
11 ~~outlay as used in conjunction with this appropriation~~  
12 ~~means the acquisition, design or construction of im-~~  
13 ~~provements on land owned, or leased, by the state.~~  
14 2. The Santa Monica Mountains Conservancy shall pro-  
15 vide a report to the Department of Finance on dona-  
16 tions received during the prior fiscal year on or before  
17 September 1 of each year.

18  
19 *SEC. 172. Item 3810-301-6031 of Section 2.00 of the Budget*  
20 *Act of 2011 is amended to read:*

21  
22 3810-301-6031—For capital outlay, Santa Monica Mountains  
23 Conservancy, payable from the Water Security, Clean  
24 Drinking Water, Coastal and Beach Protection Fund of  
25 2002..... 578,000  
26 Schedule:  
27 (1) 50.20-Capital Outlay and Local Assis-  
28 tance..... 578,000  
29 Provisions:  
30 1. The Santa Monica Mountains Conservancy may en-  
31 cumber funds for either capital outlay or local assis-  
32 tance grants until June 30, 2014. ~~The term capital~~  
33 ~~outlay as used in conjunction with this appropriation~~  
34 ~~means the acquisition, design or construction of im-~~  
35 ~~provements on land owned, or leased, by the state.~~  
36 The conservancy shall not encumber funds for any  
37 grant not previously approved by the office of the At-  
38 torney General.  
39 2. The Santa Monica Mountains Conservancy shall issue  
40 grants from this appropriation only in accordance with

1 the General Obligation Bond Law and the specific  
 2 provisions of the bond funds from which appropria-  
 3 tions have been made, and according to advice it has  
 4 received from the office of the Attorney General, and,  
 5 if appropriate, from the office of the State Treasurer,  
 6 respecting the permissible use of bond funds available  
 7 to the conservancy.

8 3. Any time that the office of the Attorney General con-  
 9 cludes that any use of bond funds has not been consis-  
 10 tent with the advice provided by the Attorney General,  
 11 the Santa Monica Mountains Conservancy shall follow  
 12 the instructions of the Attorney General with respect  
 13 to recovery, refund, or other settlement.

14  
 15 *SEC. 173. Item 3810-301-6051 of Section 2.00 of the Budget*  
 16 *Act of 2011 is amended to read:*

17  
 18 3810-301-6051—For capital outlay, Santa Monica Mountains  
 19 Conservancy, payable from the Safe Drinking Water, Water  
 20 Quality and Supply, Flood Control, River and Coastal  
 21 Protection Fund of 2006..... 997,000

22 Schedule:  
 23 (1) 50.20-Capital Outlay and Local Assis-  
 24 tance..... 997,000

- 25 Provisions:
- 26 1. The Santa Monica Mountains Conservancy may en-  
 27 cumber funds for either capital outlay or local assis-  
 28 tance grants until June 30, 2014. ~~The term capital~~  
 29 ~~outlay as used in conjunction with this appropriation~~  
 30 ~~means the acquisition, design, or construction of im-~~  
 31 ~~provements on land owned, or leased, by the state.~~  
 32 The conservancy shall not encumber funds for any  
 33 grant not previously approved by the office of the At-  
 34 torney General.
- 35 2. The Santa Monica Mountains Conservancy shall issue  
 36 grants from this appropriation only in accordance with  
 37 the General Obligation Bond Law and the specific  
 38 provisions of the bond funds from which appropria-  
 39 tions have been made, and according to advice it has  
 40 received from the office of the Attorney General, and,

1 if appropriate, from the office of the State Treasurer,  
2 respecting the permissible use of bond funds available  
3 to the conservancy.

- 4 3. Any time that the office of the Attorney General con-  
5 cludes that any use of bond funds has not been consis-  
6 tent with the advice provided by the Attorney General,  
7 the Santa Monica Mountains Conservancy shall follow  
8 the instructions of the Attorney General with respect  
9 to recovery, refund, or other settlement.

10  
11 *SEC. 174. Item 3810-490 of Section 2.00 of the Budget Act of*  
12 *2011 is amended to read:*

13  
14 3810-490—Reappropriation, Santa Monica Mountains Conser-  
15 vancy. Notwithstanding any other provision of law, the  
16 periods to liquidate encumbrances of the following citations  
17 are extended to June 30, 2012:

18 0005—Safe Neighborhood Parks, Clean Water, Clean Air,  
19 and Coastal Protection Bond Fund

- 20 (1) Item 3810-301-0005, Budget Act of 2004 (Ch. 208,  
21 Stats. 2004), as reappropriated by Item 3810-491,  
22 Budget Act of 2009 (Ch. 1, 2009–10 3rd Ex. Sess., as  
23 revised by Ch. 1, 2009–10 4th Ex. Sess.)

24 (1) 50.20.001-Capital Outlay Acquisitions

25 0941—Santa Monica Mountains Conservancy Fund

- 26 (1) Item 3810-301-0941, Budget Act of 2006 (Chs. 47  
27 and 48, Stats. 2006)

28 (1) 50.20-Capital Outlay and Local Assistance

29 6031—Water Security, Clean Drinking Water, Coastal and  
30 Beach Protection Fund of 2002

- 31 (1) Item 3810-301-6031, Budget Act of 2004 (Ch. 208,  
32 Stats. 2004), as reappropriated by Item 3810-491,  
33 Budget Act of 2009 (Ch. 1, 2009–10 3rd Ex. Sess., as  
34 revised by Ch. 1, 2009–10 4th Ex. Sess.)

35 (1) 50.20.001-Capital Outlay Acquisitions

- 36 (2) Item 3810-301-6031, Budget Act of 2006 (Chs. 47  
37 and 48, Stats. 2006), *except for the amount specified*  
38 *in Item 3810-496*

39 (1) 50.20-Capital Outlay and Local Assistance  
40

1 SEC. 175. Item 3810-496 is added to Section 2.00 of the Budget  
2 Act of 2011, to read:

3  
4 3810-496—Reversion, Santa Monica Mountains Conservancy.  
5 As of June 30, 2011, the amounts in the appropriations  
6 provided in the following citations shall revert to the bal-  
7 ance in the Fund from which the appropriations were  
8 made:

- 9 6031—Water Security, Clean Drinking Water, Coastal and
- 10 Beach Protection Fund of 2002
- 11 (1) \$105,297 from Item 3810-301-6031, Budget Act of
- 12 2006 (Chs. 47 and 48, Stats. 2006)
- 13 (1) 50.20-Capital Outlay and Local Assistance

14  
15 SEC. 176. Item 3825-301-6031 is added to Section 2.00 of the  
16 Budget Act of 2011, to read:

17  
18 3825-301-6031—For capital outlay, San Gabriel and Lower  
19 Los Angeles Rivers and Mountains Conservancy, payable  
20 from the Water Security, Clean Drinking Water, Coastal  
21 and Beach Protection Fund of 2002..... 705,000  
22 Provisions:  
23 1. The amount appropriated in this item is available for  
24 expenditure for capital outlay or local assistance  
25 grants until June 30, 2014.

26  
27 SEC. 177. Item 3825-301-6051 of Section 2.00 of the Budget  
28 Act of 2011 is amended to read:

29  
30 3825-301-6051—For capital outlay, San Gabriel and Lower  
31 Los Angeles Rivers and Mountains Conservancy, payable  
32 from the Safe Drinking Water, Water Quality and Supply,  
33 Flood Control, River and Coastal Protection Fund of  
34 2006..... 6,700,000  
35 Provisions:  
36 1. The amount appropriated in this item is available for  
37 expenditure for capital outlay or local assistance grants  
38 until June 30, 2014. ~~The term capital outlay as used~~  
39 ~~in conjunction with this appropriation means the acqui-~~

1 ~~sition, design, or construction of improvements on~~  
2 ~~land owned, or leased, by the state.~~

3  
4 *SEC. 178. Item 3825-490 is added to Section 2.00 of the Budget*  
5 *Act of 2011, to read:*

6  
7 *3825-490—Reappropriation, San Gabriel and Lower Los Ange-*  
8 *les Rivers and Mountains Conservancy. The balances of*  
9 *the appropriations provided for in the following citations*  
10 *are reappropriated for the purposes provided for in those*  
11 *appropriations and shall be available for encumbrance or*  
12 *expenditure until June 30, 2014:*

13 *6031—Water Security, Clean Drinking Water, Coastal and*  
14 *Beach Protection Fund of 2002*

15 *(1) Item 3825-301-6031, Budget Act of 2006 (Chs. 47 and*  
16 *48, Stats. 2006)*

17 *(1) 30.10-Capital Outlay and Grants*

18 *(2) Reimbursements*

19  
20 *SEC. 179. Item 3830-301-0104 of Section 2.00 of the Budget*  
21 *Act of 2011 is amended to read:*

22  
23 *3830-301-0104—For capital outlay, San Joaquin River Conser-*  
24 *vancy, payable from the San Joaquin River Conservancy*  
25 *Fund..... 0*

26 *Schedule:*

27 *(1) 20-Capital Outlay Acquisitions and Im-*  
28 *provement Projects..... 1,000,000*

29 *(2) Reimbursements..... -1,000,000*

30 *Provisions:*

31 *1. The funds appropriated in this item are available for*  
32 *expenditure for capital outlay or local assistance until*  
33 *June 30, 2014. ~~The term capital outlay as used in~~*  
34 *~~conjunction with this appropriation means the acquisi-~~*  
35 *~~tion, design or construction of improvements on land~~*  
36 *~~owned, or leased, by the state.~~*

37 *2. Notwithstanding any other provision of law, upon ap-*  
38 *proval and order of the Department of Finance, loans*  
39 *may be made from the General Fund to meet cashflow*  
40 *needs due to delays in collecting reimbursements. Any*

1 loan authorized by the Department of Finance pursuant  
 2 to this provision shall only be made if the conservancy  
 3 has a valid contract or certification that demonstrates  
 4 that sufficient funds will be available to repay the loan.  
 5 The loan shall be repaid no later than June 30 of the  
 6 following fiscal year.

7  
 8 *SEC. 180. Item 3835-490 of Section 2.00 of the Budget Act of*  
 9 *2011 is amended to read:*

10  
 11 3835-490—Reappropriation, Baldwin Hills Conservancy. The  
 12 balances of the appropriations provided in the following  
 13 citations except for the amount specified in Item 3835-495  
 14 for reversion are reappropriated for the purposes provided  
 15 for in those appropriations and shall be available for encum-  
 16 brance or expenditure until June 30, 2014:

17 6029—California Clean Water, Clean Air, Safe Neighbor-  
 18 hood Parks, and Coastal Protection Fund

19 (0.5) *Item 3835-301-6029, Budget Act of 2004 (Ch. 208,*  
 20 *Stats. 2004), as reappropriated by Item 3835-490,*  
 21 *Budget Act of 2008 (Chs. 268 and 269, Stats. 2008)*

22 (1) *20-Capital Outlay Aquisition and Improvement*  
 23 *Program*

24 (1) *Item 3835-301-6029, Budget Act of 2005 (Chs. 38*  
 25 *and 39, Stats. 2005), as reappropriated by Item 3835-*  
 26 *490, Budget Act of 2008 (Chs. 268 and 269, Stats.*  
 27 *2008)*

28 (1) *20-Capital Outlay Acquisition and Improvement*  
 29 *Program*

30 (2) *Reimbursements*

31 6051—*Safe Drinking Water, Water Quality and Supply,*  
 32 *Flood Control, River and Coastal Protection Fund of 2006*

33 (1) *Item 3835-301-6051, Budget Act of 2008 (Chs. 268*  
 34 *and 269, Stats. 2008)*

35 (1) *20-Capital Outlay Aquisition and Improvement*  
 36 *Program*

37  
 38 *SEC. 181. Item 3845-301-0140 of Section 2.00 of the Budget*  
 39 *Act of 2011 is amended to read:*

1	3845-301-0140—For capital outlay, San Diego River Conser-	
2	vancy, payable from the California Environmental License	
3	Plate Fund.....	0
4	Schedule:	
5	(1) 20-Capital Outlay Acquisition and En-	
6	hancement Projects.....	1,000,000
7	(2) Reimbursements.....	-1,000,000
8	Provisions:	
9	1. The funds appropriated in this item are available for	
10	expenditure or encumbrance for capital outlay or local	
11	assistance until June 30, 2014. <del>The term capital outlay</del>	
12	<del>as used in conjunction with this appropriation means</del>	
13	<del>the acquisition, design or construction of improve-</del>	
14	<del>ments on land owned, or leased, by the state.</del>	

15  
16 *SEC. 182. Item 3850-301-6029 of Section 2.00 of the Budget*  
17 *Act of 2011 is amended to read:*

18		
19	3850-301-6029—For capital outlay, Coachella Valley Mountains	
20	Conservancy, payable from the California Clean Water,	
21	Clean Air, Safe Neighborhood Parks, and Coastal Protec-	
22	tion Fund.....	82,000
23	Schedule:	
24	(1) 20-Coachella Valley Mountains Acqui-	
25	sition and Enhancement Projects and	
26	Costs.....	82,000
27	Provisions:	
28	1. The funds appropriated in this item are available for	
29	expenditure for capital outlay or local assistance until	
30	June 30, 2014. <del>The term capital outlay as used in</del>	
31	<del>conjunction with this appropriation means the acquisi-</del>	
32	<del>tion, design or construction of improvements on land</del>	
33	<del>owned, or leased, by the state.</del>	

34  
35 *SEC. 183. Item 3850-495 is added to Section 2.00 of the Budget*  
36 *Act of 2011, to read:*

1 3850-495—*Reversion, Coachella Valley Mountains Conservan-*  
 2 *cy. As of June 30, 2011, the balances of the appropriations*  
 3 *provided in the following citations shall revert to the funds*  
 4 *from which the appropriations were made:*  
 5 *6051—Safe Drinking Water, Water Quality and Supply,*  
 6 *Flood Control, River and Coastal Protection Fund of 2006*  
 7 *(1) Up to \$19,000 in Item 3850-001-6051, Budget Act of*  
 8 *2009 (Ch. 1, 2009–10 3rd Ex. Sess., as revised by Ch.*  
 9 *1, 2009–10 4th Ex. Sess.)*

10

11 *SEC. 184. Item 3850-496 is added to Section 2.00 of the Budget*  
 12 *Act of 2011, to read:*

13

14 *3850-496—Reversion, Coachella Valley Mountains Conservan-*  
 15 *cy. As of June 30, 2011, the balances of the appropriations*  
 16 *provided in the following citations shall revert to the funds*  
 17 *from which the appropriations were made:*  
 18 *6051—Safe Drinking Water, Water Quality and Supply,*  
 19 *Flood Control, River and Coastal Protection Fund of 2006*  
 20 *(1) Up to \$21,000 in Item 3850-301-6051, Budget Act of*  
 21 *2009 (Ch. 1, 2009–10 3rd Ex. Sess., as revised by Ch.*  
 22 *1, 2009–10 4th Ex. Sess.)*

23

24 *SEC. 185. Item 3860-001-0001 of Section 2.00 of the Budget*  
 25 *Act of 2011 is amended to read:*

26

27 3860-001-0001—For support of Department of Water Re-  
 28 sources..... 64,995,000  
 29 47,761,000

30

Schedule:

31

(1) 10-Continuing Formulation of the  
 32 California Water Plan..... 91,654,000  
 33 81,659,000

34

(2) 20-Implementation of the State Water  
 35 Resources Development System..... 5,507,000  
 36 5,807,000

37

(3) 30-Public Safety and Prevention of  
 38 Damage..... 131,601,000  
 39 132,176,000

1	(4) 35-Central Valley Flood Protection	
2	Board.....	5,636,000
3	(5) 40-Services.....	9,564,000
4	(6) 45-California Energy Resources	
5	Scheduling (CERS).....	28,413,000
6	(7) 50.01-Management and Administra-	
7	tion.....	67,776,000
8	(8) 50.02-Distributed Management and	
9	Administration.....	-67,776,000
10	(9) Reimbursements.....	-48,971,000
11		-54,405,000
12	(10) Amount payable from the Air Pollution	
13	Control Fund (Item 3860-001-0115)....	-315,000
14	(11) Amount payable from the California	
15	Environmental License Plate Fund	
16	(Item 3860-001-0140).....	-318,000
17		-618,000
18	(12) Amount payable from the Central Val-	
19	ley Project Improvement Subaccount	
20	(Item 3860-001-0404).....	-709,000
21	(13) Amount payable from the Feasibility	
22	Projects Subaccount (Item 3860-001-	
23	0445).....	-7,000
24	(14) Amount payable from the Water Con-	
25	servation and Groundwater Recharge	
26	Subaccount (Item 3860-001-0446).....	-125,000
27	(15) Amount payable from the Energy Re-	
28	sources Programs Account (Item 3860-	
29	001-0465).....	-2,509,000
30	(16) Amount payable from the Local Pro-	
31	jects Subaccount (Item 3860-001-	
32	0543).....	-101,000
33	(17) Amount payable from the Sacramento	
34	Valley Water Management and Habitat	
35	Protection Subaccount (Item 3860-001-	
36	0544).....	-26,000
37	(18) Amount payable from the 1986 Water	
38	Conservation and Water Quality Bond	
39	Fund (Item 3860-001-0744).....	-195,000
40		0

1	(19) Amount payable from the Federal	
2	Trust Fund (Item 3860-001-0890)....	-18,405,000
3	(20) Amount payable from the Dam	
4	Safety Fund (Item 3860-001-	
5	3057).....	-11,282,000
6	(21) Amount payable from the Depart-	
7	ment of Water Resources Electric	
8	Power Fund (Item 3860-001-	
9	3100).....	-28,413,000
10	(22) Amount payable from the Safe Drink-	
11	ing Water, Clean Water, Watershed	
12	Protection, and Flood Protection Bond	
13	Fund (Item 3860-001-6001).....	-1,027,000
14	(23) Amount payable from the Flood Protec-	
15	tion Corridor Subaccount (Item 3860-	
16	001-6005).....	-149,000
17	(24) Amount payable from the Urban	
18	Stream Restoration Subaccount (Item	
19	3860-001-6007).....	-32,000
20	(25) Amount payable from the Yuba Feather	
21	Flood Protection Subaccount (Item	
22	3860-001-6010).....	-417,000
23	(26) Amount payable from the Water Con-	
24	servation Account (Item 3860-001-	
25	6023).....	-272,000
26	(27) Amount payable from the Conjunctive	
27	Use Subaccount (Item 3860-001-	
28	6025).....	-350,000
29	(28) Amount payable from the Bay-Delta	
30	Multipurpose Water Management	
31	Subaccount (Item 3860-001-6026).....	-1,722,000
32	(29) Amount payable from the Interim Wa-	
33	ter Supply and Water Quality Infrastruc-	
34	ture and Management Subaccount	
35	(Item 3860-001-6027).....	-245,000
36	(30) Amount payable from the Water Secu-	
37	rity, Clean Drinking Water, Coastal	
38	and Beach Protection Fund of 2002	
39	(Item 3860-001-6031).....	-3,278,000

1	(31) Amount payable from the Safe	
2	Drinking Water, Water Quality and	
3	Supply, Flood Control, River and	
4	Coastal Protection Fund of 2006	
5	(Item 3860-001-6051).....	-31,196,000
6		-17,196,000
7	(32) Amount payable from the Disaster	
8	Preparedness and Flood Prevention	
9	Bond Fund of 2006 (Item 3860-001-	
10	6052).....	-57,316,000
11		-73,891,000

Provisions:

- 13 1. The amounts appropriated in Items 3860-001-0001  
14 to 3860-001-6052, inclusive, shall be transferred to  
15 the Water Resources Revolving Fund (0691) for di-  
16 rect expenditure in such amounts as the Department  
17 of Finance may authorize, including cooperative  
18 work with other agencies.
- 19 2. The funds appropriated in this item for purposes of  
20 subdivision (n) of Section 75050 of the Public Re-  
21 sources Code may be expended only so long as the  
22 United States Bureau of Reclamation continues to  
23 provide federal funds and continues to carry out  
24 federal actions to implement the settlement agree-  
25 ment in *Natural Resources Defense Council v.*  
26 *Rodgers* (2005) 381 F.Supp.2d 1212.
- 27 3. *Of the funds appropriated in this item, \$4,200,000*  
28 *in reimbursement authority for Salton Sea restoration*  
29 *activities shall be available until June 30, 2013.*
- 30 4. *Personnel funded from positions dedicated for the*  
31 *implementation of biological opinions are precluded*  
32 *from participating in, or contributing to, any study,*  
33 *analysis, declaration, expert testimony, or other ac-*  
34 *tivity supporting legal challenges to U.S. Fish and*  
35 *Wildlife Service and the National Marine Fisheries*  
36 *Service Endangered Species Act consultations for*  
37 *the coordinated operations of the State Water Project*  
38 *and the federal Central Valley Project.*
- 39 5. *The Secretary of the Natural Resources Agency shall*  
40 *convene a working group consisting of the Depart-*

1            *ment of Water Resources, key legislative staff, the*  
2            *Department of Finance, the Secretary of the Natural*  
3            *Resources Agency staff, the Legislative Analyst's*  
4            *Office (LAO), and the state water contractors to de-*  
5            *termine a long-term viable solution that addresses*  
6            *concerns laid out in the Legislative Analyst's March*  
7            *19, 2009, report on Funding Recreation in the State*  
8            *Water Project. In its review, the working group may*  
9            *seek an independent third-party legal review of the*  
10           *Davis-Dolwig cost-allocation issues relating to the*  
11           *State Water Project (SWP) within appropriate De-*  
12           *partment of Water Resources funding sources, if*  
13           *necessary, to determine, at a minimum: (a) what le-*  
14           *gal constraints, if any, exist to conscribe the Legisla-*  
15           *ture's ability to revise the Davis-Dolwig statute, with*  
16           *specific attention to the contracts signed by the de-*  
17           *partment with the SWP contractors and to the SWP*  
18           *bond covenants, (b) whether such legal constraints*  
19           *conflict with the Legislature's authority to make laws*  
20           *and to set its expenditure priorities through its con-*  
21           *stitutionally granted authority to make appropri-*  
22           *ations, (c) how any such legal conflicts can be recon-*  
23           *ciled, and (d) what options exist to resolve these is-*  
24           *ssues. For any contract entered into for this purpose,*  
25           *the Department of Water Resources shall submit the*  
26           *task order for the contract to the working group for*  
27           *its review and concurrence in the tasks and the*  
28           *working group shall meet with the independent third*  
29           *party before its review begins, to set the parameters*  
30           *of the study, and after, to move forward under a*  
31           *common understanding of available reform options*  
32           *as developed by study's authors. The contractor shall*  
33           *work in periodic consultation with the working group*  
34           *when performing its analysis. The Department of*  
35           *Water Resources shall submit this analysis to the*  
36           *budget committees and relevant policy committees*  
37           *of both houses of the Legislature no later than De-*  
38           *cember 31, 2012. The working group shall meet a*  
39           *minimum of three times between July 1, 2011, and*  
40           *April 1, 2012. The Department of Water Resources*



1 Provisions:

2 1. Of the amount appropriated in this item, \$500,000 for  
3 the California Flood SAFE Program shall be available  
4 for encumbrance or expenditure until June 30, 2014.  
5

6 *SEC. 190. Item 3860-101-6051 of Section 2.00 of the Budget*  
7 *Act of 2011 is repealed.*  
8

9	<del>3860-101-6051—For local assistance, Department of Water</del>	
10	<del>Resources, payable from the Safe Drinking Water, Water</del>	
11	<del>Quality and Supply, Flood Control, River and Coastal</del>	
12	<del>Protection Fund of 2006.....</del>	<del>2,106,000</del>

13  
14 *SEC. 191. Item 3860-490 is added to Section 2.00 of the Budget*  
15 *Act of 2011, to read:*  
16

17 *3860-490—Reappropriation, Department of Water Resources.*  
18 *The balances of the appropriations provided for in the*  
19 *following citations are reappropriated for the purposes*  
20 *provided for in those appropriations and shall be available*  
21 *for encumbrance or expenditure until June 30, 2013:*

22 *6005—Flood Protection Corridor Subaccount*

23 *(1) Item 3860-101-6005, Budget Act of 2010 (Ch. 712,*  
24 *Stats. 2010), for the Flood Protection Corridor Pro-*  
25 *gram*

26 *6007—Urban Stream Restoration Subaccount*

27 *(1) Item 3860-101-6007, Budget Act of 2009 (Ch. 1,*  
28 *2009–10 3rd Ex. Sess., as revised by Ch. 1, 2009–10*  
29 *4th Ex. Sess.), for the Urban Streams Restoration*  
30 *Program*

31 *(1) Continuing Formulation of the California Water*  
32 *Plan*

33 *(2) Reimbursements*

34 *6010—Yuba Feather Flood Protection Subaccount*

35 *(1) Item 3860-101-6010, Budget Act of 2010 (Ch. 712,*  
36 *Stats. 2010), for the Yuba Feather Flood Protection*  
37 *Program*

38 *6026—Bay-Delta Multipurpose Water Management Sub-*  
39 *account*

- 1 (1) *Item 3860-001-6026, Budget Act of 2007 (Chs. 171*  
2 *and 172, Stats. 2007), as reappropriated by Item 3860-*  
3 *492, Budget Act of 2009 (Ch. 1, 2009–10 3rd Ex. Sess.,*  
4 *as revised by Ch. 1, 2009–10 4th Ex. Sess.), for the*  
5 *CALFED Conveyance Program*  
6 *6031—Water Security, Clean Drinking Water, Coastal and*  
7 *Beach Protection Fund of 2002*  
8 (1) *Item 3860-001-6031, Budget Act of 2007 (Chs. 171*  
9 *and 172, Stats. 2007), as reappropriated by Item 3860-*  
10 *492, Budget Act of 2009 (Ch. 1, 2009–10 3rd Ex. Sess.,*  
11 *as revised by Ch. 1, 2009–10 4th Ex. Sess.), for Franks*  
12 *Tract*  
13 (2) *Item 3860-101-6031, Budget Act of 2009 (Ch. 1,*  
14 *2009–10 3rd Ex. Sess., as revised by Ch. 1, 2009–10*  
15 *4th Ex. Sess.), for the Safe Drinking Water Program*  
16 (3) *Item 3860-001-6031, Budget Act of 2010 (Ch. 712,*  
17 *Stats. 2010), for the Water Use Efficiency Program*  
18 (4) *Item 3860-001-6031, Budget Act of 2010 (Ch. 712,*  
19 *Stats. 2010), for Water Supply Reliability*  
20 *6051—Safe Drinking Water, Water Quality and Supply,*  
21 *Flood Control, River and Coastal Protection Fund of 2006*  
22 (1) *Item 3860-101-6051, Budget Act of 2008 (Chs. 268*  
23 *and 269, Stats. 2008), as reappropriated by 3860-492,*  
24 *Budget Act of 2009 (Ch. 1, 2009–10 3rd Ex. Sess., as*  
25 *revised by Ch. 1, 2009–10 4th Ex. Sess.), for the Flood*  
26 *Control Subventions and Flood Protection Corridor*  
27 *Programs*  
28 (2) *Item 3860-101-6051, Budget Act of 2010 (Ch. 712,*  
29 *Stats. 2010), for Agricultural Drainage*  
30 *6052—Disaster Preparedness and Flood Prevention Bond*  
31 *Fund of 2006*  
32 (1) *Item 3860-001-6052, Budget Act of 2007 (Chs. 171*  
33 *and 172, Stats. 2007), as reappropriated by Item 3860-*  
34 *492, Budget Act of 2009 (Ch. 1, 2009–10 3rd Ex. Sess.,*  
35 *as revised by Ch. 1, 2009–10 4th Ex. Sess.), for Sedi-*  
36 *ment Removal*  
37 (2) *Item 3860-001-6052, Budget Act of 2008 (Chs. 268*  
38 *and 269, Stats. 2008), as reappropriated by 3860-492,*  
39 *Budget Act of 2009 (Ch. 1, 2009–10 3rd Ex. Sess., as*

- 1           revised by Ch. 1, 2009–10 4th Ex. Sess.), for the
- 2           Sycamore Creek Diversion Channel Erosion Study
- 3       (3) Item 3860-101-6052, Budget Act of 2008 (Chs. 268
- 4           and 269, Stats. 2008), as reappropriated by 3860-492,
- 5           Budget Act of 2009 (Ch. 1, 2009–10 3rd Ex. Sess., as
- 6           revised by Ch. 1, 2009–10 4th Ex. Sess.), for the
- 7           Floodway Corridor Program
- 8       (4) Item 3860-001-6052, Budget Act of 2010 (Ch. 712,
- 9           Stats. 2010), for the Conservation Strategy, Central
- 10          Valley Flood Management Planning Program, Delta
- 11          Knowledge Improvement Program, and Delta Subsidence
- 12          and Carbon Sequestration
- 13       (5) Item 3860-101-6052, Budget Act of 2010 (Ch. 712,
- 14           Stats. 2010), for the Central Valley Nonstructural
- 15          Grant Program, Early Implementation Program,
- 16          Dutch Slough, Delta Subsidence and Carbon Sequestration,
- 17          and North Delta Flood Control and Ecosystem
- 18          Restoration

19  
20       SEC. 192. Item 3860-491 is added to Section 2.00 of the Budget  
21 Act of 2011, to read:

- 22
- 23       3860-491—Reappropriation, Department of Water Resources.
- 24       Notwithstanding any other provision of law, the period to
- 25       liquidate encumbrances of the following citations is extended
- 26       to June 30, 2013:
- 27       0001—General Fund
- 28       (1) Item 3860-001-0001, Budget Act of 2008 (Chs. 268
- 29           and 269, Stats. 2008), for the Floodplain Management
- 30           Program
- 31       6005—Flood Protection Corridor Subaccount
- 32       (1) Item 3860-101-6005, Budget Act of 2000 (Ch. 52,
- 33           Stats. 2000), as reappropriated by Item 3860-492,
- 34           Budget Act of 2005 (Chs. 38 and 39, Stats. 2005), as
- 35           reappropriated by Item 3860-491, Budget Act of 2007
- 36           (Chs. 171 and 172, Stats. 2007), as reappropriated by
- 37           Item 3860-493, Budget Act of 2009 (Ch. 1, 2009–10
- 38           3rd Ex. Sess., as revised by Ch. 1, 2009–10 4th Ex.
- 39           Sess.), for the Flood Protection Corridor Program
- 40       6015—River Protection Subaccount

- 1 (1) *Item 3860-101-6015, Budget Act of 2008 (Chs. 268*  
2 *and 269, Stats. 2008), for the River Protection Pro-*  
3 *gram*  
4 *6023—Water Conservation Account*  
5 (1) *Item 3860-101-6023, Budget Act of 2004 (Ch. 208,*  
6 *Stats. 2004), as reappropriated by Item 3860-491,*  
7 *Budget Act of 2005 (Chs. 38 and 39, Stats. 2005), as*  
8 *reappropriated by Item 3860-493, Budget Act of 2009*  
9 *(Ch. 1, 2009–10 3rd Ex. Sess., as revised by Ch. 1,*  
10 *2009–10 4th Ex. Sess.), for the Infrastructure Rehabil-*  
11 *itation Program*  
12 *6025—Conjunctive Use Subaccount*  
13 (1) *Item 3860-101-6025, Budget Act of 2004 (Ch. 208,*  
14 *Stats. 2004), as reappropriated by Item 3860-491,*  
15 *Budget Act of 2007 (Chs. 171 and 172, Stats. 2007),*  
16 *as reappropriated by Item 3860-493, Budget Act of*  
17 *2009 (Ch. 1, 2009–10 3rd Ex. Sess., as revised by Ch.*  
18 *1, 2009–10 4th Ex. Sess.), for the Groundwater Stor-*  
19 *age Program*  
20 (2) *Item 3860-101-6025, Budget Act of 2006 (Chs. 47 and*  
21 *48, Stats. 2006), as reappropriated by Item 3860-493,*  
22 *Budget Act of 2009 (Ch. 1, 2009–10 3rd Ex. Sess., as*  
23 *revised by Ch. 1, 2009–10 4th Ex. Sess.), for the*  
24 *Groundwater Storage Program*  
25 *6027—Interim Water Supply and Water Quality Infrastruc-*  
26 *ture and Management Subaccount*  
27 (1) *Item 3860-101-6027, Budget Act of 2002 (Ch. 379,*  
28 *Stats. 2002), as reappropriated by Item 3860-492,*  
29 *Budget Act of 2005 (Chs. 38 and 39, Stats. 2005), as*  
30 *reappropriated by Item 3860-491, Budget Act of 2007*  
31 *(Chs. 171 and 172, Stats. 2007), as reappropriated by*  
32 *Item 3860-493, Budget Act of 2009 (Ch. 1, 2009–10*  
33 *3rd Ex. Sess., as revised by Ch. 1, 2009–10 4th Ex.*  
34 *Sess.), for the Interim Reliable Water Supply Program*  
35 (2) *Item 3860-101-6027, Budget Act of 2006 (Ch. 47 and*  
36 *48, Stats. 2006), as reappropriated by Item 3860-493,*  
37 *Budget Act of 2009 (Ch. 1, 2009–10 3rd Ex. Sess., as*  
38 *revised by Ch. 1, 2009–10 4th Ex. Sess.), for the Inter-*  
39 *im Reliable Water Supply Program*

- 1       6031—Water Security, Clean Drinking Water, Coastal and
- 2       Beach Protection Fund of 2002
- 3       (1) Item 3860-101-6031, Budget Act of 2004 (Ch. 208,
- 4       Stats. 2004), as reappropriated by Item 3860-491,
- 5       Budget Act of 2007 (Chs. 171 and 172, Stats. 2007),
- 6       as reappropriated by Item 3860-493, Budget Act of
- 7       2009 (Ch. 1, 2009–10 3rd Ex. Sess., as revised by Ch.
- 8       1, 2009–10 4th Ex. Sess.), for the Drought Panel
- 9       Recommendations Program
- 10      (2) Item 3860-001-6031, Budget Act of 2008 (Chs. 268
- 11      and 269, Stats. 2008), for Water Supply Reliability
- 12      6051—Safe Drinking Water, Water Quality and Supply,
- 13      Flood Control, River and Coastal Protection Fund of 2006
- 14      (1) Item 3860-001-6051, Budget Act of 2008 (Chs. 268
- 15      and 269, Stats. 2008), for Integrated Regional Water
- 16      Management

17  
 18       SEC. 193. Item 3860-492 is added to Section 2.00 of the Budget  
 19 Act of 2011, to read:

- 20
- 21      3860-492—Reappropriation, Department of Water Resources.
- 22       The balances of the appropriations provided in the follow-
- 23       ing citations are reappropriated for the purposes provided
- 24       for in those appropriations and shall be available for en-
- 25       cumberance or expenditure until June 30, 2014:
- 26       6052—Disaster Preparedness and Flood Prevention Bond
- 27       Fund of 2006
- 28       (1) Item 3860-301-6052, Budget Act of 2008 (Chs. 268
- 29       and 269, Stats. 2008)
- 30       (3) 30.95.316-Merced County Streams Project Bear
- 31       Creek Unit
- 32       (4) 30.95.343-Sutter Bypass East Water Control
- 33       Structures
- 34       (7) Reimbursements—Merced County Streams Project
- 35       Bear Creek Unit
- 36       (2) Item 3860-302-6052, Budget Act of 2008 (Chs. 268
- 37       and 269, Stats. 2008)
- 38       (1.2) 30.95.160-West Sacramento Early Implementa-
- 39       tion Project

- 1 (2) 30.95.340-Systemwide Levee Evaluations and
- 2 Repairs
- 3 (3) Item 3860-301-6052, Budget Act of 2010 (Ch. 712,
- 4 Stats. 2010)
- 5 (7) 30.95.310-Lower Cache Creek, Yolo County,
- 6 Woodland Area Project
- 7 (18) Reimbursements—Lower Cache Creek, Yolo
- 8 County, Woodland Area Project
- 9 (4) 3860-302-6052, Budget Act of 2010 (Ch. 712, Stats.
- 10 2010)
- 11 (2) 30.95.021-Feather River Early Implementation
- 12 Project

13  
 14 *SEC. 194. Item 3860-493 is added to Section 2.00 of the Budget*  
 15 *Act of 2011, to read:*

- 16  
 17 3860-493—Reappropriation, Department of Water Resources.  
 18 Notwithstanding any other provision of law, the periods  
 19 to liquidate encumbrances of the appropriations in the  
 20 following citations are extended to June 30, 2013:
- 21 (1) Item 3860-301-0001, Budget Act of 2006 (Chs. 47 and
  - 22 48, Stats. 2006), as reappropriated by Item 3860-490,
  - 23 Budget Act of 2009 (Ch. 1, 2009–10 3rd Ex. Sess., as
  - 24 revised by Ch. 1, 2009–10 4th Ex. Sess.)
  - 25 (3) 30.95.220-Upper Sacramento River Levee Recon-
  - 26 struction Project

27  
 28 *SEC. 195. Item 3860-495 is added to Section 2.00 of the Budget*  
 29 *Act of 2011, to read:*

- 30  
 31 3860-495—Reversion, Department of Water Resources. As of  
 32 June 30, 2011, the amounts specified below of the appro-  
 33 priations provided in the following citations shall revert  
 34 to the funds from which the appropriations were made:
- 35 6031—Water Security, Clean Drinking Water, Coastal and
  - 36 Beach Protection Fund of 2002
  - 37 (1) Item 3860-001-6031, Budget Act of 2007
  - 38 (Ch. 171 and 172, Stats. 2007)..... 14,945

1 (2) *Item 3860-001-6031, Budget Act of 2009*  
 2 *(Ch. 1, 2009–10 3rd Ex. Sess., as revised*  
 3 *by Ch. 1, 2009–10 4th Ex. Sess.)..... 6,762,531*  
 4

5 *SEC. 196. Item 3875-001-0001 of Section 2.00 of the Budget*  
 6 *Act of 2011 is amended to read:*  
 7

8 3875-001-0001—For support of Sacramento-San Joaquin Delta  
 9 Conservancy..... 798,000  
 10 Schedule:  
 11 (1) 10-Sacramento-San Joaquin Delta Con-  
 12 servancy..... ~~1,298,000~~  
 13 *1,463,000*  
 14 (2) Reimbursements..... -500,000  
 15 (3) *Amount payable from the California*  
 16 *Environmental License Plate Fund (Item*  
 17 *3875-001-0140)..... -165,000*  
 18

19 *SEC. 197. Item 3875-001-0140 is added to Section 2.00 of the*  
 20 *Budget Act of 2011, to read:*  
 21

22 3875-001-0140—For support of Sacramento-San Joaquin Delta  
 23 Conservancy, for payment to Item 3875-001-0001, payable  
 24 from the California Environmental License Plate Fund..... 165,000  
 25

26 *SEC. 198. Item 3940-001-0001 of Section 2.00 of the Budget*  
 27 *Act of 2011 is amended to read:*  
 28

29 3940-001-0001—For support of State Water Resources Control  
 30 Board, for payment to Item 3940-001-0439, payable from  
 31 the General Fund..... ~~29,276,000~~  
 32 *30,317,000*  
 33

34 *SEC. 199. Item 3940-001-0193 of Section 2.00 of the Budget*  
 35 *Act of 2011 is amended to read:*  
 36

37 3940-001-0193—For support of State Water Resources Control  
 38 Board, for payment to Item 3940-001-0439, payable from  
 39 the Waste Discharge Permit Fund..... ~~89,161,000~~  
 40 *91,561,000*

Provisions:

1. Of the amount appropriated in this item, and notwithstanding subdivision (k) of Section 13350 of the Water Code, \$2,400,000 shall be from the balance of penalty revenues generated by the imposition of liabilities pursuant to Section 13350 of the Water Code. The funds specified in this provision are hereby appropriated to support the state’s litigation expenses incurred in litigation involving the Pacific Lumber Company.

SEC. 200. Item 3940-001-0439 of Section 2.00 of the Budget Act of 2011 is amended to read:

3940-001-0439—For support of State Water Resources Control Board, payable from the Underground Storage Tank Cleanup Fund..... 237,774,000 327,774,000

Schedule:

- (1) 10-Water Quality..... 439,148,000 532,589,000
(2) 20-Water Rights..... 14,019,000
(3) 30.01-Administration..... 17,726,000
(4) 30.02-Distributed Administration..... -17,726,000
(5) Reimbursements..... -9,204,000
(6) Amount payable from the General Fund (Item 3940-001-0001)..... -29,276,000 -30,317,000
(7) Amount payable from the Unified Program Account (Item 3940-001-0028).... -607,000
(8) Amount payable from the Air Pollution Control Fund (Item 3940-001-0115).... -535,000
(9) Amount payable from the Waste Discharge Permit Fund (Item 3940-001-0193)..... -89,161,000 -91,561,000
(10) Amount payable from the Marine Invasive Species Control Fund (Item 3940-001-0212)..... -100,000

1	(11) Amount payable from the Public Re-	
2	sources Account, Cigarette and Tobacco	
3	Products Surtax Fund (Item 3940-001-	
4	0235).....	-1,998,000
5	(12) Amount payable from the Integrated	
6	Waste Management Account, Integrated	
7	Waste Management Fund (Item 3940-	
8	001-0387).....	-4,644,000
9	(13) Amount payable from the Water Recy-	
10	cling Subaccount (Item 3940-001-	
11	0419).....	-1,150,000
12	(14) Amount payable from the Drainage	
13	Management Subaccount (Item 3940-	
14	001-0422).....	-515,000
15	(15) Amount payable from the Seawater In-	
16	trusion Control Subaccount (Item 3940-	
17	001-0424).....	-222,000
18	(16) Amount payable from the Underground	
19	Storage Tank Tester Account (Item	
20	3940-001-0436).....	-62,000
21	(17) Amount payable from the 1984 State	
22	Clean Water Bond Fund (Item 3940-	
23	001-0740).....	-314,000
24	(18) Amount payable from the Federal	
25	Trust Fund (Item 3940-001-0890).....	-52,030,000
26	(19) Amount payable from the Water	
27	Rights Fund (Item 3940-001-3058)....	-12,591,000
28	(20) Amount payable from the Wastewater	
29	Operator Certification Fund (Item 3940-	
30	001-3160).....	-651,000
31	(21) Amount payable from the Watershed	
32	Protection Subaccount (Item 3940-001-	
33	6013).....	-196,000
34	(22) Amount payable from the Santa Ana	
35	River Watershed Subaccount (Item	
36	3940-001-6016).....	-250,000
37	(23) Amount payable from the Lake Elsinore	
38	and San Jacinto Watershed Subaccount	
39	(Item 3940-001-6017).....	-130,000

1	(24) Amount payable from the Nonpoint	
2	Source Pollution Control Subaccount	
3	(Item 3940-001-6019).....	-200,000
4	(25) Amount payable from the State Revolv-	
5	ing Fund Loan Subaccount (Item 3940-	
6	001-6020).....	-821,000
7	(26) Amount payable from the Wastewater	
8	Construction Grant Subaccount (Item	
9	3940-001-6021).....	-910,000
10	(27) Amount payable from the Coastal	
11	Nonpoint Source Control Subaccount	
12	(Item 3940-001-6022).....	-133,000
13	(28) Amount payable from the Water Secu-	
14	rity, Clean Drinking Water, Coastal and	
15	Beach Protection Fund of 2002 (Item	
16	3940-001-6031).....	-1,473,000
17	(29) Amount payable from the Safe Drinking	
18	Water, Water Quality and Supply,	
19	Flood Control, River and Coastal Pro-	
20	tection Fund of 2006 (Item 3940-001-	
21	6051).....	-1,897,000
22	(30) Amount payable from the Petroleum	
23	Underground Storage Tank Financing	
24	Account (Item 3940-001-8026).....	-609,000
25	(31) Amount payable from the State Water	
26	Pollution Control Revolving Fund Ad-	
27	ministration Fund (Item 3940-001-	
28	9739).....	-5,714,000

29 Provisions:

30 1. Notwithstanding any other provision of law, upon ap-

31 proval and order of the Director of Finance, the State

32 Water Resources Control Board may borrow sufficient

33 funds for cash purposes from special funds that other-

34 wise provide support for the board. Any such loans

35 are to be repaid with interest at the rate earned in the

36 Pooled Money Investment Account.

37

38 *SEC. 201. Item 3940-490 is added to Section 2.00 of the Budget*

39 *Act of 2011, to read:*

1 3940-490—Reappropriation, State Water Resources Control  
2 Board. As of June 30, 2011, the balance in the appropria-  
3 tion provided for in the following citation, except for the  
4 amount specified in Item 3940-495 for reversion, is reap-  
5 propriated for the purposes provided for in the appropria-  
6 tion and shall be available for encumbrance or expenditure  
7 until June 30, 2014:  
8 6051—Safe Drinking Water, Water Quality and Supply,  
9 Flood Control, River and Coastal Protection Fund of 2006  
10 (1) Item 3940-101-6051, Budget Act of 2008 (Chs. 268  
11 and 269, Stats. 2008)

12  
13 SEC. 202. Item 3940-491 is added to Section 2.00 of the Budget  
14 Act of 2011, to read:

15  
16 3940-491—Reappropriation, State Water Resources Control  
17 Board. The amount specified in the following citation is  
18 reappropriated for the purposes provided for that appropria-  
19 tion:  
20 3134—School District Account  
21 (1) Up to \$3,225,000 from Item 3940-101-3134, Budget  
22 Act of 2009 (Ch. 1, 2009–10 3rd Ex. Sess., as revised  
23 by Ch. 1, 2009–10 4th Ex. Sess.)

24  
25 SEC. 203. Item 3940-492 is added to Section 2.00 of the Budget  
26 Act of 2011, to read:

27  
28 3940-492—Reappropriation, State Water Resources Control  
29 Board. The amount specified in the following citation is  
30 reappropriated for the purposes provided for in the appropria-  
31 tion:  
32 3145—Underground Storage Tank Petroleum Contamina-  
33 tion Orphan Site Cleanup Fund  
34 (1) Up to \$15,760,000 from Item 3940-101-3145, Budget  
35 Act of 2009 (Ch. 1, Stats. 2009–10 3rd Sess., as revised  
36 by Ch. 1 2009–10 4th Ex. Sess.)

37  
38 SEC. 204. Item 3940-496 is added to Section 2.00 of the Budget  
39 Act of 2011, to read:

- 1 3940-496—*Reappropriation, State Water Resources Control*  
2 *Board. As of June 30, 2011, the balances specified below*  
3 *of the appropriations provided in the following citations*  
4 *shall revert to the balance in the funds from which the ap-*  
5 *propriations were made:*  
6 *6013—Watershed Protection Subaccount*  
7 (1) *Up to \$5,912,530 from Item 3940-101-6013, Budget*  
8 *Act of 2001 (Ch. 106, Stats. 2001), as reappropriated*  
9 *by Item 3940-490, Budget Act of 2010 (Ch. 712, Stats*  
10 *2010)*  
11 (2) *Up to \$2,783,065 from Item 3940-101-6013, Budget*  
12 *Act of 2002 (Ch. 379, Stats. 2002), as reverted by Item*  
13 *3940-495, Budget Act of 2006 (Chs. 47 and 48, Stats.*  
14 *2006), and as reappropriated by Item 3940-490,*  
15 *Budget Act of 2010 (Ch. 712, Stats 2010)*  
16 (3) *Up to \$2,037,556 from Item 3940-101-6013, Budget*  
17 *Act of 2003 (Ch. 157, Stats. 2003), as reappropriated*  
18 *by Item 3940-490, Budget Act of 2010 (Ch. 712, Stats*  
19 *2010)*  
20 (4) *Up to \$22,501 from Item 3940-101-6013, Budget Act*  
21 *of 2005 (Chs. 38 and 39, Stats. 2005), as reappropri-*  
22 *ated by Item 3940-490, Budget Act of 2010 (Ch. 712,*  
23 *Stats. 2010)*  
24 (5) *Up to \$1,518,951 from Item 3940-101-6013, Budget*  
25 *Act of 2006 (Chs. 47 and 48, Stats. 2006), as reappro-*  
26 *priated by Item 3940-490, Budget Act of 2010 (Ch.*  
27 *712, Stats. 2010)*  
28 (6) *Up to \$340,352 from Item 3940-101-6013, Budget Act*  
29 *of 2007 (Chs. 171 and 172, Stats. 2007)*  
30 (7) *Up to \$230,000 from Item 3940-001-6013, Budget Act*  
31 *of 2009 (Ch. 1, 2009–10 3rd Ex. Sess., as revised by*  
32 *Ch. 1, 2009–10 4th Ex. Sess.)*  
33 (8) *Up to \$196,000 from Item 3940-001-6013, Budget Act*  
34 *of 2010 (Ch. 712, Stats. 2010)*  
35 *6019—Nonpoint Source Pollution Control Subaccount*  
36 (1) *Up to \$11,427,665 from Item 3940-101-6019, Budget*  
37 *Act of 2001 (Ch. 106, Stats. 2001), as reappropriated*  
38 *by Item 3940-490, Budget Acts of 2005 (Chs. 38 and*  
39 *39, Stats. 2005) and 2010 (Ch. 712, Stats. 2010)*

- 1 (2) *Up to \$4,115,296 from Item 3940-101-6019, Budget*  
 2 *Act of 2002 (Ch. 379, Stats. 2002), as reappropriated*  
 3 *by Item 3940-490, Budget Act of 2010 (Ch. 712, Stats*  
 4 *2010)*
- 5 (3) *Up to \$4,947,163 from Item 3940-101-6019, Budget*  
 6 *Act of 2003 (Ch. 157, Stats. 2003), as reappropriated*  
 7 *by Item 3940-490, Budget Act of 2010 (Ch. 712, Stats*  
 8 *2010)*
- 9 (4) *Up to \$3,312 from Item 3940-101-6019, Budget Act*  
 10 *of 2004 (Ch. 208, Stats. 2004), as reappropriated by*  
 11 *Item 3940-490, Budget Act of 2010 (Ch. 712, Stats.*  
 12 *2010)*
- 13 (5) *Up to \$1,563,644 from Item 3940-101-6019, Budget*  
 14 *Act of 2005 (Chs. 38 and 39, Stats. 2005), as reappro-*  
 15 *riated by Item 3940-490, Budget Act of 2010 (Ch.*  
 16 *712, Stats. 2010)*
- 17 (6) *Up to \$2,522,312 from Item 3940-101-6019, Budget*  
 18 *Act of 2006 (Chs. 47 and 48, Stats. 2006), as reappro-*  
 19 *riated by Item 3940-490, Budget Act of 2010 (Ch.*  
 20 *712, Stats. 2010)*
- 21 (7) *Up to \$194,331 from Item 3940-101-6019, Budget Act*  
 22 *of 2007 (Chs. 171 and 172, Stats. 2007)*
- 23 (8) *Up to \$50,000 from Item 3940-001-6019, Budget Act*  
 24 *of 2009 (Ch. 1, 2009–10 3rd Ex. Sess., as revised by*  
 25 *Ch. 1, 2009–10 4th Ex. Sess.)*
- 26 (9) *Up to \$200,000 from Item 3940-001-6019, Budget Act*  
 27 *of 2010 (Ch. 712, Stats. 2010)*
- 28 *6021—Wastewater Construction Grant Subaccount*
- 29 (1) *Up to \$157,000 from Item 3940-101-6021, Budget Act*  
 30 *of 2007 (Chs. 171 and 172, Stats. 2007)*
- 31 (2) *Up to \$3,000 from Item 3940-001-6021, Budget Act*  
 32 *of 2009 (Ch. 1, 2009–10 3rd Ex. Sess., as revised by*  
 33 *Ch. 1, 2009–10 4th Ex. Sess.)*
- 34 (3) *Up to \$887,000 from Item 3940-001-6021, Budget Act*  
 35 *of 2010 (Ch. 712, Stats. 2010)*
- 36 *6022—Coastal Nonpoint Source Control Subaccount*
- 37 (1) *Up to \$1,356,634 from Item 3940-101-6022, Budget*  
 38 *Act of 2000 (Ch. 52, Stats. 2000)*
- 39 (2) *Up to \$10,859,704 from Item 3940-101-6022, Budget*  
 40 *Act of 2001 (Ch. 106, Stats. 2001), as reappropriated*

- 1           by Item 3940-490, Budget Acts of 2005 (Chs. 38 and  
2           39, Stats. 2005) and 2010 (Ch. 712, Stats. 2010)
- 3       (3) Up to \$3,148,790 from Item 3940-101-6022, Budget  
4       Act of 2002 (Ch. 379, Stats. 2002), as reappropriated  
5       by Item 3940-490, Budget Act of 2010 (Ch. 712, Stats.  
6       2010)
- 7       (4) Up to \$2,059,729 from Item 3940-101-6022, Budget  
8       Act of 2004 (Ch. 208, Stats. 2004), as reappropriated  
9       by Item 3940-490, Budget Act of 2010 (Ch. 712, Stats.  
10       2010)
- 11       (5) Up to \$385,000 from Item 3940-101-6022, Budget Act  
12       of 2005 (Chs. 38 and 39, Stats. 2005), as reappropri-  
13       ated by Item 3940-490, Budget Act of 2010 (Ch. 712,  
14       Stats. 2010)
- 15       (6) Up to \$50,000 from Item 3940-001-6022, Budget Act  
16       of 2009 (Ch. 1, 2009–10 3rd Ex. Sess., as revised by  
17       Ch. 1, 2009–10 4th Ex. Sess.)
- 18       (7) Up to \$133,000 from Item 3940-001-6022, Budget Act  
19       of 2010 (Ch. 712, Stats. 2010)
- 20       6029—California Clean Water, Clean Air, Safe Neighbor-  
21       hood Parks, and Coastal Protection Fund
- 22       (1) Up to \$1,918,000 from Item 3940-101-6029, Budget  
23       Act of 2008 (Chs. 268 and 269, Stats. 2008)
- 24       6031—Water Security, Clean Drinking Water, Coastal and  
25       Beach Protection Fund of 2002
- 26       (1) Up to \$925,544 from Item 3940-101-6031, Budget Act  
27       of 2004 (Ch. 208, Stats. 2004)
- 28       (2) Up to \$13,524,066 from Item 3940-101-6031, Budget  
29       Act of 2005 (Chs. 38 and 39, Stats. 2005)
- 30       (3) Up to \$184,062 from Item 3940-101-6031, Budget Act  
31       of 2007 (Chs. 171 and 172, Stats. 2007)
- 32       (4) Up to \$20,936 from Item 3940-101-6031, Budget Act  
33       of 2008 (Chs. 268 and 269, Stats. 2008)
- 34       (5) Up to \$685,256 from Item 3940-001-6031, Budget Act  
35       of 2009 (Ch. 1, 2009–10 3rd Ex. Sess., as revised by  
36       Ch. 1, 2009–10 4th Ex. Sess.)
- 37       (6) Up to \$200,517 from Item 3940-001-6031, Budget Act  
38       of 2010 (Ch. 712, Stats. 2010)
- 39

1     *SEC. 205. Item 3960-001-0014 of Section 2.00 of the Budget*  
 2     *Act of 2011 is amended to read:*  
 3

4	3960-001-0014—For support of Department of Toxic Substances	
5	Control, payable from the Hazardous Waste Control Ac-	
6	count.....	49,903,000
7	Schedule:	
8	(1) 12-Site Mitigation and Brownfields	
9	Reuse.....	92,790,000
10		92,719,000
11	(2) 13-Hazardous Waste Management.....	62,822,000
12	(3) 19.01-Administration.....	33,201,000
13	(4) 19.02-Distributed Administration.....	-33,201,000
14	(5) 20-Science, Pollution Prevention and	
15	Technology.....	19,327,000
16	(6) 21-State Certified Unified Program.....	2,396,000
17	(7) Reimbursements.....	-10,752,000
18	(8) Amount payable from the General	
19	Fund (Item 3960-001-0001).....	-21,858,000
20		-21,056,000
21	(9) Amount payable from the Unified Pro-	
22	gram Account (Item 3960-001-0028)....	-1,027,000
23	(10) Amount payable from the Illegal Drug	
24	Lab Cleanup Account (Item 3960-001-	
25	0065).....	-2,051,000
26	(11) Amount payable from the California	
27	Used Oil Recycling Fund (Item 3960-	
28	001-0100).....	-422,000
29	(11.5) Amount payable from Expedited Site	
30	Remediation Trust Fund (Item 3960-	
31	001-0456).....	-731,000
32	(12) Amount payable from the Toxic Sub-	
33	stances Control Account (Item 3960-	
34	001-0557).....	-58,258,000
35	(13) Amount payable from the Federal	
36	Trust Fund (Item 3960-001-0890)....	-27,844,000
37	(14) Amount payable from the Environmen-	
38	tal Quality Assessment Fund (Item	
39	3960-001-3035).....	-298,000

1	(15) Amount payable from the Electronic	
2	Waste and Recovery and Recycling	
3	Account (Item 3960-001-3065).....	-2,676,000
4	(16) Amount payable from the State Certi-	
5	fied Unified Program Agency Account	
6	(Item 3960-001-3084).....	-2,246,000

- 7 Provisions:
- 8 1. Notwithstanding any other provision of law, upon ap-  
9 proval and order of the Director of Finance, the Depart-  
10 ment of Toxic Substances Control may borrow suffi-  
11 cient funds from special funds that otherwise provide  
12 support for the department for cashflow purposes. Any  
13 such loans are to be repaid with interest at the rate  
14 earned by the Pooled Money Investment Account.
  - 15 2. Notwithstanding any other provision of law, upon re-  
16 quest of the Director of Toxic Substances Control, and  
17 approval of the Department of Finance, the Controller  
18 shall increase the appropriation in this item in an  
19 amount necessary to pay the State Board of Equaliza-  
20 tion any additional costs the board may incur to make  
21 refunds required by Chapter 737 of the Statutes of  
22 1998, provided that sufficient funds are available for  
23 such purposes and the board provides workload infor-  
24 mation that justifies the increase.
  - 25 3. No positions approved under this item or any other  
26 actions of the Department of Toxic Substances Control  
27 shall be used to investigate or work on a sale, lease,  
28 or other transfer of control of land at Santa Susana  
29 Field Laboratory until the Director of Toxic Substances  
30 Control certifies that the cleanups specified in the  
31 Administrative Orders on Consent signed on December  
32 6, 2010, for that portion of Santa Susana Field Labora-  
33 tory, have been completed and the requirements of  
34 Sections 25359.20 and 25359.21 of the Health and  
35 Safety Code are met.

36  
37 *SEC. 206. Item 3960-001-0456 is added to Section 2.00 of the*  
38 *Budget Act of 2011, to read:*

1 3960-001-0456—For support of Department of Toxic Substances  
 2 Control, payable from the Expedited Site Remediation Trust  
 3 Fund..... 731,000  
 4 Schedule:  
 5 (1) 12-Site Mitigation and Brownfields  
 6 Reuse..... 731,000  
 7 Provisions:  
 8 1. Notwithstanding any other provision of law, upon re-  
 9 quest of the Department of Toxic Substances Control,  
 10 and approval by the Department of Finance, the  
 11 Controller shall augment the appropriation in this  
 12 item to pay costs associated with the orphan shares  
 13 at the Santa Cruz Metro Greyhound site or Golden  
 14 State Technology site for the Expedited Site Remedia-  
 15 tion Pilot Program from uncommitted funds in the  
 16 Expedited Site Remediation Trust Fund.  
 17 2. The amount appropriated in this item includes rev-  
 18 enues derived from the assessment of fines and  
 19 penalties imposed as specified in Section 13332.18 of  
 20 the Government Code.

21  
 22 SEC. 207. Item 4140-001-0121 of Section 2.00 of the Budget  
 23 Act of 2011 is amended to read:

24  
 25 4140-001-0121—For support of Office of Statewide Health  
 26 Planning and Development..... 55,264,000  
 27 56,010,000  
 28 Schedule:  
 29 (1) 10-Health Care Quality and Analysis.... 6,338,000  
 30 (2) 30-Health Care Workforce..... 19,420,000  
 31 (3) 42-Facilities Development..... ~~55,355,000~~  
 32 56,101,000  
 33 (4) 45-Cal-Mortgage Loan Insurance..... 4,761,000  
 34 (5) 60-Health Care Information..... 9,422,000  
 35 (6) 80.01-Administration..... 16,134,000  
 36 (7) 80.02-Distributed Administration..... -15,743,000  
 37 (8) Reimbursements..... -714,000  
 38 (9) Amount payable from the General Fund  
 39 (Item 4140-001-0001)..... -74,000

1	(10) Amount payable from the California	
2	Health Data and Planning Fund (Item	
3	4140-001-0143).....	-22,198,000
4	(11) Amount payable from the Registered	
5	Nurse Education Fund (Item 4140-001-	
6	0181).....	-2,220,000
7	(12) Amount payable from the Federal Trust	
8	Fund (Item 4140-001-0890).....	-418,000
9	(13) Amount payable from the Mental	
10	Health Practitioner Education Fund	
11	(Item 4140-001-3064).....	-551,000
12	(14) Amount payable from the Vocational	
13	Nurse Education Fund (Item 4140-001-	
14	3068).....	-232,000
15	(15) Amount payable from the Mental	
16	Health Services Fund (Item 4140-001-	
17	3085).....	-5,895,000
18	(16) Amount payable from the Medically	
19	Underserved Account for Physicians,	
20	Health Professions Education Fund	
21	(Item 4140-001-8034).....	-900,000
22	(17) Amount payable from the Medically	
23	Underserved Account for Physicians,	
24	Health Professions Education Fund	
25	(Section 128555 of the Health and	
26	Safety Code).....	-1,400,000
27	(18) Amount payable from the Health Faci-	
28	lities Construction Loan Insurance Fund	
29	(Section 129200 of the Health and	
30	Safety Code).....	-4,761,000
31	(19) Amount payable from the Health Profes-	
32	sions Education Fund (Section 128355	
33	of the Health and Safety Code).....	-1,060,000

34 Provisions:

- 35 1. Notwithstanding any other provision of law, upon re-
- 36 quest by the Office of Statewide Health Planning and
- 37 Development, the Department of Finance may augment
- 38 the amount available for expenditure in this item to
- 39 pay costs associated with the review of hospital
- 40 building plans. The augmentation may be effected not

1           sooner than 30 days after notification in writing of the  
 2           necessity therefor to the chairpersons of the commit-  
 3           tees in each house of the Legislature that consider ap-  
 4           propriations and the Chairperson of the Joint Legisla-  
 5           tive Budget Committee, or not sooner than whatever  
 6           lesser time the chairperson of the joint committee, or  
 7           his or her designee, may determine.

8  
 9           *SEC. 208. Item 4170-001-0001 of Section 2.00 of the Budget*  
 10 *Act of 2011 is amended to read:*

11		
12	4170-001-0001—For support of Department of Aging.....	3,995,000
13	Schedule:	
14	(1) 10-Nutrition.....	2,880,000
15	(2) 20-Senior Community Employment	
16	Service.....	694,000
17	(3) 30-Supportive Services and Centers.....	4,877,000
18	(4) 40-Special Projects.....	<del>1,214,000</del>
19		1,231,000
20	(4.5) 45-CDA Medi-Cal Programs.....	6,746,000
21	(5) 50.01-Administration.....	8,567,000
22	(6) 50.02-Distributed Administration.....	-8,567,000
23	(7) Reimbursements.....	-4,230,000
24	(8) Amount payable from the State HICAP	
25	Fund (Item 4170-001-0289).....	-228,000
26	(9) Amount payable from the Federal Trust	
27	Fund (Item 4170-001-0890).....	<del>-7,912,000</del>
28		-7,929,000
29	(10) Amount payable from the State Citation	
30	Penalties Account, Special Deposit	
31	Fund (Item 4170-002-0942).....	-46,000
32		

33           *SEC. 209. Item 4170-001-0890 of Section 2.00 of the Budget*  
 34 *Act of 2011 is amended to read:*

35		
36	4170-001-0890—For support of Department of Aging, for	
37	payment to Item 4170-001-0001, payable from the Federal	
38	Trust Fund.....	<del>7,912,000</del>
39		7,929,000

Provisions:

1. The Department of Finance may authorize the transfer of funds between this item and Item 4170-101-0890 no sooner than 30 days after written notification to the chairpersons of the fiscal committees of each house of the Legislature and the Chairperson of the Joint Legislative Budget Committee, or not sooner than whatever lesser time the chairperson of the joint committee may determine. The notification shall include: (a) the amount of the proposed transfer, (b) an identification of the purposes for which the funds will be used, (c) documentation that the proposed activities must be carried out in the current year and that no other funds are available for their support, and (d) the impact of any transfer on the level of services.

*SEC. 210. Item 4170-101-0001 of Section 2.00 of the Budget Act of 2011 is amended to read:*

4170-101-0001—For local assistance, Department of Aging.....	28,538,000
Schedule:	
(1) 10-Nutrition.....	77,804,000
(2) 20-Senior Community Employment Service.....	9,786,000
(3) 30-Supportive Services and Centers.....	63,177,000
(4) 40-Special Projects.....	<del>11,957,000</del> 12,636,000
(5) 45-CDA Medi-Cal Programs.....	20,232,000
(6) Reimbursements.....	-4,559,000
(7) Amount payable from the State HICAP Fund (Item 4170-101-0289).....	-2,246,000
(8) Amount payable from the Federal Trust Fund (Item 4170-101-0890).....	<del>-144,571,000</del> -145,250,000
(9) Amount payable from the State Health Facilities Citation Penalties Account, Special Deposit Fund (Item 4170-102-0942).....	-1,142,000

1 (10) Amount payable from the Skilled  
 2 Nursing Facility Quality and Account-  
 3 ability Special Fund (Item 4170-101-  
 4 3167)..... -1,900,000

5 Provisions:

- 6 1. Notwithstanding Section 26.00, the Department of  
 7 Finance, upon notification by the California Depart-  
 8 ment of Aging, may authorize transfers between Pro-  
 9 gram 10-Nutrition and Program 30-Supportive Ser-  
 10 vices and Centers in response to budget revisions  
 11 submitted by the Area Agencies on Aging.  
 12 2. Of the funds appropriated in this item, the Controller  
 13 shall, upon enactment of this act, reimburse the amount  
 14 specified in Program 45-CDA Medi-Cal Programs to  
 15 the State Department of Health Care Services for  
 16 support of the Multipurpose Senior Services Program.  
 17 3. Given the reduction of up to \$2,500,000 in General  
 18 Fund moneys in the 2011–12 fiscal year for the Multi-  
 19 purpose Senior Services Program, the California De-  
 20 partment of Aging and the State Department of Health  
 21 Care Services shall consult with the federal govern-  
 22 ment to identify ways to reduce the operational costs  
 23 of the program and to limit the impact on the number  
 24 of recipients served. These departments shall update  
 25 the appropriate fiscal and policy committees of the  
 26 Legislature regarding their plans for implementing the  
 27 reduction.

28  
 29 *SEC. 211. Item 4170-101-0890 of Section 2.00 of the Budget*  
 30 *Act of 2011 is amended to read:*

31  
 32 4170-101-0890—For local assistance, Department of Aging,  
 33 for payment to Item 4170-101-0001, payable from the  
 34 Federal Trust Fund..... ~~144,571,000~~  
 35 *145,250,000*

36 Provisions:

- 37 1. Provision 1 of Item 4170-001-0890 is also applicable  
 38 to this item.  
 39 2. Notwithstanding subdivision (e) of Section 28.00, the  
 40 Department of Finance, upon notification by the Cali-

- 1           fornia Department of Aging, may authorize augmenta-
- 2           tions in this item for federal Title III, Title VII, HICAP
- 3           one-time only allocations, and for unexpended
- 4           2010–11 federal grant funds. The Department of Fi-
- 5           nance shall provide notification of the augmentation
- 6           to the Joint Legislative Budget Committee within 10
- 7           working days from the date of the Department of Fi-
- 8           nance approval of the adjustment.
- 9           3. Notwithstanding Section 26.00, the Department of
- 10          Finance, upon notification by the California Depart-
- 11          ment of Aging, may authorize transfers between Pro-
- 12          gram 10-Nutrition and Program 30-Supportive Ser-
- 13          vices and Centers in response to budget revisions
- 14          submitted by the Area Agencies on Aging.
- 15          4. Unexpended federal grant funds for Chronic Disease
- 16          Self-Management Programs budgeted in 2010–11 are
- 17          available for encumbrance or expenditure until March
- 18          30, 2012.

19

20        *SEC. 212. Item 4200-001-0001 of Section 2.00 of the Budget*

21        *Act of 2011 is amended to read:*

22

23        4200-001-0001—For support of Department of Alcohol and

24        Drug Programs..... 4,202,000

25        Schedule:

26        (1) 15-Alcohol and Other Drug Services

27        Program..... 42,724,000

28        (2) 30.01-Administration..... 11,447,000

29        (3) 30.02-Distributed Administration..... -11,447,000

30        (4) Reimbursements..... -4,667,000

31        (5) Amount payable from the Driving-Un-

32        der-the-Influence Program Licensing

33        Trust Fund (Item 4200-001-0139)..... -1,693,000

34        (6) Amount payable from the Narcotic

35        Treatment Program Licensing Trust

36        Fund (Item 4200-001-0243)..... -1,377,000

37        (7) Amount payable from Indian Gaming

38        Special Distribution Fund (Item 4200-

39        001-0367)..... -4,457,000

1	(8) Amount payable from the Audit Repay-	
2	ment Trust Fund (Item 4200-001-	
3	0816).....	-72,000
4	(9) Amount payable from the Federal Trust	
5	Fund (Item 4200-001-0890).....	-21,629,000
6	(11) Amount payable from the Gambling	
7	Addiction Program Fund (Item 4200-	
8	001-3110).....	-166,000
9	(12) Amount payable from Residential and	
10	Outpatient Program Licensing Fund	
11	(Item 4200-001-3113).....	-4,461,000

12 Provisions:

- 13 1. Upon approval by the Department of Finance, the
- 14 Controller shall transfer such funds as are necessary
- 15 between this item and Items 4200-101-0001, 4200-
- 16 102-0001, 4200-103-0001, and 4200-104-0001. In
- 17 determining which transfers are necessary pursuant to
- 18 this provision, the department shall assess those pro-
- 19 grams and operations that have the most critical need.
- 20 In making the assessment, the department shall consid-
- 21 er such factors as caseload requirements, availability
- 22 of personnel to provide essential services, other fund-
- 23 ing sources, and relevant information provided by af-
- 24 fected state agencies.
- 25 2. *It is the intent of the Legislature to consolidate state*
- 26 *administrative functions of the Drug Medi-Cal Pro-*
- 27 *gram and to transition those functions to the State*
- 28 *Department of Health Care Services to (a) improve*
- 29 *access to alcohol and drug treatment services, includ-*
- 30 *ing a focus on recovery and rehabilitation services,*
- 31 *(b) more effectively integrate the financing of services,*
- 32 *including the receipt of federal funds, (c) improve state*
- 33 *accountabilities and outcomes, and (d) provide fo-*
- 34 *cused, high-level leadership for behavioral health*
- 35 *services.*
- 36 3. *The Department of Finance may authorize the transfer*
- 37 *of expenditure authority from this item to Item 4260-*
- 38 *001-0001 to consolidate state administrative functions*
- 39 *for the Drug Medi-Cal Program and to transition those*
- 40 *functions to the State Department of Health Care*

1 Services. Any transfer shall be consistent with a tran-  
2 sition plan provided to the Legislature as required in  
3 state statute.

4 The Director of Finance shall provide notification  
5 in writing to the Joint Legislative Budget Committee  
6 of any transfer of expenditure authority approved un-  
7 der this provision not less than 30 days prior to the  
8 effective date of the approval. This 30-day notification  
9 shall include (a) a description of the program transfer,  
10 including the reasons for the transfer, (b) the number  
11 and classifications of positions to be transferred, (c)  
12 the assumptions used in calculating the amount of ex-  
13 penditure authority transferred, and (d) any potential  
14 fiscal or programmatic effects on the program from  
15 which resources are being transferred.

16  
17 SEC. 213. Item 4200-001-3113 of Section 2.00 of the Budget  
18 Act of 2011 is amended to read:

19  
20 4200-001-3113—For support of Department of Alcohol and  
21 Drug Programs, for payment to Item 4200-001-0001,  
22 payable from the Residential and Outpatient Program Li-  
23 censing Fund..... 4,461,000

24 Provisions:

25 1. The Department of Finance may authorize the transfer  
26 of expenditure authority from this item to Schedule (4)  
27 of Item 4260-001-0001 and make other corresponding  
28 changes to Schedules (1), (2), and (3) of that item to  
29 consolidate state administrative functions for the Drug  
30 Medi-Cal Program and to transition those functions  
31 to the State Department of Health Care Services. Any  
32 transfer shall be consistent with the transition plan  
33 provided to the Legislature as required in state statute.

34 The Director of Finance shall provide notification  
35 in writing to the Joint Legislative Budget Committee  
36 of any transfer of expenditure authority approved un-  
37 der this provision not less than 30 days prior to the  
38 effective date of the approval. This 30-day notification  
39 shall include (a) a description of the program transfer,  
40 including the reasons for the transfer, (b) the number

1           *and classifications of positions to be transferred, (c)*  
 2           *the assumptions used in calculating the amount of ex-*  
 3           *penditure authority transferred, and (d) any potential*  
 4           *fiscal or programmatic effects on the program from*  
 5           *which resources are being transferred.*  
 6

7           *SEC. 214. Item 4200-102-0001 of Section 2.00 of the Budget*  
 8           *Act of 2011 is amended to read:*  
 9

10	4200-102-0001—For local assistance, Department of Alcohol	
11	and Drug Programs, for perinatal substance abuse treatment	
12	programs (Drug Medi-Cal).....	2,876,000
13		2,548,000
14	Schedule:	
15	(1) 15-Alcohol and Other Drug Services	
16	Program.....	5,752,000
17		5,096,000
18	(2) Reimbursements.....	-2,876,000
19		-2,548,000

- 20           Provisions:
- 21           1. Upon approval by the Department of Finance, the
  - 22           Controller shall transfer such funds as are necessary
  - 23           between this item and Items 4200-001-0001, 4200-
  - 24           101-0001, 4200-103-0001, and 4200-104-0001. In
  - 25           determining which transfers are necessary pursuant to
  - 26           this provision, the department shall assess those pro-
  - 27           grams and operations that have the most critical need.
  - 28           In making this assessment, the department shall con-
  - 29           sider such factors as caseload requirements, availabil-
  - 30           ity of personnel to provide essential services, other
  - 31           funding sources, and relevant information provided
  - 32           by affected state agencies.
  - 33           2. The funds appropriated in this item are available to
  - 34           provide funding for the state’s share of expenditures
  - 35           for perinatal substance abuse services provided to
  - 36           persons eligible for Medi-Cal.
  - 37           3. Notwithstanding subdivision (a) of Section 1.80 and
  - 38           Section 26.00, the Department of Finance may autho-
  - 39           rize a transfer of expenditure authority between this
  - 40           item and Item 4200-103-0001, so that the funds appro-

1 priated in either item may be used to pay the state and  
 2 federal share of prior fiscal years' allowable Medi-Cal  
 3 costs that exceed the amount encumbered in prior fis-  
 4 cal years. The department shall notify the Legislature  
 5 within 10 days after authorizing a transfer pursuant to  
 6 this provision unless prior notification of the transfer  
 7 has been included in the Medi-Cal estimates submitted  
 8 pursuant to Section 14100.5 of the Welfare and Insti-  
 9 tutions Code.

10 4. *The Department of Finance may authorize the transfer*  
 11 *of expenditure authority from this item to Item 4260-*  
 12 *101-0001 as it pertains to the operation of the Drug*  
 13 *Medi-Cal Program. Any transfer shall be consistent*  
 14 *with the transition plan, or components of the transi-*  
 15 *tion plan, provided to the Legislature as required in*  
 16 *state statute.*

17 *The Director of Finance shall provide notification*  
 18 *in writing to the Joint Legislative Budget Committee*  
 19 *of any transfer of expenditure authority approved un-*  
 20 *der this provision not less than 30 days prior to the*  
 21 *effective date of the approval. This 30-day notification*  
 22 *shall include (a) a description of the program transfer,*  
 23 *including the reasons for the transfer, (b) the assump-*  
 24 *tions used in calculating the amount of expenditure*  
 25 *authority transferred, and (c) any potential fiscal or*  
 26 *programmatic effects of the transfer of expenditure*  
 27 *authority.*

28  
 29 *SEC. 215. Item 4200-103-0001 of Section 2.00 of the Budget*  
 30 *Act of 2011 is amended to read:*

31  
 32 4200-103-0001—For local assistance, Department of Alcohol  
 33 and Drug Programs, for Drug Medi-Cal Services..... ~~127,858,000~~  
 34 *128,537,000*

35 Schedule:

36 (1) 15-Alcohol and Other Drug Services  
 37 Program..... 240,524,000  
 38 *241,670,000*  
 39 (2) Reimbursements..... ~~-112,666,000~~  
 40 *-113,133,000*

- 1 Provisions:  
2 1. Upon approval by the Department of Finance, the  
3 Controller shall transfer such funds as are necessary  
4 between this item and Items 4200-001-0001, 4200-  
5 101-0001, 4200-102-0001, and 4200-104-0001. In  
6 determining which transfers are necessary pursuant to  
7 this provision, the department shall assess those pro-  
8 grams and operations that have the most critical need.  
9 In making this assessment, the department shall con-  
10 sider such factors as caseload requirements, availabil-  
11 ity of personnel to provide essential services, other  
12 funding sources, and relevant information provided  
13 by affected state agencies.  
14 2. The funds appropriated in this item are available to  
15 provide funding for the state’s share of expenditures  
16 for substance abuse services provided to persons eligi-  
17 ble for Medi-Cal.  
18 3. Notwithstanding subdivision (a) of Section 1.80 and  
19 Section 26.00, the Department of Finance may autho-  
20 rize a transfer of expenditure authority between this  
21 item and Item 4200-102-0001 so that the funds appro-  
22 priated in either item may be used to pay the state and  
23 federal share of prior fiscal years’ allowable Medi-Cal  
24 costs that exceed the amount encumbered in prior fis-  
25 cal years. The department shall notify the Legislature  
26 within 10 days after authorizing a transfer pursuant to  
27 this provision unless prior notification of the transfer  
28 has been included in the Medi-Cal estimates submitted  
29 pursuant to Section 14100.5 of the Welfare and Insti-  
30 tutions Code.  
31 4. Notwithstanding any other provision of law, both the  
32 federal and nonfederal shares of any moneys recovered  
33 for previously paid Drug Medi-Cal program services  
34 provided pursuant to Chapter 7 (commencing with  
35 Section 14000) of Part 3 of Division 9 of the Welfare  
36 and Institutions Code are hereby appropriated and shall  
37 be expended as soon as practicable for Drug Medi-Cal  
38 program services, as defined in the Welfare and Insti-  
39 tutions Code.

1 5. *The Department of Finance may authorize the transfer*  
 2 *of expenditure authority from this item to Item 4260-*  
 3 *101-0001 as it pertains to operation of the Drug Medi-*  
 4 *Cal Program. Any transfer shall be consistent with*  
 5 *the transition plan, or components of the transition*  
 6 *plan, provided to the Legislature as required in state*  
 7 *statute.*

8 *The Director of Finance shall provide notification*  
 9 *in writing to the Joint Legislative Budget Committee*  
 10 *of any transfer of expenditure authority approved un-*  
 11 *der this provision not less than 30 days prior to the*  
 12 *effective date of the approval. This 30-day notification*  
 13 *shall include (a) a description of the program transfer,*  
 14 *including the reasons for the transfer; (b) the assump-*  
 15 *tions used in calculating the amount of expenditure*  
 16 *authority transferred, and (c) any potential fiscal or*  
 17 *programmatic effects of the transfer of expenditure*  
 18 *authority.*

19  
 20 *SEC. 216. Item 4260-001-0001 of Section 2.00 of the Budget*  
 21 *Act of 2011 is amended to read:*

22

23	4260-001-0001—For support of Department of Health Care	
24	Services.....	<del>135,512,000</del>
25		<i>136,066,000</i>
26	Schedule:	
27	(1) 20-Health Care Services.....	<del>409,582,000</del>
28		<i>411,570,000</i>
29	(2) 30.01-Administration.....	<del>25,792,000</del>
30	(3) 30.02-Distributed Administration.....	<del>-25,792,000</del>
31	(4) Reimbursements.....	<del>-28,799,000</del>
32		<i>-29,149,000</i>
33	(5) Amount payable from the Breast Cancer	
34	Control Account (Item 4260-001-	
35	0009).....	<del>-112,000</del>
36	(6) Amount payable from the Childhood	
37	Lead Poisoning Prevention Fund (Item	
38	4260-001-0080).....	<del>-181,000</del>

1	(7) Amount payable from the Unallocated	
2	Account, Cigarette and Tobacco Prod-	
3	ucts Surtax Fund (Item 4260-001-	
4	0236).....	-581,000
5	(8) Amount payable from the Federal	
6	Trust Fund (Item 4260-001-0890)....	<del>-243,532,000</del>
7		-244,616,000
8	(9) Amount payable from the Mental Health	
9	Services Fund (Item 4260-001-3085)....	-865,000

10 Provisions:

- 11 1. Effective February 1, 2009, the State Department of
- 12 Health Care Services shall report biennially in writing
- 13 on the results of the additional positions established
- 14 under the 2003 Medi-Cal Anti-Fraud Initiative to the
- 15 chairpersons of the committees in each house of the
- 16 Legislature that consider appropriations and the
- 17 Chairperson of the Joint Legislative Budget Commit-
- 18 tee. The report shall include the results of the most
- 19 recently completed biennial error rate study and ran-
- 20 dom claim sampling process, the number of positions
- 21 filled by division, and, for each of the components of
- 22 the initiative, the amount of savings and cost avoidance
- 23 achieved and estimated, the number of providers
- 24 sanctioned, and the number of claims and beneficiary
- 25 records reviewed.
- 26 2. Of the funds appropriated for new information technol-
- 27 ogy projects, no funds may be expended on a project
- 28 prior to approval of a feasibility study report concern-
- 29 ing that project by the California Technology Agency.
- 30 The State Department of Health Care Services shall
- 31 notify the fiscal committees of both houses of the
- 32 Legislature that a feasibility study report has been ap-
- 33 proved for a project within 30 days of the report's ap-
- 34 proval by the California Technology Agency, and shall
- 35 include with the notification a copy of the approved
- 36 feasibility study report that reflects any changes.
- 37 5. The State Department of Health Care Services shall
- 38 provide a quarterly accounting of expenditures associ-
- 39 ated with the 8.0 audit positions for the Targeted Case
- 40 Management Program identified in the Budget Act of

1 2010 (Ch. 712, Stats. 2010). The department shall  
2 make the quarterly accounting of expenditures avail-  
3 able to designated representatives of the local govern-  
4 ment agencies not later than the last day of the third  
5 quarter of the 2010–11 fiscal year, and on the last day  
6 of each subsequent quarter thereafter.

7 6. (a) The State Department of Health Care Services  
8 shall withhold 1 percent of reimbursements to  
9 local educational agencies (LEAs) for the purpose  
10 of funding the work and related administrative  
11 costs associated with the audit resources approved  
12 in Budget Change Proposal AI10-03 to ensure  
13 fiscal accountability of the LEA Medi-Cal Billing  
14 Option Program and to comply with the California  
15 Medi-Cal State Plan. The withhold percentage  
16 shall be applied to funds paid to LEAs for health  
17 services based upon the date of payment, com-  
18 mencing July 1, 2010, and excluding cost settle-  
19 ment payments. Moneys collected as a result of  
20 the reduction in federal Medicaid payments allo-  
21 cable to LEAs shall be deposited into a special  
22 deposit fund account, which shall be established  
23 by the department. The department shall return  
24 all unexpended funds in the special deposit fund  
25 account proportionately to all LEAs that contribut-  
26 ed to the account, during the second quarter of  
27 the subsequent fiscal year. The annual amount  
28 withheld shall not exceed \$650,000 for the  
29 2010–11 fiscal year and may be adjusted in the  
30 2011–12 fiscal year with the approval of the LEA  
31 Medi-Cal Billing entities.

32 (b) The department shall provide a quarterly account-  
33 ing of expenditures made from the special deposit  
34 fund account. The department shall make the  
35 quarterly accounting of expenditures available to  
36 the public not later than the last day of the third  
37 quarter of the 2010–11 fiscal year, and on the last  
38 day of each subsequent quarter thereafter.

39 7. *The Department of Finance may authorize the transfer*  
40 *of expenditure authority from Item 4280-001-0001 to*

1           *consolidate state administrative functions for the op-*  
 2           *eration of the Access for Infants and Mothers Program*  
 3           *and the Healthy Families Program and to transition*  
 4           *those functions to the State Department of Health Care*  
 5           *Services. Any transfer shall be consistent with the*  
 6           *transition plan provided to the Legislature as required*  
 7           *in Provision 4 of Item 4280-001-0001.*

8           *The Director of Finance shall provide notification*  
 9           *in writing to the Joint Legislative Budget Committee*  
 10          *of any transfer approved under this provision not less*  
 11          *than 30 days prior to the effective date of the approval.*  
 12          *This 30-day notification shall include (a) a description*  
 13          *of the transfer of the programs, including the reasons*  
 14          *for the transfer, (b) the number and classifications of*  
 15          *positions to be transferred, (c) the assumptions used*  
 16          *in calculating the amount of expenditure authority*  
 17          *transferred, and (d) any potential fiscal effects on the*  
 18          *program from which resources are being transferred.*

19          8. *It is the intent of the Legislature to consolidate state*  
 20          *administrative functions for the operation of Medi-Cal*  
 21          *specialty mental health services and to transition those*  
 22          *functions to the State Department of Health Care*  
 23          *Services to (a) improve access to mental health ser-*  
 24          *vices, including a focus on recovery and rehabilitation*  
 25          *services, (b) more effectively integrate the financing*  
 26          *of services, including the receipt of federal funds, (c)*  
 27          *improve state accountabilities and outcomes, and (d)*  
 28          *provide focused, high-level leadership for behavioral*  
 29          *health services.*

30          9. *The Department of Finance may authorize the transfer*  
 31          *of expenditure authority from Item 4440-001-0001 to*  
 32          *consolidate state administrative functions for the op-*  
 33          *eration of the Early and Periodic Screening, Diagno-*  
 34          *sis, and Treatment Program, the Mental Health Man-*  
 35          *aged Care Program, and applicable functions related*  
 36          *to Medicaid requirements, and to transition those*  
 37          *functions to the State Department of Health Care*  
 38          *Services. Any transfer shall be consistent with the*  
 39          *transition plan provided to the Legislature as required*  
 40          *in Provision 3 of Item 4440-001-0001.*

1           *The Director of Finance shall provide notification*  
2 *in writing to the Joint Legislative Budget Committee*  
3 *of any transfer of expenditure authority approved un-*  
4 *der this provision not less than 30 days prior to the*  
5 *effective date of the approval. This 30-day notification*  
6 *shall include (a) a description of the transfer of the*  
7 *programs, including the reasons for the transfer, (b)*  
8 *the number and classifications of positions to be*  
9 *transferred, (c) the assumptions used in calculating*  
10 *the amount of expenditure authority transferred, and*  
11 *(d) any potential fiscal effects on the program from*  
12 *which resources are being transferred.*

13 10. *By September 1, 2011, in order to ensure business*  
14 *continuity and to minimize any interruptions of ser-*  
15 *vices, the Department of Finance may authorize the*  
16 *transfer of positions and employees performing admin-*  
17 *istrative functions for the operation of the Early and*  
18 *Periodic Screening, Diagnosis, and Treatment Pro-*  
19 *gram, the Mental Health Managed Care Program,*  
20 *and applicable functions related to Medicaid require-*  
21 *ments from the State Department of Mental Health to*  
22 *the State Department of Health Care Services (DHCS)*  
23 *prior to submission of the transition plan required in*  
24 *Provision 3 of Item 4440-001-0001. The final determi-*  
25 *nation of total resources, expenditure authority, and*  
26 *organizational structure shall be consistent with the*  
27 *transition plan required in Item 4440-001-0001.*

28           *Thirty days prior to the effective date of any transfer*  
29 *of positions and employees authorized pursuant to this*  
30 *provision, the Director of Finance shall notify the Joint*  
31 *Legislative Budget Committee of the number of employ-*  
32 *ees and positions transferred and the basis for deter-*  
33 *mining this number of employees and positions.*

34 11. *It is the intent of the Legislature to consolidate state*  
35 *administrative functions for the operation of the Drug*  
36 *Medi-Cal Program and to transition those functions*  
37 *to the State Department of Health Care Services to*  
38 *(a) improve access to alcohol and drug treatment*  
39 *services, including a focus on recovery and rehabilita-*  
40 *tion services, (b) more effectively integrate the financ-*

1           ing of services, including the receipt of federal funds,  
 2           (c) improve state accountabilities and outcomes, and  
 3           (d) provide focused, high-level leadership for behav-  
 4           ioral health services.

5       12. The Department of Finance may authorize the transfer  
 6       of expenditure authority from Item 4200-001-0001 to  
 7       consolidate state administrative functions for the op-  
 8       eration of the Drug Medi-Cal Program and applicable  
 9       functions related to Medicaid requirements, and to  
 10      transition those functions to the State Department of  
 11      Health Care Services. Any transfer shall be consistent  
 12      with the transition plan provided to the Legislature as  
 13      required in Item 4200-001-0001.

14           The Director of Finance shall provide notification  
 15      in writing to the Joint Legislative Budget Committee  
 16      of any transfer of expenditure authority approved un-  
 17      der this provision not less than 30 days prior to the  
 18      effective date of the approval. This 30-day notification  
 19      shall include (a) a description of the transfer of the  
 20      program, including the reasons for the transfer; (b)  
 21      the number and classifications of positions to be  
 22      transferred, (c) the assumptions used in calculating  
 23      the amount of expenditure authority transferred, and  
 24      (d) any potential fiscal effects on the program from  
 25      which resources are being transferred.

26  
 27      SEC. 217. Item 4260-001-0890 of Section 2.00 of the Budget  
 28      Act of 2011 is amended to read:

29

30      4260-001-0890—For support of Department of Health Care	
31      Services, for payment to Item 4260-001-0001, payable	
32      from the Federal Trust Fund.....	243,532,000
33	244,616,000

34      Provisions:

35      1. The Department of Finance may authorize the transfer  
 36      of expenditure authority from Item 4280-001-0890 to  
 37      consolidate state administrative functions for the op-  
 38      eration of the Access for Infants and Mothers Program  
 39      and the Healthy Families Program and to transition  
 40      those functions to the State Department of Health Care

1        *Services. Any transfer shall be consistent with the*  
2        *transition plan provided to the Legislature as required*  
3        *in Provision 4 of Item 4280-001-0001.*

4        *The Director of Finance shall provide notification*  
5        *in writing to the Joint Legislative Budget Committee*  
6        *of any transfer of expenditure authority approved un-*  
7        *der this provision not less than 30 days prior to the*  
8        *effective date of the approval. This notification shall*  
9        *include (a) a description of the transfer of the pro-*  
10       *grams, including the reasons for the transfer, (b) the*  
11       *number and classifications of positions to be trans-*  
12       *ferred, (c) the assumptions used in calculating the*  
13       *amount of expenditure authority transferred, and (d)*  
14       *any potential fiscal effects on the program from which*  
15       *resources are being transferred.*

- 16       2. *The Department of Finance may authorize the transfer*  
17       *of expenditure authority from Item 4440-001-0890 to*  
18       *consolidate state administrative functions for the op-*  
19       *eration of the Early and Periodic Screening, Diagno-*  
20       *sis, and Treatment Program, the Mental Health Man-*  
21       *aged Care Program, and applicable functions related*  
22       *to Medicaid requirements and to transition those*  
23       *functions to the State Department of Health Care*  
24       *Services. Any transfer shall be consistent with the*  
25       *transition plan provided to the Legislature as required*  
26       *in Provision 3 of Item 4440-001-0001.*

27       *The Director of Finance shall provide notification*  
28       *in writing to the Joint Legislative Budget Committee*  
29       *of any transfer of expenditure authority approved un-*  
30       *der this provision not less than 30 days prior to the*  
31       *effective date of the approval. This notification shall*  
32       *include (a) a description of the transfer of the pro-*  
33       *grams, including the reasons for the transfer, (b) the*  
34       *number and classifications of positions to be trans-*  
35       *ferred, (c) the assumptions used in calculating the*  
36       *amount of expenditure authority transferred, and (d)*  
37       *any potential fiscal effects on the program from which*  
38       *resources are being transferred.*

- 39       3. *By September 1, 2011, in order to ensure business*  
40       *continuity and to minimize any interruptions of ser-*

1            *vices, the Department of Finance may authorize the*  
 2            *transfer of positions and employees performing admin-*  
 3            *istrative functions for the operation of the Early and*  
 4            *Periodic Screening, Diagnosis, and Treatment Pro-*  
 5            *gram, the Mental Health Managed Care Program,*  
 6            *and applicable functions related to Medicaid require-*  
 7            *ments from the State Department of Mental Health to*  
 8            *the State Department of Health Care Services (DHCS)*  
 9            *prior to submission of the transition plan required in*  
 10           *Provision 3 of Item 4440-001-0001. The final determi-*  
 11           *nation of total resources, expenditure authority, and*  
 12           *organizational structure shall be consistent with the*  
 13           *transition plan required in Item 4440-001-0001.*

14           *Thirty days prior to the effective date of any transfer*  
 15           *of positions and employees authorized pursuant to this*  
 16           *provision, the Director of Finance shall notify the Joint*  
 17           *Legislative Budget Committee of the number of employ-*  
 18           *ees and positions transferred and the basis for deter-*  
 19           *mining this number of employees and positions.*

20           4. *The Department of Finance may authorize the transfer*  
 21           *of expenditure authority from Item 4200-001-0890 to*  
 22           *consolidate state administrative functions for the op-*  
 23           *eration of the Drug Medi-Cal Program and applicable*  
 24           *functions related to Medicaid requirements and to*  
 25           *transition those functions to the State Department of*  
 26           *Health Care Services. Any transfer shall be consistent*  
 27           *with a transition plan required in Item 4200-001-0001.*

28           *The Director of Finance shall provide notification*  
 29           *in writing to the Joint Legislative Budget Committee*  
 30           *of any transfer of expenditure authority approved un-*  
 31           *der this provision not less than 30 days prior to the*  
 32           *effective date of the approval. This notification shall*  
 33           *include (a) a description of the transfer of the pro-*  
 34           *gram, including the reasons for the transfer, (b) the*  
 35           *number and classifications of positions to be trans-*  
 36           *ferred, (c) the assumptions used in calculating the*  
 37           *amount of expenditure authority transferred, and (d)*  
 38           *any potential fiscal effects on the program from which*  
 39           *resources are being transferred.*

40

1 SEC. 218. Item 4260-017-0001 of Section 2.00 of the Budget  
2 Act of 2011 is amended to read:

3		
4	4260-017-0001—For support of Department of Health Care	
5	Services, for implementation of the Health Insurance	
6	Portability and Accountability Act.....	4,647,000
7		5,109,000
8	Schedule:	
9	(1) 20-Health Care Services.....	17,117,000
10		19,123,000
11	(2) Reimbursements.....	-26,000
12	(3) Amount payable from the Federal Trust	
13	Fund (Item 4260-017-0890).....	-12,444,000
14		-13,988,000

15 Provisions:

16 1. The funding appropriated in this item is limited to the

17 amount specified in Section 17.00. These funds are to

18 be used in support of compliance activities related to

19 the federal Health Insurance Portability and Account-

20 ability Act (HIPAA) of 1996.

21

22 SEC. 219. Item 4260-017-0890 of Section 2.00 of the Budget  
23 Act of 2011 is amended to read:

24		
25	4260-017-0890—For support of Department of Health Care	
26	Services, for payment to Item 4260-017-0001, payable	
27	from the Federal Trust Fund, for implementation of the	
28	Health Insurance Portability and Accountability Act.....	12,444,000
29		13,988,000

30 Provisions:

31 1. The funding appropriated in this item is limited to the

32 amount specified in Section 17.00. These funds are to

33 be used in support of compliance activities related to

34 the federal Health Insurance Portability and Account-

35 ability Act (HIPAA) of 1996 (P.L. 104-191).

36

37 SEC. 220. Item 4260-101-0001 of Section 2.00 of the Budget  
38 Act of 2011 is amended to read:

1	4260-101-0001—For local assistance, Department of Health	
2	Care Services, California Medical Assistance Program,	
3	payable from the Health Care Deposit Fund after	
4	transfer from the General Fund.....	13,447,307,000
5		13,333,237,000
6	Schedule:	
7	(1) 20.10.010-Eligibility (County Admin-	
8	istration).....	2,709,484,000
9		2,713,226,000
10	(2) 20.10.020-Fiscal Intermediary Manage-	
11	ment.....	285,543,000
12	(3) 20.10.030-Benefits (Medical Care	
13	and Services).....	35,158,628,000
14		39,116,998,000
15	(4) Reimbursements.....	-877,366,000
16		-879,052,000
17	(5) Amount payable from Childhood Lead	
18	Poisoning Prevention Fund (Item 4260-	
19	101-0080).....	-115,000
20		-804,000
21	(6) Amount payable from the Hospital	
22	Services Account, Cigarette and Tobac-	
23	co Products Surtax Fund (Item 4260-	
24	101-0232).....	-70,593,000
25	(7) Amount payable from the Physician	
26	Services Account, Cigarette and Tobac-	
27	co Products Surtax Fund (Item 4260-	
28	101-0233).....	-105,000
29	(8) Amount payable from the Unallocated	
30	Account, Cigarette and Tobacco Prod-	
31	ucts Surtax Fund (Item 4260-101-	
32	0236).....	-24,589,000
33	(9) Amount payable from the Federal	
34	Trust Fund (Item 4260-101-	
35	0890).....	-23,678,580,000
36		-26,807,387,000
37	<del>(10) Amount payable from the Medi-Cal</del>	
38	<del>Emergency Services Fund (Item 4260-</del>	
39	<del>101-3173).....</del>	<del>-55,000,000</del>

1 (11) Amount payable from the Children  
 2 and Families Health and Human  
 3 Services Trust Fund (Item 4260-  
 4 101-3148)..... -1,000,000,000

5 Provisions:

- 6 1. The aggregate principal amount of disproportionate  
 7 share hospital general obligation debt that may be is-  
 8 sued in the current fiscal year pursuant to subparagraph  
 9 (A) of paragraph (2) of subdivision (f) of Section  
 10 14085.5 of the Welfare and Institutions Code shall be  
 11 \$0.
- 12 2. Notwithstanding any other provision of law, both the  
 13 federal and nonfederal shares of any moneys recovered  
 14 for previously paid health care services, provided  
 15 pursuant to Chapter 7 (commencing with Section  
 16 14000) of Part 3 of Division 9 of the Welfare and In-  
 17 stitutions Code, are hereby appropriated and shall be  
 18 expended as soon as practicable for medical care and  
 19 services as defined in the Welfare and Institutions  
 20 Code.
- 21 3. Notwithstanding any other provision of law, accounts  
 22 receivable for recoveries as described in Provision 2  
 23 shall have no effect upon the positive balance of the  
 24 General Fund or the Health Care Deposit Fund.  
 25 Notwithstanding any other provision of law, moneys  
 26 recovered as described in this item that are required  
 27 to be transferred from the Health Care Deposit Fund  
 28 to the General Fund shall be credited by the Controller  
 29 to the General Fund without regard to the appropriation  
 30 from which it was drawn.
- 31 4. Without regard to fiscal year, the General Fund shall  
 32 make one or more loans available not to exceed a cu-  
 33 mulative total of \$45,000,000 to be transferred as  
 34 needed to the Health Care Deposit Fund to meet cash  
 35 needs. The loans are subject to the repayment provi-  
 36 sions of Section 16351 of the Government Code. Any  
 37 additional loan requirement in excess of \$45,000,000  
 38 shall be processed in the manner prescribed by Section  
 39 16351 of the Government Code.

- 1       5. Notwithstanding any other provision of law, the State  
2       Department of Health Care Services may give public  
3       notice relative to proposing or amending any rule or  
4       regulation that could result in increased costs in the  
5       Medi-Cal program only after approval by the Depart-  
6       ment of Finance. Additionally, any rule or regulation  
7       adopted by the State Department of Health Care Ser-  
8       vices and any communication that increases costs in  
9       the Medi-Cal program shall be effective only after the  
10      date upon which it is approved by the Department of  
11      Finance.
- 12      6. Of the funds appropriated in this item, up to \$50,000  
13      may be allocated for attorney’s fees awarded pursuant  
14      to state or federal law without prior notification to the  
15      Legislature. Individual settlements authorized under  
16      this provision shall not exceed \$5,000. The semiannual  
17      estimates of Medi-Cal expenditures due to the Legis-  
18      lature in January and May shall reflect attorney’s fees  
19      paid 15 or more days prior to the transmittal of the  
20      estimate. The semiannual estimates of Medi-Cal ex-  
21      penditures provided to the Legislature in January and  
22      May may constitute the notification required by this  
23      provision.
- 24      7. Change orders to the medical or the dental fiscal inter-  
25      mediary contract for amounts exceeding a total cost  
26      of \$250,000 shall be approved by the Department of  
27      Finance not sooner than 30 days after written notifica-  
28      tion of the change order is provided to the chairpersons  
29      of the fiscal and policy committees in each house of  
30      the Legislature and to the Chairperson of the Joint  
31      Legislative Budget Committee, or not sooner than  
32      whatever lesser time *after that notification* as the  
33      chairperson of the joint committee, or his or her de-  
34      signee, may determine. The semiannual estimates of  
35      Medi-Cal expenditures provided to the Legislature in  
36      January and May may constitute the notification re-  
37      quired by this provision.
- 38      8. Recoveries of advances made to counties in prior years  
39      pursuant to Section 14153 of the Welfare and Institu-  
40      tions Code are reappropriated to the Health Care De-

- 1           posit Fund for reimbursement of those counties where  
2           allowable costs exceeded the amounts advanced. Re-  
3           coveries in excess of the amounts required to fully re-  
4           imburse allowable costs shall be transferred to the  
5           General Fund. When a projected deficiency exists in  
6           the Medical Assistance Program, these funds, subject  
7           to notification to the Chairperson of the Joint Legisla-  
8           tive Budget Committee, are appropriated and shall be  
9           expended as soon as practicable for the state's share  
10          of payments for medical care and services, county  
11          administration, and fiscal intermediary services.
- 12        9.    The Department of Finance may transfer funds repre-  
13          senting all or any portion of any estimated savings that  
14          are a result of improvements in the Medi-Cal claims  
15          processing procedures from the Medi-Cal services  
16          budget or the support budget of the State Department  
17          of Health Care Services (Item 4260-001-0001) to the  
18          fiscal intermediary budget item for purposes of making  
19          improvements to the Medi-Cal claims system.
- 20        10. Notwithstanding any other provision of law, the De-  
21          partment of Finance may authorize the transfer of ex-  
22          penditure authority between Schedules (1), (2), (3),  
23          and (4) of this item and between this item and Items  
24          4260-102-0001, 4260-111-0001, 4260-113-0001, and  
25          4260-117-0001 in order to effectively administer the  
26          programs funded in these items. The Department of  
27          Finance shall notify the Legislature within 10 days of  
28          authorizing such a transfer unless prior notification of  
29          the transfer has been included in the Medi-Cal esti-  
30          mates submitted pursuant to Section 14100.5 of the  
31          Welfare and Institutions Code. The 10-day notification  
32          to the Legislature shall include the reasons for the  
33          transfer, the fiscal assumptions used in calculating the  
34          transfer amount, and any potential fiscal effects on the  
35          program from which funds are being transferred or for  
36          which funds are being reduced.
- 37        11. Notwithstanding any other provision of law and Sec-  
38          tion 26.00, the Department of Finance may authorize  
39          the transfer of expenditure authority from Schedule  
40          (3) to Schedule (1) for the purposes of implementing

1 changes required by the federal Deficit Reduction Act  
 2 of 2005, which shall include, but not be limited to,  
 3 providing assistance to individuals in meeting these  
 4 verification rules and for county eligibility activities.  
 5 It is the intent of the Legislature that these transfers  
 6 be provided on a timely basis in order to ensure the  
 7 health and safety of Californians. The Department of  
 8 Finance shall notify the Legislature within 15 days of  
 9 authorizing that transfer unless prior notification of  
 10 the transfer has been included in the Medi-Cal esti-  
 11 mates submitted pursuant to Section 14100.5 of the  
 12 Welfare and Institutions Code.

13 12. If a federal grant that provides 75-percent federal fi-  
 14 nancial participation to allow individuals in nursing  
 15 homes to voluntarily move into a community setting  
 16 and still receive the same amount of funding for ser-  
 17 vices is awarded to the State Department of Health  
 18 Care Services during the current fiscal year, then,  
 19 notwithstanding any other provision of law, the depart-  
 20 ment may count expenditures from the appropriation  
 21 made to this item as state matching funds for that grant.

22 13. Of the amount appropriated in this item, \$85,000,000,  
 23 along with corresponding federal funds, shall be ex-  
 24 pended to provide for the transition of individuals en-  
 25 rolled in, and receiving benefits pursuant to, the Cali-  
 26 fornia Adult Day Health Care Program to other Medi-  
 27 Cal services, as appropriate, and to facilitate, when  
 28 applicable, transition to newly developed federal  
 29 waiver services that serve a defined medically acute  
 30 population. It is the intent of the Legislature to proceed  
 31 with legislation during the period of the 2011–12  
 32 Regular Session to develop such federal waiver ser-  
 33 vices to provide a more narrow scope of services and  
 34 to specify a level of medical acuity for enrollment.

35 14. *The Department of Finance may authorize the transfer*  
 36 *of expenditure authority from Item 4280-101-0001 or*  
 37 *4280-102-0001, or both of those items, as it pertains*  
 38 *to the transition of the Access for Infants and Mothers*  
 39 *Program and the Healthy Families Program to the*  
 40 *State Department of Health Care Services. Any*

1        *transfer shall be consistent with a transition plan, or*  
2        *components of the transition plan, as provided to the*  
3        *Legislature as required in state statute regarding these*  
4        *program transfers.*

5        *The Director of Finance shall provide notification*  
6        *in writing to the Joint Legislative Budget Committee*  
7        *of any transfer of expenditure authority approved un-*  
8        *der this provision not less than 30 days prior to the*  
9        *effective date of the approval. This 30-day notification*  
10       *shall include (a) a comprehensive description of the*  
11       *program transfer, including the number of children*  
12       *affected and plans affected, and (b) all assumptions*  
13       *used in calculating the amount of expenditure author-*  
14       *ity transferred.*

- 15       15. *The Department of Finance may authorize the transfer*  
16       *of expenditure authority from Item 4200-102-0001,*  
17       *4200-102-0890, or 4200-103-0001, or any combina-*  
18       *tion of those items, as it pertains to operation of the*  
19       *Drug Medi-Cal Program. Any transfer shall be consis-*  
20       *tent with a transition plan, or components of a transi-*  
21       *tion plan, as provided to the Legislature as required*  
22       *in state statute regarding these program transfers.*

23       *The Director of Finance shall provide notification*  
24       *in writing to the Joint Legislative Budget Committee*  
25       *of any transfer of expenditure authority approved un-*  
26       *der this provision not less than 30 days prior to the*  
27       *effective date of the approval. This 30-day notification*  
28       *shall include (a) a comprehensive description of the*  
29       *program transfer, including the number of program*  
30       *participants affected and related factors, and (b) all*  
31       *assumptions used in calculating the amount of expen-*  
32       *diture authority transferred.*

- 33       16. *The Department of Finance may authorize the transfer*  
34       *of expenditure authority from Item 4440-101-0001,*  
35       *4440-101-0890, 4440-103-0001, 4440-103-3085,*  
36       *4440-105-0001, or 4440-105-3085, or any combina-*  
37       *tion of those items, as it pertains to operation of Medi-*  
38       *Cal specialty mental health services, including the*  
39       *Early and Periodic Screening, Diagnosis, and Treat-*  
40       *ment Program and the Mental Health Managed Care*

1 Program. Any transfer shall be consistent with a  
2 transition plan, or components of a transition plan,  
3 as provided to the Legislature as required in state  
4 statute regarding these program transfers.

5 The Department of Finance shall provide a 30-day  
6 notice of any authorized transfer of expenditure author-  
7 ity to the Joint Legislative Budget Committee. This 30-  
8 day notification shall include (a) a comprehensive  
9 description of the program transfer, including the  
10 number of program participants affected and plans  
11 affected, and (b) all assumptions used in calculating  
12 the amount of expenditure authority transferred.  
13

14 SEC. 221. Item 4260-101-0080 of Section 2.00 of the Budget  
15 Act of 2011 is amended to read:

17	4260-101-0080—For local assistance, Department of Health	
18	Care Services, for payment to Item 4260-101-0001,	
19	payable from the Childhood Lead Poisoning Prevention	
20	Fund.....	115,000
21		804,000

22  
23 SEC. 222. Item 4260-101-0890 of Section 2.00 of the Budget  
24 Act of 2011 is amended to read:

26	4260-101-0890—For local assistance, Department of Health	
27	Care Services, for payment to Item 4260-101-0001,	
28	payable from the Federal Trust Fund.....	23,678,580,000
29		26,807,387,000

30 Provisions:

- 31 1. Any of the provisions in Item 4260-101-0001 that are
- 32 relevant to this item also apply to this item.
- 33 2. The Department of Finance may authorize the transfer
- 34 of expenditure authority from Item 4280-101-0890 or
- 35 4280-102-0890, or both of those items, as it pertains
- 36 to the transition of the Access for Infants and Mothers
- 37 Program and the Healthy Families Program to the
- 38 State Department of Health Care Services. Any
- 39 transfer shall be consistent with a transition plan, or
- 40 components of a transition plan, as provided to the

1       *Legislature as required in state statute regarding these*  
2       *program transfers.*

3       *The Director of Finance shall provide notification*  
4       *in writing to the Joint Legislative Budget Committee*  
5       *of any transfer of expenditure authority approved un-*  
6       *der this provision not less than 30 days prior to the*  
7       *effective date of the approval. This 30-day notification*  
8       *shall include (a) a comprehensive description of the*  
9       *program transfer, including the number of children*  
10       *affected and plans affected, and (b) all assumptions*  
11       *used in calculating the amount of expenditure author-*  
12       *ity transferred.*

- 13       3. *The Department of Finance may authorize the transfer*  
14       *of expenditure authority from Item 4200-101-0001,*  
15       *4200-101-0890, or 4200-103-0001, or any combina-*  
16       *tion of those items, as it pertains to operation of the*  
17       *Drug Medi-Cal Program. Any transfer shall be consis-*  
18       *tent with a transition plan, or components of a transi-*  
19       *tion plan, as provided to the Legislature as required*  
20       *in state statute regarding these program transfers.*

21       *The Department of Finance shall provide a 30-day*  
22       *notice of any authorized transfer to the Joint Legisla-*  
23       *tive Budget Committee. This 30-day notification shall*  
24       *include (a) a comprehensive description of the pro-*  
25       *gram transfer, including the number of program par-*  
26       *ticipants affected and related factors, and (b) all as-*  
27       *sumptions used in calculating the amount of expendi-*  
28       *ture authority transferred.*

- 29       4. *The Department of Finance may authorize the transfer*  
30       *of expenditure authority from Item 4440-101-0890 as*  
31       *it pertains to operation of Medi-Cal specialty mental*  
32       *health services, including the Early and Periodic*  
33       *Screening, Diagnosis, and Treatment Program and*  
34       *the Mental Health Managed Care Program. Any*  
35       *transfer shall be consistent with a transition plan, or*  
36       *components of a transition plan, as provided to the*  
37       *Legislature as required in state statute regarding these*  
38       *program transfers.*

39       *The Department of Finance shall provide a 30-day*  
40       *notice of any authorized transfer to the Joint Legisla-*

1            *tive Budget Committee. This 30-day notification shall*  
 2            *include (a) a comprehensive description of the pro-*  
 3            *gram transfer, including the number of program par-*  
 4            *ticipants affected and plans affected, and (b) all as-*  
 5            *sumptions used in calculating the amount of expendi-*  
 6            *ture authority transferred.*

7  
 8            *SEC. 223. Item 4260-101-3173 of Section 2.00 of the Budget*  
 9            *Act of 2011 is amended to read:*

10  
 11            4260-101-3173—For support of Department of Health Care  
 12            Services, for payment to Item 4260-101-0001, payable  
 13            from the Medi-Cal Emergency Services Fund..... 55,000,000  
 14            0

15  
 16            *SEC. 224. Item 4260-102-0001 of Section 2.00 of the Budget*  
 17            *Act of 2011 is amended to read:*

18  
 19            4260-102-0001—For local assistance, Department of Health  
 20            Care Services, Program 20.10.030-Benefits (Medical Care  
 21            and Services), for supplemental reimbursement for debt  
 22            service pursuant to Section 14085.5 of the Welfare and  
 23            Institutions Code..... 48,499,000  
 24            46,591,000

25            Provisions:  
 26            1. Notwithstanding any other provision of law, the De-  
 27            partment of Finance may authorize transfer of expendi-  
 28            ture authority between this item and Items 4260-101-  
 29            0001, 4260-111-0001, 4260-113-0001, and 4260-117-  
 30            0001 in order to effectively administer the programs  
 31            funded in these items. The Department of Finance  
 32            shall notify the Legislature within 10 days of authoriz-  
 33            ing such a transfer unless prior notification of the  
 34            transfer has been included in the Medi-Cal estimates  
 35            submitted pursuant to Section 14100.5 of the Welfare  
 36            and Institutions Code. The 10-day notification to the  
 37            Legislature shall include the reasons for the transfer,  
 38            the fiscal assumptions used in calculating the transfer  
 39            amount, and any potential effects on the program from  
 40            which funds are being transferred or reduced.

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28  
29  
30  
31  
32  
33  
34  
35  
36  
37  
38  
39  
40

*SEC. 225. Item 4260-102-0890 of Section 2.00 of the Budget Act of 2011 is amended to read:*

4260-102-0890—For local assistance, Department of Health Care Services, Program 20.10.030-Benefits (Medical Care and Services), payable from the Federal Trust Fund, for supplemental reimbursement for debt service pursuant to Section 14085.5 of the Welfare and Institutions Code.....	48,499,000
	<del>46,591,000</del>

Provisions:

1. Any of the provisions in Item 4260-102-0001 that are relevant to this item also apply to this item.

*SEC. 226. Item 4260-105-0001 of Section 2.00 of the Budget Act of 2011 is amended to read:*

4260-105-0001—For transfer to the Private Hospital Supplemental Fund.....	118,400,000
	<del>120,177,000</del>

*SEC. 227. Item 4260-106-0890 of Section 2.00 of the Budget Act of 2011 is amended to read:*

4260-106-0890—For local assistance, Department of Health Care Services, payable from the Federal Trust Fund.....	3,309,000
	<del>18,632,000</del>

Schedule:

- (1) 20.10.010-Eligibility (County Administration)..... 375,000
- ~~15,698,000~~
- (2) 20.10.030-Benefits (Medical Care and Services)..... 2,934,000

Provisions:

1. Notwithstanding any other provision of law, the Department of Finance may authorize the transfer of expenditure authority between this item and Items 4260-101-0890, 4260-102-0890, 4260-111-0890, 4260-113-0890, and 4260-117-0890 in order to effectively administer the programs funded in these items. The De-

1 department of Finance shall notify the Legislature within  
 2 10 days of authorizing such transfer unless prior noti-  
 3 fication of the transfer has been included in the Medi-  
 4 Cal estimate submitted pursuant to Section 14100.5  
 5 of the Welfare and Institutions Code. The 10-day noti-  
 6 fication to the Legislature shall include the reasons for  
 7 the transfer, the final assumptions used in calculating  
 8 the transfer amount, and any potential effects on the  
 9 program from which the funds are being transferred  
 10 or reduced.

11  
 12 *SEC. 228. Item 4260-111-0001 of Section 2.00 of the Budget*  
 13 *Act of 2011 is amended to read:*

14

15	4260-111-0001—For local assistance, Department of Health	
16	Care Services.....	229,060,000
17		89,141,000
18	Schedule:	
19	(1) 20.25-Children’s Medical Services.....	447,803,000
20		268,509,000
21	(2) 20.35-Primary and Rural Health.....	1,054,000
22	(3) Reimbursements.....	-57,487,000
23		-57,657,000
24	(4) Amount payable from the Childhood	
25	Lead Poisoning Prevention Fund (Item	
26	4260-111-0080).....	-8,000
27		-32,000
28	(6) Amount payable from the Federal	
29	Trust Fund (Item 4260-111-0890).....	-162,302,000
30		-122,733,000

31 Provisions:

32 1. Program 20.25-Children’s Medical Services: Counties  
 33 may retain 50 percent of total enrollment and assess-  
 34 ment fees that are collected by the counties for the  
 35 California Children’s Services Program. Fifty percent  
 36 of the enrollment and assessment fee for each county  
 37 shall be offset from the state’s match for that county.

38 2. Notwithstanding any other provision of law, the De-  
 39 partment of Finance may authorize transfer of expendi-  
 40 ture authority between this item and Items 4260-101-

1 0001, 4260-102-0001, 4260-113-0001, and 4260-117-  
 2 0001 in order to effectively administer the programs  
 3 funded in these items. The Department of Finance  
 4 shall notify the Legislature within 10 days of authoriz-  
 5 ing such transfer unless prior notification of the  
 6 transfer has been included in the Medi-Cal estimates  
 7 submitted pursuant to Section 14100.5 of the Welfare  
 8 and Institutions Code. The 10-day notification to the  
 9 Legislature shall include the reasons for the transfer,  
 10 the fiscal assumptions used in calculating the transfer  
 11 amount, and any potential fiscal effects on the program  
 12 from which funds are being transferred or reduced.

13 3. The State Department of Health Care Services shall  
 14 convene a diverse workgroup, that, at a minimum,  
 15 represents families enrolled in the California Chil-  
 16 dren’s Services (CCS) Program, counties, specialty  
 17 care providers, children’s hospitals, and medical sup-  
 18 pliers to discuss the administrative structure of the  
 19 CCS Program, including eligibility determination  
 20 processes, the use and content of needs assessment  
 21 tools in case management, and the processes used for  
 22 treatment authorizations. The purpose of this work-  
 23 group will be to identify methods for streamlining,  
 24 identifying administrative cost efficiencies, and devel-  
 25 oping better utilization of both state and county staff,  
 26 as applicable, in meeting the needs of children and  
 27 families accessing the CCS Program. The department  
 28 may provide the appropriate policy and fiscal commit-  
 29 tees of the Legislature with periodic updates of out-  
 30 comes as appropriate.

31  
 32 *SEC. 229. Item 4260-111-0080 of Section 2.00 of the Budget*  
 33 *Act of 2011 is amended to read:*

34

35 4260-111-0080—For local assistance, Department of Health	
36 Care Services, for payment to Item 4260-111-0001,	
37 payable from the Childhood Lead Poisoning Prevention	
38 Fund.....	8,000
39	32,000
40	

1 SEC. 230. Item 4260-111-0890 of Section 2.00 of the Budget  
2 Act of 2011 is amended to read:

3  
4 4260-111-0890—For local assistance, Department of Health  
5 Care Services, for payment to Item 4260-111-0001,  
6 payable from the Federal Trust Fund..... ~~162,302,000~~  
7 *122,733,000*

8 Provisions:  
9 1. Any of the provisions in Item 4260-111-0001 that are  
10 relevant to this item also apply to this item.

11  
12 SEC. 231. Item 4260-113-0001 of Section 2.00 of the Budget  
13 Act of 2011 is amended to read:

14  
15 4260-113-0001—For local assistance, Department of Health  
16 Care Services, for the Healthy Families Program (Medi-  
17 Cal)..... ~~249,373,000~~  
18 *200,891,000*

19 Schedule:  
20 (1) 20.10.010-Eligibility (County Adminis-  
21 tration)..... 4,039,000  
22 (2) 20.10.020-Fiscal Intermediary Manage-  
23 ment..... 960,000  
24 (3) 20.10.030-Benefits (Medical Care and  
25 Services)..... ~~751,438,000~~  
26 *738,200,000*  
27 (4) Amount payable from the Federal  
28 Trust Fund (Item 4260-113-0890)..... ~~-507,064,000~~  
29 *-542,308,000*

30 Provisions:  
31 1. Notwithstanding any other provision of law, the De-  
32 partment of Finance may authorize transfer of expen-  
33 diture authority between Schedules (1), (2), and (3) of  
34 this item and between this item and Items 4260-101-  
35 0001, 4260-102-0001, 4260-111-0001, and 4260-117-  
36 0001 in order to effectively administer the programs  
37 funded in these items. The Department of Finance  
38 shall notify the Legislature within 10 days of authoriz-  
39 ing such transfer unless prior notification of the  
40 transfer has been included in the Medi-Cal estimates

1 submitted pursuant to Section 14100.5 of the Welfare  
2 and Institutions Code. The 10-day notification to the  
3 Legislature shall include the reasons for the transfer  
4 of expenditure authority, the fiscal assumptions used  
5 in calculating the transfer amount of expenditure au-  
6 thority transferred, and any potential effects on the  
7 program from which funds are being transferred or  
8 reduced.

- 9 2. *The Department of Finance may authorize the transfer*  
10 *of expenditure authority from Item 4280-101-0001 or*  
11 *4280-102-0001, or both of those items, as it pertains*  
12 *to the transition of the Access for Infants and Mothers*  
13 *Program and the Healthy Families Program to the*  
14 *State Department of Health Care Services. Any*  
15 *transfer shall be consistent with a transition plan, or*  
16 *components of a transition plan, as provided to the*  
17 *Legislature as required in state statute regarding these*  
18 *program transfers.*

19 *The Director of Finance shall provide notification*  
20 *in writing to the Joint Legislative Budget Committee*  
21 *of any transfer approved under this provision not less*  
22 *than 30 days prior to the effective date of the transfer.*  
23 *This 30-day notification shall include (a) a comprehen-*  
24 *sive description of the program transfer, including the*  
25 *number of children affected and plans affected and*  
26 *(b) all assumptions used in calculating the amount of*  
27 *expenditure authority transferred.*

- 28 3. *The Department of Finance may authorize the transfer*  
29 *of expenditure authority from Item 4440-101-0001 or*  
30 *4440-103-3085, or both of those items, as it pertains*  
31 *to the transition of the Early and Periodic Screening,*  
32 *Diagnosis, and Treatment Program, the Mental Health*  
33 *Managed Care Program, and applicable functions*  
34 *related to Medicaid requirements to the State Depart-*  
35 *ment of Health Care Services. Any transfer shall be*  
36 *consistent with the transition plan, or components of*  
37 *a transition plan, as provided to the Legislature as*  
38 *required in state statute regarding these program*  
39 *transfers.*



SEC. 233. Item 4260-117-0001 of Section 2.00 of the Budget Act of 2011 is amended to read:

4260-117-0001—For local assistance, Department of Health Care Services, for implementation of the Health Insurance Portability and Accountability Act.....	4,879,000
	6,024,000

Schedule:

- (1) 20.10.010-Eligibility (County Administration)..... 3,354,000  
3,675,000
- (2) 20.10.020-Fiscal Intermediary Management..... 35,657,000  
42,680,000
- (3) Amount payable from the Federal Trust Fund (Item 4260-117-0890)..... -34,132,000  
-40,331,000

Provisions:

1. The funding appropriated in this item is limited to the amount specified in Section 17.00. These funds are to be used in support of compliance activities related to the federal Health Insurance Portability and Accountability Act (HIPAA) of 1996 (P.L. 104-191).
2. Notwithstanding subdivision (a) of Section 1.80 and Section 26.00, the Department of Finance may authorize transfer of expenditure authority between Schedules (1) and (2). The Department of Finance shall notify the Legislature within 10 days of authorizing such transfer unless prior notification of the transfer has been included in the Medi-Cal estimates submitted pursuant to Section 14100.5 of the Welfare and Institutions Code.
3. Notwithstanding any other provision of law, the Department of Finance may authorize the transfer of expenditure authority between this item and Items 4260-101-0001, 4260-102-0001, 4260-111-0001, and 4260-113-0001 in order to effectively administer the programs funded in these items. The Department of Finance shall notify the Legislature within 10 days of

1 authorizing such transfer unless prior notification of  
 2 the transfer has been included in the Medi-Cal esti-  
 3 mates submitted pursuant to Section 14100.5 of the  
 4 Welfare and Institutions Code. The 10-day notification  
 5 to the Legislature shall include the reasons for the  
 6 transfer, the fiscal assumptions used in calculating the  
 7 transfer amount, and any potential fiscal effects on the  
 8 program from which funds are being transferred or  
 9 reduced.

10  
 11 *SEC. 233.5. Item 4260-117-0890 of Section 2.00 of the Budget*  
 12 *Act of 2011 is amended to read:*

13  
 14 4260-117-0890—For local assistance, Department of Health  
 15 Care Services, for payment to Item 4260-117-0001,  
 16 payable from the Federal Trust Fund, for implementation  
 17 of the Health Insurance Portability and Accountability  
 18 Act..... 34,132,000  
 19 40,331,000

- 20 Provisions:  
 21 1. The funding appropriated in this item is limited to the  
 22 amount specified in Section 17.00. These funds are to  
 23 be used in support of compliance activities related to  
 24 the federal Health Insurance Portability and Account-  
 25 ability Act (HIPAA) of 1996 (P.L. 104-191).  
 26 2. Any of the provisions in Item 4260-117-0001 that are  
 27 relevant to this item also apply to this item.  
 28

29 *SEC. 234. Item 4265-001-0001 of Section 2.00 of the Budget*  
 30 *Act of 2011 is amended to read:*

31  
 32 4265-001-0001—For support of Department of Public Health.... 71,064,000  
 33 Schedule:  
 34 (1) 10-Public Health Emergency Prepared-  
 35 ness..... 46,585,000  
 36 (2) 20-Public and Environmental Health.... ~~387,255,000~~  
 37 396,736,000  
 38 (3) 30-Licensing and Certification..... ~~180,595,000~~  
 39 182,568,000  
 40 (4) 40.01-Administration..... 27,655,000

1	(5) 40.02-Distributed Administration.....	-27,655,000
2	(6) Reimbursements.....	<del>-31,983,000</del>
3		-32,001,000
4	(7) Amount payable from the Breast Cancer	
5	Research Account (Item 4265-001-	
6	0007).....	<del>-1,149,000</del>
7		-1,063,000
8	(8) Amount payable from the Breast Cancer	
9	Control Account (Item 4265-001-	
10	0009).....	-5,038,000
11	(9) Amount payable from the Nuclear	
12	Planning Assessment Special Account	
13	(Item 4265-001-0029).....	-985,000
14	(10) Amount payable from the Motor Vehi-	
15	cle Account, State Transportation Fund	
16	(Item 4265-001-0044).....	-1,264,000
17	(11) Amount payable from the Sale of Tobac-	
18	co to Minors Control Account (Item	
19	4265-001-0066).....	-2,490,000
20	(12) Amount payable from the Occupational	
21	Lead Poisoning Prevention Account	
22	(Item 4265-001-0070).....	-3,133,000
23	(13) Amount payable from the Medical	
24	Waste Management Fund (Item 4265-	
25	001-0074).....	-2,169,000
26	(14) Amount payable from the Radiation	
27	Control Fund (Item 4265-001-	
28	0075).....	-22,464,000
29	(15) Amount payable from the Tissue Bank	
30	License Fund (Item 4265-001-0076)....	-491,000
31	(16) Amount payable from the Childhood	
32	Lead Poisoning Prevention Fund (Item	
33	4265-001-0080).....	-10,692,000
34	(17) Amount payable from the Export Docu-	
35	ment Program Fund (Item 4265-001-	
36	0082).....	-238,000
37	(18) Amount payable from the Clinical	
38	Laboratory Improvement Fund (Item	
39	4265-001-0098).....	-9,230,000

1	(19) Amount payable from the Health	
2	Statistics Special Fund (Item 4265-	
3	001-0099).....	-23,401,000
4	(19.5) Amount payable from the Air Pollu-	
5	tion Control Fund (Item 4265-001-	
6	0115).....	-323,000
7	(20) Amount payable from the Wine Safety	
8	Fund (Item 4265-001-0116).....	-60,000
9	(21) Amount payable from the Water Device	
10	Certification Special Account (Item	
11	4265-001-0129).....	-271,000
12	(22) Amount payable from the Food Safety	
13	Fund (Item 4265-001-0177).....	-7,366,000
14	(23) Amount payable from the Environmen-	
15	tal Laboratory Improvement Fund (Item	
16	4265-001-0179).....	-3,409,000
17	(24) Amount payable from the Genetic	
18	Disease Testing Fund (Item 4265-001-	
19	0203).....	-19,800,000
20	(25) Amount payable from the Health Edu-	
21	cation Account, Cigarette and Tobacco	
22	Products Surtax Fund (Item 4265-001-	
23	0231).....	-7,974,000
24	(26) Amount payable from the Research	
25	Account, Cigarette and Tobacco Prod-	
26	ucts Surtax Fund (Item 4265-001-	
27	0234).....	-5,165,000
28		-5,221,000
29	(27) Amount payable from the Unallocated	
30	Account, Cigarette and Tobacco Prod-	
31	ucts Surtax Fund (Item 4265-001-	
32	0236).....	-1,934,000
33	(28) Amount payable from the Drinking	
34	Water Operator Certification Special	
35	Account (Item 4265-001-0247).....	-1,726,000
36	(29) Amount payable from the Nursing	
37	Home Administrator's State License	
38	Examining Board Fund (Item 4265-001-	
39	0260).....	-366,000

1	(30) Amount payable from the Infant Botulism Treatment and Prevention Fund	
2	(Item 4265-001-0272).....	-6,184,000
3	(31) Amount payable from the Safe Drinking Water Account (Item 4265-001-0306).....	-13,308,000
4	(32) Amount payable from the Registered Environmental Health Specialist Fund (Item 4265-001-0335).....	-400,000
5	(33) Amount payable from the Vectorborne Disease Account (Item 4265-001-0478).....	-101,000
6	(34) Amount payable from the Toxic Substances Control Account (Item 4265-001-0557).....	-1,154,000
7	(35) Amount payable from the Domestic Violence Training and Education Fund (Item 4265-001-0642).....	-915,000
8	(36) Amount payable from the California Alzheimer's Disease and Related Disorders Research Fund (Item 4265-001-0823).....	-806,000
9	(37) Amount payable from the Federal Trust Fund (Item 4265-001-0890)....	<del>-246,975,000</del>
10		<del>-258,207,000</del>
11	(38) Amount payable from the Drug and Device Safety Fund (Item 4265-001-3018).....	-6,047,000
12	(39) Amount payable from the Medical Marijuana Program Fund (Item 4265-001-3074).....	-461,000
13	(40) Amount payable from the Cannery Inspection Fund (Item 4265-001-3081)....	-2,351,000
14	(41) Amount payable from the State Department of Public Health Licensing and Certification Program Fund (Item 4265-001-3098).....	<del>-90,555,000</del>
15		<del>-90,789,000</del>

1	(42) Amount payable from the Retail Food	
2	Safety and Defense Fund (Item 4265-	
3	001-3111).....	-23,000
4	(43) Amount payable from the Birth Defects	
5	Monitoring Fund (Item 4265-001-	
6	3114).....	-3,791,000
7	(44) Amount payable from the Lead-Related	
8	Construction Fund (Item 4265-001-	
9	3155).....	-443,000
10	(45) Amount payable from the Recreational	
11	Health Fund (Item 4265-001-3157).....	-236,000
12	(46) Amount payable from the Water Secu-	
13	rity, Clean Drinking Water, Coastal and	
14	Beach Protection Fund of 2002 (Item	
15	4265-001-6031).....	-4,017,000
16	(47) Amount payable from the Safe Drinking	
17	Water, Water Quality and Supply,	
18	Flood Control, River and Coastal Pro-	
19	tection Fund of 2006 (Item 4265-001-	
20	6051).....	-2,280,000
21	(48) Amount payable from the California	
22	Prostate Cancer Research Fund (Item	
23	4265-001-8025).....	-203,000

24 Provisions:

- 25 1. Except as otherwise prohibited by law, the State De-
- 26 department of Public Health shall promulgate emergency
- 27 regulations to adjust the public health fees set by reg-
- 28 ulation to an amount such that, if the new fees were
- 29 effective throughout the 2011–12 fiscal year, the esti-
- 30 mated revenues would be sufficient to offset at least
- 31 95 percent of the approved program level intended to
- 32 be supported by those fees. The General Fund fees of
- 33 the department that are subject to the annual fee adjust-
- 34 ment pursuant to subdivision (a) of Section 100425 of
- 35 the Health and Safety Code shall be increased by 9.21
- 36 percent. The special fund fees of the department that
- 37 are subject to the annual fee adjustment pursuant to
- 38 subdivision (a) of Section 100425 of the Health and
- 39 Safety Code may be increased by 9.21 percent only if
- 40 the fund condition statement for a fund projects a re-

- 1 serve less than 10 percent of estimated expenditures  
2 and the revenues projected for the 2011–12 fiscal year  
3 are less than the appropriation contained in this act.
- 4 2. Notwithstanding subdivision (b) of Section 100450 of  
5 the Health and Safety Code, departmental fees that are  
6 subject to the annual fee adjustment pursuant to subdivi-  
7 sion (a) of Section 100450 of the Health and Safety  
8 Code shall be increased by 7.5 percent, effective July  
9 1, 2011. This adjustment shall not be applied to fees  
10 established by subdivisions (f), (g), (m), and (s) of  
11 Section 1300 of the Business and Professions Code.
- 12 3. The State Department of Public Health shall limit ex-  
13 penditures in this item to implement the Uniform  
14 Anatomical Gift Act (Ch. 829, Stats. 2000) to the  
15 amount of actual fees collected from tissue banks.
- 16 4. The State Department of Public Health shall provide  
17 the fiscal and policy committees of each house of the  
18 Legislature by no later than January 15, 2012, a copy  
19 of the annual work plan for accomplishing the man-  
20 dates set forth in the Nursing Home Administrators’  
21 Act (Chapter 2.35 (commencing with Section 1416)  
22 of Division 2 of the Health and Safety Code). This  
23 work plan will identify goals and objectives, required  
24 activities, resources needed, timeframes, and expected  
25 outcomes that will result in the accomplishment of the  
26 defined mandates.
- 27 5. The State Department of Public Health shall use the  
28 standard state personnel year equivalent for all new  
29 positions funded in the 2011–12 fiscal year for licens-  
30 ing and certification activities related to health care  
31 facilities.
- 32 7. The Center for Environmental Health shall provide  
33 the fiscal committees of each house of the Legislature,  
34 by no later than January 10 and May 14 of each year,  
35 with a fiscal update that contains a summary of all  
36 water bond appropriation authority of the State Depart-  
37 ment of Public Health, bond proceeds, the status of  
38 project obligations, and any other relevant information  
39 regarding the department’s overall safe drinking water  
40 program.

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28  
29  
30  
31  
32  
33  
34  
35  
36  
37  
38  
39  
40

*SEC. 235. Item 4265-001-0007 of Section 2.00 of the Budget Act of 2011 is amended to read:*

4265-001-0007—For support of Department of Public Health, for payment to Item 4265-001-0001, payable from the Breast Cancer Research Account.....	1,149,000
	1,063,000

*SEC. 236. Item 4265-001-0234 of Section 2.00 of the Budget Act of 2011 is amended to read:*

4265-001-0234—For support of Department of Public Health, for payment to Item 4265-001-0001, payable from the Research Account, Cigarette and Tobacco Products Surtax Fund.....	5,165,000
	5,221,000

*SEC. 237. Item 4265-001-0890 of Section 2.00 of the Budget Act of 2011 is amended to read:*

4265-001-0890—For support of Department of Public Health, for payment to Item 4265-001-0001, payable from the Federal Trust Fund.....	246,975,000
	258,207,000

Provisions:

1. Of the funds appropriated in this item, \$55,421,000 shall be available for administration, research, and training projects. Notwithstanding Section 28.00, the State Department of Public Health shall report under that section any new project over \$400,000 or any increase in excess of \$400,000 for an identified project.
2. The Department of Finance may authorize the transfer of expenditure authority from this item to Item 4265-111-0890 in order to reflect modifications in the use of federal bioterrorism grants. Transfers pursuant to this provision may not be approved sooner than 30 days after notification in writing is provided to the chairpersons of the committees in each house of the Legislature that consider appropriations and the

- 1 Chairperson of the Joint Legislative Budget Commit-
- 2 tee, or no sooner than whatever lesser time the chair-
- 3 person of the joint committee, or his or her designee,
- 4 may in each instance determine.
- 5 3. Notwithstanding any other provision of law, federal
- 6 moneys made available for bioterrorism preparedness
- 7 pursuant to this act shall be available for expenditure
- 8 or encumbrance until August 30, 2012.
- 9 4. The State Department of Public Health shall notify
- 10 the fiscal and relevant policy committees of the Legis-
- 11 lature in a timely manner regarding the federal govern-
- 12 ment’s approval of the state’s application for coopera-
- 13 tive agreement for funding from the federal Centers
- 14 for Disease Control and Prevention’s Public Health
- 15 Preparedness and Response to Bioterrorism Program.
- 16 The notification shall include a summary of all policy
- 17 and fiscal changes made by the federal government to
- 18 the state’s application. If additional changes are made
- 19 throughout the fiscal year, the department shall notify
- 20 the fiscal and relevant policy committees of the Legis-
- 21 lature in a similar manner.

22  
 23 *SEC. 238. Item 4265-011-0080 of Section 2.00 of the Budget*  
 24 *Act of 2011 is amended to read:*

25  
 26 4265-011-0080—For transfer by the Controller, upon order of  
 27 the Director of Finance, from the Childhood Lead Poison-

28	ing Prevention Fund, to the General Fund.....	(6,000,000)
29		(9,062,000)

30

31 *SEC. 239. Item 4265-111-0001 of Section 2.00 of the Budget*  
 32 *Act of 2011 is amended to read:*

33  
 34 4265-111-0001—For local assistance, Department of Public

35	Health.....	152,659,000
36		129,561,000

37 Schedule:

38	(1) 10.10-Emergency Preparedness.....	62,483,000
----	---------------------------------------	------------

1	(2) 20.10-Chronic Disease Prevention and	
2	Health Promotion.....	216,139,000
3		209,167,000
4	(3) 20.20-Infectious Disease.....	376,583,000
5		370,506,000
6	(4) 20.30-Family Health.....	1,634,019,000
7	(5) 20.40-Health Information and Strategic	
8	Planning.....	510,000
9	(6) 20.50-County Health Services.....	14,181,000
10	(8) Reimbursements.....	-199,694,000
11		-203,758,000
12	(9) Amount payable from the Breast Can-	
13	cer Control Account (Item 4265-111-	
14	0009).....	-10,661,000
15		-12,874,000
16	(10) Amount payable from the Childhood	
17	Lead Poisoning Prevention Fund (Item	
18	4265-111-0080).....	-11,000,000
19	(11) Amount payable from the Health	
20	Statistics Special Fund (Item 4265-111-	
21	0099).....	-510,000
22	(12) Amount payable from the California	
23	Health Data and Planning Fund (Item	
24	4265-111-0143).....	-240,000
25	(13) Amount payable from the Genetic	
26	Disease Testing Fund (Item 4265-111-	
27	0203).....	-94,001,000
28	(14) Amount payable from the Health Edu-	
29	cation Account, Cigarette and Tobacco	
30	Products Surtax Fund (Item 4265-111-	
31	0231).....	-42,162,000
32		-42,335,000
33	(15) Amount payable from the Unallocated	
34	Account, Cigarette and Tobacco	
35	Products Surtax Fund (Item 4265-111-	
36	0236).....	-22,081,000
37	(16) Amount payable from the Child Health	
38	and Safety Fund (Item 4265-111-	
39	0279).....	-1,050,000

1	(17) Amount payable from the Domestic	
2	Violence Training and Education Fund	
3	(Item 4265-111-0642).....	-235,000
4	(18) Amount payable from the Federal	
5	Trust Fund (Item 4265-111-	
6	0890).....	<del>-1,542,271,000</del>
7		-1,545,870,000
8	(19) Amount payable from the WIC	
9	Manufacturer Rebate Fund (Item	
10	4265-111-3023).....	-227,000,000
11	(20) Amount payable from the California	
12	Sexual Violence Victim Services Fund	
13	(Item 4265-111-8035).....	-174,000
14	(21) Amount payable from the ALS/Lou	
15	Gehrig’s Disease Research Fund (Item	
16	4265-111-8053).....	-177,000

- 17 Provisions:
- 18 1. The Office of AIDS in the State Department of Public
  - 19 Health, in allocating and processing contracts and
  - 20 grants, shall comply with the same requirements that
  - 21 are established for contracts and grants for other public
  - 22 health programs. Notwithstanding any other provision
  - 23 of law, the contracts or grants administered by the
  - 24 Office of AIDS shall be exempt from the Public Con-
  - 25 tract Code and shall be exempt from approval by the
  - 26 Department of General Services prior to their execu-
  - 27 tion.
  - 28 2. The appropriation in this item for the Alzheimer’s
  - 29 Research Centers shall be used for direct services, in-
  - 30 cluding, but not limited to, diagnostic screening, case
  - 31 management, disease management, support for care-
  - 32 givers, and related services necessary for positive
  - 33 client outcomes.

34  
 35 *SEC. 240. Item 4265-111-0009 of Section 2.00 of the Budget*  
 36 *Act of 2011 is amended to read:*

1 4265-111-0009—For local assistance, Department of Public  
 2 Health, for payment to Item 4265-111-0001, payable from  
 3 the Breast Cancer Control Account..... ~~10,661,000~~  
 4 12,874,000

5  
 6 *SEC. 241. Item 4265-111-0231 of Section 2.00 of the Budget*  
 7 *Act of 2011 is amended to read:*

8  
 9 4265-111-0231—For local assistance, Department of Public  
 10 Health, for payment to Item 4265-111-0001, payable from  
 11 the Health Education Account, Cigarette and Tobacco  
 12 Products Surtax Fund..... ~~42,162,000~~  
 13 42,335,000

14  
 15 *SEC. 242. Item 4265-111-0890 of Section 2.00 of the Budget*  
 16 *Act of 2011 is amended to read:*

17  
 18 4265-111-0890—For local assistance, Department of Public  
 19 Health, for payment to Item 4265-111-0001, payable  
 20 from the Federal Trust Fund..... ~~1,542,271,000~~  
 21 1,545,870,000

22 Provisions:

- 23 1. Of the funds appropriated in this item, \$66,596,000
- 24 shall be available for administration, research, and
- 25 training projects. Notwithstanding the provisions of
- 26 Section 28.00, the State Department of Public Health
- 27 shall report under that section any new project over
- 28 \$400,000 or any increase in excess of \$400,000 for an
- 29 identified project.
- 30 2. Notwithstanding any other provision of law, federal
- 31 moneys made available for bioterrorism preparedness
- 32 pursuant to this act shall be available for expenditure
- 33 or encumbrance until August 30, 2012.
- 34 3. Any provisions in Item 4265-111-0001 that are rele-
- 35 vant to this item shall apply to this item.

36  
 37 *SEC. 243. Item 4265-111-6051 is added to Section 2.00 of the*  
 38 *Budget Act of 2011, to read:*

1 4265-111-6051—For local assistance, Department of Public  
 2 Health, payable from the Safe Drinking Water, Water  
 3 Quality and Supply, Flood Control, River and Coastal  
 4 Protection Fund of 2006..... 7,500,000

5 Provisions:

6 1. The funds appropriated in this item shall be to provide  
 7 grants to public agencies, as provided in Section 75022  
 8 of the Public Resources Code, to improve drinking  
 9 water infrastructure in communities served by mutual  
 10 water companies in the cities of Maywood and Santa  
 11 Ana. Grants may be made only with respect to a mutu-  
 12 al water company that dissolves or otherwise transfers  
 13 all responsibility for operation of the public water  
 14 system to the public agency seeking the grant. Any  
 15 funds that are not awarded within three years after  
 16 the effective date of the act adding this item shall re-  
 17 vert back to the Safe Drinking Water, Water Quality  
 18 and Supply, Flood Control, River and Coastal Protec-  
 19 tion Fund of 2006.

21 SEC. 244. Item 4265-401 is added to Section 2.00 of the Budget  
 22 Act of 2011, to read:

24 4265-401—Notwithstanding Provision 2 of Item 4260-011-0099  
 25 of the Budget Act of 2004 (Ch. 208, Stats. 2004) and Pro-  
 26 vision 1 of Item 4260-011-0099 of the Budget Act of 2005  
 27 (Chs. 38 and 39, Stats. 2005), the \$1,500,000 loan autho-  
 28 rized to the Medical Marijuana Program Fund shall be  
 29 fully repaid to the Health Statistics Special Fund by June  
 30 30, 2014, with interest calculated at the rate earned by the  
 31 Pooled Money Investment Account at the time of the loan.

33 SEC. 245. Item 4265-491 is added to Section 2.00 of the Budget  
 34 Act of 2011, to read:

1 4265-491—Reappropriation, Department of Public Health. As  
 2 of June 30, 2011, the amount specified in the following ci-  
 3 tation is reappropriated for the purposes of storing emer-  
 4 gency preparedness assets, including pharmaceuticals,  
 5 medical supplies, and state mobile field hospitals, to allow  
 6 the Department of Public Health and the Emergency  
 7 Medical Services Authority to distribute the assets to alter-  
 8 nate, permanent points of responsibility. These funds shall  
 9 be available for encumbrance or expenditure until June  
 10 30, 2013:

11 0001—General Fund  
 12 (1) \$1,832,000 in Item 4260-111-0001, Budget Act of 2006  
 13 (Chs. 47 and 48, Stats. 2006)

14  
 15 SEC. 246. Item 4280-001-0001 of Section 2.00 of the Budget  
 16 Act of 2011 is amended to read:

17

18 4280-001-0001—For support of Managed Risk Medical Insur-	
19 ance Board.....	2,688,000
20 Schedule:	
21 (1) 10-Major Risk Medical Insurance Pro-	
22 gram.....	1,284,000
23 (2) 20-Access for Infants and Mothers Pro-	
24 gram.....	1,002,000
25 (3) 40-Healthy Families Program.....	10,050,000
26 (4) 50-County Health Initiative Matching	
27 Fund Program.....	482,000
28 (5) Reimbursements.....	-493,000
29 (6) Amount payable from Unallocated Ac-	
30 count, Cigarette and Tobacco Products	
31 Surtax Fund (Item 4280-001-0236).....	-34,000
32 (7) Amount payable from Perinatal Insur-	
33 ance Fund (Item 4280-001-0309).....	-342,000
34 (8) Amount payable from Major Risk	
35 Medical Insurance Fund (Item 4280-	
36 001-0313).....	-1,284,000
37 (9) Amount payable from Federal Trust	
38 Fund (Item 4280-001-0890).....	-7,495,000
39 (11) Amount payable from Federal Trust	
40 Fund (Item 4280-003-0890).....	-313,000

1 (12) Amount payable from County Health  
 2 Initiative Matching Fund (Item 4280-  
 3 003-3055)..... -169,000

4 Provisions:

- 5 1. Upon order of the Department of Finance, the Con-  
 6 troller shall transfer such funds as are necessary be-  
 7 tween this item and Item 4280-103-0890 or 4280-103-  
 8 3055 in order to effectively administer the County  
 9 Health Initiative Matching Fund program.
- 10 2. To provide for the effective use of federal State Chil-  
 11 dren’s Health Insurance Program funds in the County  
 12 Health Initiative Matching Fund program and  
 13 notwithstanding Section 28.00, this item may be re-  
 14 duced or increased by the Department of Finance not  
 15 sooner than 30 days after notification in writing to the  
 16 chairpersons of the committees in each house of the  
 17 Legislature that consider appropriations and the  
 18 Chairperson of the Joint Legislative Budget Commit-  
 19 tee, or such lesser time after that notification as the  
 20 chairperson of the joint committee, or his or her de-  
 21 signee, may in each instance determine. This provision  
 22 shall not apply to any General Fund increases or reduc-  
 23 tions.
- 24 3. Augmentations to reimbursements in this item are ex-  
 25 empt from Section 28.50. The Managed Risk Medical  
 26 Insurance Board shall provide written notification  
 27 within 30 days to the Joint Legislative Budget Com-  
 28 mittee describing the nature and planned expenditure  
 29 of these augmentations when the amount received ex-  
 30 ceeds \$200,000. Federal funds may be increased to  
 31 allow for the matching of the augmentations of reim-  
 32 bursements and the Department of Finance may autho-  
 33 rize the establishment of positions if costs are fully  
 34 offset by the augmentations to reimbursements.
- 35 4. *A transition plan for the transfer of state administra-*  
 36 *tive functions for the operation of the Access for In-*  
 37 *fant and Mothers Program and the Healthy Families*  
 38 *Program and any other applicable functions related*  
 39 *to Medicaid requirements to the State Department of*  
 40 *Health Care Services shall be provided to all fiscal*

1 and applicable policy committees of the Legislature  
2 as soon as feasible, but no later than December 1,  
3 2011.

4 5. The Department of Finance may authorize the transfer  
5 of expenditure authority from this item to Item 4260-  
6 001-0001 to consolidate state administrative functions  
7 for the operation of Access for Infants and Mothers  
8 Program and the Healthy Families Program and to  
9 transition those functions to the State Department of  
10 Health Care Services. Any transfer shall be consistent  
11 with the transition plan provided to the Legislature as  
12 required in Provision 4 of this item.

13 The Director of Finance shall provide notification  
14 in writing to the Joint Legislative Budget Committee  
15 of any transfer of expenditure authority approved un-  
16 der this provision not less than 30 days prior to the  
17 effective date of the approval. This 30-day notification  
18 shall include (a) a description of the transfer of the  
19 programs, including the reasons for the transfer, (b)  
20 the number and classifications of positions to be  
21 transferred, (c) the assumptions used in calculating  
22 the amount of expenditure authority transferred, and  
23 (d) any potential fiscal or programmatic effects of the  
24 transfer of expenditure authority.

25  
26 SEC. 247. Item 4280-001-0890 of Section 2.00 of the Budget  
27 Act of 2011 is amended to read:

28  
29 4280-001-0890—For support of Managed Risk Medical Insur-  
30 ance Board, for payment to Item 4280-001-0001, payable  
31 from the Federal Trust Fund, for Healthy Families Pro-  
32 gram..... 7,495,000

33 Provisions:

- 34 1. Provision 3 of Item 4280-001-0001 also applies to this  
35 item.  
36 2. The Department of Finance may authorize the transfer  
37 of expenditure authority from this item to Item 4260-  
38 001-0890 to consolidate state administrative functions  
39 for the operation of Access for Infants and Mothers  
40 Program and the Healthy Families Program and to

1 transition those functions to the State Department of  
2 Health Care Services. Any transfer shall be consistent  
3 with the transition plan provided to the Legislature  
4 required in Provision 4 of Item 4280-001-0001.

5 The Director of Finance shall provide notification  
6 in writing to the Joint Legislative Budget Committee  
7 of any transfer of expenditure authority approved un-  
8 der this provision not less than 30 days prior to the  
9 effective date of the approval. This notification shall  
10 include (a) a description of the transfer of the pro-  
11 grams, including the reasons for the transfer, (b) the  
12 number and classifications of positions to be trans-  
13 ferred, (c) the assumptions used in calculating the  
14 amount of expenditure authority transferred, and (d)  
15 any potential fiscal or programmatic effects of the  
16 transfer of expenditure authority.

17  
18 SEC. 248. Item 4280-101-0001 of Section 2.00 of the Budget  
19 Act of 2011 is amended to read:

21	4280-101-0001—For local assistance, Managed Risk Medical	
22	Insurance Board, for the Healthy Families Program.....	252,203,000
23		215,347,000
24	Schedule:	
25	(1) 20-Access for Infants and Mothers Pro-	
26	gram.....	66,846,000
27		69,839,000
28	(2) 40-Healthy Families Program.....	986,010,000
29		781,615,000
30	(3) Amount payable from the Federal	
31	Trust Fund (Item 4280-101-0890).....	-707,753,000
32		-577,890,000
33	(4) Amount payable from the Children’s	
34	Health and Human Services Special	
35	Fund (Item 4280-101-3156).....	-92,900,000
36		-58,217,000

37 Provisions:

- 38 1. Upon order of the Department of Finance, the Con-  
39 troller shall transfer such funds as are necessary be-

1           tween this item and Item 4280-102-0001 in order to  
 2           effectively administer the Healthy Families Program.  
 3           2. The Managed Risk Medical Insurance Board shall use  
 4           all available, designated funds for the Healthy Families  
 5           Program from the Children’s Health and Human Ser-  
 6           vices Special Fund before General Funds are used,  
 7           and advise the Department of Finance and the Joint  
 8           Legislative Budget Committee, as part of the estimate  
 9           submittals required in subdivision (h) of Section 10506  
 10          of the Welfare and Institutions Code, on how much  
 11          revenue is available from the Children’s Health and  
 12          Human Services Special Fund and its overall impact  
 13          on General Fund appropriations and annual General  
 14          Fund allocations.  
 15          3. *The Department of Finance may authorize the transfer*  
 16          *of expenditure authority from this item to Item 4260-*  
 17          *101-0001 or 4260-113-0001, or both of those items,*  
 18          *as it pertains to the transition of the Access for Infants*  
 19          *and Mothers Program and the Healthy Families Pro-*  
 20          *gram to the State Department of Health Care Services.*  
 21          *Any transfer shall be consistent with the transition*  
 22          *plan, or components of a transition plan, as provided*  
 23          *to the Legislature as required in state statute regarding*  
 24          *these program transfers.*  
 25          *The Director of Finance shall provide notification*  
 26          *in writing to the Joint Legislative Budget Committee*  
 27          *of any transfer of expenditure authority approved un-*  
 28          *der this provision not less than 30 days prior to the*  
 29          *effective date of the approval. This notification shall*  
 30          *include (a) a comprehensive description of the pro-*  
 31          *gram transfer, including the number of children affect-*  
 32          *ed and plans affected, and (b) all assumptions used in*  
 33          *calculating the amount of expenditure authority*  
 34          *transferred.*

35  
 36          SEC. 249. *Item 4280-101-0890 of Section 2.00 of the Budget*  
 37          *Act of 2011 is amended to read:*

1 4280-101-0890—For local assistance, Managed Risk Medical  
 2 Insurance Board, for payment to Item 4280-101-0001,  
 3 payable from the Federal Trust Fund, for the Healthy  
 4 Families Program..... 707,753,000  
 5 577,890,000

6 Provisions:

- 7 1. Upon order of the Department of Finance, the Con-  
 8 troller shall transfer such funds as are necessary be-  
 9 tween this item and Item 4280-102-0890 in order to  
 10 effectively administer the Healthy Families Program.  
 11 2. *The Department of Finance may authorize the transfer*  
 12 *of expenditure authority from this item to Item 4260-*  
 13 *101-0890 or 4260-113-0890, or to both of those items,*  
 14 *as it pertains to the transition of the Access for Infants*  
 15 *and Mothers Program and the Healthy Families Pro-*  
 16 *gram to the State Department of Health Care Services.*  
 17 *Any transfer shall be consistent with the transition*  
 18 *plan, or components of the transition plan, as provided*  
 19 *to the Legislature as required in state statute regarding*  
 20 *these program transfers.*

21 *The Director of Finance shall provide notification*  
 22 *in writing to the Joint Legislative Budget Committee*  
 23 *of any transfer of expenditure authority approved un-*  
 24 *der this provision not less than 30 days prior to the*  
 25 *effective date of the approval. This notification shall*  
 26 *include (a) a comprehensive description of the pro-*  
 27 *gram transfer, including the number of children affect-*  
 28 *ed and plans affected, and (b) all assumptions used in*  
 29 *calculating the amount of expenditure authority*  
 30 *transferred.*

31  
 32 *SEC. 250. Item 4280-101-3156 of Section 2.00 of the Budget*  
 33 *Act of 2011 is amended to read:*

34  
 35 4280-101-3156—For local assistance, Managed Risk Medical  
 36 Insurance Board, for payment to Item 4280-101-0001,  
 37 payable from the Children’s Health and Human Services  
 38 Special Fund, for the Healthy Families Program..... 92,900,000  
 39 58,217,000

- 1 Provisions:
- 2 1. Funds appropriated in this item are in lieu of the
- 3 amounts that otherwise would have been appropriated
- 4 for administration pursuant to Section 12201 of the
- 5 Revenue and Taxation Code.
- 6 2. Upon order of the Department of Finance, the Con-
- 7 troller shall transfer such funds as are necessary be-
- 8 tween this item and Item 4280-102-3156 in order to
- 9 effectively administer the Healthy Families Program.
- 10 3. Provision 2 of Item 4280-101-0001 also applies to this
- 11 item.
- 12 4. *The Department of Finance may authorize the transfer*
- 13 *of expenditure authority from this item to Item 4260-*
- 14 *101-0001, 4260-101-3156, or 4260-113-0001, or any*
- 15 *combination of those items, as it pertains to the tran-*
- 16 *sition of the Healthy Families Program to the State*
- 17 *Department of Health Care Services. Any transfer*
- 18 *shall be consistent with the transition plan, or compo-*
- 19 *nents of a transition plan, as provided to the Legisla-*
- 20 *ture as required in state statute regarding these pro-*
- 21 *gram transfers.*

22 *The Director of Finance shall provide notification*

23 *in writing to the Joint Legislative Budget Committee*

24 *of any transfer of expenditure authority approved un-*

25 *der this provision not less than 30 days prior to the*

26 *effective date of the approval. This notification shall*

27 *include (a) a comprehensive description of the pro-*

28 *gram transfer, including the number of children affect-*

29 *ed and plans affected, and (b) all assumptions used in*

30 *calculating the amount of expenditure authority*

31 *transferred.*

32

33 *SEC. 251. Item 4280-102-0001 of Section 2.00 of the Budget*

34 *Act of 2011 is amended to read:*

35

36 4280-102-0001—For local assistance, Managed Risk Medical

37 Insurance Board, for Healthy Families Program adminis-

38 trative contracts..... 20,270,000

39 50,680,000

1	Schedule:	
2	(1) 40-Healthy Families Program.....	79,865,000
3		163,025,000
4	(2) Reimbursements.....	-7,830,000
5		-8,065,000
6	(3) Amount payable from the Federal	
7	Trust Fund (Item 4280-102-0890).....	-47,439,000
8		-101,587,000
9	(4) Amount payable from the Children’s	
10	Health and Human Services Special	
11	Fund (Item 4280-102-3156).....	-4,326,000
12		-2,693,000

- 13 Provisions:
- 14 1. Upon order of the Department of Finance, the Con-
  - 15 troller shall transfer such funds as are necessary be-
  - 16 tween this item and Item 4280-101-0001 in order to
  - 17 effectively administer the Healthy Families Program.
  - 18 2. Provision 2 of Item 4280-101-0001 also applies to this
  - 19 item.
  - 20 3. *The Department of Finance may authorize the transfer*
  - 21 *of expenditure authority from this item to Item 4260-*
  - 22 *101-0001 or 4260-113-0001, or both of those items,*
  - 23 *as it pertains to the transition of the Access for Infants*
  - 24 *and Mothers Program and the Healthy Families Pro-*
  - 25 *gram to the State Department of Health Care Services.*
  - 26 *Any transfer shall be consistent with the transition*
  - 27 *plan, or components of a transition plan, as provided*
  - 28 *to the Legislature as required in state statute regarding*
  - 29 *these program transfers.*
  - 30 *The Director of Finance shall provide notification*
  - 31 *in writing to the Joint Legislative Budget Committee*
  - 32 *of any transfer of expenditure authority approved un-*
  - 33 *der this provision not less than 30 days prior to the*
  - 34 *effective date of the approval. This notification shall*
  - 35 *include (a) a comprehensive description of the pro-*
  - 36 *gram transfer, including the number of children affect-*
  - 37 *ed and plans affected, and (b) all assumptions used in*
  - 38 *calculating the amount of expenditure authority*
  - 39 *transferred.*

40

1 SEC. 252. Item 4280-102-0890 of Section 2.00 of the Budget  
2 Act of 2011 is amended to read:

3		
4	4280-102-0890—For local assistance, Managed Risk Medical	
5	Insurance Board, for payment to Item 4280-102-0001,	
6	payable from the Federal Trust Fund, for Healthy Families	
7	Program administrative contracts.....	47,439,000
8		101,587,000

9 Provisions:

- 10 1. Upon order of the Department of Finance, the Con-
- 11 troller shall transfer such funds as are necessary be-
- 12 tween this item and Item 4280-101-0890 in order to
- 13 effectively administer the Healthy Families Program.
- 14 2. *The Department of Finance may authorize the transfer*
- 15 *of expenditure authority from this item to Item 4260-*
- 16 *101-0890 or 4260-113-0890, or both of those items,*
- 17 *as it pertains to the transition of the Access for Infants*
- 18 *and Mothers Program and the Healthy Families Pro-*
- 19 *gram to the State Department of Health Care Services.*
- 20 *Any transfer shall be consistent with the transition*
- 21 *plan, or components of a transition plan, as provided*
- 22 *to the Legislature as required in state statute regarding*
- 23 *these program transfers.*

24 *The Director of Finance shall provide notification*  
 25 *in writing to the Joint Legislative Budget Committee*  
 26 *of any transfer of expenditure authority approved un-*  
 27 *der this provision not less than 30 days prior to the*  
 28 *effective date of the approval. This notification shall*  
 29 *include (a) a comprehensive description of the pro-*  
 30 *gram transfer, including the number of children affect-*  
 31 *ed and plans affected, and (b) all assumptions used in*  
 32 *calculating the amount of expenditure authority*  
 33 *transferred.*

34  
35 SEC. 253. Item 4280-102-3156 of Section 2.00 of the Budget  
36 Act of 2011 is amended to read:

1 4280-102-3156—For local assistance, Managed Risk Medical  
 2 Insurance Board, for payment to Item 4280-102-0001,  
 3 payable from the Children’s Health and Human Services  
 4 Special Fund, for Healthy Families Program administrative  
 5 contracts..... 4,326,000  
 6 2,693,000

- 7 Provisions:
- 8 1. Funds appropriated in this item are in lieu of the
  - 9 amounts that otherwise would have been appropriated
  - 10 for administration pursuant to Section 12201 of the
  - 11 Revenue and Taxation Code.
  - 12 2. Upon order of the Department of Finance, the Con-
  - 13 troller shall transfer such funds as are necessary be-
  - 14 tween this item and Item 4280-101-3156 in order to
  - 15 effectively administer the Healthy Families Program.
  - 16 3. Provision 2 of Item 4280-101-0001 also applies to this
  - 17 item.

18  
 19 *SEC. 254. Item 4280-103-0890 of Section 2.00 of the Budget*  
 20 *Act of 2011 is amended to read:*

21  
 22 4280-103-0890—For local assistance, Managed Risk Medical  
 23 Insurance Board, for payment to Item 4280-103-3055,  
 24 payable from the Federal Trust Fund, for the County  
 25 Health Initiative Matching Fund Program..... 839,000  
 26 867,000

- 27 Provisions:
- 28 1. Provisions 1, 2, and 3 of Item 4280-103-3055 also
  - 29 apply to this item.

30  
 31 *SEC. 255. Item 4280-103-3055 of Section 2.00 of the Budget*  
 32 *Act of 2011 is amended to read:*

33  
 34 4280-103-3055—For local assistance, Managed Risk Medical  
 35 Insurance Board, for the County Health Initiative Matching  
 36 Fund Program, payable from the County Health Initiative  
 37 Matching Fund..... 452,000  
 38 467,000

1	Schedule:	
2	(1) 50-County Health Initiative Matching	
3	Fund Program.....	4,291,000
4		1,334,000
5	(2) Amount payable from the Federal Trust	
6	Fund (Item 4280-103-0890).....	-839,000
7		-867,000

- 8 Provisions:
- 9 1. Upon order of the Department of Finance, the Con-  
10 troller shall transfer such funds as are necessary be-  
11 tween this item and Item 4280-003-0890 or 4280-003-  
12 3055 in order to effectively administer the County  
13 Health Initiative Matching Fund program. The Depart-  
14 ment of Finance may also authorize the establishment  
15 of positions in order to allow the Managed Risk  
16 Medical Insurance Board to effectively administer the  
17 County Health Initiative Matching Fund program.
  - 18 2. Funds in this item are subject to the availability, as  
19 determined by the Department of Finance, of federal  
20 State Children’s Health Insurance Program funds not  
21 needed for state-funded health programs, including,  
22 but not limited to, the Healthy Families Program and,  
23 as funded by the federal State Children’s Health Insur-  
24 ance Program, the Access for Infants and Mothers  
25 Program, and the Medi-Cal program. To determine  
26 the availability of funds, all entities participating in  
27 the County Health Initiative Matching Fund program,  
28 as a condition of receiving funds, shall submit, on or  
29 before August 1 and February 1 of each year, an esti-  
30 mate of expenditures under this item to the Managed  
31 Risk Medical Insurance Board. The Managed Risk  
32 Medical Insurance Board shall reflect this information  
33 in the November and May estimates provided to the  
34 Department of Finance.
  - 35 3. To provide for the effective use of federal State Chil-  
36 dren’s Health Insurance Program funds in the County  
37 Health Initiative Matching Fund program and  
38 notwithstanding Section 28.00, this item may be re-  
39 duced or increased by the Department of Finance not  
40 sooner than 30 days after notification in writing to the

1 chairpersons of the committees in each house of the  
 2 Legislature that consider appropriations and the  
 3 Chairperson of the Joint Legislative Budget Commit-  
 4 tee, or such lesser time after that notification as the  
 5 chairperson of the joint committee, or his or her de-  
 6 signee, may in each instance determine.

7  
 8 *SEC. 256. Item 4280-111-0232 of Section 2.00 of the Budget*  
 9 *Act of 2011 is amended to read:*

10  
 11 4280-111-0232—For transfer by the Controller from the Hos-  
 12 pital Services Account, Cigarette and Tobacco Products  
 13 Surtax Fund to the Perinatal Insurance Fund, for the Ac-  
 14 cess for Infants and Mothers Program..... (14,356,000)  
 15 (15,074,000)

16 Provisions:  
 17 1. In order to effectively administer the Access for Infants  
 18 and Mothers Program, the Department of Finance may  
 19 decrease or increase this item in order to conform the  
 20 appropriation to revised subvention estimates.

21  
 22 *SEC. 257. Item 4280-111-0233 of Section 2.00 of the Budget*  
 23 *Act of 2011 is amended to read:*

24  
 25 4280-111-0233—For transfer by the Controller from the  
 26 Physician Services Account, Cigarette and Tobacco  
 27 Products Surtax Fund to the Perinatal Insurance Fund, for  
 28 the Access for Infants and Mothers Program..... (15,463,000)  
 29 (17,448,000)

30 Provisions:  
 31 1. In order to effectively administer the Access for Infants  
 32 and Mothers Program, the Department of Finance may  
 33 decrease or increase this item in order to conform the  
 34 appropriation to revised subvention estimates.

35  
 36 *SEC. 258. Item 4280-111-0236 of Section 2.00 of the Budget*  
 37 *Act of 2011 is amended to read:*

1 4280-111-0236—For transfer by the Controller from the Unal-  
 2 located Account, Cigarette and Tobacco Products Surtax  
 3 Fund to the Perinatal Insurance Fund, for the Access for  
 4 Infants and Mothers Program..... (15,728,000)  
 5 (15,403,000)

6 Provisions:

- 7 1. In order to effectively administer the Access for Infants  
 8 and Mothers Program, the Department of Finance may  
 9 decrease or increase this item in order to conform the  
 10 appropriation to revised subvention estimates.

11  
 12 *SEC. 259. Item 4280-112-0233 of Section 2.00 of the Budget*  
 13 *Act of 2011 is amended to read:*

14  
 15 4280-112-0233—For transfer by the Controller from the  
 16 Physician Services Account, Cigarette and Tobacco  
 17 Products Surtax Fund to the Major Risk Medical Insurance  
 18 Fund, for the Major Risk Medical Insurance Program..... (2,051,000)  
 19 (271,000)

20  
 21 *SEC. 260. Item 4280-112-3133 of Section 2.00 of the Budget*  
 22 *Act of 2011 is amended to read:*

23  
 24 4280-112-3133—For transfer by the Controller from the  
 25 Managed Care Administrative Fines and Penalties  
 26 Fund to the Major Risk Medical Insurance Fund,  
 27 for the Major Risk Medical Insurance Program..... (3,554,000)  
 28 (2,368,000)

29 Provisions:

- 30 1. In order to effectively administer the Major Risk  
 31 Medical Insurance Program, the Department of Fi-  
 32 nance may decrease or increase this item in order to  
 33 conform to the revised transfer estimate from the  
 34 Managed Care Administrative Fines and Penalties  
 35 Fund.

36  
 37 *SEC. 261. Item 4300-003-0001 of Section 2.00 of the Budget*  
 38 *Act of 2011 is amended to read:*

1	4300-003-0001—For support of Department of Developmental	
2	Services, for Developmental Centers.....	277,994,000
3		281,887,000
4	Schedule:	
5	(1) 20-Developmental Centers Program....	563,218,000
6		559,531,000
7	(2) Reimbursements.....	-284,694,000
8		-277,114,000
9	(3) Amount payable from the Federal Trust	
10	Fund (Item 4300-003-0890).....	-530,000
11	Provisions:	
12	1. A loan shall be available from the General Fund to the	
13	State Department of Developmental Services not to	
14	exceed a cumulative total of \$77,000,000. The loan	
15	funds will be transferred to this item as needed to meet	
16	cashflow needs due to delays in collecting reimburse-	
17	ments from the Health Care Deposit Fund and are	
18	subject to the repayment provisions of Section 16351	
19	of the Government Code.	
20	2. Upon order of the Department of Finance, the Con-	
21	troller shall transfer such funds as are necessary be-	
22	tween this item and Item 4300-001-0001 in order to	
23	appropriately align General Fund and Medi-Cal reim-	
24	bursements from the State Department of Health Care	
25	Services with budgeted activities. Within 10 working	
26	days after approval of a transfer as authorized by this	
27	provision, the Department of Finance shall notify the	
28	chairpersons of the fiscal committees of each house	
29	of the Legislature and the Chairperson of the Joint	
30	Legislative Budget Committee of the transfer, includ-	
31	ing the amount transferred, how the amount was deter-	
32	mined, and how the amount will be utilized.	
33	3. Upon order of the Department of Finance, the Con-	
34	troller shall transfer such funds as are necessary be-	
35	tween this item and Item 4300-101-0001. Within 10	
36	working days after approval of a transfer as authorized	
37	by this provision, the Department of Finance shall	
38	notify the chairpersons of the fiscal committees in each	
39	house of the Legislature and the Chairperson of the	
40	Joint Legislative Budget Committee of the transfer,	

1 including the amount transferred, how the amount  
 2 transferred was determined, and how the amount  
 3 transferred will be utilized.

4 4. The State Department of Developmental Services  
 5 (DDS) shall notify the chairperson of each fiscal  
 6 committee and policy committee of each house of the  
 7 Legislature of specific outcomes resulting from cita-  
 8 tions and the results of annual surveys conducted by  
 9 the State Department of Public Health, as well as  
 10 findings of any other governmental agency authorized  
 11 to conduct investigations or surveys of state develop-  
 12 mental centers. The DDS shall forward the notifica-  
 13 tions, including a copy of the specific findings, to the  
 14 chairpersons of the committees within 10 working  
 15 days of its receipt of these findings. The DDS also  
 16 shall forward these findings, within three working days  
 17 of submission, to the appropriate investigating agency.  
 18 In addition, the DDS shall provide notification to the  
 19 chairpersons of the committees, within three working  
 20 days, of its receipt of information concerning any in-  
 21 vestigation initiated by the United States Department  
 22 of Justice and the private nonprofit corporation desig-  
 23 nated by the Governor pursuant to Division 4.7 (com-  
 24 mencing with Section 4900) of the Welfare and Insti-  
 25 tutions Code or concerning any findings or recommen-  
 26 dations resulting from any of these investigations.

27  
 28 *SEC. 262. Item 4300-004-0001 of Section 2.00 of the Budget*  
 29 *Act of 2011 is amended to read:*

30		
31	4300-004-0001—For support of Department of Developmental	
32	Services (Proposition 98), for Developmental Centers.....	7,323,000
33		7,102,000
34	Schedule:	
35	(1) 20-Developmental Centers Program.....	9,898,000
36		9,608,000
37	(a) 20.17-AB 1202 Con-	
38	tracts.....	780,000

1	(b) 20.66-Medi-Cal Eligi-	
2	ble Services.....	9,118,000
3		8,828,000
4	(2) Reimbursements.....	-2,575,000
5		-2,506,000
6	Provisions:	
7	1. Of the amount appropriated in this item, \$2,779,000	
8	is to be used to provide the General Fund match for	
9	Medi-Cal Eligible Services.	

10  
11 *SEC. 263. Item 4300-101-0001 of Section 2.00 of the Budget*  
12 *Act of 2011 is amended to read:*  
13

14	4300-101-0001—For local assistance, Department of Devel-	
15	opmental Services, for Regional Centers.....	2,261,882,000
16		2,289,463,000

17	Schedule:	
18	(1) 10.10.010-Operations.....	527,639,000
19		500,736,000
20	(2) 10.10.020-Purchase of Services.....	3,362,069,000
21		3,457,335,000
22	(3) 10.10.060-Early Intervention Pro-	
23	gram.....	20,095,000
24	(4) 10.10.080-Prevention Program.....	28,300,000
25		4,503,000
26	(6) Reimbursements.....	-1,620,877,000
27		-1,638,538,000
28	(7) Amount payable from Developmental	
29	Disabilities Program Development Fund	
30	(Item 4300-101-0172).....	-3,296,000
31		-2,603,000
32	(8) Amount payable from Federal Trust	
33	Fund (Item 4300-101-0890).....	-51,898,000
34		-51,915,000
35	(9) Amount payable from the Developmen-	
36	tal Disabilities Services Account (Item	
37	4300-101-0496).....	-150,000
38	Provisions:	
39	1. Upon order of the Director of Finance, the Controller	
40	shall transfer such funds as are necessary between this	

- 1 item and Item 4300-003-0001. Within 10 working
- 2 days after approval of a transfer as authorized by this
- 3 provision, the Department of Finance shall notify the
- 4 chairpersons of the fiscal committees in each house
- 5 of the Legislature and the Chairperson of the Joint
- 6 Legislative Budget Committee of the transfer, includ-
- 7 ing the amount transferred, how the amount transferred
- 8 was determined, and how the amount transferred will
- 9 be utilized.
- 10 2. A loan shall be made available from the General Fund
- 11 to the State Department of Developmental Services
- 12 not to exceed a cumulative total of \$160,000,000. The
- 13 loan funds shall be transferred to this item as needed
- 14 to meet cashflow needs due to delays in collecting re-
- 15 imbursements from the Health Care Deposit Fund and
- 16 are subject to the repayment provisions of Section
- 17 16351 of the Government Code.
- 18 3. Upon order of the Director of Finance, the Controller
- 19 shall transfer funds as are necessary between this item
- 20 and Item 5160-001-0001 to provide for the transporta-
- 21 tion costs to and from work activity programs of clients
- 22 who are receiving vocational rehabilitation services
- 23 through the Vocational Rehabilitation/Work Activity
- 24 Program (VR/WAP).
- 25 4. \$1,826,000 of the funds appropriated in this item may
- 26 be used to augment service provider rates for the work
- 27 needed to obtain information to secure federal partici-
- 28 pation under the Home and Community-Based Ser-
- 29 vices Waiver program. Eligible providers are those
- 30 service providers who are qualified providers under
- 31 Title XIX of the Social Security Act, are not currently
- 32 providing the required information, and are serving
- 33 individuals enrolled under the Home and Community-
- 34 Based Services Waiver program.
- 35 5. Notwithstanding Section 26.00, the Department of
- 36 Finance may authorize transfer of expenditure author-
- 37 ity between Schedules (1) and (2) in order to more
- 38 accurately reflect expenditures in the Early Interven-
- 39 tion Program (Part C of the Individuals with Disabili-
- 40 ties Education Act).

- 1       6. It is the intent of the Legislature for the State Department
- 2       of Health Care Services and the State Department
- 3       of Developmental Services to collaboratively work
- 4       with stakeholders, including providers and diverse
- 5       constituency groups as deemed appropriate, regarding
- 6       the bundling of rates for the reimbursement of interme-
- 7       diate care facilities for the developmentally disabled,
- 8       including habilitative and nursing facilities. It is the
- 9       intent of the Legislature that any changes made by the
- 10      state shall be seamless to the providers of services af-
- 11      fected by the changes, as well as to the consumers and
- 12      their families that are provided services through the
- 13      Regional Center system. The integrity of the individual
- 14      program plan process described in the Lanterman De-
- 15      velopmental Disabilities Services Act (Division 4.5
- 16      (commencing with Section 4500) of the Welfare and
- 17      Institutions Code) shall be maintained throughout this
- 18      process and shall not be affected by any changes made
- 19      to implement the bundled rates.
- 20      7. Notwithstanding Section 26.00, the Department of
- 21      Finance may authorize transfer of expenditure author-
- 22      ity from Schedule (4) 10.10.080-Prevention Program
- 23      to Schedule (2) 10.10.020-Purchase of Services to
- 24      more accurately reflect expenditures in the Prevention
- 25      and Early Start Programs.

27      *SEC. 264. Item 4300-101-0172 of Section 2.00 of the Budget*  
 28      *Act of 2011 is amended to read:*

29

30      4300-101-0172—For local assistance, Department of Develop-	
31      mental Services, for payment to Item 4300-101-0001,	
32      payable from the Developmental Disabilities Program	
33      Development Fund.....	3,296,000
34	2,603,000

- 35      Provisions:
- 36      1. Notwithstanding any other provision of law, the De-
  - 37      partment of Finance may authorize expenditures for
  - 38      the State Department of Developmental Services in
  - 39      excess of the amount appropriated no sooner than 30
  - 40      days after notification in writing of the necessity



1 and subject to the limitations, unless otherwise specified,  
2 in those appropriations:

3 0001—General Fund

4 (1) Item 4300-301-0001, Budget Act of 2009 (Ch. 1,  
5 2009–10 3rd Ex. Sess., as revised by Ch. 1, 2009–10  
6 4th Ex. Sess.)

7 (1) 55.25.270-Fairview: Upgrade Fire Alarm Sys-  
8 tem—Construction  
9

10 SEC. 267. Item 4440-001-0001 of Section 2.00 of the Budget  
11 Act of 2011 is amended to read:

12	4440-001-0001—For support of Department of Mental	
13	Health.....	47,079,000
14		48,443,000
15		

16 Schedule:

17	(1) 10-Community Services.....	55,300,000
18		57,577,000

19	(2) 20-Long-Term Care Services.....	27,518,000
20		28,882,000

21	(3) 35.01-Departmental Administration.....	15,196,000
22		16,560,000

23	(4) 35.02-Distributed Departmental Admin-	
24	istration.....	-15,196,000
25		-16,560,000

26	(5) Reimbursements.....	-21,770,000
----	-------------------------	-------------

27	(6) Amount payable from the Federal Trust	
28	Fund (Item 4440-001-0890).....	-3,517,000

29	(7) Amount payable from the Mental	
30	Health Services Fund (Item 4440-001-	
31	3085).....	-10,062,000
32		-12,339,000

33	(8) Amount payable from the Licensing and	
34	Certification Fund, Mental Health (Item	
35	4440-001-3099).....	-390,000

36 Provisions:

37 1. Upon order of the Department of Finance, and follow-  
38 ing 30-day notification to the Joint Legislative Budget  
39 Committee, the Controller shall transfer between this  
40 item and Item 4440-016-0001 those funds that are

- 1 necessary for direct community services, as well as  
 2 administrative and ancillary services related to the  
 3 provision of direct services.
- 4 2. Notwithstanding Section 26.00, the Department of  
 5 Finance may authorize the transfer of expenditure au-  
 6 thority between Schedules (1) and (2) in order to accu-  
 7 rately reflect expenditures in these programs.
- 8 3. *A transition plan for the transfer of state administra-*  
 9 *tive functions for the operation of the Early and Peri-*  
 10 *odic Screening, Diagnosis, and Treatment Program,*  
 11 *the Mental Health Managed Care Program, and appli-*  
 12 *cable functions related to Medicaid requirements to*  
 13 *the State Department of Health Care Services shall*  
 14 *be provided to all fiscal and applicable policy commit-*  
 15 *tees of the Legislature as soon as feasible, but no later*  
 16 *than October 1, 2011.*
- 17 *A transition plan for other programmatic functions*  
 18 *and components within the State Department of Mental*  
 19 *Health shall be provided to all fiscal and applicable*  
 20 *policy committees upon completion, but no later than*  
 21 *February 1, 2012.*
- 22 *These transition plans may be updated by the Ad-*  
 23 *ministration and provided to all fiscal and applicable*  
 24 *policy committees of the Legislature upon completion,*  
 25 *but no later than May 15, 2012.*
- 26 4. *It is the intent of the Legislature to consolidate state*  
 27 *administrative functions for the operation of Medi-Cal*  
 28 *specialty mental health services and to transition those*  
 29 *functions to the State Department of Health Care*  
 30 *Services to (a) improve access to mental health ser-*  
 31 *vices, including a focus on recovery and rehabilitation*  
 32 *services, (b) more effectively integrate the financing*  
 33 *of services, including the receipt of federal funds, (c)*  
 34 *improve state accountabilities and outcomes, and (d)*  
 35 *provide focused, high-level leadership for behavioral*  
 36 *health services.*
- 37 5. *The Department of Finance may authorize the transfer*  
 38 *of expenditure authority from this item to Item 4260-*  
 39 *001-0001 to consolidate state administrative functions*  
 40 *for the operation of the Early and Periodic Screening,*

1        *Diagnosis, and Treatment Program and the Mental*  
2        *Health Managed Care Program, and to transition*  
3        *those functions to the State Department of Health Care*  
4        *Services. Any transfer shall be consistent with the*  
5        *transition plan required in Provision 3.*

6        *The Director of Finance shall provide notification*  
7        *in writing to the Joint Legislative Budget Committee*  
8        *of any transfer of expenditure authority approved un-*  
9        *der this provision not less than 30 days prior to the*  
10       *effective date of the approval. This notification shall*  
11       *include (a) a description of the transfer of the pro-*  
12       *grams, including the reasons for the transfer; (b) the*  
13       *number and classifications of positions to be trans-*  
14       *ferred, (c) the assumptions used in calculating the*  
15       *amount of expenditure authority transferred, and (d)*  
16       *any potential fiscal or programmatic effects of the*  
17       *transfer of expenditure authority.*

- 18       6. *By September 1, 2011, in order to ensure business*  
19       *continuity and to minimize any interruptions of ser-*  
20       *vices, the Department of Finance may authorize the*  
21       *transfer of positions and employees performing admin-*  
22       *istrative functions for the operation of the Early and*  
23       *Periodic Screening, Diagnosis, and Treatment Pro-*  
24       *gram, the Mental Health Managed Care Program,*  
25       *and applicable functions related to Medicaid require-*  
26       *ments from the State Department of Mental Health to*  
27       *the State Department of Health Care Services (DHCS)*  
28       *prior to submission of the transition plan required in*  
29       *Provision 3. The final determination of total resources,*  
30       *expenditure authority, and organizational structure*  
31       *shall be consistent with the transition plan.*

32       *Thirty days prior to the effective date of any transfer*  
33       *of employees and positions authorized pursuant to this*  
34       *provision, the Director of Finance shall notify the Joint*  
35       *Legislative Budget Committee of the number of employ-*  
36       *ees and positions transferred and the basis for deter-*  
37       *mining this number of employees and positions.*

38  
39       *SEC. 268. Item 4440-001-0890 of Section 2.00 of the Budget*  
40       *Act of 2011 is amended to read:*

1	4440-001-0890—For support of Department of Mental Health,	
2	for payment to Item 4440-001-0001, payable from the	
3	Federal Trust Fund.....	3,517,000

4 Provisions:

- 5 1. Upon order of the Department of Finance, the Con-
- 6 troller shall transfer such funds as are necessary be-
- 7 tween this item and Item 4440-101-0890.
- 8 2. *The Department of Finance may authorize the transfer*
- 9 *of expenditure authority from this item to Item 4260-*
- 10 *001-0001 to consolidate state administrative functions*
- 11 *for the operation of the Early and Periodic Screening,*
- 12 *Diagnosis, and Treatment Program and the Mental*
- 13 *Health Managed Care Program, and to transition*
- 14 *those functions to the State Department of Health Care*
- 15 *Services. Any transfer shall be consistent with the*
- 16 *transition plan required in Provision 3 of Item 4440-*
- 17 *001-0001.*

18 *The Director of Finance shall provide notification*  
 19 *in writing to the Joint Legislative Budget Committee*  
 20 *of any transfer of expenditure authority approved un-*  
 21 *der this provision not less than 30 days prior to the*  
 22 *effective date of the approval. This notification shall*  
 23 *include (a) a description of the transfer of the pro-*  
 24 *grams, including the reasons for the transfer; (b) the*  
 25 *number and classifications of positions to be trans-*  
 26 *ferred, (c) the assumptions used in calculating the*  
 27 *amount of expenditure authority transferred, and (d)*  
 28 *any potential fiscal or programmatic effects of the*  
 29 *transfer of expenditure authority.*

- 30 3. *By September 1, 2011, in order to ensure business*
- 31 *continuity and to minimize any interruptions of ser-*
- 32 *vices, the Department of Finance may authorize the*
- 33 *transfer of positions and employees performing admin-*
- 34 *istrative functions for the operation of the Early and*
- 35 *Periodic Screening, Diagnosis, and Treatment Pro-*
- 36 *gram, the Mental Health Managed Care Program,*
- 37 *and applicable functions related to Medicaid require-*
- 38 *ments from the State Department of Mental Health to*
- 39 *the State Department of Health Care Services (DHCS)*
- 40 *prior to submission of the transition plan required in*

1 *Provision 3 of Item 4440-001-0001. The final determi-*  
2 *nation of total resources, expenditure authority, and*  
3 *organizational structure shall be consistent with the*  
4 *transition plan.*

5 *Thirty days prior to the effective date of any transfer*  
6 *of employees and positions authorized pursuant to this*  
7 *provision, the Director of Finance shall notify the Joint*  
8 *Legislative Budget Committee of the number of employ-*  
9 *ees and positions transferred and the basis for deter-*  
10 *mining this number of employees and positions.*

11  
12 *SEC. 269. Item 4440-001-3085 of Section 2.00 of the Budget*  
13 *Act of 2011 is amended to read:*

14	4440-001-3085—For support of Department of Mental Health,	
15	for payment to Item 4440-001-0001, payable from the	
16	Mental Health Services Fund.....	10,062,000
17		12,339,000
18		

19 Provisions:

- 20 1. Funds appropriated in this item are in lieu of the
- 21 amounts that otherwise would have been appropriated
- 22 for administration pursuant to subdivision (d) of Sec-
- 23 tion 5892 of the Welfare and Institutions Code.
- 24 2. Notwithstanding any other provision of law, the De-
- 25 partment of Finance may increase the funding provided
- 26 in this item to further the implementation of the Mental
- 27 Health Services Act (Proposition 63, as approved by
- 28 the voters at the November 2, 2004, statewide general
- 29 election). Any increase may occur not sooner than 30
- 30 days after written notification has been provided to
- 31 the chairpersons of the committees in each house of
- 32 the Legislature that consider appropriations, the
- 33 chairpersons of the committees and the appropriate
- 34 subcommittees in each house of the Legislature that
- 35 consider the State Budget, and the Chairperson of the
- 36 Joint Legislative Budget Committee identifying the
- 37 need for that increase and the expenditure plan for the
- 38 additional funds.
- 39 3. The State Department of Mental Health shall annually
- 40 provide to the Department of Finance a Fund Condi-

tion Statement of the Housing Support Account (special deposit account) which shall be annually published in the Governor’s Budget. It is the intent of the Legislature to utilize this information to track the fiscal allocations made for the Housing Initiative Program as established under the Mental Health Services Act (Proposition 63, as approved by the voters at the November 2, 2004, statewide general election).

*SEC. 270. Item 4440-011-0001 of Section 2.00 of the Budget Act of 2011 is amended to read:*

4440-011-0001—For support of the State Hospitals, Department of Mental Health..... ~~1,157,883,000~~  
~~1,167,633,000~~

Schedule:

- (1) 20.10-Long-Term Care Services—  
 Lanterman-Petris-Short Act..... 78,065,000
- (2) 20.20-Long-Term Care Services—  
 Penal Code and Judicially Committed..... ~~1,161,310,000~~  
~~1,171,060,000~~
- (3) Reimbursements..... -81,492,000

Provisions:

- 1. Upon order of the Department of Finance, and following 30-day notification to the Joint Legislative Budget Committee, the Controller shall transfer between this item and Item 4440-016-0001 those funds that are necessary for direct community services, as well as administrative and ancillary services related to the provision of direct services.
- 2. Upon approval of the State Department of Mental Health, a portion of the funds appropriated in Schedule (2) shall be available to reimburse counties for the cost of treatment and legal services to patients in the five State Department of Mental Health state hospitals, pursuant to Section 4117 of the Welfare and Institutions Code. Expenditures made under this item shall be charged to either the fiscal year in which the claim is received or the fiscal year in which the Controller

- 1 issues the warrant. Claims filed by local jurisdictions  
2 for legal services may be scheduled by the Controller  
3 for payment.
- 4 3. The reimbursements identified in Schedule (3) shall  
5 include amounts received by the State Department of  
6 Mental Health as a result of billing for Lanterman-  
7 Petris-Short (LPS) Act state hospital bed day expendi-  
8 tures attributable to conservatees who are gravely  
9 disabled as defined in subparagraph (B) of paragraph  
10 (1) of subdivision (h) of Section 5008 of the Welfare  
11 and Institutions Code (Murphy Conservatee).
- 12 4. The Controller shall transfer the total amount at-  
13 tributable in the 2011–12 fiscal year to patient-gener-  
14 ated collections for Lanterman-Petris-Short (LPS) Act  
15 patients as revenue to the General Fund.
- 16 5. Notwithstanding any other provision of law, funds  
17 appropriated to accommodate projected hospital pop-  
18 ulation levels in excess of those that actually material-  
19 ize, if any, shall revert to the General Fund. However,  
20 the Department of Finance may approve an increase  
21 in expenditures that are not related to caseload for the  
22 state hospitals through the redirection of funding that  
23 is reasonably believed not to be needed for accommo-  
24 dating projected hospital population levels if the ap-  
25 proval is made in writing and filed with the Chairper-  
26 son of the Joint Legislative Budget Committee and  
27 the chairpersons of the committees of each house of  
28 the Legislature that consider appropriations not later  
29 than 30 days prior to the effective date of the approval,  
30 or prior to whatever lesser time the chairperson of the  
31 joint committee, or his or her designee, may in each  
32 instance determine. All notifications shall include (a)  
33 the reason for the proposed redirection of caseload  
34 funding to expenditures that are not related to caseload,  
35 (b) the approved amount, and (c) the basis of the Di-  
36 rector of Finance’s determination that the funding is  
37 not needed for accommodating projected hospital  
38 population levels.
- 39 6. Notwithstanding Section 26.00, the Department of  
40 Finance may authorize the transfer of expenditure au-



1 Provisions:

- 2 1. Augmentations to reimbursements in this item from  
3 the Office of Emergency Services for Disaster Relief  
4 are exempt from Section 28.00. The State Department  
5 of Mental Health shall provide written notification to  
6 the Joint Legislative Budget Committee describing  
7 the nature and planned expenditure of these augmen-  
8 tations when the amount received exceeds \$200,000.
- 9 2. It is the intent of the Legislature that local expenditures  
10 for mental health services for Medi-Cal eligible indi-  
11 viduals serve as the match to draw down maximum  
12 federal financial participation to continue the Short-  
13 Doyle/Medi-Cal program.
- 14 3. It is the intent of the Legislature for counties to consid-  
15 er ways to provide services similar to those established  
16 pursuant to the Mentally Ill Offender Crime Reduction  
17 Grant Program using Mental Health Services Act  
18 funds, as referenced in Section 5813.5 of the Welfare  
19 and Institutions Code and as appropriated under this  
20 act.
- 21 4. *The Department of Finance may authorize the transfer*  
22 *of expenditure authority from this item to Item 4260-*  
23 *101-0001 or 4260-113-0001, or both of those items,*  
24 *as it pertains to the transition of the Early and Period-*  
25 *ic Screening, Diagnosis, and Treatment Program, the*  
26 *Mental Health Managed Care Program, and applica-*  
27 *ble functions related to Medicaid requirements to the*  
28 *State Department of Health Care Services. Any*  
29 *transfer shall be consistent with the transition plan,*  
30 *or components of a transition plan, as provided to the*  
31 *Legislature as required in state statute regarding these*  
32 *program transfers.*

33 *The Director of Finance shall provide notification*  
34 *in writing to the Joint Legislative Budget Committee*  
35 *of any transfer of expenditure authority approved un-*  
36 *der this provision not less than 30 days prior to the*  
37 *effective date of the approval. This notification shall*  
38 *include (a) a comprehensive description of the pro-*  
39 *gram transfer, including the number of children affect-*  
40 *ed and plans affected, and (b) all assumptions used in*

1 calculating the amount of expenditure authority  
2 transferred.

3  
4 SEC. 272. Item 4440-101-0890 of Section 2.00 of the Budget  
5 Act of 2011 is amended to read:

6  
7 4440-101-0890—For local assistance, Department of Mental  
8 Health, payable from the Federal Trust Fund..... 60,691,000

9 Schedule:

10 (1) 10.25-Community Services—Other  
11 Treatment..... 52,343,000

12 (2) 10.75-Community Services—Homeless  
13 Mentally Disabled..... 8,348,000

14 Provisions:

15 1. The funds appropriated in this item are for assistance  
16 to local agencies in the establishment and operation  
17 of mental health services, in accordance with Division  
18 5 (commencing with Section 5000) of the Welfare and  
19 Institutions Code.

20 2. The State Department of Mental Health may authorize  
21 advance payments of federal grant funds on a monthly  
22 basis to the counties for grantees. These advance pay-  
23 ments may not exceed one-twelfth of Section 2.00 of  
24 the individual grant award for the 2011–12 fiscal year.

25 3. Upon order of the Department of Finance, the Con-  
26 troller shall transfer such funds as are necessary be-  
27 tween this item and Item 4440-001-0890.

28 4. *The Department of Finance may authorize the transfer*  
29 *of expenditure authority from this item to Item 4260-*  
30 *101-0890 or 4260-113-0890, or both of those items,*  
31 *as it pertains to the transition of the Early and Period-*  
32 *ic Screening, Diagnosis, and Treatment Program, the*  
33 *Mental Health Managed Care Program, and applica-*  
34 *ble functions related to Medicaid requirements to the*  
35 *State Department of Health Care Services. Any*  
36 *transfer shall be consistent with the transition plan or*  
37 *components of a transition plan, as provided to the*  
38 *Legislature as required in state statute regarding these*  
39 *program transfers.*

1           The Director of Finance shall provide notification  
 2 in writing to the Joint Legislative Budget Committee  
 3 of any transfer of expenditure authority approved un-  
 4 der this provision not less than 30 days prior to the  
 5 effective date of the approval. This notification shall  
 6 include (a) a comprehensive description of the pro-  
 7 gram transfer, including the number of children affect-  
 8 ed and plans affected, and (b) all assumptions used in  
 9 calculating the amount of expenditure authority  
 10 transferred.

11  
 12       SEC. 273. Item 4440-103-0001 is added to Section 2.00 of the  
 13 Budget Act of 2011, to read:

14  
 15       4440-103-0001—For local assistance, Department of Mental  
 16       Health, for Mental Health Managed Care..... 148,000  
 17       Schedule:  
 18       (1) 10.25-Community     Services—Other  
 19       Treatment..... 148,000

20       Provisions:

- 21       1. The allocation of funds appropriated in this item shall  
 22       be determined based on a methodology developed by  
 23       the State Department of Mental Health in consultation  
 24       with a statewide organization representing counties.  
 25       This methodology shall be based on a review of actual  
 26       and projected expenditures for mental health services  
 27       for Medi-Cal beneficiaries, by county.
- 28       2. The Department of Finance may authorize the transfer  
 29       of expenditure authority from this item to Item 4260-  
 30       101-0890 or 4260-113-0890, or both of those items,  
 31       as it pertains to the transition of the Early and Period-  
 32       ic Screening, Diagnosis, and Treatment Program, the  
 33       Mental Health Managed Care Program, and applica-  
 34       ble functions related to Medicaid requirements to the  
 35       State Department of Health Care Services. Any  
 36       transfer shall be consistent with the transition plan,  
 37       or components of a transition plan, as provided to the  
 38       Legislature as required in state statute regarding these  
 39       program transfers.



1 State Department of Health Care Services. Any  
2 transfer shall be consistent with the transition plan,  
3 or components of a transition plan, as provided to the  
4 Legislature as required in state statute regarding these  
5 program transfers.

6 The Director of Finance shall provide notification  
7 in writing to the Joint Legislative Budget Committee  
8 of any transfer of expenditure authority approved un-  
9 der this provision not less than 30 days prior to the  
10 effective date of the approval. This notification shall  
11 include (a) a comprehensive description of the pro-  
12 gram transfer, including the number of children affect-  
13 ed and plans affected, and (b) all assumptions used in  
14 calculating the amount of expenditure authority  
15 transferred.

16  
17 SEC. 275. Item 4440-105-3085 of Section 2.00 of the Budget  
18 Act of 2011 is amended to read:

19  
20 4440-105-3085—For local assistance, Department of Mental  
21 Health, payable from the Mental Health Services Fund..... 578,981,000

22 Schedule:

23 (1) 10.30-Community Services—	
24 EPSDT.....	1,309,657,000
	578,981,000
26 (2) Reimbursements.....	-730,676,000

27 Provisions:

- 28 1. It is the intent of the Legislature that local expenditures  
29 for mental health services for Medi-Cal eligible indi-  
30 viduals serve as the match to draw down maximum  
31 federal financial participation to continue the Short-  
32 Doyle/Medi-Cal program.
- 33 2. The Department of Finance may authorize the transfer  
34 of expenditure authority from this item to Item 4260-  
35 101-0001 or 4260-113-0001, or both of those items,  
36 as it pertains to the transition of the Early and Period-  
37 ic Screening, Diagnosis, and Treatment Program, the  
38 Mental Health Managed Care Program, and applica-  
39 ble functions related to Medicaid requirements to the  
40 State Department of Health Care Services. Any

1 transfer shall be consistent with a transition plan, or  
2 components of a transition plan, as provided to the  
3 Legislature as required in state statute regarding these  
4 program transfers.

5 The Director of Finance shall provide notification  
6 in writing to the Joint Legislative Budget Committee  
7 of any transfer of expenditure authority approved un-  
8 der this provision not less than 30 days prior to the  
9 effective date of the approval. This 30-day notification  
10 shall include (a) a comprehensive description of the  
11 program transfer, including the number of children  
12 affected and plans affected, and (b) all assumptions  
13 used in calculating the amount of expenditure author-  
14 ity transferred.

15  
16 SEC. 276. Item 4440-295-3085 of Section 2.00 of the Budget  
17 Act of 2011 is amended to read:

18  
19 4440-295-3085—For local assistance, Department of Mental  
20 Health, to provide Handicapped and Disabled Students I  
21 and II, and Seriously Emotionally Disturbed Pupils: Out  
22 of State Mental Health Services (AB 3632) (Ch. 1747,  
23 Stats. 1984; Ch. 1128, Stats. 1994; Ch. 654, Stats. 1996)  
24 (CSM-4282; 02-TC-40; 02-TC-49; 97-TC-05) to special  
25 education students, payable from the Mental Health Ser-  
26 vices Fund..... 98,586,000

27 Provisions:

- 28 1. (a) The funds counties receive pursuant to Chapter  
29 5 of the Statutes of 2011 shall be used exclusively  
30 for the purpose of funding Individuals with Dis-  
31 abilities Education Act (IDEA)-related mental  
32 health services within a special education pupil's  
33 individual education plan during the 2011–12  
34 fiscal year.  
35 (b) Counties shall use the funds appropriated in this  
36 item, as allocated pursuant to the formula devel-  
37 oped pursuant to Chapter 5 of the Statutes of  
38 2011, for the purpose described in subdivision  
39 (a), or shall return the funding to the state for  
40 reallocation to other counties.

1 2. *In order to access funds a county receives pursuant*  
 2 *to Chapter 5 of the Statutes of 2011, a local education*  
 3 *agency may develop a memorandum of understanding*  
 4 *(MOU) or enter into a contract with its county mental*  
 5 *health agency to address the interagency service re-*  
 6 *sponsibilities for the provision and transition of mental*  
 7 *health services identified on a pupil's individual edu-*  
 8 *cation plan during the 2011–12 fiscal year and, if a*  
 9 *local education agency and county mental health*  
 10 *agency develop an MOU or enter into a contract pur-*  
 11 *suant to this provision, the local education agency*  
 12 *shall provide a copy of the MOU or contract to the*  
 13 *State Department of Education.*

14  
 15 *SEC. 277. Item 5160-001-0001 of Section 2.00 of the Budget*  
 16 *Act of 2011 is amended to read:*

17  
 18 5160-001-0001—For support of Department of Rehabilitation... 55,083,000  
 19 Schedule:  
 20 (1) 10-Vocational Rehabilitation Ser-  
 21 vices..... 395,149,000  
 22 397,149,000  
 23 (2) 30-Independent Living Services..... 5,043,000  
 24 (3) 40.01-Administration..... 34,192,000  
 25 (4) 40.02-Distributed Administration..... -34,192,000  
 26 (6) Reimbursements..... -7,900,000  
 27 -7,680,000  
 28 (7) Amount payable from the Vending  
 29 Stand Fund (Item 5160-001-0600)..... -3,361,000  
 30 (8) Amount payable from the Federal  
 31 Trust Fund (Item 5160-001-0890)..... -332,672,000  
 32 -334,892,000  
 33 (10) Amount payable from the Traumatic  
 34 Brain Injury Fund (Item 5160-001-  
 35 0311)..... -1,176,000  
 36 Provisions:  
 37 1. Upon order of the Director of Finance, the Controller  
 38 shall transfer such funds as are necessary between this  
 39 item and Item 4300-101-0001 to provide for the  
 40 transportation costs to and from work activity pro-



1	5175-001-0001—For support of Department of Child Support	
2	Services.....	22,991,000
3		26,051,000
4	Schedule:	
5	(1) 10-Child Support Services.....	71,363,000
6		80,363,000
7	(2) Reimbursements.....	-123,000
8	(3) Amount payable from the Federal Trust	
9	Fund (Item 5175-001-0890).....	-48,249,000
10		-54,189,000

11  
12     *SEC. 281. Item 5175-001-0890 of Section 2.00 of the Budget*  
13 *Act of 2011 is amended to read:*

15	5175-001-0890—For support of Department of Child Support	
16	Services, for payment to Item 5175-001-0001, payable	
17	from the Federal Trust Fund.....	48,249,000
18		54,189,000

19  
20     *SEC. 282. Item 5175-002-0001 of Section 2.00 of the Budget*  
21 *Act of 2011 is amended to read:*

23	5175-002-0001—For support of Department of Child Support	
24	Services.....	27,825,000
25		24,765,000
26	Schedule:	
27	(1) 10-Child Support Services.....	94,651,000
28		85,651,000
29	(2) Amount payable from the Federal Trust	
30	Fund (Item 5175-002-0890).....	-66,826,000
31		-60,886,000

32     Provisions:

33     1. Funds in this item shall be used for contracts and inter-

34       agency agreements in the child support program, un-

35       less otherwise authorized by the Department of Fi-

36       nance no sooner than 30 days after providing notifica-

37       tion in writing to the chairpersons of the fiscal commit-

38       tees of each house of the Legislature and the Chairper-

39       son of the Joint Legislative Budget Committee, or no

40       sooner than such lesser time as the chairperson of the

1 joint committee, or his or her designee, may in each  
 2 instance determine.  
 3 2. Notwithstanding any other provision of law, the De-  
 4 partment of Finance may augment this item to reim-  
 5 burse the Judicial Council for the increased costs asso-  
 6 ciated with salary adjustments for child support com-  
 7 missioners and family law facilitators pursuant to  
 8 Section 17712 of the Family Code, in the event such  
 9 salary adjustments are provided to superior court  
 10 judges, no sooner than 30 days after notification in  
 11 writing of the necessity therefor to the chairpersons  
 12 of the committees in each house of the Legislature that  
 13 consider appropriations and the Chairperson of the  
 14 Joint Legislative Budget Committee, or not sooner  
 15 than whatever lesser time the chairperson of the joint  
 16 committee, or his or her designee, may in each instance  
 17 determine.  
 18

19 *SEC. 283. Item 5175-002-0890 of Section 2.00 of the Budget*  
 20 *Act of 2011 is amended to read:*

21

22	5175-002-0890—For support of Department of Child Support	
23	Services, for payment to Item 5175-002-0001, payable	
24	from the Federal Trust Fund.....	66,826,000
25		60,886,000
26	Provisions:	
27	1. Provisions 1 and 2 of Item 5175-002-0001 also apply	
28	to this item.	
29		

30 *SEC. 284. Item 5175-101-0001 of Section 2.00 of the Budget*  
 31 *Act of 2011 is amended to read:*

32

33	5175-101-0001—For local assistance, Department of Child	
34	Support Services.....	276,185,000
35		270,762,000
36	Schedule:	
37	(1) 10-Child Support Services.....	868,445,000
38		853,027,000
39	(a) 10.01-Child Support	
40	Administration.....	749,204,000

1	(b) 10.03-Child Support	
2	Automation.....	119,241,000
3		103,823,000
4	(2) Amount payable from the Federal	
5	Trust Fund (Item 5175-101-0890).....	-385,387,000
6		-375,392,000
7	(3) Amount payable from the Child Sup-	
8	port Collections Recovery Fund (Item	
9	5175-101-8004).....	-206,873,000

10 Provisions:

11 1. No funds appropriated in this item shall be encumbered  
12 unless every rule or regulation adopted, and every  
13 child support services letter or similar instruction is-  
14 sued, by the Department of Child Support Services  
15 that adds to the costs of the child support program is  
16 approved by the Department of Finance as to the  
17 availability of funds before it becomes effective. In  
18 making the determination as to availability of funds  
19 to meet the expenditures of a rule, regulation, or child  
20 support services letter that would increase the costs of  
21 the program, the Department of Finance shall consider  
22 the amount of the proposed increase on an annualized  
23 basis, the effect the change would have on the expen-  
24 diture limitations for the program set forth in this act,  
25 the extent to which the rule, regulation, or child sup-  
26 port services letter constitutes a deviation from the  
27 premises under which the expenditure limitations were  
28 prepared, and any additional factors relating to the  
29 fiscal integrity of the program or the state’s fiscal sit-  
30 uation.

31 Notwithstanding Section 28.00, the availability of  
32 funds contained in this item for child support program  
33 rules, regulations, or child support services letters that  
34 add to program costs funded from the General Fund  
35 in excess of \$500,000 on an annual basis, including  
36 those that are the result of federal regulations but ex-  
37 cluding those that are (a) specifically required as a re-  
38 sult of the enactment of a federal or state law, or (b)  
39 included in the appropriation made by this act, shall  
40 not be approved by the Department of Finance sooner

- 1 than 30 days after notification in writing of the neces-  
2 sity therefor to the chairpersons of the committees in  
3 each house of the Legislature that consider appropri-  
4 ations and the Chairperson of the Joint Legislative  
5 Budget Committee, or such lesser time as the chairper-  
6 son of the joint committee, or his or her designee, may  
7 in each instance determine. Funds appropriated in this  
8 item are for the child support program consisting of  
9 state and federal statutory law, regulations, and court  
10 decisions, if funds necessary to carry out those deci-  
11 sions are specifically appropriated in this act.
- 12 2. Notwithstanding any other provision of law, a loan  
13 not to exceed \$100,000,000 shall be made available  
14 from the General Fund, from funds not otherwise ap-  
15 propriated, to cover the federal share of costs of the  
16 program when the federal funds have not been received  
17 by this state prior to the usual time for transmitting  
18 that federal share to the counties of this state or to  
19 cover the federal share of child support collections for  
20 which the federal funds have been reduced prior to the  
21 collections being received from the counties. This loan  
22 from the General Fund shall be repaid when the federal  
23 share of costs for the program becomes available or  
24 when the collections are received from the counties.
- 25 3. The Department of Finance may authorize the estab-  
26 lishment of positions and transfer of amounts from  
27 this item to Item 5175-001-0001 in order to allow the  
28 state to perform the functions or oversee the functions  
29 of the local child support agency in the event a county  
30 fails to perform that function or is out of compliance  
31 with state performance standards.
- 32 4. The amounts appropriated in Schedule (1)(b) 10.03-  
33 Child Support Automation shall be available for expend-  
34 iture or encumbrance until June 30, 2012. The Depart-  
35 ment of Finance shall provide notification to the Joint  
36 Legislative Budget Committee of the amount of the  
37 carryover within 10 working days from the date the  
38 amount of the carryover is determined.  
39

1 SEC. 285. Item 5175-101-0890 of Section 2.00 of the Budget  
2 Act of 2011 is amended to read:

3  
4 5175-101-0890—For local assistance, Department of Child  
5 Support Services, for payment to Item 5175-101-0001,  
6 payable from the Federal Trust Fund..... ~~385,387,000~~  
7 375,392,000

8 Provisions:

- 9 1. Provisions 1 and 4 of Item 5175-101-0001 also apply
- 10 to this item.
- 11 2. The Department of Finance may authorize the estab-
- 12 lishment of positions and transfer of amounts from
- 13 this item to Item 5175-001-0890 in order to allow the
- 14 state to perform the functions or oversee the functions
- 15 of the local child support agency in the event a county
- 16 fails to perform that function or is out of compliance
- 17 with state performance standards.
- 18 3. Notwithstanding Section 28.00 or any other provision
- 19 of law, upon request of the Department of Child Sup-
- 20 port Services, the Department of Finance may increase
- 21 or decrease the expenditure authority in this item to
- 22 offset any increases or decreases in collections deposit-
- 23 ed in the Child Support Collections Recovery Fund
- 24 and appropriated in Item 5175-101-8004. The Depart-
- 25 ment of Finance shall provide notification of the ad-
- 26 justment to the Joint Legislative Budget Committee
- 27 within 10 working days from the date of Department
- 28 of Finance approval of the adjustment.

29  
30 SEC. 286. Item 5180-001-0001 of Section 2.00 of the Budget  
31 Act of 2011 is amended to read:

32  
33 5180-001-0001—For support of Department of Social Ser-  
34 vices..... ~~100,254,000~~  
35 100,806,000

36 Schedule:

- 37 (1) 16-Welfare Programs..... 68,922,000
- 38 (2) 25-Social Services and Licensing..... ~~165,008,000~~
- 39 166,064,000

1	(3) 35-Disability Evaluation and Other	
2	Services.....	280,299,000
3	(4) 60.01-Administration.....	60,189,000
4	(5) 60.02-Distributed Administration.....	-60,189,000
5	(6) Reimbursements.....	<del>-33,670,000</del>
6		<del>-34,381,000</del>
7	(7) Amount payable from Foster Family	
8	Home and Small Family Home Insur-	
9	ance Fund (Item 5180-001-0131).....	-2,136,000
10	(8) Amount payable from the Federal	
11	Trust Fund (Item 5180-001-0890).....	<del>-378,169,000</del>
12		<del>-377,962,000</del>

13 Provisions:

- 14 1. The Department of Finance may authorize the transfer
- 15 of funds from Schedule (2) of this item to Schedule
- 16 (1), Program 25.30, of Item 5180-151-0001, Children
- 17 and Adult Services and Licensing, in order to allow
- 18 counties to perform the facilities evaluation function.
- 19 2. The Department of Finance may authorize the transfer
- 20 of funds from Schedule (2) of this item to Schedule
- 21 (1), Program 25.30, of Item 5180-151-0001, Children
- 22 and Adult Services and Licensing, in order to allow
- 23 counties to perform the adoptions program function.
- 24 3. Nonfederal funds appropriated in this item that have
- 25 been budgeted to meet the state’s Temporary Assis-
- 26 tance for Needy Families maintenance-of-effort require-
- 27 ment established pursuant to the federal Personal Re-
- 28 sponsibility and Work Opportunity Reconciliation Act
- 29 of 1996 (P.L. 104-193) may not be expended in any
- 30 way that would cause their disqualification as a feder-
- 31 ally allowable maintenance-of-effort expenditure.
- 32 4. Notwithstanding paragraph (4) of subdivision (b) of
- 33 Section 1778 of the Health and Safety Code, the State
- 34 Department of Social Services may use no more than
- 35 20 percent of the fees collected pursuant to Chapter
- 36 10 (commencing with Section 1770) of Division 2 of
- 37 the Health and Safety Code for overhead costs, facili-
- 38 ties operation, and indirect department costs.
- 39 5. It is the intent of the Legislature to provide sufficient
- 40 funding to ensure that electronic benefit transfer state

- 1 administrative hearings are conducted to meet statutory  
2 timeframes. Notwithstanding the 30-day notice require-  
3 ment set forth in subdivision (e) of Section 28.00, upon  
4 request by the State Department of Social Services,  
5 the Department of Finance may augment expenditure  
6 authority in this item to fund increased costs associated  
7 with the state administrative hearing process at the  
8 time the request is made. Concurrent with the Depart-  
9 ment of Finance approval, written notification shall  
10 be provided to the Chairperson of the Joint Legislative  
11 Budget Committee and the chairpersons of the com-  
12 mittees in each house of the Legislature that consider  
13 appropriations.
- 14 6. Of the amount appropriated in this item, \$270,000  
15 shall be available to support increased rent costs relat-  
16 ed to the relocation of the Los Angeles State Programs  
17 Branch within the Disability Determination Services  
18 Division. These funds may only be expended to the  
19 extent these increased rent costs materialize.
- 20 7. The State Department of Social Services shall continue  
21 to convene periodic meetings throughout the year so  
22 that stakeholders may receive information and have  
23 the opportunity to provide input to the department re-  
24 garding the quality assurance, program integrity, and  
25 program consistency efforts in the In-Home Supportive  
26 Services program (Article 7 (commencing with Section  
27 12300) of Chapter 3 of Part 3 of Division 9 of the  
28 Welfare and Institutions Code). In addition, the depart-  
29 ment shall provide an update during 2012 budget  
30 hearings on the impact of quality assurance regula-  
31 tions.
- 32 8. Upon request of the State Department of Social Ser-  
33 vices and the State Department of Health Care Ser-  
34 vices, the Director of Finance may authorize the  
35 transfer of amounts from Item 4260-101-0001, State  
36 Department of Health Care Services, to this item to  
37 fund the cost of the administrative hearing process  
38 associated with changes in aid or service payments in  
39 the Medi-Cal program. The Department of Finance  
40 shall report to the Legislature the amount to be trans-



1	(7) Amount payable from the Federal	
2	Trust Fund (Item 5180-101-	
3	0890).....	-3,847,992,000
4		-3,939,203,000
5	(8) Amount payable from the Child Sup-	
6	port Collections Recovery Fund (Item	
7	5180-101-8004).....	-9,394,000
8		-10,190,000

9 Provisions:

- 10 1. (a) No funds appropriated in this item shall be encum-
- 11 bered unless every rule or regulation adopted and
- 12 every all-county letter issued by the State Depart-
- 13 ment of Social Services that adds to the costs of
- 14 any program is approved by the Department of
- 15 Finance as to the availability of funds before it
- 16 becomes effective. In making the determination
- 17 as to availability of funds to meet the expenditures
- 18 of a rule, regulation, or all-county letter that would
- 19 increase the costs of a program, the Department
- 20 of Finance shall consider the amount of the pro-
- 21 posed increase on an annualized basis, the effect
- 22 the change would have on the expenditure limita-
- 23 tions for the program set forth in this act, the ex-
- 24 tent to which the rule, regulation, or all-county
- 25 letter constitutes a deviation from the premises
- 26 under which the expenditure limitations were
- 27 prepared, and any additional factors relating to
- 28 the fiscal integrity of the program or the state's
- 29 fiscal situation.
- 30 (b) Notwithstanding Sections 28.00 and 28.50, the
- 31 availability of funds contained in this item for
- 32 rules, regulations, or all-county letters that add to
- 33 program costs funded from the General Fund in
- 34 excess of \$500,000 on an annual basis, including
- 35 those that are the result of a federal regulation but
- 36 excluding those that are ~~(1)~~ (a) specifically re-
- 37 quired as a result of the enactment of a federal or
- 38 state law or ~~(2)~~ (b) included in the appropriation
- 39 made by this act, shall not be approved by the
- 40 Department of Finance sooner than 30 days after

- 1 notification in writing to the chairpersons of the  
 2 committees in each house of the Legislature that  
 3 consider appropriations and the Chairperson of  
 4 the Joint Legislative Budget Committee, or  
 5 sooner than such lesser time after notification as  
 6 the chairperson of the joint committee, or his or  
 7 her designee, may in each instance determine.
- 8 2. Notwithstanding Chapter 1 (commencing with Section  
 9 18000) of Part 6 of Division 9 of the Welfare and In-  
 10 stitutions Code, a loan not to exceed \$500,000,000  
 11 shall be made available from the General Fund, from  
 12 funds not otherwise appropriated, to cover the federal  
 13 share of costs of a program or programs when the  
 14 federal funds have not been received by this state prior  
 15 to the usual time for transmitting that federal share to  
 16 the counties of this state. This loan from the General  
 17 Fund shall be repaid when the federal share of costs  
 18 for the program or programs becomes available.
- 19 3. The Department of Finance may authorize the transfer  
 20 of amounts from this item to Item 5180-001-0001 in  
 21 order to fund the costs of the administrative hearing  
 22 process associated with changes in aid payments in  
 23 the CalWORKs program.
- 24 4. (a) The Department of Finance is authorized to ap-  
 25 prove expenditures in those amounts made neces-  
 26 sary by changes in either caseload or payments,  
 27 including, but not limited to, the timing of federal  
 28 payments, or any rule or regulation adopted and  
 29 any all-county letter issued as a result of the enact-  
 30 ment of a federal or state law, the adoption of a  
 31 federal regulation, or the following of a court de-  
 32 cision, during the 2011–12 fiscal year that are  
 33 within or in excess of amounts appropriated in  
 34 this act for that year.
- 35 (b) If the Department of Finance determines that the  
 36 estimate of expenditures will exceed the expendi-  
 37 tures authorized for this item, the department shall  
 38 so report to the Legislature. At the time the report  
 39 is made, the amount of the appropriation made in  
 40 this item shall be increased by the amount of the

- 1 excess unless and until otherwise provided by  
2 law.
- 3 5. Nonfederal funds appropriated in this item which have  
4 been budgeted to meet the state’s Temporary Assis-  
5 tance for Needy Families maintenance-of-effort require-  
6 ment established pursuant to the federal Personal Re-  
7 sponsibility and Work Opportunity Reconciliation Act  
8 of 1996 (P.L. 104-193) may not be expended in any  
9 way that would cause their disqualification as a feder-  
10 ally allowable maintenance-of-effort expenditure.
- 11 6. In the event of declared disaster and upon county re-  
12 quest, the State Department of Social Services may  
13 act in the place of any county and assume direct respon-  
14 sibility for the administration of eligibility and grant  
15 determination. Upon recommendation of the Director  
16 of Social Services, the Department of Finance may  
17 authorize the transfer of funds from this item and Item  
18 5180-101-0890, to Items 5180-001-0001 and 5180-  
19 001-0890, for this purpose.
- 20 7. Pursuant to the Electronic Benefit Transfer (EBT) Act  
21 (Chapter 3 (commencing with Section 10065) of Part  
22 1 of Division 9 of the Welfare and Institutions Code)  
23 and in accordance with the EBT System regulations  
24 (Manual of Policies and Procedures Section 16-  
25 401.15), in the event a county fails to reimburse the  
26 EBT contractor for settlement of EBT transactions  
27 made against the county’s cash assistance programs,  
28 the state is required to pay the contractor. The State  
29 Department of Social Services may use funds from  
30 this item to reimburse the EBT contractor for settle-  
31 ment on behalf of the county. The county shall be re-  
32 quired to reimburse the department for the county’s  
33 settlement via direct payment or administrative offset.
- 34 8. Upon request of the Department of Finance, the Con-  
35 troller shall transfer funds between this item and Item  
36 5180-153-0001 as needed to reflect the estimated ex-  
37 penditure amounts for each county that opts into the  
38 Title IV-E Child Welfare Waiver Demonstration Pro-  
39 ject pursuant to Section 18260 of the Welfare and In-  
40 stitutions Code. The Department of Finance shall re-

1 port to the Legislature the amount to be transferred  
 2 pursuant to this provision. The transfer shall be autho-  
 3 rized at the time the report is made.  
 4 9. The Department of Finance is authorized to approve  
 5 expenditures for the California Food Assistance Pro-  
 6 gram in those amounts made necessary by changes in  
 7 the CalFresh Program Standard Utility Allowance,  
 8 including those that result from midyear Standard  
 9 Utility Allowance adjustments requested by the state.  
 10 If the Department of Finance determines that the esti-  
 11 mate of expenditures will exceed the expenditure au-  
 12 thority of this item, the department shall so report to  
 13 the Legislature. At the time the report is made, the  
 14 amount of the appropriation made in this item shall  
 15 be increased by the amount of the excess unless and  
 16 until otherwise provided by law.

17  
 18 *SEC. 289. Item 5180-101-0122 of Section 2.00 of the Budget*  
 19 *Act of 2011 is amended to read:*

20  
 21 5180-101-0122—For local assistance, Department of Social  
 22 Services, for payment to Item 5180-101-0001, payable  
 23 from the Emergency Food Assistance Program Fund..... 522,000  
 24 778,000

25  
 26 *SEC. 290. Item 5180-101-0890 of Section 2.00 of the Budget*  
 27 *Act of 2011 is amended to read:*

28  
 29 5180-101-0890—For local assistance, Department of Social  
 30 Services, for payment to Item 5180-101-0001, payable  
 31 from the Federal Trust Fund..... 3,847,992,000  
 32 3,939,203,000

33 Provisions:  
 34 1. Provisions 1, 4, 6, 7, and 8 of Item 5180-101-0001  
 35 also apply to this item.  
 36 2. The Director of Finance may authorize the transfer of  
 37 amounts from this item to Item 5180-001-0890 in order  
 38 to fund the costs of the administrative hearing process  
 39 associated with changes in aid payments in the Cal-  
 40 WORKs program.



1 shall be consistent with those made pursuant to Provi-  
 2 sion 4 of Item 5180-101-0890. The Department of Fi-  
 3 nance shall provide notification of the adjustment to  
 4 the Joint Legislative Budget Committee within 10  
 5 working days from the date of Department of Finance  
 6 approval of the adjustment.  
 7

8 *SEC. 292. Item 5180-111-0001 of Section 2.00 of the Budget*  
 9 *Act of 2011 is amended to read:*

10

11	5180-111-0001—For local assistance, Department of Social	
12	Services.....	4,054,574,000
13		4,132,524,000
14	Schedule:	
15	(1) 16.70-SSI/SSP.....	2,733,622,000
16		2,752,185,000
17	(2) 25.15-IHSS.....	5,087,859,000
18		5,196,875,000
19	(3) Reimbursements.....	-3,766,907,000
20		-3,816,536,000

- 21 Provisions:
- 22 1. Provisions 1 and 4 of Item 5180-101-0001 also apply
  - 23 to this item.
  - 24 2. Notwithstanding Chapter 1 (commencing with Section
  - 25 18000) of Part 6 of Division 9 of the Welfare and In-
  - 26 stitutions Code, a loan not to exceed \$264,000,000
  - 27 shall be made available from the General Fund from
  - 28 funds not otherwise appropriated, to cover the federal
  - 29 share or reimbursable share, or both, of costs of a
  - 30 program or programs when the federal funds or reim-
  - 31 bursements (from the Health Care Deposit Fund or
  - 32 counties) have not been received by this state prior to
  - 33 the usual time for transmitting payments for the federal
  - 34 or reimbursable share of costs for this state. That loan
  - 35 from the General Fund shall be repaid when the federal
  - 36 share of costs for the program or programs becomes
  - 37 available, or in the case of reimbursements, subject to
  - 38 Section 16351 of the Government Code. County reim-
  - 39 bursements also shall be subject to Section 16314 of
  - 40 the Government Code, which specifies the rate of in-

1           terest. The State Department of Social Services may  
2           offset a county's share of cost of the In-Home Supportive  
3           Services (IHSS) program against local assistance  
4           payments made to the county if the county fails to re-  
5           imburse its share of cost of the IHSS program to the  
6           state.

7           3. The State Department of Social Services shall provide  
8           technical assistance to counties to ensure that they  
9           maximize the receipt of federal funds for the IHSS  
10          program, without compromising the quality of the  
11          services provided to IHSS recipients.

12          4. The Director of Finance may authorize the transfer of  
13          amounts from this item to Item 5180-001-0001 in order  
14          to fund increased costs due to workload associated  
15          with the retroactive reimbursement of Medi-Cal ser-  
16          vices for the IHSS program to comply with Conlan v.  
17          Shewry (2005) 131 Cal.App.4th 1354. The Department  
18          of Finance shall report to the Legislature the amount  
19          to be transferred pursuant to this provision and the  
20          number of positions to be established by the State  
21          Department of Social Services. The transfer shall be  
22          authorized at the time the report is made. The State  
23          Department of Social Services shall review the work-  
24          load associated with the Conlan v. Shewry decision  
25          during the 2011–12 fiscal year and may administrative-  
26          ly establish positions as the workload requires.

27          5. The Director of Finance may authorize the transfer of  
28          amounts from this item to Item 5180-001-0001 in order  
29          to fund the cost of the administrative hearing process  
30          associated with changes in aid or service payments in  
31          the IHSS program. The Department of Finance shall  
32          report to the Legislature the amount to be transferred  
33          pursuant to this provision. The transfer shall be autho-  
34          rized at the time the report is made.

35  
36            *SEC. 293. Item 5180-141-0001 of Section 2.00 of the Budget*  
37    *Act of 2011 is amended to read:*

1	5180-141-0001—For local assistance, Department of Social	
2	Services.....	670,895,000
3		671,778,000
4	Schedule:	
5	(1) 16.75-County Administration and	
6	Automation Projects.....	1,637,416,000
7		1,658,997,000
8	(2) Reimbursements.....	-58,127,000
9		-44,383,000
10	(4) Amount payable from the Federal	
11	Trust Fund (Item 5180-141-0890).....	-908,394,000
12		-942,836,000

- 13 Provisions:
- 14 1. Notwithstanding Chapter 1 (commencing with Section
  - 15 18000) of Part 6 of Division 9 of the Welfare and In-
  - 16 stitutions Code, a loan not to exceed \$127,000,000
  - 17 shall be made available from the General Fund, from
  - 18 funds not otherwise appropriated, to cover the federal
  - 19 share of costs of a program when the federal funds
  - 20 have not been received by this state prior to the usual
  - 21 time for transmitting that federal share to the counties
  - 22 of this state. This loan from the General Fund shall be
  - 23 repaid when the federal share of costs for the program
  - 24 or programs becomes available.
  - 25 2. In the event of declared disaster and upon county re-
  - 26 quest, the State Department of Social Services may
  - 27 act in the place of any county and assume direct respon-
  - 28 sibility for the administration of eligibility and grant
  - 29 determination. Upon recommendation of the Director
  - 30 of Social Services, the Department of Finance may
  - 31 authorize the transfer of funds from this item and Item
  - 32 5180-141-0890, to Items 5180-001-0001 and 5180-
  - 33 001-0890, for this purpose.
  - 34 3. Provision 1 of Item 5180-101-0001 also applies to this
  - 35 item.
  - 36 4. Pursuant to public assistance caseload estimates reflect-
  - 37 ed in the annual Governor’s Budget, the Department
  - 38 of Finance may approve expenditures in those amounts
  - 39 made necessary by changes in caseload that are in ex-
  - 40 cess of amounts appropriated in this act. If the Depart-



1 Provisions:

2 1. Provisions 2, 3, 4, 6, and 7 of Item 5180-141-0001  
3 also apply to this item.

4  
5 *SEC. 295. Item 5180-151-0001 of Section 2.00 of the Budget*  
6 *Act of 2011 is amended to read:*

7  
8 5180-151-0001—For local assistance, Department of Social  
9 Services..... 676,076,000  
10 668,802,000

11 Schedule:

- 12 (1) 25.30-Children and Adult Services
- 13 and Licensing..... 2,059,603,000
- 14 2,043,712,000
- 15 (2) 25.35-Special Programs..... 29,749,000
- 16 29,812,000
- 17 (3) Reimbursements..... -198,095,000
- 18 -201,872,000
- 19 (4) Amount payable from the Child Health
- 20 and Safety Fund (Item 5180-151-
- 21 0279)..... -917,000
- 22 (8) Amount payable from the State Chil-
- 23 dren’s Trust Fund (Item 5180-151-
- 24 0803)..... -3,600,000
- 25 (9) Amount payable from the Federal
- 26 Trust Fund (Item 5180-151-
- 27 0890)..... -1,206,664,000
- 28 -1,194,333,000
- 29 (10) Amount payable from the Child Wel-
- 30 fare Services Program Improvement
- 31 Fund (Item 5180-151-8023)..... -4,000,000

32 Provisions:

- 33 1. Provision 1 of Item 5180-101-0001 also applies to this
- 34 item.
- 35 2. Notwithstanding Chapter 1 (commencing with Section
- 36 18000) of Part 6 of Division 9 of the Welfare and In-
- 37 stitutions Code, a loan not to exceed \$50,000,000 shall
- 38 be made available from the General Fund, from funds
- 39 not otherwise appropriated, to cover the federal share
- 40 of costs of a program when the federal funds have not

- 1           been received by this state prior to the usual time for  
2           transmitting that federal share to the counties of this  
3           state. That loan from the General Fund shall be repaid  
4           when the federal share of costs for the program be-  
5           comes available.
- 6           3. The Department of Finance may authorize the estab-  
7           lishment of positions and transfer of amounts from  
8           this item to Item 5180-001-0001, in order to allow the  
9           state to perform the facilities evaluation function of  
10          Community Care Licensing in the event the counties  
11          fail to perform that function.
- 12          4. Nonfederal funds appropriated in this item which have  
13          been budgeted to meet the state's Temporary Assis-  
14          tance for Needy Families maintenance-of-effort require-  
15          ment established pursuant to the federal Personal Re-  
16          sponsibility and Work Opportunity Reconciliation Act  
17          of 1996 (P.L. 104-193) may not be expended in any  
18          way that would cause their disqualification as a feder-  
19          ally allowable maintenance-of-effort expenditure.
- 20          5. The Department of Finance may authorize the estab-  
21          lishment of positions and transfer of amounts from  
22          this item to Item 5180-001-0001 in order to allow the  
23          state to perform the adoptions function in the event  
24          that a county notifies the State Department of Social  
25          Services that it intends to cease performing that func-  
26          tion.
- 27          6. (a) Of the amount appropriated in this item,  
28             ~~\$56,070,000~~ *\$55,646,000* shall be provided to  
29             counties to fund additional child welfare services  
30             activities and shall be allocated based on child  
31             welfare services caseload and county unit costs.  
32             However, no county shall receive less than  
33             \$100,000. These funds shall be expressly targeted  
34             for emergency response, family reunification,  
35             family maintenance, and permanent placement  
36             services and shall be used to supplement, and shall  
37             not be used to supplant, child welfare services  
38             funds. A county is not required to provide a match  
39             of the funds received pursuant to this provision  
40             if the county appropriates the required full match

1 for the county’s child welfare services program  
 2 exclusive of the funds received pursuant to this  
 3 provision. These funds are available only to  
 4 counties that have certified that they are fully  
 5 utilizing the Child Welfare Services/Case Manage-  
 6 ment System (CWS/CMS) or have entered into  
 7 an agreed-upon plan with the State Department  
 8 of Social Services outlining the steps that will be  
 9 taken to achieve full utilization. The department  
 10 shall reallocate any funds that counties choose  
 11 not to accept under this provision, to other coun-  
 12 ties based on the allocation formula specified in  
 13 this provision.

14 (b) The department, in collaboration with the County  
 15 Welfare Directors Association and representatives  
 16 from labor groups representing social workers,  
 17 shall develop the definition of full utilization of  
 18 the CWS/CMS, the method for measuring full  
 19 utilization, the process for the state and counties  
 20 to work together to move counties toward full  
 21 utilization, and measurements of progress toward  
 22 full utilization.

23 7. The State Department of Social Services shall consult  
 24 with the counties, children’s advocates, and current  
 25 and former foster youth in the development and imple-  
 26 mentation of permanency and youth services initia-  
 27 tives.

28 8. Upon request by the Department of Finance, the Con-  
 29 troller shall transfer funds between this item and Item  
 30 5180-153-0001 as needed to reflect the estimated ex-  
 31 penditure amounts for each county that opts into the  
 32 Title IV-E Child Welfare Waiver Demonstration Pro-  
 33 ject pursuant to Section 18260 of the Welfare and In-  
 34 stitutions Code. The Department of Finance shall re-  
 35 port to the Legislature the amount to be transferred  
 36 pursuant to this provision. The transfer shall be autho-  
 37 rized at the time the report is made.

38  
 39 *SEC. 296. Item 5180-151-0890 of Section 2.00 of the Budget*  
 40 *Act of 2011 is amended to read:*

1 5180-151-0890—For local assistance, Department of Social  
 2 Services, for payment to Item 5180-151-0001, payable  
 3 from the Federal Trust Fund..... 1,206,664,000  
 4 1,194,333,000

5 Provisions:  
 6 1. Provisions 1, 3, 5, 6, and 8 of Item 5180-151-0001  
 7 also apply to this item.  
 8

9 *SEC. 297. Item 5180-153-0001 of Section 2.00 of the Budget*  
 10 *Act of 2011 is amended to read:*

11  
 12 5180-153-0001—For local assistance, Department of Social  
 13 Services..... 334,036,000  
 14 357,848,000

15 Schedule:  
 16 (1) 26-Title IV-E Waiver..... 846,940,000  
 17 900,782,000  
 18 (4) Amount payable from the Federal  
 19 Trust Fund (Item 5180-153-0890)..... -512,904,000  
 20 -542,934,000

21 Provisions:  
 22 1. Upon request by the Department of Finance, the Con-  
 23 troller shall transfer funds between this item and Items  
 24 5180-101-0001, 5180-141-0001, and 5180-151-0001  
 25 as needed to reflect the estimated expenditure amounts  
 26 for each county that opts into the Title IV-E Child  
 27 Welfare Waiver Demonstration Project pursuant to  
 28 Section 18260 of the Welfare and Institutions Code.  
 29 In addition, funds appropriated in this item may also  
 30 be transferred to Item 5180-151-0001 for the Child  
 31 Welfare Services Outcome Improvement Project. The  
 32 Department of Finance shall report to the Legislature  
 33 the amount to be transferred pursuant to this provision.  
 34 The transfer is authorized at the time the report is  
 35 made.  
 36

37 *SEC. 298. Item 5180-153-0890 of Section 2.00 of the Budget*  
 38 *Act of 2011 is amended to read:*

1	5180-153-0890—For local assistance, Department of Social	
2	Services, for payment to Item 5180-153-0001, payable	
3	from the Federal Trust Fund.....	512,904,000
4		542,934,000

5 Provisions:

6 1. Upon request by the Department of Finance, the Con-  
7 troller shall transfer funds between this item and Items  
8 5180-101-0890, 5180-141-0890, and 5180-151-0890  
9 as needed to reflect the estimated expenditure amounts  
10 for each county that opts into the Title IV-E Child  
11 Welfare Waiver Demonstration Project pursuant to  
12 Section 18260 of the Welfare and Institutions Code.  
13 In addition, funds appropriated in this item may also  
14 be transferred to Item 5180-151-0890 for the Child  
15 Welfare Services Outcome Improvement Project. The  
16 Department of Finance shall report to the Legislature  
17 the amount to be transferred pursuant to this provision.  
18 The transfer shall be authorized at the time the report  
19 is made.

20  
21 *SEC. 299. Item 5180-495 is added to Section 2.00 of the Budget*  
22 *Act of 2011, to read:*

23  
24 *5180-495—Reversion, Department of Social Services. As of*  
25 *June 30, 2011, the balances specified below of the appro-*  
26 *priations provided in the following citations shall revert*  
27 *to the balances in the funds from which the appropriations*  
28 *were made:*

29 *0001—General Fund*

30 *(1) Item 5180-141-0001, Budget Act of 2010 (Ch. 712,*  
31 *Stats. 2010). Up to \$14,062,000 of the amount appro-*  
32 *priated in Program 16.75-County Administration and*  
33 *Automation Projects.*

34  
35 *SEC. 300. Item 5225-001-0001 of Section 2.00 of the Budget*  
36 *Act of 2011 is amended to read:*

37		
38	5225-001-0001—For support of Department of Corrections	
39	and Rehabilitation.....	6,182,552,000
40		6,454,231,000

1	Schedule:	
2	(1) 10-Corrections and Rehabilitation Ad-	
3	ministration.....	367,591,000
4		387,994,000
5	(2) 15-Corrections Standards Authority.....	9,723,000
6		9,998,000
7	(3) 20-Juvenile Operations and Juvenile	
8	Offender Programs.....	152,296,000
9		156,306,000
10	(4) 21-Juvenile Academic and Vocational	
11	Education.....	12,382,000
12		12,316,000
13	(5) 22-Juvenile Parole Operations.....	18,953,000
14		20,113,000
15	(6) 23-Juvenile Health Care.....	58,694,000
16		58,090,000
17	(7) 25-Adult Corrections and Rehabilita-	
18	tion Operations—General Securi-	
19	ty.....	2,444,680,000
20		2,843,931,000
21	(8) 26-Adult Corrections and Rehabilita-	
22	tion Operations—Security Overtime....	105,391,000
23	(9) 27-Adult Corrections and Rehabilita-	
24	tion Operations—Inmate Support....	1,375,233,000
25		1,386,036,000
26	(10) 28-Adult Corrections and Rehabilita-	
27	tion Operations—Contracted Facili-	
28	ties.....	313,814,000
29		37,592,000
30	(11) 29-Adult Corrections and Rehabilita-	
31	tion Operations—Institution Adminis-	
32	tration.....	364,924,000
33		388,021,000
34	(12) 30-Parole Operations—Adult Supervi-	
35	sion.....	457,131,000
36		478,256,000
37	(13) 31-Parole Operations—Adult Commu-	
38	nity Based Programs.....	139,355,000
39		185,904,000

1	(14) 32-Parole Operations—Adult Admin-	
2	istration.....	<del>112,985,000</del>
3		<i>110,570,000</i>
4	(15) 35-Board of Parole Hearings—Adult	
5	Hearings.....	<del>104,207,000</del>
6		<i>66,983,000</i>
7	(16) 36-Board of Parole Hearings—Admin-	
8	istration.....	7,300,000
9	(17) 45-Adult Education, Vocation and	
10	Offender Programs—Adult Educa-	
11	tion.....	<del>101,940,000</del>
12		<i>141,102,000</i>
13	(18) 46-Adult Education, Vocation and	
14	Offender Programs—Adult Substance	
15	Abuse Programs.....	<del>141,001,000</del>
16		<i>169,740,000</i>
17	(19) 47-Adult Education, Vocation and Of-	
18	fender Programs—Adult Inmate Activ-	
19	ities.....	65,857,000
20	(20) 48-Adult Education, Vocation and Of-	
21	fender Programs—Adult Administra-	
22	tion.....	<del>31,010,000</del>
23		<i>25,110,000</i>
24	(21) Reimbursements.....	<del>-128,139,000</del>
25		<i>-127,933,000</i>
26	(22) Amount payable from the Corrections	
27	Training Fund (Item 5225-001-0170)....	-2,697,000
28	(23) Amount payable from the Federal Trust	
29	Fund (Item 5225-001-0890).....	<del>-6,225,000</del>
30		<i>-6,895,000</i>
31	(24) Amount payable from the Inmate	
32	Welfare Fund of the Department of	
33	Corrections (Item 5225-001-0917).....	-64,854,000
34	Provisions:	
35	1. Any funds recovered as a result of audits of locally	
36	operated return-to-custody centers shall revert to the	
37	General Fund.	
38	2. When contracting with counties for vacant jail beds	
39	for any inmate under the jurisdiction of the Secretary	
40	of the Department of Corrections and Rehabilitation,	

- 1 the department shall not reimburse counties more than  
2 the average amount it costs the state to provide the  
3 same services in comparable state institutions. This  
4 restriction shall not apply to any existing contract, but  
5 shall apply to the extension or renewal of that contract.  
6 In addition, the total operational cost of incarcerating  
7 state inmates in leased county jail beds (which includes  
8 state costs, but is exclusive of one-time and capital  
9 outlay costs) shall not exceed the department's average  
10 cost for operating comparable institutions.
- 11 3. Not later than 60 days following enactment of this act,  
12 and subsequently on February 10 and upon release of  
13 the May Revision, the Secretary of the Department of  
14 Corrections and Rehabilitation shall submit to the Di-  
15 rector of Finance the Post Assignment Schedule for  
16 each adult institution, reconciled to budgeted authority  
17 and consistent with approved programs, along with  
18 allotments consistent with the reconciled Post Assign-  
19 ment Schedule for each adult institution. The report  
20 shall include the dates for which each allotment was  
21 submitted to the institutions and the date each institu-  
22 tion acknowledged receiving its allotments.
- 23 4. Not later than 75 days following enactment of this act,  
24 and subsequently on March 1, and two weeks after the  
25 release of the May Revision, the Secretary of the De-  
26 partment of Corrections and Rehabilitation shall submit  
27 a report to the Director of Finance and the chair-  
28 persons and vice chairpersons of the committees in  
29 both houses of the Legislature that consider the State  
30 Budget detailing how each adult institution's expendi-  
31 tures are tracking compared to its approved allotments.  
32 If any adult institution's expenditures are trending  
33 above the allotments provided to it, the Secretary of  
34 the Department of Corrections and Rehabilitation shall  
35 detail the reasons why the institution is spending at a  
36 level above its allotments and list the actions the de-  
37 partment is undertaking in order to align expenditures  
38 with approved allotments.
- 39 5. Not later than February 17, 2012, the Secretary of the  
40 Department of Corrections and Rehabilitation shall

- 1 submit to the chairpersons and vice chairpersons of  
2 the committees in both houses of the Legislature that  
3 consider the State Budget, the Director of the Depart-  
4 ment of Finance, and to the Legislative Analyst's Of-  
5 fice an operating budget for each of the correctional  
6 facilities under the control of the department. Specifi-  
7 cally, the report shall include: (a) yearend expenditures  
8 by program for each institution in the 2010–11 fiscal  
9 year, (b) allotments and projected expenditures by  
10 program for each institution in the 2011–12 fiscal year,  
11 (c) the number of authorized and vacant positions, es-  
12 timated overtime budget, estimated benefits budget,  
13 and operating expense and equipment budget for each  
14 institution, and (d) a list of all capital outlay projects  
15 occurring or projected to occur during the 2011–12  
16 fiscal year.
- 17 6. Funds appropriated to accommodate projected adult  
18 institutional and parolee population levels in excess  
19 of those that actually materialize, if any, shall revert  
20 to the General Fund.
- 21 7. The funds appropriated in Schedules (13), (17), and  
22 (18) shall be used only to support the provision of in-  
23 mate and parolee rehabilitation and recidivism reduc-  
24 tion programs. Any funds appropriated in those  
25 schedules that are unspent at the end of the 2011–12  
26 fiscal year shall revert to the General Fund.
- 27 8. Upon order of the Director of Finance, the authority  
28 provided in this item may be transferred to Item 5225-  
29 005-0001 in order to fund unanticipated legal work  
30 performed by the Attorney General.
- 31 9. *Notwithstanding any other provision of law, in imple-*  
32 *menting reductions during the 2011–12 fiscal year,*  
33 *other than the \$101,000,000 one-time reduction to*  
34 *inmate rehabilitative programs included in this act,*  
35 *the Department of Corrections and Rehabilitation*  
36 *shall not make any reductions to rehabilitation pro-*  
37 *gram staff, including academic, vocational education,*  
38 *and substance abuse personnel working in adult insti-*  
39 *tutions.*



- 1 Provisions:
- 2 1. On February 14, 2006, the United States District Court
- 3 in the case of Plata v. Schwarzenegger (No. C01-1351
- 4 THE) suspended the exercise by the Secretary of the
- 5 Department of Corrections and Rehabilitation of all
- 6 powers related to the administration, control, manage-
- 7 ment, operation, and financing of the California prison
- 8 medical health care system. The court ordered that all
- 9 such powers vested in the Secretary of the Department
- 10 of Corrections and Rehabilitation were to be performed
- 11 by a Receiver appointed by the court commencing
- 12 April 17, 2006, until further order of the court. The
- 13 Director of the Division of Correctional Health Care
- 14 Services of the Department of Corrections and Reha-
- 15 bilitation is to administer this item to the extent direct-
- 16 ed by the Receiver.
- 17 2. Notwithstanding any other provision of law, the De-
- 18 partment of Corrections and Rehabilitation is not re-
- 19 quired to competitively bid for health services con-
- 20 tracts in cases where contracting experience or history
- 21 indicates that only one qualified bid will be received.
- 22 3. Notwithstanding Section 13324 of the Government
- 23 Code or Section 32.00 of this act, no state employee
- 24 shall be held personally liable for any expenditure or
- 25 the creation of any indebtedness in excess of the
- 26 amounts appropriated therefor as a result of complying
- 27 with the directions of the Receiver or orders of the
- 28 United States District Court in Plata v. Schwarzeneg-
- 29 ger.
- 30 4. The amounts appropriated in Schedules (3) and (6)
- 31 are available for expenditure by the Receiver appointed
- 32 by the Plata v. Schwarzenegger court to carry out its
- 33 mission to deliver constitutionally adequate medical
- 34 care to inmates.
- 35 5. The amounts appropriated in Schedules (2), (4), (5),
- 36 and (7) are available for expenditure by the Depart-
- 37 ment of Corrections and Rehabilitation to provide
- 38 mental health, dental, and access to care services only.
- 39 Health Care Access Units will be maintained by the
- 40 Receiver until compliance assessments demonstrate

1 to the Receiver that institutions have the ability to  
 2 provide appropriate access to care on an ongoing basis.  
 3 6. *Notwithstanding any other provision of law, the Re-*  
 4 *ceiver, on behalf of the Department of Corrections*  
 5 *and Rehabilitation, shall process and pay for all*  
 6 *medical claims for medical parolees pursuant to Sec-*  
 7 *tion 3550 of the Penal Code from funds available in*  
 8 *Schedule (3).*  
 9

10 *SEC. 303. Item 5225-006-0001 is added to Section 2.00 of the*  
 11 *Budget Act of 2011, to read:*  
 12

13 *5225-006-0001—For support of Department of Corrections and*  
 14 *Rehabilitation ..... 280,639,000*

15 *Provisions:*

- 16 1. (a) *The Director of Finance shall reduce this item by*  
 17 *\$43,404,000 to reflect the portion of realignment*  
 18 *savings to be achieved through either the reduc-*  
 19 *tion in, or elimination of, the planned increase in*  
 20 *the use of contracts with private entities for out-*  
 21 *of-state housing of state inmates.*  
 22 (b) *The funds appropriated in this item shall be used*  
 23 *to pay for not more than the following number of*  
 24 *beds for state inmates at the following facilities:*  
 25 (1) *1,536 beds at the Red Rock Correctional*  
 26 *Center located in Eloy, Arizona.*  
 27 (2) *3,060 beds at the La Palma Correctional*  
 28 *Center located in Eloy, Arizona.*  
 29 (3) *2,592 beds at the Tallahatchie County Cor-*  
 30 *rectional Facility located in Tutwiler, Missis-*  
 31 *sippi.*  
 32 (4) *2,400 beds at the North Fork Correctional*  
 33 *Center located in Sayre, Oklahoma.*  
 34 (5) *270 beds at the North Lake Correctional*  
 35 *Facility located in Baldwin, Michigan.*  
 36 (c) *No other item of appropriation may be used to*  
 37 *pay for the costs of the contracts with the entities*  
 38 *listed in subdivision (b) for out-of-state housing*  
 39 *of state inmates.*  
 40

1 SEC. 304. Item 5225-007-0001 is added to Section 2.00 of the  
2 Budget Act of 2011, to read:

3

4 5225-007-0001—For support of Department of Corrections and  
5 Rehabilitation..... 95,254,000  
6 Provisions:

7 1. The Director of Finance shall reduce this item by  
8 \$77,406,000 to reflect the portion of realignment sav-  
9 ings to be achieved through the reduction or elimina-  
10 tion of contracts with private entities for in-state  
11 housing of state inmates. No other item of appropria-  
12 tion may be used to pay for the costs of those contracts.

13

14 SEC. 305. Item 5225-011-0001 of Section 2.00 of the Budget  
15 Act of 2011 is amended to read:

16

17 5225-011-0001—For support of Department of Corrections  
18 and Rehabilitation (Proposition 98)..... 27,311,000  
19 25,890,000

20 Schedule:

21 (1) 21-Juvenile Academic and Vocational  
22 Education..... 27,311,000  
23 25,890,000

24

25 SEC. 306. Item 5225-101-0001 of Section 2.00 of the Budget  
26 Act of 2011 is amended to read:

27

28 5225-101-0001—For local assistance, Department of Correc-  
29 tions and Rehabilitation..... 74,184,000  
30 113,784,000

31 Schedule:

32 (1) 15-Corrections Standards Authority..... 835,000  
33 (2) 20-Juvenile Operations and Juvenile  
34 Offender Programs..... 78,000  
35 (3) 22-Juvenile Parole Operations..... 1,403,000  
36 (4) ~~25.15.010-Adult~~ 29.05.010-Adult Cor-  
37 rections and Rehabilitation Operations—  
38 Transportation of Prisoners..... 278,000

1	(5) <del>25.15.020-Adult</del> <i>29.05.020-Adult</i> Cor-	
2	rections and Rehabilitation Operations—	
3	Return of Fugitives from Justice.....	2,593,000
4	(6) <del>25.30-Adult</del> <i>29.15-Adult</i> Corrections	
5	and Rehabilitation Operations—County	
6	Charges.....	19,651,000
7	(7) 31-Parole Operations—Adult Commu-	
8	nity Based Programs.....	49,346,000
9		88,946,000

10 Provisions:

- 11 1. The amounts appropriated in Schedules (4), (5), (6),
- 12 and (7) are provided for the following purposes:
- 13 (a) To pay the transportation costs of prisoners to and
- 14 between state prisons, including the return of pa-
- 15 role violators to prison and for the conveying of
- 16 persons under provisions of Division 3 (commenc-
- 17 ing with Section 3000) of the Welfare and Institu-
- 18 tions Code and the Western Interstate Corrections
- 19 Compact (Section 11190 of the Penal Code), in
- 20 accordance with Section 26749 of the Government
- 21 Code. Claims filed by local jurisdictions shall be
- 22 filed within six months after the end of the month
- 23 in which those transportation costs are incurred.
- 24 Expenditures shall be charged to either the fiscal
- 25 year in which the claim is received by the Con-
- 26 troller or the fiscal year in which the warrant is
- 27 issued by the Controller. Claims filed by local
- 28 jurisdictions directly with the Controller may be
- 29 paid by the Controller.
- 30 (b) To pay the expenses of returning fugitives from
- 31 justice from outside the state, in accordance with
- 32 Sections 1389, 1549, and 1557 of the Penal Code.
- 33 Claims filed by local jurisdictions shall be filed
- 34 within six months after the end of the month in
- 35 which expenses are incurred. Expenditures shall
- 36 be charged to either the fiscal year in which the
- 37 claim is received by the Controller or the fiscal
- 38 year in which the warrant is issued by the Con-
- 39 troller, and any restitution received by the state
- 40 for those expenses shall be credited to the appro-

1            priation of the year in which the Controller’s re-  
 2            ceipt is issued. Claims filed by local jurisdictions  
 3            directly with the Controller may be paid by the  
 4            Controller.

5            (c) To pay county charges, payable under Sections  
 6            4700.1, 4750 to 4755, inclusive, and 6005 of the  
 7            Penal Code. Claims shall be filed by local juris-  
 8            dictions within six months after the end of the  
 9            month in which a service is performed by the  
 10           coroner, a hearing is held on the return of a writ  
 11           of habeas corpus, the district attorney declines to  
 12           prosecute a case referred by the Department of  
 13           Corrections and Rehabilitation, a judgment is  
 14           rendered for a court hearing or trial, an appeal  
 15           ruling is rendered for the trial judgment, or an  
 16           activity is performed as permitted by these sec-  
 17           tions. Expenditures shall be charged to either the  
 18           fiscal year in which the claim is received by the  
 19           Controller or the fiscal year in which the warrant  
 20           is issued by the Controller. Claims filed by local  
 21           jurisdictions directly with the Controller may be  
 22           paid by the Controller.

23           (d) To reimburse counties *pursuant to Section 4016.5*  
 24           *of the Penal Code* for the cost of detaining state  
 25           parolees ~~pursuant to Section 4016.5 of the Penal~~  
 26           ~~Code who were held in count jail prior to July 1,~~  
 27           *2011*. Claims shall be filed by local jurisdictions  
 28           within six months after the end of the month in  
 29           which the costs are incurred. Claims filed by local  
 30           jurisdictions may not include booking fees, may  
 31           not recover detention costs in excess of \$77.17  
 32           per day, and shall be limited to the detention costs  
 33           for those days on which parolees are held subject  
 34           only to a Department of Corrections and Rehabil-  
 35           itation request pursuant to subdivision (b) of  
 36           Section 4016.5 of the Penal Code. Expenditures  
 37           shall be charged to either the fiscal year in which  
 38           the claim is received by the Department of Correc-  
 39           tions and Rehabilitation or the fiscal year in which  
 40           the warrant is issued. *The Department of Correc-*

tions and Rehabilitation shall neither accept nor pay any claims related to the detention of parolees in county jail once Chapter 15 of the Statutes of 2011 (AB 109) becomes operative.

2. The amounts appropriated in Schedules (2) and (3) are provided for the following purposes:

(a) To pay the transportation costs of persons committed to the Department of Corrections and Rehabilitation to or between its facilities, including the return of parole violators, provided that expenditures made under this item shall be charged to either the fiscal year in which the claim is received by the Controller or the fiscal year in which the warrant is issued by the Controller. However, claims shall be filed by local jurisdictions within six months after the end of the month in which the costs are incurred.

(b) To reimburse counties, pursuant to Section 1776 of the Welfare and Institutions Code, for the cost of the detention of the Department of Corrections and Rehabilitation parolees who are detained on alleged parole violations, provided that expenditures made under this item shall be charged to either the fiscal year in which the claim is received by the Controller or the fiscal year in which the warrant is issued by the Controller. However, claims shall be filed by local jurisdictions within six months after the end of the month in which the costs are incurred.

SEC. 307. Item 5225-301-0001 of Section 2.00 of the Budget Act of 2011 is amended to read:

5225-301-0001—For capital outlay, Department of Corrections and Rehabilitation, payable from the General Fund.....	8,045,000
	1,509,000
Schedule:	
(1) 61.01.001-Statewide: Budget Packages and Advance Planning—Study.....	750,000

1	(2) 61.14.030-Minor Projects.....	1,195,000
2		759,000
3	(3) <del>61.34.004-Ironwood—State—Prison,</del>	
4	<del>Blythe: Heating, Ventilation, and Air</del>	
5	<del>Conditioning System—Working draw-</del>	
6	<del>ings.....</del>	6,100,000

- 7 Provisions:
- 8 1. The funds appropriated in Schedule (1) are to be allo-  
9 cated by the Department of Corrections and Rehabili-  
10 tation, upon approval by the Department of Finance,  
11 to develop design and cost information for new pro-  
12 jects for which funds have not been previously appro-  
13 priated, but for which preliminary plan funds, working  
14 drawings funds, or working drawings and construction  
15 funds are expected to be included in the Budget Act  
16 of 2012 or 2013, and for which cost estimates or pre-  
17 liminary plans can be developed prior to legislative  
18 hearings on the Budget Act of 2012 or 2013, respec-  
19 tively. Upon approval by the Department of Finance,  
20 these funds may also be used to develop scope and  
21 cost information for projects authorized by Section  
22 15819.40 of the Government Code. These funds may  
23 be used for all of the following: budget package devel-  
24 opment, environmental services, architectural program-  
25 ming, engineering assessments, schematic design, and  
26 preliminary plans. The amount appropriated in this  
27 item for these purposes is not to be construed as a  
28 commitment by the Legislature as to the amount of  
29 capital outlay funds it will appropriate in any future  
30 year. Before using these funds for preliminary plans,  
31 the Department of Corrections and Rehabilitation shall  
32 provide a 20-day notification to the Chairperson of  
33 the Joint Legislative Budget Committee, the chairper-  
34 sons of the respective fiscal committee of each house  
35 of the Legislature, and the legislative members of the  
36 State Public Works Board, discussing the scope, cost,  
37 and future implications of the use of funds for prelim-  
38 inary plans.
  - 39 2. As used in this appropriation, studies shall include site  
40 studies and suitability reports, environmental studies,

1 master planning, architectural programming, and  
2 schematics.

- 3 3. The Department of Corrections and Rehabilitation  
4 shall report to, in writing, the chairpersons of the  
5 committees in each house of the Legislature that con-  
6 sider appropriations and the Chairperson of the Joint  
7 Legislative Budget Committee by May 1, 2012, on  
8 the reconciliation of the funds appropriated in Schedule  
9 (2).

10  
11 *SEC. 308. Item 5225-401 is added to Section 2.00 of the Budget*  
12 *Act of 2011, to read:*

13  
14 *5225-401—Of the amount loaned pursuant to Section 15849.1*  
15 *of the Government Code for the working drawings and*  
16 *construction of the San Quentin State Prison, Condemned*  
17 *Inmate Complex project, as authorized by the Legislature*  
18 *in the Budget Act of 2003 (Ch. 157, Stats. 2003) and the*  
19 *Budget Act of 2008 (Chs. 268 and 269, Stats. 2008),*  
20 *\$1,300,000, plus any accrued interest, will not be required*  
21 *to be repaid.*

22  
23 *SEC. 309. Item 5225-491 of Section 2.00 of the Budget Act of*  
24 *2011 is amended to read:*

25  
26 *5225-491—Reappropriation, Department of Corrections and*  
27 *Rehabilitation. The balances of the appropriations provided*  
28 *in the following citations are reappropriated for the purpos-*  
29 *es and subject to the limitations, unless otherwise specified,*  
30 *provided for in the appropriations:*

31 *0001—General Fund*

32 *(1) Item 5225-301-0001, Budget Act of 2007 (Chs. 171*  
33 *and 172, Stats. 2007)*

34 *(10) 61.10.101-California Men’s Colony, San Luis*  
35 *Obispo: Central Kitchen Replacement—Working*  
36 *drawings*

37 *(2) Item 5225-301-0001, Budget Act of 2008 (Chs. 268*  
38 *and 269, Stats. 2008)*

39 *(5) 61.05.038-Correctional Training Facility,*  
40 *Soledad: Solid Cell Fronts—Working drawings*

1 0660—Public Buildings Construction Fund  
 2 (1) Item 5225-301-0660, Budget Act of 2008 (Chs. 268  
 3 and 269, Stats. 2008)  
 4 (.5) 61.10.101-California Men’s Colony, San Luis  
 5 Obispo: Central Kitchen Replacement—Working  
 6 drawings and construction  
 7

8 *SEC. 310. Item 6110-001-0001 of Section 2.00 of the Budget*  
 9 *Act of 2011 is amended to read:*

10		
11	6110-001-0001—For support of Department of Education.....	34,045,000
12		34,779,000
13	Schedule:	
14	(2) 20-Instructional Support.....	127,549,000
15		138,943,000
16	(3) 30-Special Programs.....	50,392,000
17		54,675,000
18	(4) 40-Executive Management and Special	
19	Services.....	9,444,000
20	(6) 42.01-Department Management and	
21	Special Services.....	33,988,000
22	(7) 42.02-Distributed Department Manage-	
23	ment and Special Services.....	-33,988,000
24	(8) Reimbursements.....	-15,719,000
25		-16,469,000
26	(9) Amount payable from Federal Trust	
27	Fund (Item 6110-001-0890).....	-137,496,000
28		-151,689,000
29	(10) Amount payable from Mental Health	
30	Services Fund (Item 6110-001-3085)....	-125,000
31	Provisions:	
32	1. Notwithstanding Section 33190 of the Education Code	
33	or any other provision of law, the State Department	
34	of Education shall expend no funds to prepare (a) a	
35	statewide summary of pupil performance on school	
36	district proficiency assessments or (b) a compilation	
37	of information on private schools with five or fewer	
38	pupils.	
39	2. Funds appropriated in this item may be expended or	
40	encumbered to make one or more payments under a	

1 personal services contract of a visiting educator pur-  
2 suant to Section 19050.8 of the Government Code, a  
3 long-term special consultant services contract, or an  
4 employment contract between an entity that is not a  
5 state agency and a person who is under the direct or  
6 daily supervision of a state agency, only if all of the  
7 following conditions are met:

- 8 (a) The person providing service under the contract  
9 provides full financial disclosure to the Fair Polit-  
10 ical Practices Commission in accordance with the  
11 rules and regulations of the Commission.
- 12 (b) The service provided under the contract does not  
13 result in the displacement of any represented civil  
14 service employee.
- 15 (c) The rate of compensation for salary and health  
16 benefits for the person providing service under  
17 the contract does not exceed by more than 10  
18 percent the current rate of compensation for salary  
19 and health benefits determined by the Department  
20 of Personnel Administration for civil service per-  
21 sonnel in a comparable position. The payment of  
22 any other compensation or any reimbursement  
23 for travel or per diem expenses shall be in accor-  
24 dance with the State Administrative Manual and  
25 the rules and regulations of the California Victim  
26 Compensation and Government Claims Board.

- 27 3. The funds appropriated in this item may not be expend-  
28 ed for any REACH program.
- 29 4. The funds appropriated in this item may not be expend-  
30 ed for the development or dissemination of program  
31 advisories, including, but not limited to, program ad-  
32 visories on the subject areas of reading, writing, and  
33 mathematics, unless explicitly authorized by the State  
34 Board of Education.
- 35 5. Of the funds appropriated in this item, \$206,000 shall  
36 be available as matching funds for the Department of  
37 Rehabilitation to provide coordinated services to dis-  
38 abled pupils. Expenditure of the funds shall be identi-  
39 fied in the memorandum of understanding or other  
40 written agreement with the Department of Rehabilita-

- 1           tion to ensure an appropriate match to federal vocation-  
2           al rehabilitation funds.
- 3       6. Of the funds appropriated in this item, no less than  
4       \$1,973,000 is available for support of child care ser-  
5       vices, including state preschool.
- 6       7. By October 31 of each year, the State Department of  
7       Education (SDE) shall provide to the Department of  
8       Finance a file of all charter school average daily atten-  
9       dance (ADA) and state and local revenue associated  
10      with charter school general purpose entitlements as  
11      part of the P2 Revenue Limit File. By March 1 of each  
12      year, the SDE shall provide to the Department of Fi-  
13      nance a file of all charter school ADA and state and  
14      local revenue associated with charter school general  
15      purpose entitlements as part of the P1 Revenue Limit  
16      File. It is the expectation that such reports will be  
17      provided annually.
- 18      8. On or before April 15 of each year, the State Depart-  
19      ment of Education (SDE) shall provide to the Depart-  
20      ment of Finance an electronic file that includes com-  
21      plete district- and county-level state appropriations  
22      limit information reported to the SDE. The SDE shall  
23      make every effort to ensure that all districts have sub-  
24      mitted the necessary information requested on the  
25      relevant reporting forms.
- 26      9. The State Department of Education shall make infor-  
27      mation available to the Department of Finance, the  
28      Legislative Analyst’s Office, and the budget commit-  
29      tees of each house of the Legislature by October 31,  
30      March 31, and May 31 of each year regarding the  
31      amount of Proposition 98 savings estimated to be  
32      available for reversion by June 30 of that year.
- 33      10. Of the reimbursement funds appropriated in this item,  
34      \$2,000,000 shall be available to the State Department  
35      of Education for nutrition education and physical ac-  
36      tivity promotion pursuant to an interagency agreement  
37      with the State Department of Public Health.
- 38      11. The report required by Section 60800 of the Education  
39      Code for the physical performance test is not required

- 1 to be printed and mailed, but shall be compiled and  
2 reported electronically.
- 3 12. Reimbursement expenditures pursuant to this item re-  
4 sulting from the imposition by the State Department  
5 of Education (SDE) of a commercial copyright fee  
6 may not be expended sooner than 30 days after the  
7 SDE submits to the Department of Finance a legal  
8 opinion affirming the authority to impose such fees  
9 and the arguments supporting that position against any  
10 objections or legal challenges to the fee filed with the  
11 SDE. Any funds received pursuant to imposition of a  
12 commercial copyright fee may only be expended as  
13 necessary for outside counsel contingent on a certifi-  
14 cation of the Superintendent of Public Instruction that  
15 sufficient expertise is not available within departmental  
16 legal staff. The SDE shall not expend greater than  
17 \$300,000 for such purposes without first notifying the  
18 Department of Finance of the necessity therefor, and  
19 upon receiving approval in writing.
- 20 13. Of the funds appropriated in this item, \$181,000 and  
21 2.0 positions are provided for the California Career  
22 Resource Network Program.
- 23 14. Of the amount appropriated in this item, \$139,000  
24 from reimbursement funds may be expended for ad-  
25 ministering the Education Technology K–12 Voucher  
26 Program pursuant to the Microsoft settlement.
- 27 15. Of the funds appropriated in this item, up to  
28 \$1,011,000 is for dispute resolution services, including  
29 mediation and fair hearing services, provided through  
30 contract for special education programs.
- 31 16. Of the reimbursement funds appropriated in this item,  
32 \$422,000 shall be available to the State Department  
33 of Education (SDE) to contract for assistance in devel-  
34 oping an approved listing of food and beverage items  
35 that comply with the nutrition standards of Chapters  
36 235 and 237 of the Statutes of 2005. In order to fund  
37 the development and maintenance of the approved  
38 product listing, the SDE shall collect a fee, as it deems  
39 appropriate, from vendors seeking to have their prod-  
40 ucts reviewed for potential placement on the approved

- 1 product listing. Reimbursements collected in the
- 2 2010–11 fiscal year may be used to offset costs in-
- 3 curred in the 2008–09 and 2009–10 fiscal years.
- 4 17. Of the funds appropriated in Schedule (2), up to
- 5 \$541,000 is for transfer by the Controller to the State
- 6 Instructional Materials Fund for allocation during the
- 7 2011–12 fiscal year pursuant to Article 3 (commencing
- 8 with Section 60240) of Chapter 2 of Part 33 of Divi-
- 9 sion 4 of Title 2 of the Education Code.
- 10 These funds shall be transferred in amounts claimed
- 11 by the State Department of Education (SDE), for direct
- 12 disbursement by the SDE from the Instructional Mate-
- 13 rials Fund.
- 14 18. Of the reimbursement funds appropriated in Schedule
- 15 (8), \$138,000 is for purposes of overseeing State Board
- 16 of Education-approved charter schools.
- 17 19. Of the reimbursement funds appropriated in this item,
- 18 \$474,000 is provided to the State Department of Edu-
- 19 cation for the oversight of State Board of Education-
- 20 authorized charter schools. The Department of Finance
- 21 may administratively establish up to 2.0 positions for
- 22 this purpose as workload materializes.

23  
 24 *SEC. 311. Item 6110-001-0890 of Section 2.00 of the Budget*  
 25 *Act of 2011 is amended to read:*

26  
 27 6110-001-0890—For support of Department of Education, for  
 28 payment to Item 6110-001-0001, payable from the Federal  
 29 Trust Fund..... 137,496,000  
 30 151,689,000

- 31 Provisions:
- 32 1. The funds appropriated in this item include federal
  - 33 Carl D. Perkins Vocational and Technical Education
  - 34 Act of 2006 (P.L. 109-270) funds for the 2007–08
  - 35 fiscal year to be transferred to community colleges by
  - 36 means of interagency agreements. These funds shall
  - 37 be used by community colleges for the administration
  - 38 of career technical education programs.
  - 39 2. Of the funds appropriated in this item, \$96,000 is
  - 40 available to the Advisory Commission on Special Ed-

- 1           ucation for the in-state travel expenses of the commis-  
2           sioners and the secretary to the commission.
- 3       3. Of the funds appropriated in this item, \$426,000 is  
4       available for programs for homeless youth and adults  
5       pursuant to the federal McKinney-Vento Homeless  
6       Assistance Act (42 U.S.C. Sec. 11431 et seq.). The  
7       State Department of Education shall consult with the  
8       Department of Community Services and Development,  
9       the State Department of Mental Health, the Department  
10      of Housing and Community Development, and the  
11      Commission for Economic Development in operating  
12      this program.
- 13     4. Of the funds appropriated in this item, up to \$364,000  
14     shall be used to provide in-service training for special  
15     and regular educators and related persons, including,  
16     but not limited to, parents, administrators, and organi-  
17     zations serving severely disabled children. These funds  
18     are also to provide up to 4.0 positions for this purpose.
- 19     5. Of the funds appropriated in this item, \$318,000 shall  
20     be used to provide training in culturally nonbiased  
21     assessment and specialized language skills to special  
22     education teachers.
- 23     6. (a) Of the funds appropriated in this item,  
24       \$11,765,000 is from the Child Care and Develop-  
25       ment Block Grant Fund and is available for sup-  
26       port of child care services. Of the federal funds  
27       in this item, \$1,533,000 is for 13.0 positions to  
28       address compliance monitoring and overpayments,  
29       which may contribute to early detection of fraud.  
30       All federally subsidized child care agencies shall  
31       be audited pursuant to federal regulations per Part  
32       98 of Title 45 of the Code of Federal Regulations.  
33       The State Department of Education (SDE) shall  
34       provide information to the Legislature and Depart-  
35       ment of Finance each year that quantifies by pro-  
36       gram provider-by-provider level data, including  
37       instances and amounts of overpayments and fraud,  
38       as documented by the SDE’s compliance monitor-  
39       ing efforts for the prior fiscal year. Additionally,  
40       the SDE shall provide a copy of any federal re-

- 1           ports submitted regarding improper payments and  
2           fraud to the Legislature and the Department of  
3           Finance.
- 4           (b) As a condition of receiving the resources specified  
5           in subdivision (a), every alternative payment  
6           agency and subsidized general child care agency  
7           shall be audited each year using sufficient sam-  
8           pling of provider records of the following: (1)  
9           family fee determinations, (2) income eligibility,  
10          (3) rate limits, and (4) basis for hours of care, to  
11          determine compliance rates, any instances of  
12          misallocation of resources, and the amount of  
13          funds expected to be recovered from instances of  
14          both potential fraud and overpayment when no  
15          intent to defraud is suspected. This information  
16          shall be contained in a separate report for each  
17          provider, with a single statewide summary report  
18          annually submitted to the Governor and the Leg-  
19          islature no later than April 15.
- 20          7. Of the funds appropriated in this item, \$900,000 shall  
21          be used for administration of the federal Enhancing  
22          Education Through Technology Grant Program. Of  
23          this amount:  
24          (a) \$150,000 is available only for contracted technical  
25          support and evaluation services.
- 26          8. Of the funds appropriated in this item, \$9,206,000 is  
27          for dispute resolution services, including mediation  
28          and fair hearing services, provided through contract  
29          for the special education programs. The State Depart-  
30          ment of Education shall ensure the quarterly reports  
31          that the contractor submits on the results of its dispute  
32          resolution services include the same information as  
33          required by Provision 9 of Item 6110-001-0890 of  
34          Chapters 47 and 48 of the Statutes of 2006 and Section  
35          56504.5 of the Education Code and reflect year-to-  
36          date data and final yearend data.
- 37          9. Of the amount provided in this item, \$881,000 is pro-  
38          vided for the purpose of monitoring local educational  
39          agency compliance with state and federal laws and  
40          regulations governing special education.

- 1 10. Of the funds appropriated in this item, \$125,000 shall  
2 be allocated for increased travel costs associated with  
3 program reviews conducted by the Special Education  
4 Division Focused Monitoring and Technical Assistance  
5 units. Expenditure of these funds is subject to Depart-  
6 ment of Finance approval of an expenditure plan. The  
7 expenditure plan shall include the proposed travel costs  
8 associated with focused monitoring and technical as-  
9 sistance provided by the State Department of Educa-  
10 tion. It shall also include the estimated type and num-  
11 ber of reviews to be conducted and shall provide an  
12 estimated average cost per type of review. Annual re-  
13 newal of this funding is subject to Department of Fi-  
14 nance approval of an annual focused monitoring final  
15 expenditure report. The report shall be submitted on  
16 or before September 30, 2010. It shall provide the total  
17 number of reviews conducted each fiscal year, the  
18 amount of staff and personnel days and hours associ-  
19 ated with each category of review, the travel costs as-  
20 sociated with the type and number of reviews conduct-  
21 ed, and an average cost per type of review.
- 22 11. Of the amount appropriated in this item, \$832,000  
23 (\$600,000 reimbursements and \$232,000 federal spe-  
24 cial education funds) shall be used to fund 6.0 posi-  
25 tions and implement the provisions of Chapter 914 of  
26 the Statutes of 2004 for increased monitoring of non-  
27 public, nonsectarian schools.
- 28 12. Of the funds appropriated in this item, \$443,000 is for  
29 3.0 positions within the State Department of Education  
30 for increased monitoring associated with mental health  
31 services required by an individualized education plan  
32 pursuant to Chapter 493 of the Statutes of 2004.
- 33 13. Of the funds appropriated in this item, \$710,000 is  
34 available to provide ongoing support for the Child  
35 Nutrition Information and Payment System.
- 36 14. Of the funds appropriated in this item, \$2,506,000  
37 shall be used for the administration of the 21st Century  
38 Community Learning Centers Program.
- 39 15. Of the funds appropriated in this item, \$180,000 in  
40 federal Carl D. Perkins Vocational and Technical Ed-

- 1           ucation Act of 2006 (P.L. 109-270) funding shall only  
2           be available to support the California Career Resource  
3           Network program.
- 4       16. Of the amount appropriated in this item, \$100,000 is  
5           available for the California Career Resource Network  
6           program to develop career resource materials and in-  
7           formation.
- 8       17. Of the funds appropriated in this item, \$378,000 and  
9           4.0 positions are provided to support workload for the  
10          federal School Improvement Grant (SIG) Program.
- 11       18. Of the funds appropriated in this item, \$308,000 is  
12          available from Title II funds for an interagency  
13          agreement with the Commission on Teacher Creden-  
14          tialing to support teacher misassignment monitoring  
15          activities.
- 16       19. Of the funds appropriated in this item, \$109,000 is  
17          provided in federal Title III funds for 1.0 position to  
18          support the English language learner component of  
19          the Mathematics and Reading Professional Develop-  
20          ment Program.
- 21       20. Of the funds appropriated in this item, \$125,000 is  
22          available on an ongoing basis to support updates, as  
23          necessary, for existing parental notification and infor-  
24          mation templates. It is the intent of the Legislature that  
25          \$125,000 in ongoing funds be provided for the  
26          2010–11 and 2011–12 fiscal years.
- 27       21. Of the funds appropriated in this item, \$945,000 is  
28          available from federal Title II funds for the Compli-  
29          ance, Monitoring, Interventions, and Sanctions (CMIS)  
30          Program. This program is designed to help school  
31          districts meet the highly qualified teacher requirements  
32          specified in the federal No Child Left Behind Act of  
33          2001 (P.L. 107-110). By April 1, 2011, the State De-  
34          partment of Education shall submit a report on the  
35          CMIS Program to the appropriate budget and policy  
36          committees of the Legislature, the Legislative Ana-  
37          lyst’s Office, and the Department of Finance. The re-  
38          port shall identify (a) the number of school districts  
39          that received CMIS support in the 2010–11 fiscal year  
40          and (b) the major components of the plans that those

- 1 districts developed to respond to the federal highly  
2 qualified teacher requirements. For each participating  
3 district, the report shall provide longitudinal data on  
4 the number and percent of teachers who are and are  
5 not highly qualified. At a minimum, the 2010–11 re-  
6 port shall include finalized data for the 2009–10 fiscal  
7 year and initial data for the 2010–11 fiscal year. The  
8 report shall provide data separately for high- and low-  
9 poverty schools. For comparison, the report shall pro-  
10 vide the same longitudinal data for the statewide aver-  
11 age of all school districts as well as the average for  
12 school districts not receiving CMIS support.
- 13 22. Of the funds appropriated in this item, \$96,000 is  
14 available from federal Title I funds on a one-time basis  
15 for 1.0 position until June 30, 2012, to support research  
16 on school accountability growth models as specified  
17 by Chapter 273 of the Statutes of 2009.
- 18 23. Of the funds appropriated in this item, \$674,000 is  
19 available for Child Nutrition Program compliance and  
20 monitoring activities.
- 21 24. Of the funds appropriated in this item, \$150,000 is  
22 available for the California Teleaudiology Project.
- 23 25. Of the funds appropriated in this item, \$2,000,000 is  
24 provided to support the Safe and Supportive Schools  
25 Grant.
- 26 26. Of the funds appropriated in this item, ~~\$45,000~~ *up to*  
27 *\$108,000* is for the administration of the Commodity  
28 Supplemental Food Program, contingent on approval  
29 from the United States Department of Agriculture.
- 30 27. Of the funds appropriated in this item, \$1,235,000 is  
31 provided for the following special child nutrition  
32 grants, contingent on receipt of grant awards from the  
33 United States Department of Agriculture: \$535,000  
34 for the Administrative Reviews and Training (ART)  
35 grant, \$300,000 for the Team Nutrition grant, \$250,000  
36 for the Direct Certification grant, and \$150,000 for  
37 the Fresh Fruit and Vegetable grant.
- 38 28. Of the funds appropriated in this item, \$250,000 is  
39 available in one-time carryover funds to support addi-

- 1            tional translations of parental notification and informa-  
2            tion templates.
- 3        29. ~~Of the funds appropriated in this item, \$560,000 is~~  
4            ~~provided from federal Statewide Longitudinal Data~~  
5            ~~System funds and federal Title II funds. The funding~~  
6            ~~shall support 3.0 limited-term positions and other de-~~  
7            ~~velopment costs for the California Longitudinal~~  
8            ~~Teacher Integrated Data Education System~~  
9            ~~(CALTIDES). No funds may be expended until the~~  
10           ~~CALPADS has been determined to receive and transfer~~  
11           ~~data reliably and upon the written approval of the De-~~  
12           ~~partment of Finance and the office of the State Chief~~  
13           ~~Information Officer. The 3.0 limited-term positions~~  
14           ~~shall expire on June 30, 2012.~~
- 15        30. ~~No funds provided in this item shall be expended on~~  
16           ~~development and implementation activities related~~  
17           ~~to~~*Of the funds appropriated in this item, \$6,636,000*  
18           *is for the California Longitudinal Pupil Achievement*  
19           *Data System until the Administration has completed*  
20           *a review of the program's objectives, long-term impli-*  
21           *cations, and compatibility with growing federal require-*  
22           *ments (CALPADS), which is to meet the requirements*  
23           *of the federal No Child Left Behind Act of 2001 (20*  
24           *U.S.C. Sec. 6301 et seq.) and Chapter 1002 of the*  
25           *Statutes of 2002. These funds are payable from the*  
26           *Federal Trust Fund to the State Department of Educa-*  
27           *tion (SDE). Of this amount, \$5,641,000 is federal Title*  
28           *VI funds and \$995,000 is federal Title II funds. These*  
29           *funds are provided for the following purposes:*  
30           *\$2,457,000 for systems maintenance provided by the*  
31           *Office of Technology Services (OTECH); \$1,491,000*  
32           *for vendor costs associated with systems integration*  
33           *and improvement activities; \$790,000 for SDE staff,*  
34           *including a technical lead, to work on the system;*  
35           *\$251,000 for system software costs; \$134,000 for an*  
36           *independent project oversight consultant and indepen-*  
37           *dent validation and verification costs; \$45,000 for*  
38           *system hardware costs; \$8,000 for Department of*  
39           *General Services charges; and \$486,000 for various*  
40           *other costs, including indirect charges, OTECH*

1 charges, and operating expenses and equipment. As  
2 a condition of receiving these funds, SDE shall ensure  
3 the following work has been completed prior to making  
4 final vendor payments: a Systems Operations Manual,  
5 as specified in the most current contract, has been  
6 delivered to SDE and all needed documentation and  
7 knowledge transfer of the system has occurred; all  
8 known software defects have been corrected; the sys-  
9 tem is able to receive and transfer data reliably be-  
10 tween the state and local educational agencies within  
11 timeframes specified in the most current contract; and  
12 system audits assessing data quality, validity, and re-  
13 liability are operational for all data elements in the  
14 system. These activities shall be completed by June  
15 30, 2012, with the ability of SDE thereafter to operate  
16 and maintain CALPADS over time. As a further condi-  
17 tion of receiving these funds, the SDE shall not add  
18 additional data elements to CALPADS, require local  
19 educational agencies to use the data collected through  
20 the CALPADS for any purpose, or otherwise expand  
21 or enhance the system beyond the data elements and  
22 functionalities that are identified in the most current  
23 approved Feasibility Study and Special Project Re-  
24 ports and the CALPADS Data Guide v1.2. In addition,  
25 \$974,000 is for SDE data management staff responsi-  
26 ble for fulfilling certain federal requirements not di-  
27 rectly associated with CALPADS.

- 28 31. Of the funds appropriated in this item, \$200,000 fed-  
29 eral Title I and \$400,000 federal Title VI funds are  
30 available on a one-time basis to conduct a validation  
31 study of the California Modified Assessment.
- 32 32. Of the funds appropriated in this item, \$530,000 is  
33 provided in one-time federal carryover funds for the  
34 Public Charter School Grant program.
- 35 33. Of the funds appropriated in this item, \$201,000 is  
36 provided in one-time federal carryover funds for exist-  
37 ing contracts with county offices of education for  
38 special education instructional training and technical  
39 assistance in county court schools.

- 1 34. *Of the funds appropriated in this item, \$200,000 is*  
2 *available to fund 2.0 existing positions on a limited-*  
3 *term basis until June 30, 2013, and other costs to*  
4 *support increased technical assistance activities asso-*  
5 *ciated with new federal child nutrition requirements*  
6 *under the Healthy, Hunger-Free Kids Act of 2010 (P.L.*  
7 *11-296).*
- 8 35. *Of the funds appropriated in this item, \$500,000 is*  
9 *provided for increased costs associated with new fed-*  
10 *eral requirements to increase the frequency of compli-*  
11 *ance reviews for child nutrition programs. Expenditure*  
12 *of these funds is subject to Department of Finance*  
13 *approval of an expenditure plan. The expenditure plan*  
14 *shall be based upon final rules established by the*  
15 *United States Department of Agriculture regarding,*  
16 *but not limited to: (a) the effective date of the require-*  
17 *ment to review each National School Lunch Program*  
18 *and School Breakfast Program once every three years*  
19 *and (b) how compliance reviews are conducted, espe-*  
20 *cially new or amended regulations leading to efficien-*  
21 *cies in the review process. To the extent that additional*  
22 *staff resources are needed, positions shall be redirect-*  
23 *ed from existing vacancies within the State Department*  
24 *of Education.*
- 25 36. *Of the funds appropriated in this item, \$100,000 is*  
26 *provided in one-time carryover funds to support school*  
27 *violence and substance abuse prevention programs.*
- 28 37. *Of the funds appropriated in this item, \$2,000,000 is*  
29 *provided in one-time carryover funds to support one-*  
30 *time projects to improve the efficiency and quality of*  
31 *child nutrition program administration.*
- 32 38. *Of the funds appropriated in this item, \$500,000 is*  
33 *provided in one-time Title I carryover funds for the*  
34 *Striving Readers Comprehensive Literacy program.*
- 35 39. *Of the funds appropriated in this item, up to*  
36 *\$2,000,000 in federal Individuals with Disabilities*  
37 *Education Act (IDEA) carryover funds shall be made*  
38 *available on a one-time basis for mental health service*  
39 *dispute resolution services provided by the Office of*  
40 *Administrative Hearings. The State Department of*

1           *Education shall submit documentation to the Depart-*  
2           *ment of Finance justifying the increased mental health*  
3           *services caseload and obtain written approval from*  
4           *the Department of Finance prior to spending these*  
5           *funds. The Department of Finance shall act within 30*  
6           *days of receiving written documentation from the State*  
7           *Department of Education as described in this provi-*  
8           *sion.*

9           40. *Of the funds appropriated in this item, \$800,000 in*  
10           *federal Individuals with Disabilities Education Act*  
11           *(IDEA) carryover funds is available for the State De-*  
12           *partment of Education to provide oversight and tech-*  
13           *nical assistance for local educational agencies as the*  
14           *responsibility for overseeing educationally necessary*  
15           *mental health related services transitions from county*  
16           *mental health agencies to special education local plan*  
17           *areas. The State Department of Education shall use*  
18           *these funds to assist special education local plan areas*  
19           *in (a) minimizing disruption and maintaining quality*  
20           *of services for pupils through the transition period*  
21           *and in future years, (b) developing internal capacity*  
22           *for overseeing, contracting for, and providing quality*  
23           *mental health related services, (c) identifying best*  
24           *practices and effective models for service delivery, (d)*  
25           *identifying options for controlling costs and accessing*  
26           *Medi-Cal and other local, state, and federal funds,*  
27           *and (e) strengthening linkages between mental health*  
28           *and education services. The State Department of Edu-*  
29           *cation shall also identify options for improving account-*  
30           *ability for effective services and positive pupil out-*  
31           *comes, including a system for tracking and reporting*  
32           *outcomes. As part of this effort, the State Department*  
33           *of Education shall (a) establish working groups to*  
34           *generate recommendations regarding best practices,*  
35           *accountability systems, and other matters, and (b) hold*  
36           *public meetings with stakeholders to solicit input and*  
37           *share results. In undertaking the duties described in*  
38           *this provision, the State Department of Education shall*  
39           *consult with the State Department of Mental Health,*  
40           *representatives of county mental health agencies,*

1            *representatives of local educational agencies and*  
 2            *special education local plan areas, and other interest-*  
 3            *ed parties.*  
 4            41. *The State Department of Education shall contract with*  
 5            *the management partner designated in the California*  
 6            *application for the Enhanced Assessment Instruments*  
 7            *Grant for the development of English language profi-*  
 8            *ciency assessments, if federal funds are received for*  
 9            *this purpose and expenditure authority is approved*  
 10           *by the Department of Finance and the Joint Legislative*  
 11           *Budget Committee pursuant to Section 28.00.*

12  
 13            *SEC. 312. Item 6110-001-3170 is added to Section 2.00 of the*  
 14            *Budget Act of 2011, to read:*

15  
 16            *6110-001-3170—For support of Department of Education,*  
 17            *payable from the Heritage Enrichment Resource Fund.....*            40,000

18            *Provisions:*

- 19            1. *The funds appropriated in this item shall be available*  
 20            *to the State Department of Education to process pay-*  
 21            *ments for the registration of heritage schools and to*  
 22            *provide necessary technical assistance, pursuant to*  
 23            *Chapter 286 of the Statutes of 2010. Of the amount*  
 24            *appropriated in this item, \$16,200 may be used to*  
 25            *mitigate costs incurred in the 2010–11 fiscal year to*  
 26            *develop and administer the registration process.*  
 27            2. *The State Department of Education shall ensure that*  
 28            *the registration fee for the 2011–12 fiscal year does*  
 29            *not exceed the costs of registering heritage schools*  
 30            *pursuant to Section 33195.5 of the Education Code.*

31  
 32            *SEC. 313. Item 6110-101-0231 of Section 2.00 of the Budget*  
 33            *Act of 2011 is amended to read:*

1 6110-101-0231—For local assistance, Department of Education,  
 2 Program 20.10.045-Instructional Support, Curriculum  
 3 Services—Health and Physical Education, Drug Free  
 4 Schools, for county offices of education, payable from the  
 5 Health Education Account, Cigarette and Tobacco Products  
 6 Surtax Fund, pursuant to Article 1 (commencing with  
 7 Section 104350) of Chapter 1 of Part 3 of the Health and  
 8 Safety Code..... 3,106,000  
 9 3,174,000

10  
 11 *SEC. 314. Item 6110-102-0890 of Section 2.00 of the Budget*  
 12 *Act of 2011 is amended to read:*

13  
 14 6110-102-0890—For local assistance, Department of Education,  
 15 Program 20.60.038-Instructional Support, Learn and Serve  
 16 America Program, payable from the Federal Trust Fund.... 2,281,000  
 17 200,000

18 *Provisions:*  
 19 *1. Of the funds appropriated in this item, \$200,000 is*  
 20 *provided in one-time carryover funds to support the*  
 21 *existing program.*

22  
 23 *SEC. 315. Item 6110-103-0890 of Section 2.00 of the Budget*  
 24 *Act of 2011 is repealed.*

25  
 26 6110-103-0890—For local assistance, Department of Education,  
 27 Program 40.20.030.003-Robert C. Byrd Honors Scholarship  
 28 Program, payable from the Federal Trust Fund..... 5,181,000

29  
 30 *SEC. 316. Item 6110-112-0890 of Section 2.00 of the Budget*  
 31 *Act of 2011 is amended to read:*

32  
 33 6110-112-0890—For local assistance, Department of Education,  
 34 Program 20.60.036-Public Charter Schools, payable from  
 35 the Federal Trust Fund..... 43,708,000  
 36 57,799,000

37  
 38 *SEC. 317. Item 6110-113-0001 of Section 2.00 of the Budget*  
 39 *Act of 2011 is amended to read:*

1	6110-113-0001—For local assistance, Department of Education	
2	(Proposition 98), for purposes of California’s pupil testing	
3	program.....	92,927,000
4		90,431,000
5	Schedule:	
6	(1) 20.70.030.005-Assessment Review and	
7	Reporting.....	1,862,000
8	(2) 20.70.030.006-STAR Program.....	54,200,000
9		51,279,000
10	(3) 20.70.030.007-English Language Devel-	
11	opment Assessment.....	364,000
12	(4) 20.70.030.008-High School Exit Exam-	
13	ination.....	8,368,000
14		8,793,000
15	(5) 20.70.030.209-Assessment Apportion-	
16	ments.....	28,133,000
17	(6) 20.70.030.015-California High School	
18	Proficiency Examination.....	1,244,000
19	(7) Reimbursements.....	-1,244,000
20	Provisions:	
21	1. The funds appropriated in this item shall be for the	
22	pupil testing programs authorized by Chapter 3 (com-	
23	mencing with Section 48410) of Part 27 of Division	
24	4 of Title 2 of the Education Code and Chapter 5	
25	(commencing with Section 60600), Chapter 6 (com-	
26	mencing with Section 60800), Chapter 7 (commencing	
27	with Section 60810), and Chapter 9 (commencing with	
28	Section 60850) of Part 33 of Division 4 of Title 2 of	
29	the Education Code.	
30	2. The funds appropriated in Schedule (2) are provided	
31	for approved contract costs for the development and	
32	administration of the California Standards Tests, the	
33	Standards-Based Tests in Spanish, the California Al-	
34	ternate Performance Assessment (CAPA), the Desig-	
35	nated Primary Language Test, and the California	
36	Modified Assessment, as part of the STAR Program.	
37	District apportionments provided in Schedule (5) shall	
38	be \$5 per pupil for the CAPA.	
39	3. The funds appropriated in Schedule (3) shall be	
40	available for approved contract costs for administration	

- 1 of the California English Language Development Test  
2 (CELDT) meeting the requirements of Chapter 7  
3 (commencing with Section 60810) of Part 33 of Divi-  
4 sion 4 of Title 2 of the Education Code. Incentive  
5 funding of \$5 per pupil is provided in Schedule (5) for  
6 district apportionments for the CELDT. As a condition  
7 of receiving these funds, school districts must agree  
8 to provide information determined to be necessary to  
9 comply with the data collection and reporting require-  
10 ments of the federal No Child Left Behind Act of 2001  
11 (P.L. 107-110) regarding English language learners  
12 by the State Department of Education.
- 13 4. The funds appropriated in Schedule (4) include funds  
14 for approved contract costs for the administration of  
15 the California High School Exit Examination (CAH-  
16 SEE) pursuant to Chapter 9 (commencing with Section  
17 60850) of Part 33 of Division 4 of Title 2 of the Edu-  
18 cation Code. The State Board of Education shall estab-  
19 lish the amount of funding to be apportioned to school  
20 districts for the CAHSEE. The amount of funding to  
21 be apportioned per test shall not be valid without the  
22 approval of the Department of Finance.
- 23 5. The funds appropriated in Schedule (4) shall be used  
24 for seven annual administrations of the California High  
25 School Exit Examination. Grade 12 pupils may take  
26 up to five administrations of the examination, grade  
27 11 pupils may take up to two, and grade 10 pupils are  
28 required to take one.
- 29 6. It is the intent of the Legislature that the State Depart-  
30 ment of Education (SDE) develop a plan to streamline  
31 existing programs to eliminate duplicative tests and  
32 minimize the instructional time lost to test administra-  
33 tion. The SDE shall ensure that all statewide tests meet  
34 industry standards for validity and reliability.
- 35 7. Funds provided to local educational agencies from  
36 Schedules (2), (3), (4), and (5) shall first be used to  
37 offset any state-mandated reimbursable costs within  
38 the meaning of Section 17556 of the Government  
39 Code, that otherwise may be claimed through the state  
40 mandates reimbursement process for the STAR Pro-

- 1           gram, the California English Language Development  
2           Test, and the California High School Exit Examination.  
3           Local educational agencies receiving funding from  
4           these schedules shall reduce their estimated and actual  
5           mandate reimbursement claims by the amount of  
6           funding provided to them from these schedules.
- 7           8. Notwithstanding Section 28.50, the Department of  
8           Finance may adjust Schedules (6) and (7) to reflect  
9           changes in actual reimbursements from the contractor  
10          for the California High School Proficiency Examination.  
11
- 12          9. Federal funds provided in Item 6110-113-0890 for  
13          statewide testing purposes shall be fully expended  
14          before General Fund resources provided in this item  
15          are expended for the same purposes.
- 16          10. The funds appropriated in Schedule (5) may be used  
17          to pay approved apportionment costs from the 2010–11  
18          and the 2011–12 fiscal years for the STAR Program,  
19          the California English Language Development Test,  
20          and the California High School Exit Examination.
- 21          11. The amount appropriated in this item shall be reduced  
22          pursuant to Section 12.42.
- 23          12. The State Department of Education (SDE) shall ensure  
24          that fourth grade writing for the English/language arts  
25          California Standards Test and the California Modified  
26          Assessment is administered for the 2011–12 school  
27          year. The SDE shall ensure that, as a condition of ex-  
28          tending the existing contractor agreement for the  
29          Standardized Testing and Reporting program, the  
30          agreement shall require the contractor to absorb the  
31          costs of administering fourth grade writing without  
32          making any offsetting contract savings. Further, this  
33          prohibits the SDE, the State Board of Education, and  
34          the contractor from eliminating any state assessments  
35          or components of a state assessment.
- 36          13. The Legislative Analyst’s Office, Department of Fi-  
37          nance, and the vendor or vendors of the state’s Stan-  
38          dardized Testing and Reporting contract shall meet on  
39          an annual basis every October and April to review  
40          detailed fiscal information regarding the current com-

ponents and costs of the contract. The group also shall explore ways to make annual improvements to the state’s assessment system or achieve related savings.

SEC. 318. Item 6110-113-0890 of Section 2.00 of the Budget Act of 2011 is amended to read:

6110-113-0890—For local assistance, Department of Education-	
Title VI Flexibility and Accountability, payable from the	
Federal Trust Fund.....	26,719,000
	29,060,000

Schedule:

- (1) 20.70.030.005-Instructional Support:
  - Assessment Review and Reporting..... 600,000
- (2) 20.70.030.006-Instructional Support:
  - STAR Program..... ~~10,117,000~~
  - 12,458,000
- (3) 20.70.030.007-Instructional Support:
  - English Language Development Test.... 10,480,000
- (4) 20.70.030.008-Instructional Support:
  - High School Exit Examination..... 5,172,000
- (5) 20.70.030.029-Instructional Support:
  - High School Exit Examination: Evaluation of Instruction..... 350,000

Provisions:

1. Funds appropriated in Schedule (2) are provided for approved contract costs for the development and administration of the California Standards Tests, the Standards-Based Tests in Spanish, the California Modified Assessment, the California Alternate Performance Assessment (CAPA), and the Designated Primary Language Test, as part of the STAR Program.
2. The funds appropriated in Schedule (3) shall be available for approved contract costs for administration of the California English Language Development Test, consistent with the requirements of Chapter 7 (commencing with Section 60810) of Part 33 of Division 4 of Title 2 of the Education Code and Provision 3 of Item 6110-113-0001.

- 1        3. Funds appropriated in Schedule (4) are provided for
- 2            approved contract costs related to the California High
- 3            School Exit Examination, to be used consistent with
- 4            Provision 4 of Item 6110-113-0001.
- 5        4. Funds appropriated in Schedule (5) are for an evalua-
- 6            tion of instruction in the standards covered by the
- 7            California High School Exit Examination to determine
- 8            the progress of middle schools and high schools in
- 9            implementing instruction and curriculum aligned to
- 10           those standards.
- 11       5. Funds appropriated in Schedule (1) are for providing
- 12           local educational agencies information regarding fed-
- 13           eral requirements associated with assessments.
- 14       6. Funds provided to local educational agencies from
- 15           Schedules (2), (3), and (4) shall first be used to offset
- 16           any state-mandated reimbursable costs, within the
- 17           meaning of subdivision (e) of Section 17556 of the
- 18           Government Code, that otherwise may be claimed
- 19           through the state mandates reimbursement process for
- 20           the STAR Program, the California English Language
- 21           Development Test, the California High School Exit
- 22           Examination, and the California Alternate Performance
- 23           Assessment. Local educational agencies receiving
- 24           funding from these schedules shall reduce their esti-
- 25           mated and actual mandate reimbursement claims by
- 26           the amount of funding provided to them from these
- 27           schedules.
- 28       7. Federal funds provided in this item for statewide test-
- 29           ing purposes shall be fully expended before General
- 30           Fund resources provided in Item 6110-113-0001 are
- 31           expended for the same purposes.
- 32       8. Of the funds appropriated in Schedule (2), \$594,000
- 33           is provided in one-time federal carryover funds.

34  
 35        *SEC. 319. Item 6110-119-0890 of Section 2.00 of the Budget*  
 36        *Act of 2011 is amended to read:*

1	6110-119-0890—For local assistance, Department of Education,	
2	Program 10.30.060.002-Title I Program for Neglected and	
3	Delinquent Children, payable from the Federal Trust	
4	Fund.....	2,461,000
5		1,761,000

7 *SEC. 320. Item 6110-125-0890 of Section 2.00 of the Budget*  
8 *Act of 2011 is amended to read:*

10	6110-125-0890—For local assistance, Department of Education,	
11	payable from the Federal Trust Fund.....	308,369,000
12		306,126,000

13 Schedule:

14	(1) 10.30.010-Title I, Migrant Educa-	
15	tion.....	<del>135,402,000</del>
16		135,457,000
17	(2) 20.10.004-Title III, Language Acquisi-	
18	tion.....	<del>172,967,000</del>
19		170,669,000

20 Provisions:

- 21 1. Of the funds appropriated in Schedule (1), the State
- 22 Department of Education shall use no less than
- 23 \$6,500,000 and up to \$7,100,000 for the California
- 24 Mini-Corps Program.
- 25 2. Of the funds appropriated in Schedule (1), ~~\$1,412,000~~
- 26 *\$1,700,000* is provided in one-time carryover funds
- 27 to support the following existing program activities:
- 28 (a) extended day/week and summer/intersession pro-
- 29 grams to help prepare middle and secondary pupils
- 30 for the California High School Exit Examination, (b)
- 31 investments aimed at upgrading curricula, instructional
- 32 materials, educational software, and assessment proce-
- 33 dures, (c) tutorials and intensified instruction, and (d)
- 34 investments in technology used to improve the profi-
- 35 ciency of limited-English-proficient pupils.
- 36 3. Of the funds appropriated in Schedule (2), ~~\$6,467,000~~
- 37 *\$11,500,000* is provided in one-time carryover funds
- 38 to support the existing program.

39

1 SEC. 321. Item 6110-134-0890 of Section 2.00 of the Budget  
2 Act of 2011 is amended to read:

3  
4 6110-134-0890—For local assistance, Department of Educa-  
5 tion, payable from the Federal Trust Fund..... 1,785,882,000  
6 1,704,258,000

7 Schedule:

8 (1) 10.30.006-Statewide System of School  
9 Support..... 10,000,000

10 (2) 10.30.014-Title I, Corrective Action—  
11 Local Educational Agencies..... 63,129,000  
12 46,558,000

13 (3) 10.30.004-School Improvement  
14 Grant..... 68,610,000  
15 62,920,000

16 (4) 10.30.060-Title I-ESEA..... 1,644,143,000  
17 1,584,780,000

18 Provisions:

- 19 1. In administering the accountability system required
- 20 by this item, the State Department of Education shall
- 21 align the forms, processes, and procedures required
- 22 of local educational agencies so that duplication of
- 23 effort is minimized at the local level.
- 24 2. The funds appropriated in Schedule (1) shall be
- 25 available for the purposes established by Article 4.2
- 26 (commencing with Section 52059) of Chapter 6.1 of
- 27 Part 28 of Division 4 of Title 2 of the Education Code.
- 28 3. The State Department of Education shall provide to
- 29 the Legislature, the Legislative Analyst’s Office, and
- 30 the Department of Finance a letter by April 15, 2012,
- 31 reporting expenditures and anticipated savings for each
- 32 schedule, based on available information.
- 33 4. The funds appropriated in this item shall be considered
- 34 offsetting revenues within the meaning of subdivision
- 35 (e) of Section 17556 of the Government Code for any
- 36 reimbursable mandated cost claims for district assis-
- 37 tance and intervention teams and other technical assis-
- 38 tance providers. Local educational agencies accepting
- 39 funding from this item shall reduce their estimated

- 1 and actual mandate reimbursement claims by the  
2 amount of funding provided to them from this item.
- 3 5. The funds appropriated in Schedule (3) shall be pro-  
4 grammed pursuant to Section 1003(g) of the federal  
5 No Child Left Behind Act of 2001 (P.L. 107-110),  
6 Title VIII of the American Recovery and Reinvestment  
7 Act of 2009 (P.L. 111-5), and related federal regula-  
8 tions and guidance.
- 9 6. The funds appropriated in Schedule (2) are for purpos-  
10 es of Title I, Part A, Section 1116 and 1117 of the  
11 federal No Child Left Behind Act of 2001 (P.L. 107-  
12 110) and shall be used to fund the Local Educational  
13 Agency Corrective Action program (Program) estab-  
14 lished by Article 3.1 (commencing with Section  
15 52055.57(c)) of Chapter 6.1 of Part 28 of Division 4  
16 of Title 2 of the Education Code. In the event that  
17 2011–12 Title I Set Aside funds are insufficient to  
18 fully fund all local educational agencies that become  
19 eligible, apply for, and are selected by the State Board  
20 of Education to receive those federal funds, and  
21 notwithstanding any other provision of law, the State  
22 Department of Education and the board shall, in the  
23 following order:
- 24 (a) Identify all schools that qualify to receive, have  
25 applied for, and have been selected by the board  
26 to receive a 2011–12 federal School Improvement  
27 Grant and also are within a local educational  
28 agency that has been selected by the board to re-  
29 ceive 2011–12 federal Title I Set Aside funds.
- 30 (b) Ensure that schools identified in subdivision (a)  
31 are excluded for purposes of calculating program  
32 funding.
- 33 (c) Determine the federal Title I Set Aside grant  
34 amount to be awarded to each qualifying local  
35 educational agency pursuant to levels specified  
36 in paragraph (3) of subdivision (d) of Section  
37 52055.57 of the Education Code and exclude  
38 schools identified in subdivision (a) of this provi-  
39 sion.

- 1 (d) In the event that 2011–12 federal Title I Set Aside
- 2 funds are insufficient to fully fund all eligible
- 3 Corrective Action program local educational
- 4 agencies, the board shall proportionately reduce
- 5 each Corrective Action program grant so that all
- 6 approved local educational agencies may be
- 7 funded with the maximum amount of Title I Set
- 8 Aside funds possible.
- 9 7. The funds appropriated in Schedule (3) are for the
- 10 purpose of supporting three-year school improvement
- 11 grants and shall be disbursed to local educational
- 12 agencies in three annual installments.
- 13 8. Of the funds appropriated in Schedule (4), ~~\$4,145,000~~
- 14 \$645,000 is provided in one-time carryover funds to
- 15 support the existing program.
- 16 9. *Of the funds appropriated in Schedule (2), \$5,700,000*
- 17 *is provided in one-time carryover funds to support the*
- 18 *existing program.*
- 19 10. *Of the funds appropriated in Schedule (3), \$226,000*
- 20 *is provided in one-time carryover funds to support the*
- 21 *existing program.*
- 22 11. *Of the funds appropriated in Schedule (4), \$21,300,000*
- 23 *is provided in one-time carryover funds for allocation*
- 24 *to all Title I local educational agencies and schools*
- 25 *using the state’s standard distribution methodology*
- 26 *for the federal Title I, Part A Basic Program.*
- 27 12. *Of the funds appropriated in Schedule (4), \$3,500,000*
- 28 *is provided in one-time carryover funds pursuant to*
- 29 *legislation enacted in the 2011–12 legislative session*
- 30 *to support initial implementation of the Common Core*
- 31 *Standards, including revising the English Language*
- 32 *Development Standards for alignment with the Com-*
- 33 *mon Core Standards in English language arts, provid-*
- 34 *ing professional development on Common Core Stan-*
- 35 *dards, and establishing a state-level process for ap-*
- 36 *proval of supplemental instructional materials aligned*
- 37 *to the Common Core Standards.*

38  
 39 SEC. 322. *Item 6110-136-0890 of Section 2.00 of the Budget*  
 40 *Act of 2011 is amended to read:*

1 6110-136-0890—For local assistance, Department of Education,  
 2 Program 10.30-Instruction, payable from the Federal Trust  
 3 Fund..... 14,620,000  
 4 8,578,000

5 Schedule:  
 6 (1) 10.30.065-McKinney-Vento Homeless  
 7 Children Education..... 7,575,000  
 8 7,368,000  
 9 (2) 10.30.030-Title I-Even Start Program.... 7,045,000  
 10 1,210,000

11 Provisions:  
 12 1. Of the funds appropriated in Schedule (1), \$600,000  
 13 is provided in one-time carryover funds to support the  
 14 existing program.  
 15 2. Of the funds appropriated in Schedule (2), \$1,210,000  
 16 is provided in one-time carryover funds to support the  
 17 existing program.

18  
 19 SEC. 323. Item 6110-137-0890 of Section 2.00 of the Budget  
 20 Act of 2011 is amended to read:

21  
 22 6110-137-0890—For local assistance, Department of Education,  
 23 Program 20.10.005-Rural and Low Income Schools Grant,  
 24 payable from the Federal Trust Fund..... 1,265,000  
 25 1,291,000

26 Provisions:  
 27 1. Of the funds appropriated in this item, \$62,000 is  
 28 provided in one-time carryover funds to support the  
 29 existing program.

30  
 31 SEC. 324. Item 6110-156-0890 of Section 2.00 of the Budget  
 32 Act of 2011 is amended to read:

33  
 34 6110-156-0890—For local assistance, Department of Education,  
 35 Program 10.50.010.001-Adult Education, payable from  
 36 the Federal Trust Fund..... 87,566,000  
 37 87,659,000

38 Provisions:  
 39 1. ~~Under any grant awarded by the~~The State Department  
 40 of Education ~~under this item to a qualifying~~ shall re-

1 ~~imburse claims from qualifying community-based or-~~  
 2 ~~ganization to organizations that provide adult basic~~  
 3 ~~education in English as a Second Language and En-~~  
 4 ~~glish as a Second Language-Citizenship classes, the~~  
 5 ~~department shall make an initial payment to the orga-~~  
 6 ~~nization of 25 percent of the amount of the grant. In~~  
 7 ~~order to qualify for an advance payment, a community-~~  
 8 ~~based organization shall submit an expenditure plan~~  
 9 ~~and shall guarantee that appropriate standards of edu-~~  
 10 ~~ational quality and fiscal accountability are main-~~  
 11 ~~tained. In addition, reimbursement of claims shall be~~  
 12 ~~distributed under this item on a quarterly basis. The~~  
 13 ~~department shall withhold 10 percent of the final~~  
 14 ~~payment of a grant as described in this provision until~~  
 15 ~~all claims for that community-based organization have~~  
 16 ~~been submitted for final payment.~~

17 2. (a) Notwithstanding any other provision of law, all  
 18 nonlocal educational agencies (non-LEA) receiv-  
 19 ing greater than \$500,000 pursuant to this item  
 20 shall submit an annual organizational audit, as  
 21 specified, to the State Department of Education,  
 22 Office of External Audits.

23 All audits shall be performed by one of the fol-  
 24 lowing: (1) a certified public accountant possess-  
 25 ing a valid license to practice within California,  
 26 (2) a member of the department’s staff of auditors,  
 27 or (3) in-house auditors, if the entity receiving  
 28 funds pursuant to this item is a public agency, and  
 29 if the public agency has internal staff that per-  
 30 forms auditing functions and meets the tests of  
 31 independence found in Government Auditing  
 32 Standards issued by the Comptroller General of  
 33 the United States.

34 The audit shall be in accordance with State De-  
 35 partment of Education audit guidelines and Office  
 36 of Management and Budget (OMB), Circular No.  
 37 A-133, Audits of States, Local Governments, and  
 38 Non-Profit Organizations.

39 Non-LEA entities receiving funds pursuant to  
 40 this item shall submit the annual audit no later

1 than six months from the end of the agency fiscal  
2 year. If, for any reason, the contract is terminated  
3 during the contract period, the audit shall cover  
4 the period from the beginning of the contract  
5 through the date of termination.

6 Non-LEA entities receiving funds pursuant to  
7 this item shall be held liable for all department  
8 costs incurred in obtaining an independent audit  
9 if the contractor fails to produce or submit an ac-  
10 ceptable audit.

11 (b) Notwithstanding any other provision of law, the  
12 State Department of Education shall annually  
13 submit to the Governor, Joint Legislative Budget  
14 Committee, and Joint Legislative Audit Commit-  
15 tee limited-scope audit reports of all subrecipients  
16 it is responsible for monitoring that receive be-  
17 tween \$25,000 and \$500,000 of federal awards,  
18 and that do not have an organizationwide audit  
19 performed. These limited-scope audits shall be  
20 conducted in accordance with the State Depart-  
21 ment of Education audit guidelines and OMB,  
22 Circular No. A-133. The department may charge  
23 audit costs to applicable federal awards, as autho-  
24 rized by OMB, Circular No. A-133 Section  
25 230(b)(2).

26 The limited-scope audits shall include agreed-  
27 upon procedures engagements conducted in accor-  
28 dance with either American Institute of Certified  
29 Public Accountants (AICPA) generally accepted  
30 auditing standards or attestation standards, and  
31 address one or more of the following types of  
32 compliance requirements: allowed or unallowed  
33 activities, allowable costs and cost principles, eli-  
34 gibility, matching, level of effort, earmarking, and  
35 reporting.

36 The department shall contract for the limited-  
37 scope audits with a certified public accountant  
38 possessing a valid license to practice within the  
39 state or with an independent auditor.

- 1       3. On or before March 1 of each year, the State Department of Education shall report to the appropriate subcommittees of the Assembly Committee on Budget and the Senate Committee on Budget and Fiscal Review on the following aspects of Title II of the federal Workforce Investment Act of 1998: (a) the makeup of those adult education providers that applied for competitive grants under Title II and those that obtained grants, by size, geographic location, and type (school districts, community colleges, community-based organizations, or other local entities), (b) the extent to which participating programs were able to meet planned performance targets, and (c) a breakdown of the types of courses (English as a Second Language (ESL), ESL-Citizenship, adult basic education, or adult secondary education) included in the performance targets of participating agencies.
- 2
- 3
- 4
- 5
- 6
- 7
- 8
- 9
- 10
- 11
- 12
- 13
- 14
- 15
- 16
- 17
- 18       It is the intent of the Legislature that the Legislature and the department utilize the information provided pursuant to this provision to (a) evaluate whether any changes need to be made to improve the implementation of the accountability-based funding system under Title II and (b) evaluate the feasibility of any future expansion of the accountability-based funding system using state funds.
- 19
- 20
- 21
- 22
- 23
- 24
- 25
- 26       4. The State Department of Education shall continue to ensure that outcome measures for State Department of Mental Health and State Department of Developmental Services clients are set at a level where these clients will continue to be eligible for adult education services in the current fiscal year and beyond to the full extent authorized under federal law. The State Department of Education shall also consult with the State Department of Mental Health, State Department of Developmental Services, and Department of Finance for this purpose.
- 27
- 28
- 29
- 30
- 31
- 32
- 33
- 34
- 35
- 36
- 37       5. Of the funds appropriated in this item, ~~\$802,000~~ \$3,100,000 is provided in one-time carryover funds for the federal Adult Education Program.
- 38
- 39
- 40

1 SEC. 325. Item 6110-161-0001 of Section 2.00 of the Budget  
2 Act of 2011 is amended to read:

3  
4 6110-161-0001—For local assistance, Department of Educa-  
5 tion (Proposition 98), Program 10.60-Special Education  
6 Programs for Exceptional Children..... ~~2,983,546,000~~  
7 3,117,119,000

8 Schedule:

9 (1) 10.60.050.003-Special education in-  
10 struction..... ~~2,912,643,000~~  
11 3,046,216,000

12 (2) 10.60.050.080-Early Education Program  
13 for Individuals with Exceptional  
14 Needs..... 85,298,000

15 (3) Reimbursements for Early Education  
16 Program, Part C..... -14,395,000

17 Provisions:

18 1. Funds appropriated by this item are for transfer by the  
19 Controller to Section A of the State School Fund, in  
20 lieu of the amount that otherwise would be appropriat-  
21 ed for transfer from the General Fund in the State  
22 Treasury to Section A of the State School Fund for  
23 the 2011–12 fiscal year pursuant to Sections 14002  
24 and 41301 of the Education Code, for apportionment  
25 pursuant to Part 30 (commencing with Section 56000)  
26 of Division 4 of Title 2 of the Education Code, super-  
27 seding all prior law.

28 2. Of the funds appropriated in Schedule (1), up to  
29 ~~\$13,194,000~~ \$13,195,000, plus any cost-of-living ad-  
30 justment, shall be available for the purchase, repair,  
31 and inventory maintenance of specialized books, ma-  
32 terials, and equipment for pupils with low-incidence  
33 disabilities, as defined in Section 56026.5 of the Edu-  
34 cation Code.

35 3. Of the funds appropriated in Schedule (1), up to  
36 ~~\$10,079,000~~ \$10,081,000, plus any cost-of-living ad-  
37 justment, shall be available for the purposes of voca-  
38 tional training and job placement for special education  
39 pupils through Project Workability I pursuant to Arti-  
40 cle 3 (commencing with Section 56470) of Chapter

- 1 4.5 of Part 30 of Division 4 of Title 2 of the Education  
 2 Code. As a condition of receiving these funds, each  
 3 local educational agency shall certify that the amount  
 4 of nonfederal resources, exclusive of funds received  
 5 pursuant to this provision, devoted to the provision of  
 6 vocational education for special education pupils shall  
 7 be maintained at or above the level provided in the  
 8 1984–85 fiscal year. The Superintendent of Public  
 9 Instruction may waive this requirement for local edu-  
 10 cational agencies that demonstrate that the requirement  
 11 would impose a severe hardship.
- 12 4. Of the funds appropriated in Schedule (1), up to  
 13 \$5,258,000, plus any cost-of-living adjustment (CO-  
 14 LA), shall be available for regional occupational cen-  
 15 ters and programs that serve pupils having disabilities;  
 16 up to ~~\$88,532,000~~ \$88,542,000, plus any COLA, shall  
 17 be available for regionalized program specialist ser-  
 18 vices; and up to \$2,687,000, plus any COLA, shall be  
 19 available for small special education local plan areas  
 20 (SELPAs) pursuant to Section 56836.24 of the Educa-  
 21 tion Code.
- 22 5. Of the funds appropriated in Schedule (1), up to  
 23 \$3,000,000 is provided for extraordinary costs associ-  
 24 ated with single placements in nonpublic, nonsectarian  
 25 schools, pursuant to Section 56836.21 of the Education  
 26 Code. Pursuant to legislation, these funds shall also  
 27 provide reimbursement for costs associated with pupils  
 28 residing in licensed children’s institutes.
- 29 6. Of the funds appropriated in Schedule (1), up to  
 30 ~~\$179,909,000~~ \$179,930,000, plus any cost-of-living  
 31 adjustment (COLA), is available to fund the costs of  
 32 children placed in licensed children’s institutions who  
 33 attend nonpublic schools based on the funding formula  
 34 authorized in Chapter 914 of the Statutes of 2004.
- 35 7. Funds available for infant units shall be allocated with  
 36 the following average number of pupils per unit:  
 37 (a) For special classes and centers—16.  
 38 (b) For resource specialist programs—24.  
 39 (c) For designated instructional services—16.

- 1 8. Notwithstanding any other provision of law, early ed-  
2 ucation programs for infants and toddlers shall be of-  
3 fered for 200 days. Funds appropriated in Schedule  
4 (2) shall be allocated by the State Department of Edu-  
5 cation for the 2011–12 fiscal year to those programs  
6 receiving allocations for instructional units pursuant  
7 to Section 56432 of the Education Code for the Early  
8 Education Program for Individuals with Exceptional  
9 Needs operated pursuant to Chapter 4.4 (commencing  
10 with Section 56425) of Part 30 of Division 4 of Title  
11 2 of the Education Code, based on computing 200-day  
12 entitlements. Notwithstanding any other provision of  
13 law, funds in Schedule (2) shall be used only for the  
14 purposes specified in Provisions 10 and 11.
- 15 9. Notwithstanding any other provision of law, state  
16 funds appropriated in Schedule (2) in excess of the  
17 amount necessary to fund the deficiated entitlements  
18 pursuant to Section 56432 of the Education Code and  
19 Provision 10 shall be available for allocation by the  
20 State Department of Education to local educational  
21 agencies for the operation of programs serving solely  
22 low-incidence infants and toddlers pursuant to Title  
23 14 (commencing with Section 95000) of the Govern-  
24 ment Code. These funds shall be allocated to each local  
25 educational agency for each solely low-incidence child  
26 through age two in excess of the number of solely low-  
27 incidence children through age two served by the local  
28 educational agency during the 1992–93 fiscal year and  
29 reported on the April 1993 pupil count. These funds  
30 shall only be allocated if the amount of reimbursement  
31 received from the State Department of Developmental  
32 Services is insufficient to fully fund the costs of oper-  
33 ating the Early Intervention Program, as authorized  
34 by Title 14 (commencing with Section 95000) of the  
35 Government Code.
- 36 10. The State Department of Education, through coordina-  
37 tion with the special education local plan areas, shall  
38 ensure local interagency coordination and collaboration  
39 in the provision of early intervention services, includ-

- 1 ing local training activities, child-find activities, public
- 2 awareness, and the family resource center activities.
- 3 11. Funds appropriated in this item, unless otherwise
- 4 specified, are available for the sole purpose of funding
- 5 2011–12 fiscal year special education program costs
- 6 and shall not be used to fund any prior year adjust-
- 7 ments, claims, or costs.
- 8 12. Of the amount provided in Schedule (1), up to
- 9 \$188,000, plus any cost-of-living adjustment, shall be
- 10 available to fully fund the declining enrollment of
- 11 necessary small special education local plan areas
- 12 pursuant to Chapter 551 of the Statutes of 2001.
- 13 13. Pursuant to Section 56427 of the Education Code, of
- 14 the funds appropriated in Schedule (1), up to
- 15 \$2,324,000 may be used to provide funding for infant
- 16 programs, and may be used for those programs that
- 17 do not qualify for funding pursuant to Section 56432
- 18 of the Education Code.
- 19 14. Of the funds appropriated in Schedule (1), up to
- 20 \$29,478,000 shall be allocated to local educational
- 21 agencies for the purposes of Project Workability I.
- 22 15. Of the funds appropriated in Schedule (1), up to
- 23 \$1,700,000 shall be used to provide specialized ser-
- 24 vices to pupils with low-incidence disabilities, as de-
- 25 fined in Section 56026.5 of the Education Code.
- 26 16. Of the funds appropriated in Schedule (1), up to
- 27 \$1,117,000 shall be used for a personnel development
- 28 program. This program shall include state-sponsored
- 29 staff development for special education personnel to
- 30 have the necessary content knowledge and skills to
- 31 serve children with disabilities. This funding may in-
- 32 clude training and services targeting special education
- 33 teachers and related service personnel that teach core
- 34 academic or multiple subjects to meet the applicable
- 35 special education requirements of the Individuals with
- 36 Disabilities Education Improvement Act of 2004 (20
- 37 U.S.C. Sec. 1400 et seq.).
- 38 17. Of the funds appropriated in Schedule (1), up to
- 39 \$200,000 shall be used for research and training in
- 40 cross-cultural assessments.

- 1 18. Of the amount specified in Schedule (1), up to  
2 \$31,000,000 shall be ~~used~~ *available only* to provide  
3 mental health *related services, including out-of-home*  
4 *residential services for emotionally disturbed pupils,*  
5 *required by an individual education plan pursuant to*  
6 *the federal Individuals with Disabilities Education*  
7 *Improvement Act of 2004 (20 U.S.C. Sec. 1400 et*  
8 *seq.) and pursuant to Chapter 493 of the Statutes of*  
9 *2004. The Superintendent of Public Instruction shall*  
10 *allocate these funds to special education local plan*  
11 *areas on a one-time basis in the 2011–12 fiscal year*  
12 *based upon an equal rate per pupil using the method-*  
13 *ology specified in Section 56836.07 of the Education*  
14 *Code.*
- 15 19. Of the amount provided in Schedule (1), \$0 is to reflect  
16 a cost-of-living adjustment.
- 17 20. Of the amount provided in Schedule (2), \$0 is to reflect  
18 a cost-of-living adjustment.
- 19 21. Of the amount appropriated in this item, up to  
20 \$1,480,000 is available for the state’s share of costs  
21 in the settlement of Emma C. v. Delaine Eastin, et al.  
22 (N.D. Cal. No. C96-4179TEH). The State Department  
23 of Education shall report by January 1, 2012, to the  
24 fiscal committees of both houses of the Legislature,  
25 the Department of Finance, and the Legislative Ana-  
26 lyst’s Office on the planned use of the additional spe-  
27 cial education funds provided to the Ravenswood Ele-  
28 mentary School District pursuant to this settlement.  
29 The report shall also provide the State Department of  
30 Education’s best estimate of when this supplemental  
31 funding will no longer be required by the court. The  
32 State Department of Education shall comply with the  
33 requirements of Section 948 of the Government Code  
34 in any further request for funds to satisfy this settle-  
35 ment.
- 36 22. Of the funds appropriated in this item, up to  
37 \$2,500,000 shall be allocated directly to special educa-  
38 tion local plan areas for a personnel development  
39 program that meets the highly qualified teacher require-  
40 ments and ensures that all personnel necessary to carry

1 out this part are appropriately and adequately prepared,  
 2 subject to the requirements of paragraph (14) of subdivi-  
 3 sion (a) of Section 612 of the federal Individuals  
 4 with Disabilities Education Improvement Act of 2004  
 5 (20 U.S.C. Sec. 1400 et seq.) and Section 2122 of the  
 6 federal Elementary and Secondary Education Act of  
 7 1965 (20 U.S.C. Sec. 6301 et seq.). The local in-ser-  
 8 vice programs shall include a parent training compo-  
 9 nent and may include a staff training component, and  
 10 may include a special education teacher component  
 11 for special education service personnel and paraprofes-  
 12 sionals, consistent with state certification and licensing  
 13 requirements. Use of these funds shall be described in  
 14 the local plans. These funds may be used to provide  
 15 training in alternative dispute resolution and the local  
 16 mediation of disputes. All programs are to include  
 17 evaluation components.

18 23. Notwithstanding any other provision of law, state  
 19 funds appropriated in Schedule (1) in excess of the  
 20 amount necessary to fund the defined entitlement shall  
 21 be to fulfill other shortages in entitlements budgeted  
 22 in this schedule by the State Department of Education,  
 23 upon Department of Finance approval, to any program  
 24 funded under Schedule (1).

25 24. The funds appropriated in this item reflect an adjust-  
 26 ment to the base funding of ~~0.22~~ 0.23 percent for the  
 27 annual adjustment in statewide average daily atten-  
 28 dance.

29 25. Of the funds appropriated in Schedule (1), the amount  
 30 resulting from increases in federal funds reflected in  
 31 the calculation performed in paragraph (1) of subdivi-  
 32 sion (c) of Section 56836.08 of the Education Code  
 33 shall be allocated based on an equal amount per aver-  
 34 age daily attendance and added to each special educa-  
 35 tion local plan area’s base funding, consistent with  
 36 paragraphs (1) to (4), inclusive, of subdivision (b) of  
 37 Section 56836.158 of the Education Code. When the  
 38 final amount is determined, the State Department of  
 39 Education shall provide this information to the Depart-

ment of Finance and the budget committees of each house of the Legislature.

26. *Of the amount specified in Schedule (1), \$218,786,000 shall be available only to provide mental health related services, including out-of-home residential services for emotionally disturbed pupils, required by an individual education plan pursuant to the federal Individuals with Disabilities Education Improvement Act of 2004 (20 U.S.C. Sec. 1400 et seq.) and as described in Section 56363 of the Education Code. The Superintendent of Public Instruction shall allocate these funds to special education local plan areas in the 2011–12 fiscal year based upon an equal rate per pupil using the methodology specified in Section 56836.07 of the Education Code.*

27. *Of the amount specified in Schedule (1), up to \$3,000,000 shall be made available to the Superintendent of Public Instruction, in collaboration with the Department of Finance and the Legislative Analyst, and subject to approval by the Department of Finance, to administer an extraordinary cost pool associated with mental health related services, including out-of-home residential services for emotionally disturbed pupils, for necessary small special education local plan areas as defined in Section 56212 of the Education Code.*

**SEC. 326.** *Item 6110-161-0890 of Section 2.00 of the Budget Act of 2011 is amended to read:*

6110-161-0890—For local assistance, Department of Education, payable from the Federal Trust Fund, Program 10.60-Special Education Programs for Exceptional Children.....	1,252,391,000
	1,229,085,000

Schedule:

(1) 10.60.050.012-Local Agency Entitlements, IDEA Special Education.....	1,066,022,000
	1,042,289,000

1	(2) 10.60.050.013-State Agency Entitle-	
2	ments, IDEA Special Education.....	1,759,000
3	(3) 10.60.050.015-IDEA, Local Entitle-	
4	ments, Preschool Program.....	67,066,000
5	(4) 10.60.050.021-IDEA, State Level Activ-	
6	ities.....	<del>74,613,000</del>
7		74,614,000
8	(5) 10.60.050.030-P.L. 99-457, Preschool	
9	Grant Program.....	37,841,000
10		37,747,000
11	(6) 10.60.050.031-IDEA, State Improve-	
12	ment Grant, Special Education.....	<del>2,196,000</del>
13		2,716,000
14	(7) 10.60.050.032-IDEA, Family Empower-	
15	ment Centers.....	2,794,000
16	(8) 20.80.002-Supplemental Grants: New-	
17	born Hearing Grant.....	100,000

18 Provisions:

- 19 1. If the funds for Part B of the federal Individuals with
 20 Disabilities Education Act (20 U.S.C. Sec. 1400 et
 21 seq.) (IDEA) that are actually received by the state
 22 exceed ~~\$1,242,154,000~~ *\$1,215,790,000*, at least 95
 23 percent of the funds received in excess of that amount
 24 shall be allocated for local entitlements and to state
 25 agencies with approved local plans. Up to 5 percent
 26 of the amount received in excess of ~~\$1,242,154,000~~
 27 *\$1,215,790,000* may be used for state administrative
 28 expenses upon approval of the Department of Finance.
 29 If the funds for Part B of the IDEA that are actually
 30 received by the state are less than ~~\$1,242,154,000~~
 31 *\$1,215,790,000*, the reduction shall be taken in other
 32 state-level activities.
- 33 2. The funds appropriated in Schedule (2) shall be dis-
 34 tributed to state-operated programs serving disabled
 35 children from 3 to 21 years of age, inclusive. In accor-
 36 dance with federal law, the funds appropriated in
 37 Schedules (1) and (2) shall be distributed to local and
 38 state agencies on the basis of the federal Individuals
 39 with Disabilities Education Act (20 U.S.C. Sec. 1400
 40 et seq.) permanent formula.

- 1 4. Of the funds appropriated in Schedule (4), up to  
2 \$300,000 shall be used to develop and test procedures,  
3 materials, and training for alternative dispute resolution  
4 in special education.
- 5 5. Of the funds appropriated by Schedule (5) for the  
6 Preschool Grant Program, \$1,228,000 shall be used  
7 for in-service training and shall include a parent  
8 training component and may, in addition, include a  
9 staff training program. These funds may be used to  
10 provide training in alternative dispute resolution and  
11 the local mediation of disputes. This program shall  
12 include state-sponsored and local components.
- 13 6. Of the funds appropriated in this item, \$1,420,000 is  
14 available for local assistance grants to monitor local  
15 educational agency compliance with state and federal  
16 laws and regulations governing special education. This  
17 funding level is to be used to continue the facilitated  
18 reviews and, to the extent consistent with the key  
19 performance indicators developed by the State Depart-  
20 ment of Education, these activities shall focus on local  
21 educational agencies identified by the United States  
22 Department of Education's Office of Special Education  
23 Programs.
- 24 7. The funds appropriated in Schedule (7) shall be used  
25 for the purposes of Family Empowerment Centers on  
26 Disability pursuant to Chapter 690 of the Statutes of  
27 2001.
- 28 8. Notwithstanding the notification requirements listed  
29 in subdivision (d) of Section 26.00, the Department  
30 of Finance is authorized to approve intraschedule  
31 transfers of funds within this item submitted by the  
32 State Department of Education for the purposes of  
33 ensuring that special education funding provided in  
34 this item is appropriated in accordance with the statu-  
35 tory funding formula required by the federal Individu-  
36 als with Disabilities Education Act (20 U.S.C. Sec.  
37 1400 et seq.) and the special education funding formula  
38 required pursuant to Chapter 7.2 (commencing with  
39 Section 56836) of Part 30 of Division 4 of Title 2 of  
40 the Education Code, without waiting 30 days, but shall

- 1 provide a notice to the Legislature each time a transfer  
 2 occurs.
- 3 9. Of the funds appropriated in Schedule (4), \$69,000,000  
 4 shall be ~~used exclusively to support mental health~~  
 5 ~~services that are provided during the 2011–12 fiscal~~  
 6 ~~year.~~ *available only for the purpose of providing*  
 7 *mental health related services, including out-of-home*  
 8 *residential services for emotionally disturbed pupils,*  
 9 *required by an individualized education program*  
 10 *pursuant to the federal Individuals with Disabilities*  
 11 *Education Act of 2004 (20 U.S.C. Sec. 1400 et seq.)*  
 12 *and as described in Section 56363 of the Education*  
 13 *Code. The Superintendent of Public Instruction shall*  
 14 *allocate these funds to special education local plan*  
 15 *areas on a one-time basis in the 2011–12 fiscal year*  
 16 *as follows:*
- 17 (a) *The Superintendent of Public Instruction shall*  
 18 *allocate these funds to each special education*  
 19 *local plan area using data available from the*  
 20 *California Special Education Management Infor-*  
 21 *mation System (CASEMIS) as of December 1,*  
 22 *2010. Each special education local plan area*  
 23 *shall receive funding in an amount equal to the*  
 24 *applicable of the following:*
- 25 (1) *\$3,607 for each pupil whose individualized*  
 26 *education program requires one or more of*  
 27 *the following mental health related services:*  
 28 *individual counseling, counseling and guid-*  
 29 *ance, parent counseling, social work services,*  
 30 *or behavior intervention services.*
- 31 (2) *Twice the amount specified in paragraph (1)*  
 32 *for each pupil whose individualized education*  
 33 *program requires psychological services.*
- 34 (3) *Four times the amount specified in paragraph*  
 35 *(1) for each pupil whose individualized edu-*  
 36 *cation program requires day treatment ser-*  
 37 *vices.*
- 38 (4) *Nine times the amount specified in paragraph*  
 39 *(1) for each pupil whose individualized edu-*

1                    *cation program requires mental health relat-*  
2                    *ed residential treatment services.*

3                    *(b) The Superintendent of Public Instruction shall*  
4                    *count individual pupils in only one of the four*  
5                    *categories set forth in paragraphs (1) to (4), in-*  
6                    *clusive, of subdivision (a), based on the most in-*  
7                    *tensive level of services required by the pupil's*  
8                    *individualized education program.*

9                    *(c) If the overall funding allocation is insufficient to*  
10                    *fully fund the amount set forth in subdivision (a),*  
11                    *or if there is excess funding available, the Super-*  
12                    *intendent of Public Instruction shall adjust the*  
13                    *amount specified in paragraph (1) of subdivision*  
14                    *(a), and the corresponding amounts specified in*  
15                    *paragraphs (2) to (4), inclusive, of subdivision*  
16                    *(a), in order to match the full allocation.*

17                    *(d) It is the intent of the Legislature that any funds*  
18                    *appropriated for the 2012–13 fiscal year for the*  
19                    *purpose of providing the mental health related*  
20                    *services identified in this provision shall be allo-*  
21                    *cated based on an equal rate per pupil using a*  
22                    *methodology specified in Section 56836.07 of the*  
23                    *Education Code and using average daily atten-*  
24                    *dance for the 2011–12 fiscal year.*

25                    10. Of the funds appropriated in Schedule (6), \$2,196,000  
26                    is provided on a one-time basis for science-based  
27                    professional development as part of the State Personnel  
28                    Development grant.

29                    11. Of the funds appropriated in Schedule (4), up to  
30                    \$3,894,000 shall be available for transfer to the State  
31                    Special Schools for student transportation allowances.  
32                    However, of these funds, the State Department of Ed-  
33                    ucation (SDE) shall obtain written approval from the  
34                    Department of Finance prior to spending \$924,000 to  
35                    address transportation contract increases resulting from  
36                    fuel and insurance costs. The Department of Finance  
37                    shall act within 30 days of receiving justification from  
38                    the SDE for the increased costs.

39                    12. *Of the funds appropriated in Schedule (6), \$520,000*  
40                    *is provided in one-time carryover funds to be used for*

1 professional development in the area of mental health  
2 services, to the extent permitted by the federal State  
3 Improvement Grant Program.

4  
5 SEC. 327. Item 6110-166-0001 of Section 2.00 of the Budget  
6 Act of 2011 is amended to read:

7  
8 6110-166-0001—For local assistance, Department of Education  
9 (Proposition 98), for transfer to Section A of the State  
10 School Fund for purposes of Article 5 (commencing with  
11 Section 54690) of Chapter 9 of Part 29 of Division 4 of  
12 Title 2 of the Education Code, Partnership Academies  
13 Program..... 23,490,000  
14 26,730,000

15 Schedule:

- 16 (1) 10.70.070.001-California Partnership  
17 Academies..... 23,490,000
- 18 (2) 10.70.070.002-“Green” California Part-  
19 nership Academies..... 2,922,000
- 20 (2.5) 10.70.070.003-“Clean” Technology  
21 Partnership Academies..... 3,240,000
- 22 (3) Reimbursements..... -2,922,000

23 Provisions:

- 24 1. If there are any funds in this item that are not allocated  
25 for planning or operational grants, the State Depart-  
26 ment of Education may allocate those remaining funds  
27 as one-time grants to state-funded partnership  
28 academies to be used for one-time purposes.
- 29 2. The State Department of Education shall not authorize  
30 new partnership academies without the approval of  
31 the Department of Finance and 30-day notification to  
32 the Joint Legislative Budget Committee.
- 33 3. Notwithstanding Provisions 1 and 2, the funds appro-  
34 priated in Schedule (2) shall be available consistent  
35 with Article 5 (commencing with Section 54690) of  
36 Chapter 9 of Part 29 of Division 4 of Title 2 of the  
37 Education Code and pursuant to Chapter 757 of the  
38 Statutes of 2008.
- 39 4. The amount appropriated in this item shall be reduced  
40 pursuant to Section 12.42.

- 1 5. Notwithstanding any other provision of law, the funds
- 2 appropriated in Schedule (2) reflect carryover funds
- 3 that are available for encumbrance until June 30, 2013.
- 4 6. *Notwithstanding Provisions 1 and 2, the funds appro-*
- 5 *riated in Schedule (2.5) shall be available consistent*
- 6 *with Article 5.5 (commencing with Section 54698) of*
- 7 *Chapter 9 of Part 29 of Division 4 of Title 2 of the*
- 8 *Education Code.*

10 *SEC. 328. Item 6110-166-0890 of Section 2.00 of the Budget*  
 11 *Act of 2011 is amended to read:*

13 6110-166-0890—For local assistance, Department of Education,  
 14 Program 10.70-Vocational Education, payable from the  
 15 Federal Trust Fund..... ~~128,348,000~~  
 16 *116,218,000*

17 Provisions:

- 18 1. The funds appropriated in this item include federal
- 19 Carl D. Perkins Career and Technical Education Act
- 20 of 2006 (P.L. 109-270) funds for the current fiscal
- 21 year to be transferred to the community colleges by
- 22 means of interagency agreements for the purpose of
- 23 funding career technical education programs in com-
- 24 munity colleges.
- 25 2. The State Board of Education and the Board of Gover-
- 26 nors of the California Community Colleges shall target
- 27 funds appropriated by this item to provide services to
- 28 persons participating in welfare-to-work activities
- 29 under the CalWORKs program.
- 30 3. The Superintendent of Public Instruction shall report,
- 31 not later than February 1 of each year, to the Joint
- 32 Legislative Budget Committee and the Director of Fi-
- 33 nance, describing the amount of carryover funds from
- 34 this item, reasons for the carryover, and plans to reduce
- 35 the amount of carryover.
- 36 4. *Of the funds appropriated in this item, \$6,284,000 is*
- 37 *provided in one-time carryover funds to support the*
- 38 *existing program.*

1 SEC. 329. Item 6110-170-0001 of Section 2.00 of the Budget  
2 Act of 2011 is amended to read:

3		
4	6110-170-0001—For local assistance, Department of Education,	
5	pursuant to Section 88532 of the Education Code.....	0
6	Schedule:	
7	(1) 20.40.800-Career Technical Educa-	
8	tion.....	15,000,000
9		18,486,000
10	(2) Reimbursements.....	-15,000,000
11		-18,486,000

- 12 Provisions:
- 13 1. Funding in this item shall be provided through a
  - 14 transfer from Schedule (21) of Item 6870-101-0001,
  - 15 and from the Quality Education Investment Act, in
  - 16 accordance with Section 52055.770 of the Education
  - 17 Code, pursuant to an interagency agreement between
  - 18 the Office of the Chancellor of the California Commu-
  - 19 nity Colleges and the State Department of Education.
  - 20 2. The amounts in this item may be adjusted by budget
  - 21 revision to conform to the interagency agreement be-
  - 22 tween the Chancellor of the California Community
  - 23 Colleges and the Department of Education if approved
  - 24 by the Department of Finance.
  - 25 3. *Of the funds appropriated in this item, \$3,486,000 is*
  - 26 *provided in one-time reimbursement carryover funds*
  - 27 *to support the existing program.*

28  
29 SEC. 330. Item 6110-180-0890 of Section 2.00 of the Budget  
30 Act of 2011 is amended to read:

31		
32	6110-180-0890—For local assistance, Department of Education,	
33	Program 20.10.025-Educational Technology, payable from	
34	the Federal Trust Fund.....	11,731,000
35		490,000
36	Schedule:	
37	(1) 20.10.025.010-Formula Grants.....	5,992,000
38		257,000
39	(2) 20.10.025.011-Competitive Grants.....	5,739,000
40		4,000

1 (3) *20.10.025.013-California Technology*  
 2 *Assistance Project*..... 229,000

3 Provisions:

- 4 1. The funds appropriated in Schedule (1) shall be allo-  
 5 cated as formula grants to school districts pursuant to  
 6 the federal Enhancing Education Through Technology  
 7 program. *Of the funds appropriated in Schedule (1),*  
 8 *\$257,000 is provided in one-time carryover funds.*
- 9 2. The funds appropriated in Schedule (2) are available  
 10 for competitive grants pursuant to Chapter 8.9 (com-  
 11 mencing with Section 52295.10) of Part 28 of Division  
 12 4 of Title 2 of the Education Code and the federal  
 13 Enhancing Education Through Technology program.  
 14 The eligibility criteria for these grants shall be consis-  
 15 tent with federal law and target local educational  
 16 agencies with high numbers or percentages of children  
 17 from families with incomes below the poverty line  
 18 and one or more schools either qualifying for federal  
 19 school improvement or demonstrating substantial  
 20 technology needs. *Of the funds appropriated in*  
 21 *Schedule (2), \$4,000 is provided in one-time carryover*  
 22 *funds.*
- 23 3. *The funds appropriated in Schedule (3) are provided*  
 24 *for the California Technology Assistance Project to*  
 25 *provide technical assistance and support to the pro-*  
 26 *gram. Of the funds appropriated in Schedule (3),*  
 27 *\$229,000 is provided in one-time carryover funds.*

28  
 29 *SEC. 331. Item 6110-193-0890 of Section 2.00 of the Budget*  
 30 *Act of 2011 is amended to read:*

31  
 32 6110-193-0890—For local assistance, Department of Education,  
 33 Program 20.60-Instructional Support, Part B of Title II of  
 34 the Elementary and Secondary Education Act (Mathemat-  
 35 ics and Science Partnership Grants) payable from the  
 36 Federal Trust Fund..... 20,576,000  
 37 23,501,000

38 Provisions:

- 39 1. *Of the funds appropriated in this item, \$4,000,000 is*  
 40 *provided in one-time carryover funds.*

1  
 2 *SEC. 332. Item 6110-195-0890 of Section 2.00 of the Budget*  
 3 *Act of 2011 is amended to read:*

4  
 5 6110-195-0890—For local assistance, Department of Education,  
 6 Program 20.60-Instructional Support, Part A of Title II of  
 7 the Elementary and Secondary Education Act (Teacher  
 8 and Principal Training and Recruiting Fund), payable from  
 9 the Federal Trust Fund..... 318,760,000  
 10 262,666,000

11 Schedule:  
 12 (1) 20.60.280-Improving Teacher Quality  
 13 Local Grants..... 310,953,000  
 14 255,309,000  
 15 (2) 20.60.270-Administrator Training Pro-  
 16 gram..... 2,049,000  
 17 2,382,000  
 18 (3) 20.60.190.300-California Subject Matter  
 19 Projects..... 5,758,000  
 20 4,975,000

21 Provisions:  
 22 1. The funds appropriated in Schedule (2) shall be for  
 23 the Administrator Training Program authorized pur-  
 24 suant to Article 4.6 (commencing with Section 44510)  
 25 of Chapter 3 of Part 25 of Division 3 of Title 2 of the  
 26 Education Code.  
 27 2. The funds appropriated in Schedule (3) shall be for  
 28 transfer to the University of California, which shall  
 29 use the funds for the Subject Matter Projects pursuant  
 30 to Article 1 (commencing with Section 99200) of  
 31 Chapter 5 of Part 65 of Division 14 of Title 3 of the  
 32 Education Code.  
 33 3. Of the funds appropriated in Schedule (2), up to  
 34 \$500,000 may be used to provide professional devel-  
 35 opment for private school teachers and administrators  
 36 in accordance with federal law. By October 15 of each  
 37 year, the State Department of Education shall submit  
 38 to the appropriate budget and policy committees of  
 39 the Legislature, the Legislative Analyst’s Office, and  
 40 the Department of Finance a report of the number of

- 1 private school teachers and administrators served under
- 2 this provision and the type of professional development
- 3 provided.
- 4 4. Of the funds appropriated in Schedule (1), ~~\$21,000~~
- 5 ~~\$475,000~~ is provided in one-time carryover for Improv-
- 6 ing Teacher Quality Local Grants. None of these funds
- 7 shall be used for additional indirect administrative
- 8 costs.
- 9 5. Of the funds appropriated in Schedule (2), ~~\$495,000~~
- 10 ~~\$1,107,000~~ is provided in one-time carryover for the
- 11 Administrator Training Program. None of these funds
- 12 shall be used for additional indirect administrative
- 13 costs.
- 14 6. Of the funds appropriated in Schedule (3), \$1,408,000
- 15 is provided in one-time carryover for transfer to the
- 16 University of California and shall be used for Subject
- 17 Matter Projects. None of these funds shall be used for
- 18 additional indirect administrative costs.

19  
 20 *SEC. 333. Item 6110-196-0001 of Section 2.00 of the Budget*  
 21 *Act of 2011 is amended to read:*

22  
 23 6110-196-0001—For local assistance, Department of Educa-  
 24 tion (Proposition 98), for transfer by the Controller to  
 25 Section A of the State School Fund, for allocation by  
 26 the Superintendent of Public Instruction to school dis-  
 27 tricts, county offices of education, and other agencies  
 28 for the purposes of Proposition 98 educational programs  
 29 funded in this item, in lieu of the amount that otherwise  
 30 would be appropriated pursuant to any other statute..... ~~1,258,116,000~~  
 31 *1,360,916,000*

32 Schedule:  
 33 (1) 30.10.010-Special Program, Child De-  
 34 velopment, Preschool Education..... ~~322,685,000~~  
 35 *373,695,000*  
 36 (1.5) 30.10.020-Child Care Services..... ~~1,471,069,000~~  
 37 *1,530,271,000*

1	(a)	30.10.020.001-Spe-	
2		cial Program, Child	
3		Development, Gen-	
4		eral Child Develop-	
5		ment Programs.....	587,463,000
6			685,923,000
7	(c)	30.10.020.004-Spe-	
8		cial Program, Child	
9		Development, Mi-	
10		grant Day Care.....	25,112,000
11			29,085,000
12	(d)	30.10.020.007-Spe-	
13		cial Program, Child	
14		Development, Alter-	
15		native Payment Pro-	
16		gram.....	200,918,000
17			216,586,000
18	(e)	30.10.020.011-Spe-	
19		cial Program, Child	
20		Development, Alter-	
21		native Payment Pro-	
22		gram—Stage 2.....	315,993,000
23			390,265,000
24	(f)	30.10.020.012-Spe-	
25		cial Program, Child	
26		Development, Alter-	
27		native Payment Pro-	
28		gram—Stage 3 Seta-	
29		side.....	264,297,000
30			130,906,000
31	(g)	30.10.020.008-Spe-	
32		cial Program, Child	
33		Development, Re-	
34		source and Refer-	
35		ral.....	18,688,000
36	(j)	30.10.020.096-Special	
37		Program, Child Devel-	
38		opment, Allowance for	
39		Handicapped.....	1,400,000
40			1,620,000

1	(k)	30.10.020.106-Special	
2		Program, Child Development,	
3		California	
4		Child Care Initiative.....	225,000
5			
6	(l)	30.10.020.901-Special	
7		Program, Child	
8		Development, Quality	
9		Improvement.....	49,654,000
10	(n)	30.10.020.920-Special	
11		Program, Child Development,	
12		Local Planning Councils.....	3,319,000
13			
14	(o)	30.10.020.014-Special	
15		Program, Child Development,	
16		Accounts	
17		Payable.....	4,000,000
18	(3)	Amount payable from the Federal	
19		Trust Fund (Item 6110-196-0890).....	<del>-535,638,000</del>
20			<del>-543,050,000</del>

Provisions:

- 22 2. (a) Alternative payment child care programs shall be
- 23 subject to the rate ceilings established in the Re-
- 24 gional Market Rate Survey of California child
- 25 care and development providers for provider
- 26 payments. When approved pursuant to Section
- 27 8447 of the Education Code, any changes to the
- 28 market rate limits, adjustment factors, or regions
- 29 shall be utilized by the State Department of Edu-
- 30 cation, the California Community Colleges, and
- 31 the State Department of Social Services in various
- 32 programs under the jurisdiction of these depart-
- 33 ments.
- 34 (b) The funds appropriated in this item for the cost
- 35 of licensed child care services provided through
- 36 alternative payment or voucher programs, includ-
- 37 ing those provided under Article 3 (commencing
- 38 with Section 8220) and Article 15.5 (commencing
- 39 with Section 8350) of Chapter 2 of Part 6 of Divi-
- 40 sion 1 of Title 1 of the Education Code, shall be

- 1 used only to reimburse child care costs up to the  
 2 85th percentile of the rates charged by providers  
 3 offering the same type of child care for the same  
 4 age child in that region, based on the 2005 Region-  
 5 al Market Rate Survey data.
- 6 (c) Effective July 1, 2011, the funds appropriated in  
 7 this item for the cost of license-exempt child care  
 8 services provided through alternative payment or  
 9 voucher programs, including those provided under  
 10 Article 3 (commencing with Section 8220) and  
 11 Article 15.5 (commencing with Section 8350) of  
 12 Chapter 2 of Part 6 of Division 1 of Title 1 of the  
 13 Education Code, shall be used only to reimburse  
 14 license-exempt child care costs up to 60 percent  
 15 of the regional reimbursement rate limits estab-  
 16 lished for family child care homes.
- 17 3. Of the amount appropriated in Schedule (1),  
 18 \$50,000,000 is available for prekindergarten and  
 19 family literacy preschool programs pursuant to Chapter  
 20 211 of the Statutes of 2006. Of the amount appropriat-  
 21 ed in Schedule (1), \$5,000,000 is available for the  
 22 provision of wraparound care to children enrolled in  
 23 state preschool programs. The Superintendent of  
 24 Public Instruction shall assign priority for these funds  
 25 to children enrolled in prekindergarten and family lit-  
 26 eracy preschool programs authorized by Section  
 27 8238.4 of the Education Code.
- 28 4. Funds in Schedule (1.5)(I) shall be reserved for activ-  
 29 ities to improve the quality and availability of child  
 30 care, pursuant to the following:
- 31 (a) ~~\$2,002,671~~ \$2,085,639 is for the schoolage care  
 32 and resource and referral earmark.
- 33 (b) ~~\$11,342,626~~ \$11,698,772 is for the infant and  
 34 toddler earmark and shall be used for increasing  
 35 the supply of quality child care for infants and  
 36 toddlers.
- 37 (c) \$3,178,000 in one-time federal funding is avail-  
 38 able for use in the 2011–12 fiscal year. These  
 39 funds shall be used for child care and development  
 40 quality expenditures identified by the State Depart-

- 1           ment of Education (SDE) and approved by the  
2           Department of Finance.
- 3           (d) From the remaining funds in Schedule (1.5)(I),  
4           the following amounts shall be allocated for the  
5           following purposes: \$0 to train former Cal-  
6           WORKs recipients as child care teachers, for  
7           which administrative costs shall be minimized to  
8           allow for maximum enrollment, with priority for  
9           funding given to programs at community colleges  
10          that have demonstrated high completion rates; \$0  
11          for training license-exempt child care providers,  
12          with priority given to participants serving subsidi-  
13          zized children; \$8,000,000 from federal funds for  
14          contracting with the State Department of Social  
15          Services (DSS) for increased inspections of child  
16          care facilities; \$960,000 for Trustline registration  
17          workload (Chapter 3.35 (commencing with Sec-  
18          tion 1596.60) of Division 2 of the Health and  
19          Safety Code); and \$455,000 for health and safety  
20          training for licensed and exempt child care  
21          providers. Of the amounts specified in this provi-  
22          sion, first priority shall be to fully fund Trustline  
23          registration workload as determined by the DSS  
24          in conjunction with the SDE.
- 25          5. Of the amount appropriated in Schedule (1.5)(I),  
26          \$10,750,000 shall be for child care worker recruitment  
27          and retention programs pursuant to Section 8279.7 of  
28          the Education Code, and \$291,000 shall be for the  
29          Child Development Training Consortium.
- 30          6. (a) The State Department of Education (SDE) shall  
31          conduct monthly analyses of CalWORKs Stage  
32          2 and Stage 3 caseloads and expenditures and  
33          adjust agency contract maximum reimbursement  
34          amounts and allocations as necessary to ensure  
35          funds are distributed proportionally to need. The  
36          SDE shall share monthly caseload analyses with  
37          the State Department of Social Services (DSS).
- 38          (b) The SDE shall provide quarterly information re-  
39          garding the sufficiency of funding for Stage 2 and  
40          Stage 3 to DSS. The SDE shall provide caseloads,

1 expenditures, allocations, unit costs, family fees,  
 2 and other key variables and assumptions used in  
 3 determining the sufficiency of state allocations.  
 4 Detailed backup by month and on a county-by-  
 5 county basis shall be provided to the DSS at least  
 6 on a quarterly basis for comparisons with Stage  
 7 1 trends.

8 (c) By September 30 and March 30 of each year, the  
 9 SDE shall ensure that detailed caseload and expendi-  
 10 ture data, through the most recent period for  
 11 Stage 2 and Stage 3 along with all relevant assump-  
 12 tions, is provided to DSS to facilitate budget de-  
 13 velopment. The detailed data provided shall in-  
 14 clude actual and projected monthly caseload from  
 15 Stage 2 scheduled to time off of their transitional  
 16 child care benefit from the last actual month re-  
 17 ported by agencies through the next two fiscal  
 18 years as well as local attrition experience. DSS  
 19 shall utilize data provided by the SDE, including  
 20 key variables from the prior fiscal year and the  
 21 first two months of the current fiscal year, to  
 22 provide coordinated estimates in November of  
 23 each year for each of the three stages of care for  
 24 preparation of the Governor’s Budget, and shall  
 25 utilize data from at least the first two quarters of  
 26 the current fiscal year, and any additional monthly  
 27 data as they become available for preparation of  
 28 the May Revision. The DSS shall share its assump-  
 29 tions and methodology with the SDE in the  
 30 preparation of the Governor’s Budget.

31 (d) The SDE shall coordinate with the DSS to identify  
 32 annual general subsidized child care program ex-  
 33 penditures for Temporary Assistance for Needy  
 34 Families-eligible children. The SDE shall modify  
 35 existing reporting forms as necessary to capture  
 36 this data.

37 (e) The SDE shall provide to the DSS, upon request,  
 38 access to the information and data elements nec-  
 39 essary to comply with federal reporting require-  
 40 ments and any other information deemed neces-

- 1 sary to improve estimation of child care budgeting  
2 needs.
- 3 7. Notwithstanding any other provision of law, the funds  
4 in Schedule (1.5)(f) are reserved exclusively for con-  
5 tinuing child care for the following: (a) former Cal-  
6 WORKs families who are working, have left cash aid,  
7 and have exhausted their two-year eligibility for tran-  
8 sitional services in either Stage 1 or 2 pursuant to  
9 subdivision (c) of Section 8351 or Section 8353 of the  
10 Education Code, respectively, but still meet eligibility  
11 requirements for receipt of subsidized child care ser-  
12 vices, and (b) families who received lump-sum diver-  
13 sion payments or diversion services under Section  
14 11266.5 of the Welfare and Institutions Code and have  
15 spent two years in Stage 2 off of cash aid, but still  
16 meet eligibility requirements for receipt of subsidized  
17 child care services.
- 18 8. Nonfederal funds appropriated in this item which have  
19 been budgeted to meet the state’s Temporary Assis-  
20 tance for Needy Families maintenance-of-effort require-  
21 ment established pursuant to the federal Personal Re-  
22 sponsibility and Work Opportunity Reconciliation Act  
23 of 1996 (P.L. 104-193) may not be expended in any  
24 way that would cause their disqualification as a feder-  
25 ally allowable maintenance-of-effort expenditure.
- 26 9. (a) Notwithstanding any other provision of law, the  
27 income eligibility limits pursuant to Section  
28 8263.1 of the Education Code that were in effect  
29 for the 2007–08 fiscal year shall be reduced to 70  
30 percent of the state median income that was in  
31 use for the 2007–08 fiscal year, adjusted for  
32 family size, effective July 1, 2011.
- 33 (b) Notwithstanding any other provision of law, the  
34 family fee schedule that was in effect for the  
35 2007–08, 2008–09, 2009–10, and 2010–11 fiscal  
36 years shall be adjusted to reflect the income eligi-  
37 bility limits specified in subdivision (a) for the  
38 2011–12 fiscal year, and shall retain a flat fee per  
39 family. The revised fee schedule shall begin at  
40 income levels at which families currently begin

- 1            paying fees, ~~and shall reflect an increase of 10~~  
 2            percent as compared to existing fees. The revised  
 3            family fees shall not exceed 10 percent of the  
 4            family’s monthly income. The Department of  
 5            Education shall first submit the adjusted fee  
 6            schedule to the Department of Finance for ap-  
 7            proval in order to be implemented by July 1, 2011.
- 8            10. ~~Effective July 1, 2011, the~~ *The* maximum standard  
 9            reimbursement rate shall not exceed ~~\$30.94~~ \$34.38  
 10           per day for general child care programs and ~~\$19.40~~  
 11           \$21.22 per day for state preschool programs. Further-  
 12           more, the migrant child care and Cal-SAFE child care  
 13           programs shall adhere to the maximum standard reim-  
 14           bursement rates as prescribed for the general child  
 15           care programs. All other rates and adjustment factors  
 16           shall conform.
- 17           11. The amounts provided in Schedules (1), (1.5)(a),  
 18           (1.5)(c), (1.5)(d), and (1.5)(j) of this item reflect a re-  
 19           duction to the base funding of ~~0.21~~ 0.67 percent for a  
 20           decline in the population of 0–4 year-olds.
- 21           12. Notwithstanding Section 8278.3 of the Education Code  
 22           or any other provision of law, up to \$5,000,000 of the  
 23           Child Care Facilities Revolving Fund balance may be  
 24           allocated for use on a one-time basis for renovations  
 25           and repairs to meet health and safety standards, to  
 26           comply with the federal Americans with Disabilities  
 27           Act of 1990 (42 U.S.C. Sec. 12101 et seq.), and to  
 28           perform emergency repairs, that were the result of an  
 29           unforeseen event and are necessary to maintain contin-  
 30           ued normal operation of the child care and develop-  
 31           ment program. These funds shall be made available  
 32           to school districts and contracting agencies that provide  
 33           subsidized center-based services pursuant to the Child  
 34           Care and Development Services Act (Chapter 2  
 35           (commencing with Section 8200) of Part 6 of Division  
 36           1 of Title 1 of the Education Code).
- 37           13. If the Department of Education has not provided the  
 38           study on the characteristics of families and costs of  
 39           care by March 1, 2011, as required by Provision 13 of  
 40           Item 6110-196-0001 of the Budget Act of 2010

- 1 (Chapter 712, Statutes of 2010) or by June 30, 2011,  
2 it shall provide the study to the Department of Finance,  
3 the Legislative Analyst, and the Department of Social  
4 Services along with the data files, as soon as practica-  
5 ble but no later than August 1, 2011. The Department  
6 of Education shall ensure that the characteristics of  
7 families and costs of care in CalWORKs Stage 1 are  
8 included in the study, as intended by the Administra-  
9 tion and the Legislature.
- 10 14. Notwithstanding any other provision of law, funds in  
11 Schedule (1.5)(o) are available for accounts payable  
12 for non-CalWORKs child care programs and to reim-  
13 burse non-CalWORKs alternative payment programs  
14 for actual and allowable costs incurred for additional  
15 services, pursuant to Section 8222.1 of the Education  
16 Code. The State Department of Education shall give  
17 priority for the allocation of these funds for accounts  
18 payable.
- 19 15. Notwithstanding any other provision of law, the Local  
20 Planning Councils shall meet the requirements of  
21 Section 8499.5 of the Education Code to the extent  
22 feasible and to the extent data is readily accessible.
- 23 17. Notwithstanding any other provision of law, the imple-  
24 mentation of Provisions 2, 9, 19, and 20 are not subject  
25 to the appeal and resolution procedures for agencies  
26 that contract with the Department of Education for the  
27 provision of child care services or the due process re-  
28 quirements afforded to families that are denied services  
29 specified in Chapter 19 of Division 1 of Title 5 of the  
30 California Code of Regulations.
- 31 18. Notwithstanding the rulemaking provisions of the  
32 Administrative Procedure Act (Chapter 3.5 (commenc-  
33 ing with Section 11340) of Part 1 of Division 3 of Title  
34 2 of the Government Code), the State Department of  
35 Social Services or State Department of Education may  
36 implement Provisions 2, 9, 19, and 20 through all-  
37 county letters, management bulletins, or similar instruc-  
38 tions.
- 39 19. The amounts appropriated in Schedules (1), Preschool  
40 Education, (1.5)(a), General Child Care, (1.5)(c), Mi-

1 grant Day Care, (1.5)(d), Alternative Payment Pro-  
 2 gram, (1.5)(f), CalWORKs Stage 3, and (1.5)(j), Al-  
 3 lowance for Handicapped, reflect a reduction of ~~15~~ 11  
 4 percent, to be effective July 1, 2011, to all contracts.  
 5 The State Department of Education may consider the  
 6 contractor’s performance or whether the contractor  
 7 serves children in underserved areas as defined in  
 8 subdivision (ag) of Section 8208 of the Education  
 9 Code when determining contract reductions, provided  
 10 that the aggregate reduction to each program specified  
 11 above is ~~15~~ 11 percent.

12 20. Notwithstanding any other provision of law, families  
 13 shall be disenrolled from subsidized child care services  
 14 consistent with the priorities for services specified in  
 15 subdivision (b) of Section 8263 of the Education Code.  
 16 Families shall be disenrolled in the following order:  
 17 (a) families whose income exceeds 70 percent of the  
 18 state median income (SMI) adjusted for family size,  
 19 except for families whose children are receiving child  
 20 protective services or are at risk of being neglected or  
 21 abused, (b) families with the highest income below 70  
 22 percent of the SMI adjusted for family size, (c) of  
 23 families with the same income level, those that have  
 24 been receiving child care services for the longest peri-  
 25 od of time, (d) of families with the same income level,  
 26 those that have a child with exceptional needs, and (e)  
 27 families with children who are receiving child protec-  
 28 tive services or are at risk of being neglected or abused,  
 29 regardless of family income.

30  
 31 *SEC. 334. Item 6110-196-0890 of Section 2.00 of the Budget*  
 32 *Act of 2011 is amended to read:*

33

34 6110-196-0890—For local assistance, Department of Education,	
35 Program 30—Child Development Programs, payable from	
36 the Federal Trust Fund.....	535,638,000
37	543,050,000

38 Provisions:  
 39 1. Notwithstanding any other provision of law, the funds  
 40 appropriated in this item, to the extent permissible

- 1 under federal law, are subject to Section 8262 of the
- 2 Education Code.
- 3 2. Of the funds appropriated in this item, \$10,000,000 is
- 4 from the transfer of funds, pursuant to Item 5180-402,
- 5 from the federal Temporary Assistance for Needy
- 6 Families (TANF) Block Grant administered by the
- 7 State Department of Social Services to the federal
- 8 Child Care and Development Block Grant for Stage
- 9 2 child care.
- 10 4. Of the funds appropriated in this item, \$3,178,000 is
- 11 available on a one-time basis for quality projects from
- 12 federal Child Care and Development Block Grant
- 13 funds appropriated prior to the 2011–12 federal fiscal
- 14 year.
- 15 5. *Of the funds appropriated in this item, \$335,000 is*
- 16 *available on a one-time basis for CalWorks Stage 3*
- 17 *Child Care from federal Child Care and Development*
- 18 *Block Grant funds appropriated prior to the 2011–12*
- 19 *federal fiscal year.*

20

21 *SEC. 335. Item 6110-197-0890 of Section 2.00 of the Budget*

22 *Act of 2011 is amended to read:*

23

24 6110-197-0890—For local assistance, Department of Education,

25 payable from the Federal Trust Fund, 21st Century Com-

26 munity Learning Centers Program..... 150,926,000

27 157,605,000

28 Schedule:

29 (1) 30.10.080-Special Program, Child De-

30 velopment, 21st Century Community

31 Learning Centers Program..... 150,926,000

32 157,605,000

33 Provisions:

- 34 1. The State Department of Education shall provide an
- 35 annual report to the Legislature and Director of Fi-
- 36 nance by ~~November 1~~ April 30 of each year that
- 37 identifies by cohort for the previous fiscal year each
- 38 high school program funded, the amount of the annual
- 39 grant and actual funds expended, the numbers of pupils
- 40 served and planned to be served, and the average cost

- 1 per pupil per day. If the average cost per pupil per day  
 2 exceeds \$10 per day, the department shall provide  
 3 specific reasons why the costs are justified and cannot  
 4 be reduced. In calculating cost per pupil per day, the  
 5 department shall not count attendance unless the pupil  
 6 is under the direct supervision of after school program  
 7 staff funded through the grant. Additionally, the depart-  
 8 ment shall calculate cost per day on the basis of the  
 9 equivalent of a three-hour day for 180 days per school  
 10 year. The department shall also identify for each pro-  
 11 gram, as applicable, if the attendance of pupils is re-  
 12 stricted to any particular subgroup of pupils at the  
 13 school in which the program is located. If such restric-  
 14 tions exist, the department shall provide an explanation  
 15 of the circumstances and necessity therefor.
- 16 2. Of the funding provided in this item \$25,988,000 is  
 17 available from one-time carryover funds from prior  
 18 years.
  - 19 3. The State Department of Education shall, by March 1  
 20 of each year, provide a report to the Director of Fi-  
 21 nance and the Legislative Analyst’s Office that in-  
 22 cludes, but is not limited to, allocation and expenditure  
 23 data for all programs funded in this item in the past  
 24 three years, the reasons for carryover, and the planned  
 25 uses of carryover funds.

26  
 27 *SEC. 337. Item 6110-201-0890 of Section 2.00 of the Budget*  
 28 *Act of 2011 is amended to read:*

29

30 6110-201-0890—For local assistance, Department of Educa-	
31 tion, Program 30.20-Child Nutrition, payable from the	
32 Federal Trust Fund.....	2,200,181,000
33	2,202,181,000
34 Schedule:	
35 (1) 30.20.010-Child Nutrition Pro-	
36 grams.....	2,173,181,000
37 (2) 30.20.040-Summer Food Service Pro-	
38 gram.....	27,000,000
39	29,000,000

Provisions:

- 1. Of the amount appropriated in Schedule (1), \$11,973,000 is provided on a one-time basis for Fresh Fruit and Vegetable Program grants to local educational agencies.

*SEC. 338. Item 6110-203-0001 of Section 2.00 of the Budget Act of 2011 is amended to read:*

6110-203-0001—For local assistance, Department of Education (Proposition 98), for transfer to Section A of the State School Fund, Program 30.20.010-Child Nutrition Programs, established pursuant to Sections 41311, 49501, 49536, 49550, 49552, and 49559 of the Education Code....

	<del>151,532,000</del>
	155,232,000

Schedule:

- (1) 30.20.010-Child Nutrition Programs.... ~~151,874,000~~  
155,574,000

- (2) Reimbursements..... -342,000

Provisions:

- 1. Funds appropriated in Schedule (1) shall be allocated pursuant to Section 41311 of the Education Code. Claims for reimbursement of meals pursuant to this allocation shall be submitted by school districts on or before September 30, 2012, to be eligible for reimbursement.
- 2. Funds designated for child nutrition programs in Schedule (1) shall be allocated in accordance with Section 49536 of the Education Code; however, the allocation shall be based not on all meals served, but on the number of meals that are served and that qualify as free or reduced-price meals in accordance with Sections 49501, 49550, and 49552 of the Education Code.
- 3. Of the funds appropriated in this item, \$0 is to reflect a cost-of-living adjustment.
- 4. If the appropriation in this item is insufficient to fully fund all eligible reimbursement claims pursuant to Section 49430.5 of the Education Code, the State Department of Education shall reimburse eligible claims

- 1 at a prorated share of the funds appropriated in this
- 2 item.
- 3 5. The State Department of Education shall notify the
- 4 Department of Finance in writing 30 days prior to
- 5 paying prior year reimbursement claims from this item
- 6 pursuant to Section 16304.1 of the Government Code.
- 7 No reimbursements shall be made prior to final ap-
- 8 proval of the Department of Finance.
- 9 6. *Of the funds appropriated in this item, \$3,700,000 is*
- 10 *for the purpose of providing a growth adjustment due*
- 11 *to an increase in the projected number of meals served.*

12  
 13 *SEC. 339. Item 6110-211-0001 of Section 2.00 of the Budget*  
 14 *Act of 2011 is amended to read:*

15  
 16 6110-211-0001—For local assistance, Department of Education  
 17 (Proposition 98), for transfer to Section A of the State  
 18 School Fund, Categorical Programs for Charter Schools,  
 19 in accordance with Section 47634.1 of the Education  
 20 Code..... 257,058,000  
 21 276,518,000

22 Schedule:  
 23 (1) 20.60.036.003-Instructional Support:  
 24 Categorical Programs for Charter  
 25 Schools..... 187,896,000  
 26 190,627,000  
 27 (2) 20.60.036.006-Instructional Support:  
 28 Economic Impact Aid for Charter  
 29 Schools..... 69,162,000  
 30 85,891,000

31 Provisions:  
 32 1. The State Department of Education shall provide an  
 33 estimate of average daily attendance expected to be  
 34 claimed for this item for the 2012–13 fiscal year to  
 35 the Department of Finance and the Legislative Ana-  
 36 lyst’s Office by October 1 of each year, for use in de-  
 37 veloping the Governor’s Budget. The State Department  
 38 of Education shall provide an update of the estimate  
 39 by March 31 of each year, for preparation of the May  
 40 Revision.

- 1       2. An additional \$5,947,000 in expenditures for Schedule
- 2           (1) has been deferred until the 2012–13 fiscal year.
- 3       3. Funds appropriated in Schedule (1) are provided
- 4           solely for the purpose for which categorical block
- 5           grants are calculated pursuant to paragraph (1) of
- 6           subdivision (c) of Section 47634.1 of the Education
- 7           Code. Funds appropriated in Schedule (2) are provided
- 8           solely for the purpose for which categorical block
- 9           grants are calculated pursuant to paragraph (2) of
- 10          subdivision (c) of Section 47634.1 of the Education
- 11          Code.
- 12       4. The Department of Finance may transfer funds be-
- 13          tween Schedules (1) and (2) as needed to ensure that
- 14          the Charter School Categorical Block Grant is funded
- 15          consistent with the provisions of Section 47634.1 of
- 16          the Education Code, provided that the total amount
- 17          allocated to charter schools in Schedule (1) is the result
- 18          of applying the same proportional cut that other cate-
- 19          gorical programs received pursuant to Section 12.42
- 20          of this act. The Department of Finance may not autho-
- 21          rize such a transfer sooner than 30 days after notifying
- 22          the Chairperson of the Joint Legislative Budget Com-
- 23          mittee in writing of the necessity to authorize the
- 24          transfer.
- 25       5. The amount appropriated in Schedule (1) shall be re-
- 26          duced pursuant to Section 12.42.

27  
 28       *SEC. 340. Item 6110-212-0001 of Section 2.00 of the Budget*  
 29 *Act of 2011 is amended to read:*

30  
 31       6110-212-0001—For local assistance, Department of Education  
 32           (Proposition 98), for transfer to Section A of the State  
 33           School Fund, Categorical Programs for New Schools, in  
 34           accordance with Section 42606 of the Education Code.....     3,000,000  
 35   11,000,000  
 36

37       *SEC. 341. Item 6110-240-0890 of Section 2.00 of the Budget*  
 38 *Act of 2011 is amended to read:*

1	6110-240-0890—For local assistance, Department of Education,	
2	Program 20.70.010-Instructional Support: Advanced	
3	Placement Fee Waiver, payable from the Federal Trust	
4	Fund.....	4,377,000
5		7,232,000

- 6 Provisions:
- 7 1. Funding shall be used to fully satisfy the demand for
- 8 advanced placement examination fee reimbursements
- 9 for low-income pupils. Any funding remaining after
- 10 the demand for advanced placement examination fee
- 11 reimbursements has been fully satisfied may be used
- 12 on a one-time basis for preadvanced placement activi-
- 13 ties as specified under the conditions of the federal
- 14 grant application through which these funds were au-
- 15 thorized. Use of funding for this alternative purpose
- 16 shall neither create nor imply any continuing obligation
- 17 to fund the alternative activities beyond the 2011–12
- 18 fiscal year.

19

20 *SEC. 342. Item 6110-485 of Section 2.00 of the Budget Act of*

21 *2011 is amended to read:*

22

23 6110-485—Reappropriation (Proposition 98), Department of

24 Education. The sum of ~~\$6,594,000~~ \$6,824,000 is hereby

25 reappropriated from the Proposition 98 Reversion Account

26 for the following purposes:

27 0001—General Fund

- 28 (1) The sum of \$6,594,000 to the State Department of
- 29 Education for transfer by the Controller to Section A
- 30 of the State School Fund for allocation by the Superin-
- 31 tendent of Public Instruction for the purpose of funding
- 32 CalWORKs Stage 2 child care. The department shall
- 33 provide the detailed schedule of adjustments to
- 34 Schedules (1) and (1.5) of Item 6110-196-0001 of the
- 35 Budget Act of 2010 (Ch. 712, Stats. 2010) to the
- 36 Controller not later than August 31, 2011. The amount
- 37 reappropriated pursuant to this provision is for use in
- 38 the 2011–12 fiscal year.
- 39 (2) *The sum of \$230,000 to the State Department of Edu-*
- 40 *cation for transfer by the Controller to Section A of*

1           *the State School Fund for allocation by the Superinten-*  
2           *dent of Public Instruction for the purpose of funding*  
3           *California School Information Services administration*  
4           *activities authorized pursuant to Schedule (2) of Item*  
5           *6110-140-0001.*

6  
7           *SEC. 343. Item 6110-488 of Section 2.00 of the Budget Act of*  
8           *2011 is amended to read:*

9  
10          6110-488—Reappropriation, Department of Education.

11           Notwithstanding any other provision of law, the balances  
12           from the following items are available for reappropriation  
13           for the purposes specified in Provisions 1 and 2 to 5, inclu-  
14           sive:

15          0001—General Fund

- 16          (1) \$24,000,000 of the unexpended balance of the amount  
17           appropriated for child care programs in Schedules (1)  
18           and (1.5) of Item 6110-196-0001 of the Budget Act  
19           of 2010 (Ch. 712, Stats. 2010)
- 20          (2) \$6,900,000 or whatever greater or lesser amount of  
21           the unexpended balance of the amount appropriated  
22           for Economic Impact Aid in Item 6110-128-0001 of  
23           the Budget Act of 2010 (Ch. 712, Stats. 2010)
- 24          (3) \$20,000,000 or whatever greater or lesser amount of  
25           the unexpended balance of the amount appropriated  
26           for special education in Schedule (1) of Item 6110-  
27           161-0001 of the Budget Act of 2010 (Ch. 712, Stats.  
28           2010)
- 29          (4) *\$15,121,000 of the amount appropriated for the K–3*  
30           *Class Size Reduction program in paragraph (9) of*  
31           *subdivision (a) of Section 38 of Chapter 12 of the*  
32           *Statutes of 2009*
- 33          (5) *\$40,000,000 or whatever greater or lesser amount of*  
34           *the unexpended balance of the amount appropriated*  
35           *for the Quality Education Investment Act in the*  
36           *2010–11 fiscal year pursuant to Section 52055.770 of*  
37           *the Education Code*
- 38          (6) *\$23,767,000 of the amount recovered from the propor-*  
39           *tional reductions to Basic Aid School Districts pur-*  
40           *suant to Section 56 of Chapter 7 of the Statutes of 2011*

- 1       (7) \$9,000 or whatever greater or lesser amount reflects
- 2           the unexpended balance of the amount appropriated
- 3           for the English Language Learners Supplemental In-
- 4           structional Materials program in paragraph (10) of
- 5           subdivision (a) of Section 43 of Chapter 79 of the
- 6           Statutes of 2006
- 7       (8) \$6,000 or whatever greater or lesser amount reflects
- 8           the unexpended balance of the amount appropriated
- 9           for the Agricultural Career Technical Education
- 10          Program in Item 6110-167-0001 of the Budget Act of
- 11          2008 (Chs. 268 and 269, Stats. 2008)
- 12       (9) \$973,000 or whatever greater or lesser amount reflects
- 13           the unexpended balance of the amount appropriated
- 14           for the Class Size Reduction Program in Item 6110-
- 15           234-0001 of the Budget Act of 2008 (Chs. 268 and
- 16           269, Stats. 2008)
- 17       (10) \$422,000 or whatever greater or lesser amount repre-
- 18           sents the balance available from Schedule (1) of Item
- 19           6870-101-0001 of the Budget Act of 2006 (Chs. 47
- 20           and 48, Stats. 2006), as reappropriated in Item 6870-
- 21           492 of the Budget Act of 2008 (Chs. 268 and 269,
- 22           Stats. 2008)
- 23       (11) \$902,000 or whatever greater or lesser amount repre-
- 24           sents the balance available from Schedules (7), (8),
- 25           and (19) of Item 6870-101-0001 of the Budget Act of
- 26           2008 (Chs. 268 and 269, Stats. 2008)
- 27       (12) \$1,039,000 or whatever greater or lesser amount re-
- 28           flects the unexpended balance of the amount appropri-
- 29           ated for Special Education Instruction in Schedule
- 30           (2) of Item 6110-161-0001 of the Budget Act of 2009
- 31           (Ch. 1, 2009–10 3rd Ex. Sess., as revised by Ch. 1,
- 32           2009–10 4th Ex. Sess.)
- 33       (13) \$82,000 or whatever greater or lesser amount reflects
- 34           the unexpended balance of the amount appropriated
- 35           for Child Nutrition in Item 6110-651-0001, pursuant
- 36           to Section 5 of Chapter 3 of the 2009–10 Fourth Ex-
- 37           traordinary Session, as amended by Chapter 31 of
- 38           the 2009–10 Third Extraordinary Session
- 39       (14) \$267,000 or whatever greater or lesser amount re-
- 40           flects the unexpended balance of the amount appropri-

1 *ated for the Supplemental School Counseling Program*  
2 *in Item 6110-108-0001 of the Budget Act of 2010 (Ch.*  
3 *712, Stats. 2010)*

4 (15) *\$15,000 or whatever greater or lesser amount reflects*  
5 *the unexpended balance of the amount appropriated*  
6 *for the Special Education Program in Schedule (2) of*  
7 *Item 6110-161-0001 of the Budget Act of 2010 (Ch.*  
8 *712, Stats. 2010)*

9 (16) *\$30,000 or whatever greater or lesser amount reflects*  
10 *the unexpended balance of the amount appropriated*  
11 *for the California Partnership Academies in Item*  
12 *6110-166-0001 of the Budget Act of 2010 (Ch. 712,*  
13 *Stats. 2010)*

14 (17) *\$418,000 or whatever greater or lesser amount re-*  
15 *fects the unexpended balance of the amount appropri-*  
16 *ated for the California High School Exit Exam Sup-*  
17 *plemental Instruction program in Item 6110-204-0001*  
18 *of the Budget Act of 2010 (Ch. 712, Stats. 2010)*

19 (18) *\$369,000 or whatever greater or lesser amount re-*  
20 *fects the unexpended balance of the amount appropri-*  
21 *ated for the Arts and Music Block Grant program in*  
22 *Item 6110-265-0001 of the Budget Act of 2010 (Ch.*  
23 *712, Stats. 2010)*

24 (19) *\$18,677,000 or whatever greater or lesser amount*  
25 *represents the balance available from Schedules (1),*  
26 *(7), (8), (9), and (19) of Item 6870-101-0001 of the*  
27 *Budget Act of 2009 (Ch. 1, 2009–10 3rd Ex. Sess., as*  
28 *revised by Ch. 1, 2009–10 4th Ex. Sess.)*

29 Provisions:

- 30 1. The sum of \$45,597,000 is hereby reappropriated to  
31 the State Department of Education for transfer by the  
32 Controller to Section A of the State School Fund for  
33 allocation by the Superintendent of Public Instruction  
34 for the purpose of funding CalWORKs Stage 2 child  
35 care. The department shall provide the detailed  
36 schedule of adjustments to Schedules (1) and (1.5) of  
37 Item 6110-196-0001 of the Budget Act of 2010 (Ch.  
38 712, Stats. 2010) to the Controller not later than Au-  
39 gust 31, 2011. The amount reappropriated pursuant to  
40 this provision is for use in the 2011–12 fiscal year.

- 1        2. The sum of \$5,303,000 is hereby reappropriated to the
- 2        State Department of Education for transfer by the
- 3        Controller to Section A of the State School Fund for
- 4        allocation by the Superintendent of Public Instruction
- 5        to support costs during the 2011–12 fiscal year associ-
- 6        ated with the Class Size Reduction Program operated
- 7        pursuant to Chapter 6.10 (commencing with Section
- 8        52120) of Part 28 of Division 4 of Title 2 of the Edu-
- 9        cation Code.
- 10      3. *The sum of \$5,673,000 is hereby reappropriated to*
- 11      *the State Department of Education for transfer by the*
- 12      *Controller to Section A of the State School Fund for*
- 13      *allocation by the Superintendent of Public Instruction*
- 14      *to support California School Information Services*
- 15      *administration activities authorized pursuant to*
- 16      *Schedule (2) of Item 6110-140-0001.*
- 17      4. *The sum of \$81,375,000 is hereby reappropriated to*
- 18      *the State Department of Education for transfer by the*
- 19      *Controller to Section A of the State School Fund for*
- 20      *allocation by the Superintendent of Public Instruction*
- 21      *for apportionment for special education programs*
- 22      *pursuant to Part 30 (commencing with Section 56000)*
- 23      *of Division 4 of Title 2 of the Education Code.*
- 24      5. *The sum of \$15,049,000 is hereby reappropriated to*
- 25      *the State Department of Education for transfer by the*
- 26      *Controller to Section A of the State School Fund for*
- 27      *allocation by the Superintendent of Public Instruction*
- 28      *for the purpose of funding CalWORKs Stage 3 child*
- 29      *care. The amount reappropriated pursuant to this*
- 30      *provision is for use in the 2011–12 fiscal year.*

31  
 32        *SEC. 344. Item 6110-490 is added to Section 2.00 of the Budget*  
 33        *Act of 2011, to read:*

34  
 35        *6110-490—Reappropriation, Department of Education. The*  
 36        *balances of the appropriations provided in the following*  
 37        *citations are reappropriated for the purposes and subject*  
 38        *to the limitations, unless otherwise specified, provided for*  
 39        *in those appropriations and shall be available for encum-*  
 40        *brance or expenditure until June 30, 2015:*

- 1 0660—Public Buildings Construction Fund  
2 (1) *Item 6110-301-0660, Budget Act of 2005 (Chs. 38 and*  
3 *39, Stats. 2005), as reappropriated by Item 6110-490,*  
4 *Budget Act of 2007 (Chs. 171 and 172, Stats. 2007),*  
5 *Budget Act of 2008 (Chs. 268 and 269, Stats. 2008),*  
6 *Budget Act of 2009 (Ch. 1, 2009–10 3rd Ex. Sess., as*  
7 *revised by Ch. 1, 2009–10 4th Ex. Sess.), and Budget*  
8 *Act of 2010 (Ch. 712, Stats. 2010)*  
9 (1) *80.80.050-Career and Technical Education*  
10 *Complex and Service Yard—Working drawings,*  
11 *construction, and equipment*  
12 (2) *Item 6110-301-0660, Budget Act of 2006 (Chs. 47 and*  
13 *48, Stats. 2006), as reappropriated by Item 6110-490,*  
14 *Budget Act of 2008 (Chs. 268 and 269, Stats. 2008),*  
15 *Budget Act of 2009 (Ch. 1, 2009–10 3rd Ex. Sess., as*  
16 *revised by Ch. 1, 2009–10 4th Ex. Sess.), and Budget*  
17 *Act of 2010 (Ch. 712, Stats. 2010)*  
18 (1) *80.80.089-Kitchen and Dining Hall Renova-*  
19 *tion—Working drawings, construction, and*  
20 *equipment*  
21 (2) *80.80.052-New Gymnasium and Pool Cen-*  
22 *ter—Working drawings, construction, and equip-*  
23 *ment*  
24 (3) *Item 6110-301-0660, Budget Act of 2007 (Chs. 171*  
25 *and 172, Stats. 2007), as reappropriated by Item 6110-*  
26 *490, Budget Act of 2009 (Ch. 1, 2009–10 3rd Ex. Sess.,*  
27 *as revised by Ch. 1, 2009–10 4th Ex. Sess.), and Bud-*  
28 *get Act of 2010 (Ch. 712, Stats. 2010)*  
29 (2) *80.80.050-Career and Technical Education*  
30 *Complex and Service Yard—Working drawings*  
31 *and construction*  
32 (3) *80.80.065-Academic Support Cores, Bus Loop,*  
33 *and Renovation—Working drawings, construction,*  
34 *and equipment*  
35 (4) *Item 6110-301-0660, Budget Act of 2008 (Chs. 268*  
36 *and 269, Stats. 2008), as reappropriated by Item 6110-*  
37 *490, Budget Act of 2009 (Ch. 1, 2009–10 3rd Ex. Sess.,*  
38 *as revised by Ch. 1, 2009–10 4th Ex. Sess.), and Bud-*  
39 *get Act of 2010 (Ch. 712, Stats. 2010)*

1 (3) 80.80.089-Kitchen and Dining Hall Renova-  
2 tion—Construction

3  
4 SEC. 345. Item 6110-492 is added to Section 2.00 of the Budget  
5 Act of 2011, to read:

6  
7 6110-492—Reappropriation, Department of Education.  
8 Notwithstanding any other provision of law, the balance  
9 of the appropriation provided in Item 6110-001-3085 of  
10 the Budget Act of 2010 (Ch. 712, Stats. 2010) is reappro-  
11 priated and shall be available for encumbrance or expen-  
12 diture until June 30, 2012, to contract with mental health  
13 or educational professionals or local education agencies  
14 to support the involvement of local education agencies in  
15 local mental health planning and implementation efforts  
16 pursuant to the Mental Health Services Act (Proposition  
17 63, as approved by the voters at the November 2, 2004,  
18 statewide general election).

19  
20 SEC. 346. Item 6360-001-0408 of Section 2.00 of the Budget  
21 Act of 2011 is amended to read:

22  
23 6360-001-0408—For support of the Commission on Teacher  
24 Credentialing, payable from the Test Development and  
25 Administration Account, Teacher Credentials Fund..... 4,779,000  
26 Schedule:  
27 (1) 10-Standards for Preparation and Licens-  
28 ing of Teachers..... 4,779,000  
29 4,929,000  
30 (2) Reimbursements..... -150,000

31 Provisions:  
32 1. The amount appropriated in this item may be increased  
33 for unanticipated costs of litigation, or for costs from  
34 increases in the number of examinees, subject to ap-  
35 proval of the Department of Finance, not sooner than  
36 30 days after notification in writing to the chairpersons  
37 of the fiscal committees of each house of the Legisla-  
38 ture and the Chairperson of the Joint Legislative  
39 Budget Committee.

- 1       2. Notwithstanding Section 44234 of the Education Code,  
2       funds that are set aside for pending litigation costs  
3       shall not be considered part of the reserve of the  
4       Teacher Credentials Fund for purposes of subdivision  
5       (b) of Section 44234 of the Education Code.
- 6       3. If the funds available in the Teacher Credentials Fund  
7       are insufficient to meet the operational needs of the  
8       Commission on Teacher Credentialing, the Department  
9       of Finance may authorize a loan to be provided from  
10      the Test Development and Administration Account to  
11      the Teacher Credentials Fund. The Department of Fi-  
12      nance shall notify the Chairperson of the Joint Legisla-  
13      tive Budget Committee, or his or her designee, of its  
14      intent to request that the Controller transfer the amount  
15      projected to be required from the Test Development  
16      and Administration Account to the Teacher Credentials  
17      Fund. The Controller shall transfer those funds not  
18      sooner than 30 days after this notification.
- 19      4. Of the funds appropriated in this item, \$350,000 is  
20      provided to support teacher examination validation  
21      studies and examination development activities. The  
22      Commission on Teacher Credentialing shall submit  
23      an annual report to the Department of Finance in  
24      September of each year describing the teacher exami-  
25      nation validation studies and examination development  
26      conducted during the previous fiscal year.
- 27      5. Of the funds appropriated in this item, \$84,000 and  
28      1.0 two-year limited-term position are available upon  
29      the successful implementation of the California Lon-  
30      gitudinal Pupil Achievement Data System (CAL-  
31      PADS) and the written approval of the Department of  
32      Finance and the office of the Chief Information Offi-  
33      cer. These resources are for the purposes of providing  
34      subject matter expertise and support in the develop-  
35      ment of the California Longitudinal Teacher Integrated  
36      Data Education System (CALTIDES) with the State  
37      Department of Education. The limited-term position  
38      shall expire on June 30, 2012.
- 39      6. *Of the funds appropriated in Schedules (1) and (2),*  
40      *\$150,000 and 1.5 two-year, limited-term positions are*

1 available to support the development of the California  
 2 Longitudinal Teacher Integrated Data Education  
 3 System (CALTIDES) project with the State Department  
 4 of Education. The limited-term positions shall expire  
 5 on June 30, 2013.  
 6

7 SEC. 347. Item 6440-001-0001 of Section 2.00 of the Budget  
 8 Act of 2011 is amended to read:  
 9

10 6440-001-0001—For support of University of California..... ~~2,247,082,000~~  
 11 ~~2,097,082,000~~

12 Schedule:

13 (1) Support.....	2,671,691,000
14 (2) Charles R. Drew Medical Program.....	8,738,000
15 (3) Acquired Immune Deficiency Syndrome	
16 (AIDS) Research.....	9,214,000
17 (4) Student Financial Aid.....	52,199,000
18 (5) San Diego Supercomputer Center.....	3,240,000
19 (6) Subject Matter Projects.....	5,000,000
20 (7) Reimbursements.....	-3,000,000
21 (8) Budget Reduction.....	<del>-500,000,000</del>
22	-650,000,000

- 23 Provisions:
- 24 1. The appropriations made in this item are exempt from
  - 25 Section 31.00.
  - 26 2. None of the funds appropriated in this item may be
  - 27 expended to initiate major capital outlay projects by
  - 28 contract without prior legislative approval, except for
  - 29 cogeneration and energy conservation projects. Funds
  - 30 appropriated in this item may be used for capital ex-
  - 31 penditures as well as payment of debt service for such
  - 32 exempted capital projects. Exempted projects shall be
  - 33 reported in a manner consistent with the reporting
  - 34 procedures in subdivision (e) of Section 28.00.

35 Funds appropriated in this item may be used for  
 36 capital expenditures as well as payment of debt service  
 37 associated with the Energy Partnership Program,  
 38 whereby the University of California will receive fi-  
 39 nancial incentives from state investor-owned utilities  
 40 to undertake energy conservation projects. The use of

1 state operations funding for these energy savings pro-  
2 jects may not infringe on the university's funding for  
3 its instructional support activities. The Director of Fi-  
4 nance may authorize program expenditures for the list  
5 of planned projects not sooner than 30 days after noti-  
6 fication in writing is provided to the chairpersons of  
7 the committees in each house of the Legislature that  
8 consider appropriations, the chairpersons of the com-  
9 mittees and the appropriate subcommittees in each  
10 house of the Legislature that consider the State Budget,  
11 and the Chairperson of the Joint Legislative Budget  
12 Committee. The list of planned projects submitted for  
13 approval for a given funding cycle should be all inclu-  
14 sive and may include projects that eventually may not  
15 be initiated during that funding cycle. A project not  
16 included on the list of planned projects for that funding  
17 cycle, but with which the university wishes to proceed  
18 during the budget year, may be treated as an exempted  
19 project as described above and reported in a manner  
20 consistent with the reporting procedures in subdivision  
21 (e) of Section 28.00. No later than November 15 of  
22 each year, the university shall prepare a report describ-  
23 ing the identified projects funded under the Energy  
24 Partnership Program in the prior year. The report shall  
25 include the cost of each project, how the cost is being  
26 funded, including the amount funded from support  
27 budget funds and investor-owned utility incentive  
28 awards, and the projected amount of energy savings.  
29 These reports will sunset at the end of the program.

30 3. The funds appropriated in Schedule (2) are for support  
31 of University of California programs of clinical health  
32 sciences education, research, and public service, con-  
33 ducted in conjunction with the Charles R. Drew Uni-  
34 versity of Medicine and Science, as provided for in  
35 Sections 1, 2, and 3 of Chapter 1140 of the Statutes  
36 of 1973. Of the funds appropriated, \$500,000 is con-  
37 tingent upon the provision by the University of Cali-  
38 fornia of an equal amount of matching funds from its  
39 own resources. The University of California shall en-  
40 sure by adequate controls that funds appropriated in

- 1 Schedule (2) are expended solely for the support of  
2 the program identified in that schedule.
- 3 4. The funds appropriated in Schedule (4) are for support  
4 of Program 45, Student Financial Aid, to provide fi-  
5 nancial aid to needy students attending the University  
6 of California, according to the nationally accepted  
7 needs analysis methodology.
- 8 5. Of the funds appropriated in Schedule (1), \$2,762,129  
9 is for payment of energy service contracts in connec-  
10 tion with the issuance of State Public Works Board  
11 Energy Efficiency Revenue Bonds.
- 12 6. Of the funds appropriated in Schedule (1), \$1,897,200  
13 is for the California State Summer School for Mathe-  
14 matics and Science (COSMOS). The University of  
15 California shall report on the outcomes and effective-  
16 ness of COSMOS every five years, commencing April  
17 1, 2011.
- 18 7. Of the funds appropriated in Schedule (1), \$1,125,000  
19 is provided to continue support for science and math  
20 resource centers to implement the Science and Math  
21 Teacher Initiative. The University of California (UC)  
22 shall report to the Legislature and the Governor by  
23 February 1 of each year on its progress toward increas-  
24 ing the quality and supply of science and mathematics  
25 teachers resulting from implementation of the Science  
26 and Math Teacher Initiative. This report shall include  
27 the following information: (a) annual number of  
28 mathematics and science teachers awarded credentials  
29 (by each UC campus) beginning with the 2004–05  
30 academic year (before the state first provided funding  
31 for the initiative), (b) an expenditure plan on the use  
32 of the funds appropriated in this item, (c) the effective-  
33 ness of the initiative’s different components and activ-  
34 ities, including an identification of best practices, and  
35 (d) the job placement of students who earn a mathe-  
36 matics or science teaching credential, including the  
37 location of the K–12 school of employment and  
38 whether it is in an urban, rural, or suburban setting.
- 39 9. Of the funds appropriated in Schedule (1), \$2,025,000  
40 is to support 135 full-time equivalent students in the

1 Program in Medical Education (PRIME) at the Irvine,  
2 Davis, San Diego, San Francisco, and Los Angeles  
3 campuses. The primary purpose of this program is to  
4 train physicians specifically to serve in underrepresent-  
5 ed communities. The University of California shall  
6 report to the Legislature by March 15, 2012, on (a) its  
7 progress in implementing the PRIME program and (b)  
8 the use of the total funds provided for this program  
9 from both state and nonstate resources.

10 10. (a) The amount in Schedule (1) includes \$1,720,000  
11 to continue increased enrollments in nursing pro-  
12 grams beyond the levels served in 2005–06 as  
13 follows:

14 (1) \$1,617,000 for full cost of a minimum of 122  
15 full-time equivalent students in entry-level  
16 clinical nursing programs and entry-level  
17 master’s degree nursing programs.

18 (2) \$103,000 for supplemental marginal cost  
19 funding for 20 master’s degree level nursing  
20 students.

21 (b) The reimbursement funds appropriated in Sched-  
22 ule (7) reflect Workforce Investment Act funding  
23 pursuant to an interagency agreement with the  
24 Employment Development Department and are  
25 available to support the full cost of 55 undergrad-  
26 uate, 152 master’s degree, and 23 doctoral nursing  
27 enrollments in the 2011–12 academic year.

28 (c) The University of California shall report to the  
29 Legislature and the Governor by May 1, 2012, on  
30 the total enrollment in the 2011–12 academic year  
31 in the baccalaureate nursing degree programs, the  
32 entry-level clinical and master’s degree nursing  
33 programs, and the master’s of science in nursing  
34 degree programs.

35 11. It is the intent of the Legislature that, if the budget re-  
36 ductions contained in this item require the University  
37 of California to make budget reductions to the Student  
38 Academic Preparation and Education Programs  
39 (SAPEP), ~~those aggregate reductions~~ *no individual*  
40 *reduction to any program shall be no greater, propor-*

1 tionally, than the reduction in overall General Fund  
 2 support *for the university. This provision does not ap-*  
 3 *ply to the Preuss School.* The university shall submit  
 4 a report on funding levels of SAPEP to the fiscal  
 5 committees of each house of the Legislature no later  
 6 than April 1, 2012.

7 13. Of the funds appropriated in Schedule (1), \$3,000,000  
 8 shall be allocated to fund the scheduled increased  
 9 personnel cost pursuant to the memoranda of under-  
 10 standing between the University of California and  
 11 Service Unit (SX), effective on February 12, 2009.

12 14. *The funds appropriated in this item shall not be*  
 13 *available to support auxiliary enterprises or intercol-*  
 14 *legiate athletics programs.*

15 15. *The unallocated budget reduction in Schedule (8) may*  
 16 *be applied by the University of California to the*  
 17 *amounts specified in Provisions 6, 7, and 10, but the*  
 18 *reduction to each of those amounts may not be propor-*  
 19 *tionally greater than the overall General Fund budget*  
 20 *reduction to the University of California system.*

21 16. *The Director of Finance may augment this item by*  
 22 *\$150,000,000 if sufficient state General Fund revenues*  
 23 *are available. The Department of Finance shall notify*  
 24 *the Joint Legislative Budget Committee of any transfer*  
 25 *made pursuant to this provision.*

26  
 27 *SEC. 348. Item 6440-001-0234 of Section 2.00 of the Budget*  
 28 *Act of 2011 is amended to read:*

29  
 30 6440-001-0234—For support of University of California,  
 31 payable from the Research Account, Cigarette and Tobacco  
 32 Products Surtax Fund..... 12,544,000  
 33 12,681,000

34 Provisions:

35 1. The funds appropriated in this item are to be allocated  
 36 for research regarding tobacco use, with an emphasis  
 37 on youth and young adults, including, but not limited  
 38 to, the effects of active and passive smoking, the pri-  
 39 mary prevention of tobacco use, nicotine addiction

- 1 and its treatment, the effects of secondhand smoke,
- 2 and public health issues surrounding tobacco use.
- 3 2. Notwithstanding subdivision (a) of Section 1.80, the
- 4 funds appropriated in this item are available for expend-
- 5 iture until June 30, 2014.

6

7 *SEC. 349. Item 6440-001-8054 of Section 2.00 of the Budget*  
 8 *Act of 2011 is amended to read:*

9

10 6440-001-8054—For support of University of California,  
 11 payable from the California Cancer Research Fund..... 250,000  
 12 425,000

13 Provisions:

- 14 1. The funds appropriated in this item shall be used to
- 15 conduct cancer research, education, and prevention
- 16 and awareness activities in accordance with Chapter
- 17 330 of the Statutes of 2008, commencing with Section
- 18 18861.
- 19 ~~2. No expenditures may be made from the California~~
- 20 ~~Cancer Research Fund until the Franchise Tax Board~~
- 21 ~~verifies the revenues collected through personal in-~~
- 22 ~~come tax voluntary contributions.~~

23

24 *SEC. 350. Item 6440-301-0668 is added to Section 2.00 of the*  
 25 *Budget Act of 2011, to read:*

26

27 6440-301-0668—For capital outlay, University of California,  
 28 payable from the Public Buildings Construction Fund  
 29 Subaccount..... 5,735,000

30 Schedule:

31 San Diego Campus

32 (1) 99.06.365-SIO Research Support Facili-  
 33 ties—Construction..... 5,735,000

34 Provisions:

- 35 1. The State Public Works Board may issue lease-revenue
- 36 bonds, notes, or bond anticipation notes pursuant to
- 37 Chapter 5 (commencing with Section 15830) of Part
- 38 10b of Division 3 of Title 2 of the Government Code
- 39 to finance the design and construction of the projects
- 40 authorized by this item.

- 1       2. *The University of California is directed to execute and*
- 2       *deliver any and all leases, contracts, agreements, or*
- 3       *other documents necessary or advisable to consum-*
- 4       *mate the sale of bonds or otherwise effectuate the fi-*
- 5       *nancing of the scheduled projects.*
- 6       3. *The State Public Works Board shall not be deemed to*
- 7       *be the lead or responsible agency for the purposes of*
- 8       *the California Environmental Quality Act (Division*
- 9       *13 (commencing with Section 21000) of the Public*
- 10       *Resources Code) for any activities under the State*
- 11       *Building Construction Act of 1955 (Part 10b (commenc-*
- 12       *ing with Section 15800) of Division 3 of Title 2 of the*
- 13       *Government Code). This provision does not exempt*
- 14       *the University of California from the requirements of*
- 15       *the California Environmental Quality Act. This provi-*
- 16       *sion is declaratory of existing law.*

17

18       *SEC. 351. Item 6440-302-0668 is added to Section 2.00 of the*

19       *Budget Act of 2011, to read:*

20

21       6440-302-0668—*For capital outlay, University of California,*

22       *payable from the Public Buildings Construction Fund*

23       *Subaccount..... 39,595,000*

24       *Schedule:*

25       *Irvine Campus*

26       *(1) 99.09.390-Business Unit 2—Preliminary*

27       *plans, working drawings, and construc-*

28       *tion..... 39,595,000*

- 29       *Provisions:*
- 30       1. *The State Public Works Board may issue lease-revenue*
  - 31       *bonds, notes, or bond anticipation notes pursuant to*
  - 32       *Chapter 5 (commencing with Section 15830) of Part*
  - 33       *10b of Division 3 of Title 2 of the Government Code*
  - 34       *to finance the design and construction of the projects*
  - 35       *authorized by this item.*
  - 36       2. *The University of California is directed to execute and*
  - 37       *deliver any and all leases, contracts, agreements, or*
  - 38       *other documents necessary or advisable to consum-*
  - 39       *mate the sale of bonds or otherwise effectuate the fi-*
  - 40       *nancing of the scheduled projects.*

- 1       3. *The State Public Works Board shall not be deemed to*
- 2       *be the lead or responsible agency for the purposes of*
- 3       *the California Environmental Quality Act (Division*
- 4       *13 (commencing with Section 21000) of the Public*
- 5       *Resources Code) for any activities under the State*
- 6       *Building Construction Act of 1955 (Part 10b (commenc-*
- 7       *ing with Section 15800) of Division 3 of Title 2 of the*
- 8       *Government Code). This provision does not exempt*
- 9       *the University of California from the requirements of*
- 10       *the California Environmental Quality Act. This provi-*
- 11       *sion is declaratory of existing law.*
- 12       4. *Notwithstanding any other provision of law, the appro-*
- 13       *priation made in this item is available for encum-*
- 14       *brance until June 30, 2016.*
- 15       5. *The project identified in Schedule (1) may utilize de-*
- 16       *sign-build construction consistent with practices,*
- 17       *policies, and procedures of the University of Califor-*
- 18       *nia.*

19  
 20       *SEC. 352. Item 6440-492 is added to Section 2.00 of the Budget*  
 21 *Act of 2011, to read:*

22  
 23       6440-492—*Reappropriation, University of California. The*  
 24       *balances of the appropriations provided in the following*  
 25       *citations are reappropriated for the purposes and subject*  
 26       *to the limitations in those appropriations, unless otherwise*  
 27       *specified:*  
 28       0705—*1992 Higher Education Capital Outlay Bond Fund*  
 29       (1) *Item 6440-301-0705, Budget Act of 2008 (Chs. 268*  
 30       *and 269, Stats. 2008)*  
 31       *Irvine Campus:*  
 32       (7) *99.09.355-Social and Behavioral Sciences Build-*  
 33       *ing—Equipment*  
 34       0658—*1996 Higher Education Capital Outlay Bond Fund*  
 35       (1) *Item 6440-301-0658, Budget Act of 2010 (Ch. 712,*  
 36       *Stats. 2010)*  
 37       *Merced Campus:*  
 38       (1) *99.11.055-Site Development and Infrastructure,*  
 39       *Phase 4—Preliminary plans, working drawings,*  
 40       *construction, and equipment*

- 1 *San Diego Campus:*
- 2 (1) 99.06.365-SIO Research Support Facilities—Pre-
- 3 liminary plans and working drawings
- 4 6048—2006 University Capital Outlay Bond Fund
- 5 (1) Item 6440-301-6048, Budget Act of 2006 (Chs. 47 and
- 6 48, Stats. 2006), as partially reappropriated by Item
- 7 6440-491, Budget Act of 2007 (Chs. 171 and 172,
- 8 Stats. 2007), Item 6440-491, Budget Act of 2008 (Chs.
- 9 268 and 269, Stats. 2008), and Item 6440-491, Budget
- 10 Act of 2009 (Ch. 1, 2009–10 3rd Ex. Sess., as revised
- 11 by Ch. 1, 2009–10 4th Ex. Sess.)
- 12 *Davis Campus:*
- 13 (1.3) 99.03.355-King Hall Renovation and Expan-
- 14 sion—Construction
- 15 *Irvine Campus:*
- 16 (2.5) 99.09.360-Primary Electrical Improvements Step
- 17 3—Construction
- 18 (2) Item 6440-301-6048, Budget Act of 2007 (Chs. 171
- 19 and 172, Stats. 2007), as partially reappropriated by
- 20 Item 6440-491, Budget Act of 2008 (Chs. 268 and 269,
- 21 Stats. 2008), Item 6440-491, Budget Act of 2009 (Ch.
- 22 1, 2009–10 3rd Ex. Sess., as revised by Ch. 1, 2009–10
- 23 4th Ex. Sess.), and Item 6440-492, Budget Act of 2010
- 24 (Ch. 712, Stats. 2010)
- 25 *Riverside Campus:*
- 26 (8) 99.05.220-Boyce Hall and Webber Hall Renova-
- 27 tions—Construction
- 28 *San Diego Campus:*
- 29 (10) 99.06.370-Music Building—Equipment
- 30 (3) Item 6440-301-6048, Budget Act of 2008 (Chs. 268
- 31 and 269, Stats. 2008)
- 32 *Riverside Campus:*
- 33 (1) 99.05.190-Materials Science and Engineering
- 34 Building—Equipment
- 35 (4) Item 6440-304-6048, Budget Act of 2007 (Chs. 171
- 36 and 172, Stats. 2007), as partially reappropriated by
- 37 Item 6440-491, Budget Act of 2008 (Chs. 268 and 269,
- 38 Stats. 2008), and Item 6440-491, Budget Act of 2009
- 39 (Ch. 1, 2009–10 3rd Ex. Sess., as revised by Ch. 1,
- 40 2009–10 4th Ex. Sess.)

- 1 *Davis Campus:*
- 2 (1.5) 99.03.365-Telemedicine Resource Center and
- 3 Rural PRIME Facility—Equipment
- 4 (5) Item 6440-304-6048, Budget Act of 2008 (Chs. 268
- 5 and 269, Stats. 2008)
- 6 *Statewide:*
- 7 (0.5) 99.00.100-Statewide Telemedicine Services Ex-
- 8 pansion—Equipment
- 9 *San Francisco Campus:*
- 10 (1) 99.02.155-Telemedicine and PRIME Urban Un-
- 11 derserved Education Facilities—Equipment
- 12 (6) Item 6440-305-6048, Budget Act of 2009 (Ch. 1,
- 13 2009–10 3rd Ex. Sess., as revised by Ch. 1, 2009–10
- 14 4th Ex. Sess.)
- 15 *Los Angeles Campus:*
- 16 (1) 99.04.290-Telemedicine and PRIME Facilities
- 17 Phase 2—Construction
- 18 (7) Item 6440-301-6048, Budget Act of 2010 (Ch. 712,
- 19 Stats. 2010)
- 20 *Merced Campus:*
- 21 (2) 99.11.065-Site Development and Infrastructure
- 22 Phase 6—Construction

23

24 **SEC. 353.** *Item 6440-493 is added to Section 2.00 of the Budget*

25 *Act of 2011, to read:*

26

27 *6440-493—Reappropriation, University of California.*

28 *Notwithstanding any other provision of law, the periods*

29 *to liquidate encumbrances of the following citations are*

30 *extended to June 30, 2012:*

31 *6048—2006 University Capital Outlay Bond Fund*

32 *(1) Item 6440-301-6048, Budget Act of 2006 (Chs. 47 and*

33 *48, Stats. 2006), as partially reappropriated by Item*

34 *6440-491, Budget Act of 2007 (Chs. 171 and 172,*

35 *Stats. 2007), Item 6440-491, Budget Act of 2008 (Chs.*

36 *268 and 269, Stats. 2008), and Item 6440-491, Budget*

37 *Act of 2009 (Ch. 1, 2009–10 3rd Ex. Sess., as revised*

38 *by Ch. 1, 2009–10 4th Ex. Sess.)*

39 *Davis Campus:*

- 1           (1.3) 99.03.355-King Hall Renovation and Expan-
- 2                        sion—Working drawings
- 3           Irvine Campus:
- 4           (2) 99.09.345-Biological Sciences Unit 3—Equipment
- 5           (2) Item 6440-302-6048, Budget Act of 2006 (Chs. 47 and
- 6                        48, Stats. 2006)
- 7           Riverside Campus:
- 8           (7) 99.05.215-Geology Building Renovations, Phase
- 9                        2—Construction
- 10          (3) Item 6440-301-6048, Budget Act of 2007 (Chs. 171
- 11                        and 172, Stats. 2007), as partially reappropriated by
- 12                        Item 6440-491, Budget Act of 2008 (Chs. 268 and 269,
- 13                        Stats. 2008), Item 6440-491, Budget Act of 2009 (Ch.
- 14                        1, 2009–10 3rd Ex. Sess., as revised by Ch. 1, 2009–10
- 15                        4th Ex. Sess.), and Item 6440-492, Budget Act of 2010
- 16                        (Ch. 712, Stats. 2010)
- 17          Berkeley Campus:
- 18          (1) 99.01.245-Campbell Hall Seismic Replacement
- 19                        Building—Working drawings
- 20          Davis Campus:
- 21          (2) 99.03.350-Veterinary Medicine 3B—Working
- 22                        drawings
- 23          Riverside Campus:
- 24          (8) 99.05.220-Boyce Hall and Webber Hall Renova-
- 25                        tions—Working drawings
- 26          (4) Item 6440-302-6048, Budget Act of 2007 (Chs. 171
- 27                        and 172, Stats. 2007)
- 28          Irvine Campus:
- 29          (3) 99.09.370-Arts Building—Construction
- 30          (5) Item 6440-305-6048, Budget Act of 2007 (Chs. 171
- 31                        and 172, Stats. 2007)
- 32          Irvine Campus:
- 33          (1) 99.09.380-Telemedicine/PRIME Latino Commu-
- 34                        nity Facilities—Construction

35  
 36        SEC. 354. Item 6440-494 is added to Section 2.00 of the Budget  
 37        Act of 2011, to read:

1 6440-494—Reappropriation, University of California. The  
 2 balances of the appropriations provided in the following  
 3 citations are reappropriated for the purposes and subject  
 4 to the limitations in those appropriations, and are available  
 5 for encumbrance or expenditure until June 30, 2015:

- 6 0660—Public Buildings Construction Fund
- 7 (1) Item 6440-301-0660, Budget Act of 2010 (Ch. 712,  
 8 Stats. 2010)
- 9 Berkeley Campus:
- 10 (1) 99.01.245-Campbell Hall Seismic Replacement  
 11 Building—Construction
- 12 Los Angeles Campus:
- 13 (2) 99.04.325-CHS South Tower Seismic Renova-  
 14 tion—Construction
- 15 Santa Barbara Campus:
- 16 (3) 99.08.145-Davidson Library Addition and Renew-  
 17 al—Working drawings and construction
- 18 Merced Campus:
- 19 (4) 99.11.050-Science and Engineering Building  
 20 2—Construction

21

22 SEC. 354.5. Item 6610-001-0001 of Section 2.00 of the Budget  
 23 Act of 2011 is amended to read:

24

25 6610-001-0001—For support of California State Universi-  
 26 ty..... 2,222,713,000  
 27 2,072,713,000

28 Schedule:

29 (1) Support..... 2,722,713,000  
 30 (2) Budget Reduction..... -500,000,000  
 31 -650,000,000

- 32 Provisions:
- 33 1. The appropriations made in this item are exempt from  
 34 Section 31.00, except as otherwise provided by the  
 35 applicable sections of the Government Code referred  
 36 to in Section 31.00.
- 37 2. Of the amount appropriated in this item, \$350,000 is  
 38 for transfer to the Affordable Student Housing Revolv-  
 39 ing Fund for the purpose of subsidizing interest costs  
 40 in connection with bond financing for construction of

- 1 affordable student housing at the Fullerton and East  
2 Bay campuses in accordance with Article 3 (commenc-  
3 ing with Section 90085) of Chapter 8 of Part 55 of  
4 Division 8 of Title 3 of the Education Code.
- 5 3. Of the funds appropriated in Schedule (1), \$2,713,000  
6 is provided to continue support for enhancing the ca-  
7 pacity of science and math teacher credential programs  
8 to implement the Science and Math Teacher Initiative.  
9 The California State University (CSU) shall report to  
10 the Legislature and the Governor by May 1 of each  
11 year on its progress toward increasing the quality and  
12 supply of science and mathematics teachers resulting  
13 from implementation of the Science and Math Teacher  
14 Initiative. This report shall include the following infor-  
15 mation: (a) annual number of mathematics and science  
16 teachers awarded credentials (by each CSU campus)  
17 beginning with the 2004–05 academic year (before  
18 the state first provided funding for the initiative), (b)  
19 an expenditure plan on the use of the funds appropri-  
20 ated in this item, (c) the effectiveness of the initiative’s  
21 different components and activities, including an  
22 identification of best practices, and (d) the job place-  
23 ment of students who earn a math or science teaching  
24 credential, including the location of the K–12 school  
25 of employment and whether it is in an urban, rural, or  
26 suburban setting.
- 27 5. (a) The amount in Schedule (1) includes \$6,251,000  
28 to continue increased enrollments in nursing pro-  
29 grams beyond the levels served in 2005–06 as  
30 follows:
- 31 (1) \$560,000 for supplemental marginal cost  
32 funding for 280 full-time equivalent students  
33 (FTES) in entry-level master’s degree nursing  
34 programs pursuant to Article 8 (commencing  
35 with Section 89270) of Chapter 2 of Part 55  
36 of Division 8 of Title 3 of the Education  
37 Code.
- 38 (2) \$1,720,000 for full cost of a minimum of 163  
39 FTES in entry-level master’s degree nursing  
40 programs.

- 1 (3) \$371,000 for full cost of 35 FTES in baccalau-
- 2 reate degree nursing programs.
- 3 (4) \$3,600,000 for full cost of 340 FTES in bac-
- 4 calaureate degree nursing programs.
- 5 (b) The California State University shall report to the
- 6 Legislature and the Governor by May 1, 2012, on
- 7 the total enrollment in the 2011–12 academic year
- 8 in the baccalaureate nursing degree and entry-
- 9 level master’s degree nursing programs.
- 10 6. Of the amount appropriated in this item, \$33,785,000
- 11 is provided for student financial aid grants. These fi-
- 12 nancial aid funds shall be provided to needy students
- 13 according to the nationally accepted needs analysis
- 14 methodology.
- 15 7. It is the intent of the Legislature that if the budget re-
- 16 ductions contained in this item necessitate the Califor-
- 17 nia State University to make budget reductions to its
- 18 student academic preparation and outreach programs,
- 19 those aggregate reductions shall be no greater, propor-
- 20 tionally, than the reduction in overall General Fund
- 21 support. The university shall submit a report on the
- 22 reduction made to these programs to the fiscal commit-
- 23 tees of each house of the Legislature no later than April
- 24 1, 2012.
- 25 8. *The Director of Finance may augment this item by*
- 26 *\$150,000,000 if sufficient state General Fund revenues*
- 27 *are available. The Department of Finance shall notify*
- 28 *the Joint Legislative Budget Committee of any transfer*
- 29 *made pursuant to this provision.*

30  
 31 *SEC. 355. Item 6610-301-0668 is added to Section 2.00 of the*  
 32 *Budget Act of 2011, to read:*

33

34	<i>6610-301-0668—For capital outlay, California State University,</i>	
35	<i>payable from the Public Buildings Construction Fund</i>	
36	<i>Subaccount.....</i>	<i>201,185,000</i>
37	<i>Schedule:</i>	
38	<i>(1) 06.52.113-Chico: Taylor II Replacement</i>	
39	<i>Building—Construction.....</i>	<i>52,891,000</i>

1	(2) 06.56.066-Fresno: Faculty Office/Lab	
2	Building—Construction.....	9,819,000
3	(3) 06.64.081-East Bay: Warren Hall Re-	
4	placement Building—Preliminary plans,	
5	working drawings and construction.....	48,975,000
6	(4) 06.83.004-Channel Islands: West Hall—	
7	Construction.....	38,021,000
8	(5) 06.86.084-San Jose: Spartan Complex	
9	Seismic Renovation—Construction.....	51,479,000

10 Provisions:

- 11 1. The State Public Works Board may issue lease-revenue
- 12 bonds, notes, or bond anticipation notes pursuant to
- 13 Chapter 5 (commencing with Section 15830) of Part
- 14 10b of Division 3 of Title 2 of the Government Code
- 15 to finance the design and construction of the projects
- 16 authorized by this item.
- 17 2. The California State University is directed to execute
- 18 and deliver any and all leases, contracts, agreements,
- 19 or other documents necessary or advisable to consum-
- 20 mate the sale of bonds or otherwise effectuate the fi-
- 21 nancing of the scheduled projects.
- 22 3. The State Public Works Board shall not be deemed to
- 23 be the lead or responsible agency for the purposes of
- 24 the California Environmental Quality Act (Division
- 25 13 (commencing with Section 21000) of the Public
- 26 Resources Code) for any activities under the State
- 27 Building Construction Act of 1955 (Part 10b (commenc-
- 28 ing with Section 15800) of Division 3 of Title 2 of the
- 29 Government Code). This provision does not exempt
- 30 the California State University from the requirements
- 31 of the California Environmental Quality Act. This
- 32 provision is declaratory of existing law.

33  
34 SEC. 356. Item 6610-301-6028 is added to Section 2.00 of the  
35 Budget Act of 2011, to read:

36		
37	6610-301-6028—For capital outlay, California State University,	
38	payable from the 2004 University Capital Outlay Bond	
39	Fund.....	648,000

1       *Schedule:*  
 2       *Los Angeles Campus*  
 3       (1) 06.73.096—*Los Angeles: Corporation*  
 4         *Yard and Public Safety—Equipment.....*       648,000

5       *Provisions:*  
 6       1. *Identified savings in funds encumbered from this gen-*  
 7         *eral obligation bond fund for construction contracts*  
 8         *for capital outlay projects, remaining after completion*  
 9         *of a capital outlay project and upon resolution of all*  
 10        *change orders and claims, may be used prior to the*  
 11        *appropriation reversion date: (a) to begin working*  
 12        *drawings for a project for which preliminary plans*  
 13        *funds have been appropriated and the plans have been*  
 14        *approved by the State Public Works Board consistent*  
 15        *with the scope and cost approved by the Legislature*  
 16        *as adjusted for inflation only, (b) to proceed further*  
 17        *with the underground tank correction program, (c) to*  
 18        *perform engineering evaluations on buildings that*  
 19        *have been identified as potentially in need of seismic*  
 20        *retrofitting, or (d) to proceed with design and construc-*  
 21        *tion of projects to meet requirements under the federal*  
 22        *Americans with Disabilities Act of 1990 (42 U.S.C.*  
 23        *Sec. 12101 et seq.).*

24  
 25       *SEC. 357. Item 6610-401 of Section 2.00 of the Budget Act of*  
 26        *2011 is amended to read:*

27  
 28       6610-401—Identified savings in funds encumbered from the  
 29       Higher Education Capital Outlay Bond Funds of 1996,  
 30       1998, 2002, and 2004, and from the 2006 University Cap-  
 31       ital Outlay Bond Fund, for capital outlay projects, remain-  
 32       ing after completion of a capital outlay project and upon  
 33       resolution of all change orders and claims, may be used:  
 34       (a) to begin working drawings for a project for which pre-  
 35       liminary plan funds have been appropriated and the plans  
 36       have been approved by the State Public Works Board  
 37       consistent with the scope and cost approved by the Legis-  
 38       lature as adjusted for inflation only, (b) to proceed further  
 39       with the underground tank corrections program, (c) to  
 40       perform engineering evaluations on buildings that have

1 been identified as potentially in need of seismic retrofitting,  
 2 or (d) to proceed with design and construction of projects  
 3 to meet requirements under the federal Americans with  
 4 Disabilities Act of 1990 (42 U.S.C. Sec. 12101 et seq.), or  
 5 (e) to fund minor capital outlay projects.

6 No later than November 1 of each year, the California  
 7 State University shall prepare a report showing (a) the  
 8 identified savings by project and (b) the purpose for which  
 9 the identified savings were used. This report shall be sub-  
 10 mitted to the Chairperson of the Joint Legislative Budget  
 11 Committee and to the chairpersons of the fiscal committees  
 12 of each house of the Legislature.

13  
 14 *SEC. 358. Item 6610-492 is added to Section 2.00 of the Budget*  
 15 *Act of 2011, to read:*

16  
 17 *6610-492—Reappropriation, California State University. The*  
 18 *balances of the appropriations provided in the following*  
 19 *citations are reappropriated for the purposes and subject*  
 20 *to the limitations in those appropriations, unless otherwise*  
 21 *specified:*

22 *0658—1996 Higher Education Capital Outlay Bond Fund*  
 23 *(1) Item 6610-301-0658, Budget Act of 2010 (Ch. 712,*  
 24 *Stats. 2010)*

25 *Chico Campus:*

26 *(1) 06.52.113-Taylor II Replacement Building—Pre-*  
 27 *liminary plans and working drawings*

28 *Fresno Campus:*

29 *(2) 06.56.066-Faculty Office/Lab Building—Prelimi-*  
 30 *nary plans and working drawings*

31 *Channel Islands Campus:*

32 *(3) 06.83.004-West Hall—Preliminary plans and*  
 33 *working drawings*

34 *San Jose Campus:*

35 *(4) 06.86.084-Spartan Complex Renovation (Seis-*  
 36 *mic)—Preliminary plans and working drawings*

37  
 38 *SEC. 359. Item 6610-493 is added to Section 2.00 of the Budget*  
 39 *Act of 2011, to read:*

1 6610-493—*Reappropriation, California State University.*  
2 *Notwithstanding any other provision of law, the period to*  
3 *liquidate encumbrances of the following citations is extend-*  
4 *ed to June 30, 2012:*  
5 *0574—1998 Higher Education Capital Outlay Bond Fund*  
6 *(1) Item 6610-301-0574, Budget Act of 2007 (Chs. 171*  
7 *and 172, Stats. 2007), as reappropriated by Item 6610-*  
8 *492, Budget Act of 2010 ( Ch. 712, Stats. 2010)*  
9 *Systemwide:*  
10 *(1) 06.48.315-Minor Capital Outlay—Preliminary*  
11 *plans, working drawings, and construction*  
12 *6028—2002 Higher Education Capital Outlay Bond Fund*  
13 *(1) Item 6610-301-6028, Budget Act of 2007 (Chs. 171*  
14 *and 172, Stats. 2007), as partially reappropriated by*  
15 *Item 6610-492, Budget Act of 2010 (Ch. 712, Stats.*  
16 *2010)*  
17 *Systemwide:*  
18 *(1) 06.48.315-Minor Capital Outlay—Preliminary*  
19 *plans, working drawings, and construction*  
20 *Monterey Campus:*  
21 *(2) 06.74.006-Monterey Bay Library—Equipment*  
22 *6041—2004 Higher Education Capital Outlay Bond Fund*  
23 *(1) Item 6610-302-6041, Budget Act of 2005 (Chs. 38 and*  
24 *39, Stats. 2005), as partially reappropriated by Item*  
25 *6610-491 and as partially reverted by Item 6610-496,*  
26 *Budget Act of 2006 (Chs. 47 and 48, Stats. 2006), as*  
27 *partially reappropriated by Item 6610-491, Budget*  
28 *Act of 2007 (Chs. 171 and 172, Stats. 2007), and as*  
29 *partially reappropriated by Item 6610-492, Budget*  
30 *Act of 2009 (Ch. 1, 2009–10 3rd Ex. Sess., as revised*  
31 *by Ch. 1, 2009–10 4th Ex. Sess.), and Item 6610-492,*  
32 *Budget Act of 2010 (Ch. 712, Stats. 2010)*  
33 *Fresno Campus:*  
34 *(3) 06.56.093-Library Addition and Renovation—Con-*  
35 *struction*  
36 *6048—2006 University Capital Outlay Bond Fund*  
37 *(1) Item 6610-301-6048, Budget Act of 2006 (Chs. 47 and*  
38 *48, Stats. 2006)*  
39 *Long Beach Campus:*

- 1 (4) 06.71.110-Peterson Hall 3 Replacement—Con-
- 2 struction
- 3 (2) Item 6610-301-6048, Budget Act of 2006 (Chs. 47 and
- 4 48, Stats. 2006), as partially reappropriated by Item
- 5 6610-492, Budget Act of 2009 (Ch. 1, 2009–10 3rd
- 6 Ex. Sess., as revised by Ch. 1, 2009–10 4th Ex. Sess.)
- 7 Systemwide:
- 8 (1) 06.48.315-Minor Capital Outlay—Preliminary
- 9 plans, working drawings, and construction
- 10 (3) Item 6610-302-6048, Budget Act of 2007 (Chs. 171
- 11 and 172, Stats. 2007)
- 12 Fresno Campus:
- 13 (3) 06.56.093-Library Addition and Renova-
- 14 tion—Equipment

15  
 16 SEC. 360. Item 6610-495 is added to Section 2.00 of the Budget  
 17 Act of 2011, to read:

- 18
- 19 6610-495—Reversion, California State University. As of June
- 20 30, 2011, the balance of the appropriation provided in the
- 21 following citation shall revert to the fund from which the
- 22 appropriation was made:
- 23 0574—1998 Higher Education Capital Outlay Bond Fund
- 24 (1) Item 6610-301-0574, Budget Act of 2009 (Ch. 1,
- 25 2009–10 3rd Ex. Sess., as revised by Ch. 1, 2009–10
- 26 4th Ex. Sess.)
- 27 (1) 06.73.096-Los Angeles: Corporation Yard and
- 28 Public Safety—Equipment

29  
 30 SEC. 361. Item 6870-101-0001 of Section 2.00 of the Budget  
 31 Act of 2011 is amended to read:

32

33 6870-101-0001—For local assistance, Board of Governors

34 of the California Community Colleges (Proposition

35 98)..... 2,636,024,000

36 2,560,233,000

37 Schedule:

38 (1) 10.10.010-Apportionments..... 2,238,679,000

39 2,162,888,000

40 (2) 10.10.020-Apprenticeship..... 7,174,000

1	(3) 10.10.030-Growth for Apportion-	
2	ments.....	0
3	(4) 20.10.004-Student Success for Basic	
4	Skills Students.....	20,037,000
5	(5) 20.10.005-Student Financial Aid Admin-	
6	istration.....	56,741,000
7	(6) 20.10.020-Disabled Students.....	69,223,000
8	(7) 20.10.045-Special Services for Cal-	
9	WORKS Recipients.....	26,695,000
10	(8) 20.10.060-Foster Care Education Pro-	
11	gram.....	5,254,000
12	(9) 20.10.070-Matriculation.....	49,183,000
13	(10) 20.20.020-Academic Senate for the	
14	Community Colleges.....	318,000
15	(11) 20.20.041-Equal Employment Opportu-	
16	nity pursuant to Ch. 1169, Stats.	
17	2002.....	767,000
18	(12) 20.20.050-Part-time Faculty Health In-	
19	surance.....	490,000
20	(13) 20.20.051-Part-time Faculty Compensa-	
21	tion.....	24,907,000
22	(14) 20.20.055-Part-time Faculty Office	
23	Hours.....	3,514,000
24	(15) 20.30.011-Telecommunications and	
25	Technology Services.....	15,290,000
26	(16) 20.30.050-Economic Development....	22,929,000
27	(17) 20.30.070-Transfer Education and Ar-	
28	ticulation.....	698,000
29	(18) 20.40.026-Physical Plant and Instruc-	
30	tional Support.....	0
31	(19) 20.10.010-Extended Opportunity Pro-	
32	grams and Services and Special Ser-	
33	vices.....	73,605,000
34	(20) 20.30.045-Fund for Student Success....	3,792,000
35	(21) 20.70.010-Career Technical Educa-	
36	tion.....	0
37	(22) 20.80.010-Campus Child Care Tax	
38	Bailout.....	3,350,000
39	(23) 20.95.010-Nursing Program Support....	13,378,000

- 1 Provisions:
- 2 1. The funds appropriated in this item are for transfer by
- 3 the Controller during the 2011–12 fiscal year to Sec-
- 4 tion B of the State School Fund.
- 5 2. Notwithstanding any other provision of law, apportion-
- 6 ment funding for community college districts shall be
- 7 based on the greater of the current year or prior year
- 8 level of full-time equivalent students (FTES), consis-
- 9 tent with K–12 declining enrollment practices pursuant
- 10 to Section 42238.5 of the Education Code. Decreases
- 11 in FTES shall result in a revenue reduction at the dis-
- 12 trict’s average level of apportionment funding per
- 13 FTES and shall be made in the year following the ini-
- 14 tial year of decrease in FTES.
- 15 3. The funds appropriated in Schedule (1) for Apportion-
- 16 ments include \$31,409,000 to encourage district-level
- 17 accountability efforts pursuant to Section 84754.5 of
- 18 the Education Code. It is intended that the Chancellor
- 19 of the California Community Colleges submit an an-
- 20 nual report on district-specific accountability measures
- 21 by March 31 of each year. This report shall reflect
- 22 outcomes from the most recently completed fiscal year
- 23 for which data is available pursuant to Section 84754.5
- 24 of the Education Code.
- 25 4. Of the funds appropriated in Schedule (1), Apportion-
- 26 ments:
- 27 (a) Up to \$100,000 is for a maintenance allowance,
- 28 pursuant to Section 54200 of Title 5 of the Cali-
- 29 fornia Code of Regulations.
- 30 (b) Up to \$500,000 is to reimburse colleges for the
- 31 costs of federal aid repayments related to assessed
- 32 fees for fee waiver recipients. This reimbursement
- 33 only applies to students who completely withdraw
- 34 from college before the census date pursuant to
- 35 Section 58508 of Title 5 of the California Code
- 36 of Regulations.
- 37 5. Notwithstanding any other provision of law, the
- 38 Chancellor of the California Community Colleges
- 39 shall not reduce district workload obligations for a
- 40 lack of a funded cost-of-living adjustment.

- 1 6. (a) The amount appropriated in Schedule (2) for the  
2 Apprenticeship Program shall be available as  
3 necessary upon certification by the Chancellor of  
4 the California Community Colleges for the pur-  
5 pose of funding community college-related and  
6 supplemental instruction pursuant to Section 3074  
7 of the Labor Code, as provided in Section 8152  
8 of the Education Code. No community college  
9 district shall use funds available under this provi-  
10 sion to offer any new apprenticeship training  
11 program or the expansion of any existing program  
12 unless the new program or expansion has been  
13 approved by the chancellor.
- 14 (b) Notwithstanding Section 8152 of the Education  
15 Code, each 60-minute hour of teaching time de-  
16 voted to each indentured apprentice enrolled in  
17 and attending classes of related and supplemental  
18 instruction as provided under Section 3074 of the  
19 Labor Code shall be reimbursed at the rate of  
20 \$5.04 per hour. For purposes of this provision,  
21 each hour of teaching time may include up to 10  
22 minutes for passing time and breaks.
- 23 7. Funds appropriated in Schedule (3), Growth for Ap-  
24 portionments, shall be available first to any districts  
25 bringing online newly accredited colleges or California  
26 Postsecondary Education Commission-approved edu-  
27 cational centers. It is the intent of the Legislature that  
28 increases in basic foundation allocations to each col-  
29 lege be funded prior to additional growth in full-time  
30 equivalent students. The Chancellor of the California  
31 Community Colleges shall provide a report by  
32 November 1 of each year, to the Department of Fi-  
33 nance and the Legislative Analyst, on the number of  
34 new centers and colleges added for the current fiscal  
35 year and those anticipated to be added for the  
36 prospective budget year. This report shall also detail  
37 the specific funding adjustments provided for basic  
38 foundation allocations to each college and center for  
39 the current fiscal year.

- 1 8. Notwithstanding any other provision of law, funds
- 2 appropriated in Schedule (3), Growth for Apportion-
- 3 ments, shall only be allocated for growth in full-time
- 4 equivalent students (FTES), on a district-by-district
- 5 basis, as determined by the Chancellor of the Califor-
- 6 nia Community Colleges. The chancellor shall not in-
- 7 clude any FTES from concurrent enrollment in phys-  
 8 ical education, dance, recreation, study skills, and per-  
 9 sonal development courses and other courses in con-  
 10 flict with existing law for the purpose of calculating  
 11 a district's three-year overcap adjustment. The Board  
 12 of Governors of the California Community Colleges  
 13 shall implement the criteria required by subdivision  
 14 (a) of Provision 5 of Item 6870-101-0001 of Section  
 15 2.00 of the Budget Act of 2003 (Ch. 157, Stats. 2003)  
 16 for the allocation of funds appropriated in Schedules  
 17 (1) and (3) of this item, so as to ensure that courses  
 18 related to student needs for transfer, basic skills, and  
 19 vocational/workforce training are accorded the highest  
 20 priority and are provided to the maximum extent pos-  
 21 sible within budgeted funds.
- 22 9. The funds appropriated in Schedule (4), Student Suc-  
 23 cess for Basic Skills Students, shall be allocated as  
 24 follows:
- 25 (a) \$969,000 for faculty and staff development to  
 26 improve curriculum, instruction, student services,  
 27 and program practices in the areas of basic skills  
 28 and English as a Second Language (ESL) pro-  
 29 grams. The Office of the Chancellor of the Cali-  
 30 fornia Community Colleges shall select a district,  
 31 utilizing a competitive process, to carry out these  
 32 faculty and staff development activities. All col-  
 33 leges receiving funds pursuant to subdivision (b)  
 34 shall be provided with the opportunity to partici-  
 35 pate in the faculty and staff development programs  
 36 specified in this subdivision. The chancellor shall  
 37 report on the use of these funds by the selected  
 38 district to the Legislative Analyst and the Depart-  
 39 ment of Finance not later than September 1 of  
 40 each year.

- 1 (b) \$19,068,000 for allocation by the chancellor to
- 2 community college districts for improving out-
- 3 comes of students who enter college needing at
- 4 least one course in ESL or basic skills, with par-
- 5 ticular emphasis on students transitioning from
- 6 high school.
- 7 (c) Funding specified in subdivisions (a) and (b) shall
- 8 be distributed to eligible applicants pursuant to
- 9 Chapter 489 of the Statutes of 2007.
- 10 (d) The Office of the Chancellor shall work jointly
- 11 with the Department of Finance and the Legisla-
- 12 tive Analyst to evaluate and refine, as necessary,
- 13 the annual accountability measures for this pro-
- 14 gram. It is the intent of the Legislature that annual
- 15 performance accountability measures for this
- 16 program utilize, to the extent possible, data
- 17 available as part of the accountability system de-
- 18 veloped pursuant to Section 84754.5 of the Edu-
- 19 cation Code. By September 1, 2010, the chancel-
- 20 lor shall submit a report to the Governor and
- 21 Legislature on basic skills accountability using
- 22 system- and college-level data and an annual re-
- 23 port each year thereafter by September 1.
- 24 10. (a) Of the funds appropriated in Schedule (5) for
- 25 Student Financial Aid Administration, not less
- 26 than \$12,562,000 is available to provide \$0.91
- 27 per unit reimbursement to community college
- 28 districts for the provision of board of governors
- 29 (BOG) fee waiver awards pursuant to paragraph
- 30 (2) of subdivision (m) of Section 76300 of the
- 31 Education Code.
- 32 (b) Of the funds appropriated in Schedule (5), not
- 33 less than \$7,179,000 is available to provide reim-
- 34 bursement of 2 percent of total waiver value to
- 35 community college districts for the provision of
- 36 BOG fee waiver awards pursuant to paragraph
- 37 (2) of subdivision (m) of Section 76300 of the
- 38 Education Code.
- 39 (c) Funding provided to community college districts
- 40 in subdivisions (a) and (b) is provided to directly

1 offset any mandated costs claimed by community  
 2 college districts pursuant to Commission on State  
 3 Mandates Test Claims 99-TC-13 (Enrollment Fee  
 4 Collection) and 00-TC-15 (Enrollment Fee  
 5 Waivers).

6 (d) (1) Of the amount appropriated in Schedule (5),  
 7 \$2,800,000 shall be for a contract with a  
 8 community college district to conduct a  
 9 statewide media campaign to promote the  
 10 general message to prospective students as  
 11 follows: (A) the California Community Col-  
 12 leges (CCC) remain affordable, (B) financial  
 13 aid and tax credits are available to cover en-  
 14 rollment fees and help with books and other  
 15 costs, and (C) the active encouragement of  
 16 contact between pupils and local CCC finan-  
 17 cial aid offices. Any funds used from this  
 18 source to produce radio, television, or mail  
 19 campaigns must emphasize the availability  
 20 of financial aid, the easiest and most reliable  
 21 method of accessing the aid, a contact tele-  
 22 phone number, an Internet Web site address,  
 23 where applicable, and the physical location  
 24 of a financial aid office. Any mail campaign  
 25 must give priority to existing pupils, recent  
 26 high school graduates, and 12th graders. The  
 27 outreach and information campaign should  
 28 target its efforts in high schools, welfare of-  
 29 fices, unemployment offices, churches,  
 30 community centers, and any other location  
 31 that will most effectively reach low-income  
 32 and disadvantaged students who must over-  
 33 come barriers in accessing postsecondary  
 34 education. The community college district  
 35 awarded the contract shall consult with the  
 36 Chancellor of the California Community  
 37 Colleges and the Student Aid Commission  
 38 prior to performing any activities to ensure  
 39 appropriate coordination with any other state

1 efforts in this area and ensure compliance  
2 with this provision.

3 (2) Of the amount appropriated in Schedule (5),  
4 not more than \$34,200,000 shall be for direct  
5 contact with potential and current financial  
6 aid applicants. Each CCC campus shall re-  
7 ceive a minimum allocation of \$50,000. The  
8 remainder of the funding shall be allocated  
9 to campuses based upon a formula reflecting  
10 full-time equivalent students (FTES)  
11 weighted by a measure of low-income popu-  
12 lations as demonstrated by BOG fee waiver  
13 program participation within a district. It is  
14 the intent of the Legislature, to the extent that  
15 funds are provided in this item, that all cam-  
16 puses provide additional staff resources to  
17 increase both financial aid participation and  
18 student access to low-income and disadvan-  
19 taged students who must overcome barriers  
20 in accessing postsecondary education. Funds  
21 may be used for screening current students  
22 for possible financial aid eligibility and offer-  
23 ing personal assistance to these students in  
24 accessing financial aid, providing individual  
25 help in multiple languages for families and  
26 students in filling out the necessary paper-  
27 work to apply for financial aid, and increas-  
28 ing financial aid staff to process additional  
29 financial aid forms.

30 (3) Funding provided to community college dis-  
31 tricts in paragraph (2) is provided to directly  
32 offset any mandated costs claimed by com-  
33 munity college districts pursuant to the  
34 Commission on State Mandates Test Claims  
35 02-TC-28 (Cal Grants) and 02-TC-21 (Tu-  
36 tion Fee Waivers).

37 (4) Funds allocated to a community college dis-  
38 trict for financial aid personnel, outreach de-  
39 termination of financial need, and delivery  
40 of student financial aid services shall supple-

1                   ment, and shall not supplant, the level of  
 2                   funds allocated for the administration of stu-  
 3                   dent financial aid programs during the  
 4                   2001–02 or 2006–07 fiscal year, whichever  
 5                   is greater.

6           (5) It is the intent of the Legislature that the Of-  
 7           fice of the Chancellor of the California  
 8           Community Colleges provide the Legislature  
 9           with a report not later than April 1 of each  
 10           year on the use of the funds allocated pur-  
 11           suant to paragraphs (1) and (2), including the  
 12           distribution of the funds, specific uses of the  
 13           funds, strategies employed to reach low-in-  
 14           come and disadvantaged students potentially  
 15           eligible for financial aid, and the extent to  
 16           which districts were successful in increasing  
 17           the number of students accessing financial  
 18           aid, particularly the maximum Pell Grant  
 19           award.

20           (6) It is the intent of the Legislature that the  
 21           chancellor report by May 15 of each year, in  
 22           the manner and using the factors set forth in  
 23           paragraph (5) of subdivision (c) of Provision  
 24           11 of Item 6870-101-0001 of Section 2.00 of  
 25           the Budget Act of 2007 (Chs. 171 and 172,  
 26           Stats. 2007), on the impact of outreach efforts  
 27           on student headcount and FTES enrollment  
 28           for the 2008–09 and 2009–10 academic years.

29           (e) Notwithstanding subdivision (m) of Section 76300  
 30           of the Education Code or any other provision of  
 31           law, the amount of funds appropriated for the  
 32           purpose of administering fee waivers for the  
 33           2011–12 fiscal year shall be determined in this  
 34           act.

35           11. (a) The funds appropriated in Schedule (6) for the  
 36           Disabled Students Program are for assisting dis-  
 37           tricts in funding the excess direct instructional  
 38           cost of providing special support services or in-  
 39           struction, or both, to disabled students enrolled at

- 1 community colleges, and for state hospital pro-  
2 grams, as mandated by federal law.
- 3 (b) Of the amount appropriated in Schedule (6), no  
4 less than \$3,166,000 shall be used to address de-  
5 ficiencies identified by the federal Office of Civil  
6 Rights (OCR), as determined by the Office of the  
7 Chancellor of the California Community Colleges.
- 8 (c) Of the amount appropriated in Schedule (6), at  
9 least \$757,000 shall be used for support of the  
10 High Tech Centers for activities including, but  
11 not limited to, training of district employees, staff,  
12 and students in the use of specialized computer  
13 equipment for the disabled. All High Tech Centers  
14 shall meet standards developed by the Office of  
15 the Chancellor. Colleges that receive these aug-  
16 mentations shall not supplant existing resources  
17 provided to the centers.
- 18 (d) Notwithstanding any other provision of law, of  
19 the funds appropriated in Schedule (6), \$1,000,000  
20 shall be for state hospital adult education pro-  
21 grams at the hospitals served by the Coast and  
22 Kern Community College Districts since the  
23 1986–87 fiscal year. If adult education services  
24 at any of the three hospitals are not supported by  
25 the community colleges in any portion of the  
26 2011–12 fiscal year, remaining funds shall, upon  
27 order of the Department of Finance, after 30 days’  
28 notice to the Chairperson of the Joint Legislative  
29 Budget Committee, be transferred to the State  
30 Department of Developmental Services (DDS).  
31 For any transfer of funds to DDS during the  
32 2011–12 fiscal year, the Proposition 98 base  
33 funding levels for community colleges and DDS  
34 shall be adjusted accordingly.
- 35 (e) Of the funds appropriated in Schedule (6) for the  
36 Disabled Student Services, no less than  
37 \$7,704,000 shall be allocated to support high-cost  
38 sign language interpreter services and real-time  
39 captioning equipment or other communication

1 accommodations for hearing-impaired students  
2 based on a 4-to-1 state-to-local district match.

3 12. The funds appropriated in Schedule (7), Special Ser-  
4 vices for CalWORKs Recipients, are for the purpose  
5 of assisting welfare recipient students and those in  
6 transition off of welfare to achieve long-term self-  
7 sufficiency through coordinated student services of-  
8 fered at community colleges, including workstudy,  
9 other educational related work experience, job place-  
10 ment services, child care services, and coordination  
11 with county welfare offices to determine eligibility  
12 and availability of services. All services funded in  
13 Schedule (7) shall be for current CalWORKs recipients  
14 or prior CalWORKs recipients who are in transition  
15 off of cash assistance for no more than two years.  
16 Current cash-assistance recipients may utilize these  
17 services until their initial educational objectives are  
18 met. Former recipients in transition off of cash assis-  
19 tance may utilize these services for a period of up to  
20 two years after leaving cash assistance subject to the  
21 conditions of this provision. These funds shall be used  
22 to supplement and not supplant existing funds and  
23 services provided for CalWORKs recipients attending  
24 community colleges. The Chancellor of the California  
25 Community Colleges shall develop an equitable  
26 method for allocating funds to all districts and colleges  
27 based on the relative numbers of CalWORKs recipients  
28 in attendance and shall allocate funds for the following  
29 purposes:

30 (a) Job placement.  
31 (b) Coordination with county welfare offices and  
32 other local agencies, including local workforce  
33 investment boards.  
34 (c) Curriculum development and redesign.  
35 (d) Child care and workstudy.  
36 (e) Instruction.  
37 (f) Postemployment skills training and related skills.  
38 (g) Campus-based case management, limited to on-  
39 campus assistance and services not provided by  
40 county case workers that do not supplant other

1 counseling and academic support services funded  
2 through existing California Community Colleges  
3 categorical programs.

4 Of the amount appropriated in Schedule (7),  
5 \$9,188,000 is for child care and does not require a  
6 district match. For the remaining funds, districts shall,  
7 as a condition of receipt of these funds, provide a \$1  
8 match for every \$1 provided by the state.

9 Funds utilized for subsidized child care shall be for  
10 children of CalWORKs recipients through campus-  
11 based centers or parental choice vouchers at rates and  
12 with rules consistent with those applied to related  
13 programs operated by the State Department of Educa-  
14 tion in the 2011–12 fiscal year, including eligibility,  
15 reimbursement rates, and parental contribution  
16 schedules. Subsidized campus child care for Cal-  
17 WORKs recipients may be provided during the period  
18 they are engaged in qualifying state and federal work  
19 activities through attainment of their initial education  
20 and training plan and for up to three months thereafter  
21 or until the end of the academic year, whichever period  
22 of time is greater.

23 Funds utilized for workstudy shall be used solely  
24 for payments to employers that currently participate  
25 in campus-based workstudy programs or are providing  
26 work experiences that are directly related to and in  
27 furtherance of student educational programs and work  
28 participation requirements, provided that those pay-  
29 ments may not exceed 75 percent of the wage for the  
30 workstudy positions, and the employers shall pay at  
31 least 25 percent of the wage for the workstudy posi-  
32 tions. These funds may be expended only if the total  
33 hours of education, employment, and workstudy for  
34 the student are sufficient to meet both state and federal  
35 minimum requirements for qualifying work-related  
36 activities.

37 Funds may be used to provide credit or noncredit  
38 classes for CalWORKs students if a district has com-  
39 mitted all of its funded full-time equivalent students  
40 (FTES) and is unable to offer the additional instruc-

1 tional services to meet the demand for CalWORKs  
2 students. This determination shall be based on fall  
3 enrollment information. Districts shall submit applica-  
4 tions to the Office of the Chancellor by December 1  
5 of each year. If the chancellor approves the use of  
6 funds for direct instructional workload, the Office of  
7 the Chancellor shall submit a report to the Department  
8 of Finance and the Joint Legislative Budget Committee  
9 by February 15 of each year that (a) identifies the en-  
10 rollment of new CalWORKs students, (b) states  
11 whether and why additional classes were needed to  
12 accommodate the needs of CalWORKs students, and  
13 (c) sets forth an expenditure plan for the balance of  
14 funds.

15 As a condition of receipt of the funds appropriated  
16 in Schedule (7), by the fourth week following the end  
17 of the semester or quarter term commencing in January  
18 2012, each participating community college shall  
19 submit to the Office of the Chancellor a report, in the  
20 format specified by the chancellor in consultation with  
21 the State Department of Social Services, that includes,  
22 but is not limited to, the funded components, the  
23 number of hours of child care provided, the average  
24 monthly enrollment of CalWORKs dependents served  
25 in child care, the number of workstudy hours provided,  
26 the hourly salaries and type of jobs, the number of  
27 students being case managed, the short-term programs  
28 available, the student participation rates, and other  
29 outcome data. It is intended that, to the extent practi-  
30 cable, reporting from colleges utilize data gathered for  
31 federal reporting requirements at the state and local  
32 level. Further, it is intended that the Office of the  
33 Chancellor compile the information for annual reports  
34 to the Legislature, the Governor, the Legislative Ana-  
35 lyst, the Department of Finance, and the State Depart-  
36 ment of Social Services by February 15 of each year.

37 First priority for expenditures of any funds appropri-  
38 ated in Schedule (7) shall be in support of current  
39 CalWORKs recipients. However, if caseloads are in-  
40 sufficient to fully utilize all of the funding in this

1 schedule in a cost-beneficial way, it is intended that  
2 up to \$5,000,000 of the funds subject to local matching  
3 requirements may be allocated for providing postem-  
4 ployment services to former CalWORKs recipients  
5 who have been off of cash assistance for no longer  
6 than two years to assist them in upgrading skills, job  
7 retention, and advancement. Allowable services in-  
8 clude direct instruction that cannot be funded under  
9 available growth funding, child care to support atten-  
10 dance in these classes consistent with this provision,  
11 job development and placement services, and career  
12 counseling and assessment activities that cannot be  
13 funded through other programs. Child care services  
14 may only be provided for periods commensurate with  
15 a student's need for postemployment training within  
16 the two-year transitional period.

17 Prior to allocation of funds for postemployment  
18 services, the chancellor shall first secure the approval  
19 of the Department of Finance for the allocations,  
20 complete a cumulative report on the outcomes, activi-  
21 ties, and cost-effectiveness of the program no later  
22 than February 15 of each year in compliance with the  
23 Budget Acts of 1998 (Ch. 324, Stats. 1998) and 1999  
24 (Ch. 50, Stats. 1999) and this act, and shall provide  
25 the rationale and justification for the proposed alloca-  
26 tion of postemployment services to districts for transi-  
27 tional students.

28 If a district is unable to fully expend its share of child  
29 care funds, it may request that the Office of the  
30 Chancellor approve a reallocation to other CalWORKs  
31 purposes authorized by this provision, subject to all  
32 pertinent limitations and district match required for  
33 these purposes under this provision.

34 Of the funds appropriated in Schedule (7) for the  
35 Special Services for CalWORKs Recipients Program,  
36 no less than \$4,900,000 is to provide direct workstudy  
37 wage reimbursement for students served under this  
38 program, and \$613,000 is available for campus job  
39 development and placement services.

- 1 13. Funds appropriated in Schedule (7) for the Special  
2 Services for CalWORKs Recipients Program have  
3 been budgeted to meet the state's Temporary Assis-  
4 tance for Needy Families maintenance-of-effort require-  
5 ment pursuant to the federal Personal Responsibility  
6 and Work Opportunity Reconciliation Act of 1996  
7 (P.L. 104-193) and may not be expended in any way  
8 that would cause their disqualification as a federally  
9 allowable maintenance-of-effort expenditure.
- 10 14. (a) Funds provided in Schedule (8) for the Foster  
11 Care Education Program shall be allocated to  
12 provide foster and relative/kinship care education  
13 and training. Districts shall ensure that education  
14 and training required by Sections 1529.1 and  
15 1529.2 of the Health and Safety Code and Section  
16 16003 of the Welfare and Institutions Code re-  
17 ceive priority. Districts may use any remaining  
18 funds for additional parenting skills training.
- 19 (b) Funds provided in Schedule (8) shall be used for  
20 foster parent and relative/kinship care provider  
21 education training services consistent with the  
22 following criteria:
- 23 (1) The Chancellor of the California Community  
24 Colleges shall use these funds exclusively  
25 for foster parent and relative/kinship care  
26 provider education and training, as specified  
27 by the chancellor in consultation with an ad-  
28 visory committee that includes foster parents,  
29 representatives of statewide foster parent or-  
30 ganizations, parent and relative/kinship care  
31 providers, and representatives from the State  
32 Department of Social Services.
- 33 (2) Acceptance of funds under this program shall  
34 constitute agreement by the district to comply  
35 with such reporting requirements, guidelines,  
36 and other conditions for receipt of funding  
37 as the chancellor may establish.
- 38 (3) Each college plan for foster and relative/kin-  
39 ship care education programs shall include  
40 the provision of training to facilitate the de-

1                   velopment of foster family homes, small  
2                   family homes, and relative/kinship homes to  
3                   care for no more than six children who have  
4                   special mental, emotional, developmental, or  
5                   physical needs.

6           (4) The State Department of Social Services shall  
7           facilitate the participation of county welfare  
8           departments in the foster and relative/kinship  
9           care education program.

10   15. (a) Funds appropriated in Schedule (9) for the Matric-  
11           ulation Program are for the purpose of student  
12           matriculation pursuant to Article 1 (commencing  
13           with Section 78210) of Chapter 2 of Part 48 of  
14           Division 7 of Title 3 of the Education Code.

15           (b) Of the amount appropriated in Schedule (9),  
16           \$9,381,000 shall be allocated to community col-  
17           lege districts on a one-to-one matching funds basis  
18           to provide matriculation services, including, but  
19           not limited to, orientation, assessment, and coun-  
20           seling, for students enrolled in designated noncred-  
21           it classes and programs who may benefit most, as  
22           determined by the Chancellor of the California  
23           Community Colleges pursuant to Sections 78216  
24           and 78218 of the Education Code.

25   16. The funds in Schedule (13) for the Part-time Faculty  
26           Compensation Program shall be allocated solely to  
27           increase compensation for part-time faculty from the  
28           amounts previously authorized. Funds shall be distribut-  
29           ed to districts based on the total actual full-time  
30           equivalent students served in the previous fiscal year  
31           and include a small district factor as determined by  
32           the Chancellor of the California Community Colleges.  
33           These funds are to be used to assist districts in making  
34           part-time faculty salaries more comparable to full-time  
35           salaries for similar work, as determined through each  
36           district's local collective bargaining process. These  
37           funds shall not supplant the amount of resources each  
38           district used to compensate part-time faculty or be  
39           used to exceed parity of each part-time faculty em-  
40           ployed by each district with regular full-time faculty

1 at the same district, as certified by the chancellor. If  
 2 a district achieves parity, its allocation may be used  
 3 for any other educational purpose.

4 17. (a) \$14,151,000 of the funds provided in Schedule  
 5 (15) for the Telecommunications and Technology  
 6 Services Program shall be for the purpose of  
 7 supporting technical and application innovations  
 8 and for coordination of activities that serve to  
 9 maximize the utility of the technology investments  
 10 of the community college system towards improv-  
 11 ing learning outcomes. Allocations shall be made  
 12 by the Chancellor of the California Community  
 13 Colleges, based on criteria and guidelines as de-  
 14 veloped by the chancellor, on a competitive basis  
 15 through the RFA/RFP application process for the  
 16 following purposes:

- 17 (1) Provision of access to statewide multimedia  
 18 hosting and delivery services for system col-  
 19 leges and districts.
- 20 (2) Provision of systemwide Internet, audio  
 21 bridging, and telephony.
- 22 (3) Technical assistance and planning, coopera-  
 23 tive purchase agreements, and faculty and  
 24 staff development in a manner consistent with  
 25 paragraph (3) of subdivision (b) of Provision  
 26 17 of Item 6870-101-0001 of Section 2.00 of  
 27 the Budget Act of 1996 (Ch. 162, Stats.  
 28 1996).
- 29 (4) Ongoing support for the California Virtual  
 30 Campus Distance Education Program.
- 31 (5) Ongoing support for programs designed to  
 32 use technology in assisting accreditation and  
 33 the alignment of curricula across K–20 seg-  
 34 ments in California.
- 35 (6) Support for technology pilots and ongoing  
 36 technology programs and applications that  
 37 serve to maximize the utility and economy  
 38 of scale of the technology investments of the  
 39 community college system towards improv-  
 40 ing learning outcomes.

1           In addition, a portion of the funds provided in  
2 this subdivision shall be available for allocations  
3 to districts. It is the intent of the Legislature that  
4 these funds be used by colleges to maintain the  
5 technology capabilities specified in subdivision  
6 (a) of Provision 21 of Item 6870-101-0001 of  
7 Section 2.00 of the Budget Act of 2003 (Ch. 157,  
8 Stats. 2003). These funds shall not supplant exist-  
9 ing funds used for those purposes, and colleges  
10 shall match maintenance and ongoing costs with  
11 other funds as provided by subdivision (a) of  
12 Provision 21 of Item 6870-101-0001 of Section  
13 2.00 of the Budget Act of 2003 (Ch. 157, Stats.  
14 2003).

15 (b) The Office of the Chancellor of the California  
16 Community Colleges shall develop the reporting  
17 criteria for all programs funded by this item and  
18 shall submit that for review along with an annual  
19 progress report on program implementation to the  
20 Legislative Analyst and the Department of Fi-  
21 nance no later than December 1 of each year.  
22 Reporting shall include summaries of allocations  
23 and expenditures by program and by district,  
24 where applicable.

25 (c) Of the funds provided in Schedule (15),  
26 \$1,139,000 is for ongoing support and expansion  
27 of the California Partnership for Achieving Stu-  
28 dent Success (Cal-PASS) program. As a condition  
29 of receipt of these funds, the grantee shall submit  
30 to the Office of the Chancellor, by October 15 of  
31 each year, all of the following: (1) a report that  
32 includes the numbers and percentages of institu-  
33 tions and school districts that have signed agree-  
34 ments and the number and percentage that have  
35 actively submitted data in the current year and (2)  
36 an annual financial audit, as prescribed by the  
37 chancellor, that includes an accounting of all  
38 funding sources and all uses of funds by funding  
39 source. The report and audit also shall be submit-  
40 ted to the Legislative Analyst, the Department of

- 1 Finance, and the appropriate budget subcommit-
- 2 tees of the budget committees of each house of
- 3 the Legislature. It is the intent of the Legislature
- 4 that all reporting requirements contained in this
- 5 subdivision shall be completed using funds pro-
- 6 vided to the grantee.
- 7 18. Of the funds provided in Schedule (16) for the Eco-
- 8 nomic and Workforce Development Program:
- 9 (a) \$11,187,000 is allocated for regional business re-
- 10 sources assistance and innovation network centers.
- 11 Each allocation to a district for Centers for Inter-
- 12 national Development shall contain sufficient
- 13 funds, as determined by the Chancellor of the
- 14 California Community Colleges, for the continued
- 15 operation of Mexican International Trade Centers.
- 16 (b) \$3,833,000 is allocated for industry-driven region-
- 17 al education and training collaboratives. These
- 18 allocations shall be made on a competitive basis
- 19 and the amounts shall not be restricted to any
- 20 predetermined limit, but rather shall be funded on
- 21 their individual merits.
- 22 (c) \$1,769,000 is allocated for statewide network
- 23 leadership, organizational development, coordina-
- 24 tion, information and support services, or other
- 25 program purposes.
- 26 (d) \$2,220,000 is available for Job Development In-
- 27 centive Training programs focused on job creation
- 28 for public assistance recipients. Any annual sav-
- 29 ings from this subdivision shall only be available
- 30 for expenditure for one-time activities listed under
- 31 subdivision (j) of Section 88531 of the Education
- 32 Code.
- 33 (e) \$3,920,000 is allocated for the establishment of
- 34 a Responsive Incumbent Worker Training Fund,
- 35 which will serve to expand the delivery of perfor-
- 36 mance improvement training to employers and
- 37 incumbent workers in high-growth industries.
- 38 Funds shall also be used to develop programs that
- 39 integrate basic skills and career technical educa-
- 40 tion curriculum in ways that provide students with

1 seamless educational coursework that transitions  
2 students into high-tech and high-demand job sec-  
3 tors.

4 (f) The following provisions apply to the expenditure  
5 of funds within subdivisions (a) and (b): Funds  
6 allocated for centers and regional collaboratives  
7 shall seek to maximize the use of state funds for  
8 subdivisions (g) to (j), inclusive, of Section 88531  
9 of the Education Code. Funds allocated to districts  
10 for purposes of subdivisions (g) and (i) of Section  
11 88531 of the Education Code for performance-  
12 based training and student internships shall be  
13 matched by a minimum of \$1 of private business  
14 and industry funding for each \$1 of state funds.  
15 Funds allocated for purposes of subdivision (h)  
16 of Section 88531 of the Education Code for  
17 credit and noncredit instruction may be transferred  
18 to Schedule (1) or (3) to facilitate distribution at  
19 the chancellor's discretion. Any funds that become  
20 available from network centers due to savings,  
21 discontinuance, or reduction of amounts shall first  
22 be made available for additional allocations in  
23 subdivision (b) to increase the level of subsidized  
24 training otherwise available.

25 (g) Funds allocated by the Board of Governors of the  
26 California Community Colleges under this provi-  
27 sion may not be used by community college dis-  
28 tricts to supplant existing courses or contract edu-  
29 cation offerings. The chancellor shall ensure that  
30 funds are spent only for expanded services and  
31 shall implement accountability reporting for dis-  
32 tricts receiving these funds to ensure that training,  
33 credit, and noncredit programs remain relevant  
34 to business needs. Programs that do not demon-  
35 strate continued relevance and support by business  
36 shall not be eligible for continued funding. The  
37 board of governors shall consider the level of in-  
38 volvement and financial commitments of business  
39 and industry as primary factors in making awards.  
40 The chancellor shall incorporate project require-

- 1                   ments into the guidelines for audits of economic
- 2                   development projects.
- 3           (h) Primary objectives of the Economic and Work-
- 4           force Development Program are to maximize in-
- 5           struction, to prepare students for entry-level jobs,
- 6           to increase skills of the current workforce, and to
- 7           stimulate the growth of businesses through train-
- 8           ing so that more jobs are created. As part of the
- 9           annual report on the performance of the Economic
- 10           and Workforce Development Program, the chan-
- 11           cellor shall provide disaggregated data detailing
- 12           the funding provided to each economic develop-
- 13           ment regional center and each industry-driven
- 14           regional education and training collaborative, and
- 15           to the extent practicable, the total number of hours
- 16           of contract education services, performance im-
- 17           provement training, credit and noncredit instruc-
- 18           tion, and job placements created as a result of
- 19           each center and collaborative.
- 20   19. (a) The funds appropriated in Schedule (17) for the
- 21           Transfer Education and Articulation Program are
- 22           available to support transfer and articulation pro-
- 23           jects and common course numbering projects.
- 24           (b) Funding provided to community college districts
- 25           from Schedule (17) is provided to directly offset
- 26           any mandated costs claimed by community col-
- 27           lege districts pursuant to Chapter 737 of the
- 28           Statutes of 2004.
- 29   20. (a) One-half of any funds appropriated in Schedule
- 30           (18) are available for the following purposes:
- 31           (1) Scheduled maintenance and special repairs
- 32           of facilities. The Chancellor of the California
- 33           Community Colleges shall allocate funds to
- 34           districts on the basis of actual reported full-
- 35           time equivalent students (FTES), and may
- 36           establish a minimum allocation per district.
- 37           As a condition for receiving and expending
- 38           these funds for maintenance or special re-
- 39           pairs, a district shall certify that it will in-
- 40           crease its operations and maintenance

1 spending from the 1995–96 fiscal year by the  
2 amount it allocates from this appropriation  
3 for maintenance and special repairs, plus an  
4 equal amount to be provided from district  
5 discretionary funds. The chancellor may  
6 waive all or a portion of the matching require-  
7 ment based upon a review of a district’s finan-  
8 cial condition. The question of whether a  
9 district has complied with its resolution shall  
10 be reviewed under the annual audit of that  
11 district. For every \$1 a district expends from  
12 any funds provided in this appropriation for  
13 scheduled maintenance and special repairs,  
14 the recipient district shall provide \$1 in  
15 matching funds.

- 16 (2) Hazardous substances abatement, cleanup,  
17 and repairs.
- 18 (3) Architectural barrier removal projects that  
19 meet the requirements of the federal Ameri-  
20 cans with Disabilities Act of 1990 (42 U.S.C.  
21 Sec. 12101 et seq.) and seismic retrofit pro-  
22 jects limited to \$400,000. Districts that re-  
23 ceive funds for architectural barrier removal  
24 projects shall provide a \$1 match for every  
25 \$1 provided by the state.

- 26 (b) One-half of any funds appropriated in Schedule  
27 (18) are available for replacement of instructional  
28 equipment and library materials. For every \$3 a  
29 district expends from any moneys provided in this  
30 appropriation for replacement of instructional  
31 equipment or library materials, the recipient dis-  
32 trict shall provide \$1 in matching funds. The  
33 chancellor may waive all or a portion of the  
34 matching requirement based upon a review of a  
35 district’s financial condition. The funds provided  
36 for instructional equipment and library materials  
37 shall not be used for personal services costs or  
38 operating expenses. The chancellor shall allocate  
39 funds to districts on the basis of actual reported  
40 FTES and may establish a minimum allocation

- 1 per district. The question of whether a district has  
2 complied with its resolution shall be reviewed  
3 under the annual audit of that district.
- 4 (c) Any funds appropriated in Schedule (18) shall be  
5 available for expenditure until June 30, 2013.
- 6 21. Of the funds appropriated in Schedule (19) for Extend-  
7 ed Opportunity Programs and Services, \$64,273,000  
8 is for Extended Opportunity Programs and Services  
9 (EOPS) in accordance with Article 8 (commencing  
10 with Section 69640) of Chapter 2 of Part 42 of Divi-  
11 sion 5 of Title 3 of the Education Code. Funds provid-  
12 ed in this item for EOPS shall be available to students  
13 on all campuses within the California Community  
14 Colleges system, including those students on new  
15 campuses or in new districts. In addition, \$9,332,000  
16 is for funding, at all colleges, the Cooperative Agen-  
17 cies Resources for Education (CARE) program in ac-  
18 cordance with Article 4 (commencing with Section  
19 79150) of Chapter 9 of Part 48 of Division 7 of Title  
20 3 of the Education Code. The Board of Governors of  
21 the California Community Colleges shall allocate  
22 funds on a priority basis to local programs on the basis  
23 of need for student services.
- 24 22. Of the funds appropriated in Schedule (19) for the  
25 Extended Opportunity Programs and Services, no less  
26 than \$4,972,000 shall be available to support additional  
27 textbook assistance grants to community college stu-  
28 dents as an allowable expenditure consistent with  
29 paragraph (10) of subdivision (b) of Section 69648 of  
30 the Education Code. In addition, these funds shall not  
31 supplant the amount of resources used for textbook  
32 grants in the 2001–02 fiscal year.
- 33 23. The funds appropriated in Schedule (20) for the Fund  
34 for Student Success are for additional targeted student  
35 services, to be expended as follows:
- 36 (a) \$1,183,000 is for the Puente Project to support up  
37 to 75 colleges. These funds are available if  
38 matched by \$200,000 of private funds and the  
39 participating community colleges and University  
40 of California campuses maintain their 1995–96

- 1 fiscal year support level for the Puente Project.  
2 All funding shall be allocated directly to partici-  
3 pating districts in accordance with their participa-  
4 tion agreement.
- 5 (b) Up to \$1,515,000 is for the Mathematics, Engi-  
6 neering and Science Achievement (MESA) pro-  
7 gram. For each dollar allocated, the recipient dis-  
8 trict shall provide \$1 in matching funds.
- 9 (c) No less than \$1,094,000 is for the Middle College  
10 High School Program. With the exception of fully  
11 compliant special part-time students at the com-  
12 munity colleges pursuant to Sections 48802 and  
13 76001 of the Education Code, student workload  
14 based on participation in the Middle College High  
15 School Program shall not be eligible for commu-  
16 nity college state apportionment. Further, no  
17 community college state apportionment shall be  
18 made available for physical education classes,  
19 noncredit classes, nor other courses specified in  
20 Provision 8.
- 21 24. Pursuant to Sections 69648.5, 78216, and 84850, and  
22 subdivision (b) of Section 87108, of the Education  
23 Code, the Board of Governors of the California Com-  
24 munity Colleges may allocate funds appropriated in  
25 Schedules (6), (9), (11), and (19) by grant or contract,  
26 or through the apportionment process, to one or more  
27 districts for the purpose of providing program evalua-  
28 tion, accountability, monitoring, or program develop-  
29 ment services, as appropriate under the applicable  
30 statute.
- 31 25. (a) All funds appropriated in Schedule (21) for the  
32 Career Technical Education Program are for the  
33 purpose of aligning career-technical education  
34 curriculum between K–12 and community col-  
35 leges in targeted industry-driven programs offered  
36 through the Economic and Workforce Develop-  
37 ment Program. Prior to the allocation of these  
38 funds, the Chancellor of the California Communi-  
39 ty Colleges, in conjunction with the State Depart-  
40 ment of Education, shall submit a proposed expen-

- 1           diture plan for the funds contained in this item,
- 2           and the rationale therefor, to the Department of
- 3           Finance by August 1 of each year for approval.
- 4       (b) If funds are appropriated in Schedule (21) for the
- 5           Career Technical Education Program, no more
- 6           than \$2,500,000 is available for the development
- 7           and enhancement of health-related career pathway
- 8           programs in grades 7 to 12, inclusive, and for the
- 9           articulation and alignment of health-related cur-
- 10          riculum between schools with pupils in kinder-
- 11          garten and grades 1 to 12, inclusive, and the Cali-
- 12          fornia Community Colleges.
- 13       26. The funds appropriated in Schedule (22) for the
- 14          Campus Child Care Tax Bailout shall be allocated by
- 15          the Chancellor of the California Community Colleges
- 16          to community college districts that levied child care
- 17          permissive override taxes in the 1977–78 fiscal year
- 18          pursuant to Sections 8329 and 8330 of the Education
- 19          Code in an amount proportional to the property tax
- 20          revenues, tax relief subventions, and state aid required
- 21          to be made available by the district to its child care
- 22          and development program for the 1979–80 fiscal year
- 23          pursuant to Section 30 of Chapter 1035 of the Statutes
- 24          of 1979, increased or decreased by any cost-of-living
- 25          adjustment granted in subsequent fiscal years. These
- 26          funds shall be used only for the purpose of community
- 27          college child care and development programs.
- 28       27. With regard to the funds appropriated in Schedule
- 29          (23), Nursing Program Support, all of the following
- 30          shall apply:
- 31           (a) \$8,475,000 shall be used to provide support for
- 32           nursing program enrollment and equipment needs
- 33           consistent with paragraph (2) of subdivision (a)
- 34           of Section 2 of Chapter 514 of the Statutes of
- 35           2001. Funding for nursing enrollment shall pro-
- 36           vide a marginal increase in funding in addition to
- 37           the amount provided for each full-time equivalent
- 38           student for regular growth in apportionments.
- 39           (b) \$4,903,000 shall be used to provide diagnostic
- 40           and support services, preentry coursework, alter-

- 1 native program delivery model development, and  
2 other services to reduce the incidence of student  
3 attrition in nursing programs.
- 4 (c) Funds shall be allocated according to the follow-  
5 ing criteria:
- 6 (1) The degree to which the funds provided  
7 would be used to increase student enrollment  
8 in nursing programs beyond the level of full-  
9 time equivalent students served in the  
10 2010–11 academic year.
- 11 (2) The district’s level of attrition from nursing  
12 programs and the suitability of planned ex-  
13 penditures to address attrition levels.
- 14 (3) The degree to which funds provided would  
15 be used to support infrastructure or equip-  
16 ment needs with the intent of building capac-  
17 ity and increasing the number of nursing  
18 students served.
- 19 (4) For districts with attrition rates of 15 percent  
20 or more, new funding shall focus on attrition  
21 reduction. For districts with attrition rates  
22 below 15 percent, new funding shall focus  
23 on enrollment expansion.
- 24 (d) On or before March 1 of each year, the Chancellor  
25 of the California Community Colleges shall pro-  
26 vide the Legislature and the Department of Fi-  
27 nance with a report on the allocation of funding.  
28 For each district receiving funding under this item,  
29 the report shall include all of the following: (1)  
30 the amount of funding received, (2) the number  
31 of nursing full-time equivalent students served in  
32 the 2006–07 academic year, and the additional  
33 number of nursing full-time equivalent students  
34 served with funding provided in this item in each  
35 subsequent year, (3) the district’s attrition and  
36 completion rates in the 2006–07 academic year  
37 and subsequent years, (4) any equipment or infra-  
38 structure-related items acquired with the funds  
39 appropriated in this item, and (5) the number of

1 new and existing faculty receiving annual stipend  
 2 awards.  
 3 28. Notwithstanding any other provision of law, the  
 4 Chancellor of the California Community Colleges  
 5 shall allocate categorical funds as specified in legisla-  
 6 tion enacted in 2009 and as amended in 2010. Pursuant  
 7 to the conditions specified in that legislation, districts  
 8 may utilize funds allocated from Schedules (2), (9),  
 9 (10), (11), (12), (13), (14), (16), (17), (18), and (22)  
 10 as further specified in that legislation. Notwithstanding  
 11 this provision and subdivision (b) of Section 84043 of  
 12 the Education Code, the chancellor may adjust alloca-  
 13 tions, as necessary, for funding provided pursuant to  
 14 Schedules (10), (16), and (17) in support of statewide  
 15 or regional functions.  
 16 29. Notwithstanding any other provision of law, the  
 17 Chancellor of the California Community Colleges may  
 18 reduce community college district base workload  
 19 measures to match available funding under Schedule  
 20 (1), which reflects a base reduction of \$290,000,000  
 21 to support community college district general appor-  
 22 tionments. It is the intent of the Legislature that com-  
 23 munity college districts, to the greatest extent possible,  
 24 shall implement any necessary workload reductions  
 25 in courses and programs outside of those needed by  
 26 students to achieve their basic skills, workforce train-  
 27 ing, or transfer goals. On or before April 15, 2012, the  
 28 chancellor shall provide the fiscal committees of both  
 29 houses of the Legislature and the Director of Finance  
 30 with a report on the implementation of this provision.

31  
 32 *SEC. 362. Item 6870-111-0001 of Section 2.00 of the Budget*  
 33 *Act of 2011 is amended to read:*

34

35 6870-111-0001—For local assistance, Board of Governors of	
36 the California Community Colleges.....	0
37 Schedule:	
38 (1) 10.20-CalWORKs Services.....	8,000,000
39 (2) 20.10.060-Foster Parent Training.....	6,112,000

1	(3) 20.30.030-Vocational Education.....	71,092,000
2		65,550,000
3	(5) 20.30.050-Economic Development.....	3,753,000
4	(6) Reimbursements.....	-88,957,000
5		-83,415,000

6 Provisions:

- 7 1. The funds appropriated in Schedules (1) and (3) are
- 8 for transfer by the Controller to Section B of the State
- 9 School Fund.
- 10 2. The funds appropriated in Schedule (1) are to fund
- 11 additional fixed, variable, and one-time costs for pro-
- 12 viding support services and instruction for CalWORKs
- 13 students that include, but are not limited to, job
- 14 placement and coordination, curriculum development
- 15 and redesign, child care and workstudy, and instruc-
- 16 tion. As a condition of receiving funding, colleges are
- 17 required to submit a plan to the Office of the Chancel-
- 18 lator of the California Community Colleges describing
- 19 how the funds will be utilized, which shall be based
- 20 on collaboration with county welfare offices regarding
- 21 the services and instruction that are needed for Cal-
- 22 WORKs recipients.
- 23 6. The funds appropriated in Schedule (5) reflect
- 24 \$2,903,000 to support interagency agreements between
- 25 the Office of the Chancellor of the California Commu-
- 26 nity Colleges and the Employment Development De-
- 27 partment for the continued support of the Governor's
- 28 Nursing Initiative.
- 29 7. The funds appropriated in Schedule (5) reflect an in-
- 30 crease of \$850,000 to support an interagency agree-
- 31 ment with the California Energy Commission for the
- 32 purpose of expanding the Transportation Technologies
- 33 and Energy Program.
- 34 8. *Of the funds appropriated in Schedule (3), \$2,222,000*
- 35 *is provided in one-time carryover funds.*

36  
37 *SEC. 363. Item 6870-295-0001 of Section 2.00 of the Budget*  
38 *Act of 2011 is amended to read:*

1	6870-295-0001—For local assistance, Board of Governors of	
2	the California Community Colleges (Proposition 98), for	
3	reimbursement, in accordance with provisions of Section	
4	6 of Article XIII B of the California Constitution or Section	
5	17561 of the Government Code, of the costs of any new	
6	program or increased level of service of an existing pro-	
7	gram mandated by statute or executive order, for disburse-	
8	ment by the Controller.....	9,545,000
9		9,541,000
10	Schedule:	
11	(1) 98.01.001.184-Health Fees (Ch. 1,	
12	1983–84 2nd Ex. Sess.) (CSM 4206)....	5,907,000
13	(2) 98.01.090.896-Sex Offenders: Disclo-	
14	sure Requirements (Ch. 908, Stats.	
15	1996) (CSM-97-TC-15).....	1,000
16	(3) 98.01.028.498-Law Enforcement Juris-	
17	diction Agreements (Ch. 284, Stats.	
18	1998) (CSM-98-TC-20).....	0
19	(4) 98.01.007.778-Absentee Ballots (Ch.	
20	77, Stats. 1978; Ch. 1032, Stats. 2002)	
21	(02-PGA-02).....	1,000
22	(5) 98.01.096.175-Collective Bargaining	
23	(Ch. 961, Stats. 1975) (CSM 4425, 97-	
24	TC-08).....	444,000
25	(6) 98.01.112.096-Health Benefits for Sur-	
26	vivors of Peace Officers and Firefighters	
27	(Ch. 1120, Stats. 1996) (97-TC-25).....	0
28	(7) 98.01.111.692-Integrated Waste Man-	
29	agement (Ch. 1116, Stats. 1992) (00-	
30	TC-07).....	0
31	(8) 98.01.000.005-Enrollment Fee Collec-	
32	tion and Waivers (Title 5) (99-TC-13)	
33	(00-TC-15).....	3,000,000
34	(9) 98.01.042.390-Sexual Assault Response	
35	Procedures (Ch. 423, Stats. 1990) (99-	
36	TC-12).....	3,000
37		0
38	(10) 98.01.124.992-Threats Against Peace	
39	Officers (Ch. 1249, Stats. 1992, et	
40	al.).....	1,000

1	(11) 98.01.089.300-Agency Fee Arrange-	
2	ments (Ch. 893, Stats. 2000; Ch. 805,	
3	Stats. 2001) (00-TC-17) (01-TC-14)....	57,000
4	(12) 98.01.060.394-CA State Teachers Re-	
5	irement System Services Credit (Ch.	
6	603, Stats. 1994, et al.) (02-TC-19).....	101,000
7	(13) 98.01.041.601-Reporting Improper	
8	Governmental Activities (Ch. 416,	
9	Stats. 2001, et al.) (02-TC-24).....	13,000
10	(14) 98.01.064.186-Open Meetings/Brown	
11	Act (Ch. 641, Stats. 1986) (CSM	
12	4257).....	0
13	(15) 98.01.049.675-Mandate Reimbursement	
14	Process (Ch. 486, Stats. 1975).....	1,000
15	(16) 98.01.012.693-Law Enforcement Sexu-	
16	al Harassment Training (Ch. 126, Stats.	
17	1993) (97-TC-07).....	0
18	(17) 98.01.117.096-Grand Jury Proceedings	
19	(Ch. 1170, Stats. 1996, et al.) (98-TC-	
20	27).....	0
21	(18) 98.01.015.901-Cal Grants (Ch. 159,	
22	Stats. 2001) (02-TC-28).....	1,000
23	(19) 98.01.007.875-Tuition Fee Waivers	
24	(Ch. 78, Stats. 1975, et al.) (02-TC-	
25	21).....	13,000
26	(20) 98.01.059.389-Student Records (Ch.	
27	593, Stats. 1989) (02-TC-34).....	<del>1,000</del>
28		0
29	(21) 98.01.124.978-Prevailing Wage Rate	
30	(Ch. 1249, Stats. 1978) (01-TC-28)....	1,000

31 Provisions:

- 32 1. Allocation of funds appropriated in this item to the
- 33 appropriate local entities shall be made by the Con-
- 34 troller in accordance with the provisions of each statute
- 35 or executive order that mandates the reimbursement
- 36 of the costs, and shall be audited to verify the actual
- 37 amount of the mandated costs in accordance with
- 38 subdivision (d) of Section 17561 of the Government
- 39 Code. Audit adjustments to prior-year claims may be
- 40 paid from this item. Funds appropriated in this item

- 1 may be used to provide reimbursement pursuant to
- 2 Article 5 (commencing with Section 17615) of Chapter
- 3 4 of Part 7 of Division 4 of Title 2 of the Government
- 4 Code.
- 5 2. If any of the scheduled amounts are insufficient to
- 6 provide full reimbursement of costs, the Controller
- 7 may, upon notifying the Director of Finance in writing,
- 8 augment those deficient amounts from the unencum-
- 9 bered balance of any other scheduled amounts therein.
- 10 No order may be issued pursuant to this provision un-
- 11 less written notification of the necessity therefor is
- 12 provided to the chairpersons of the committees in each
- 13 house of the Legislature that consider appropriations,
- 14 and the Chairperson of the Joint Legislative Budget
- 15 Committee or his or her designee.
- 16 3. Pursuant to Section 17581.5 of the Government Code,
- 17 the mandates identified in Schedules (3), (6), (7), (9),
- 18 (16), ~~and~~ (17), and (20) are specifically identified by
- 19 the Legislature for suspension until June 30, 2013.
- 20

21 *SEC. 364. Item 6870-301-6049 is added to Section 2.00 of the*  
 22 *Budget Act of 2011, to read:*

23

24 6870-301-6049—*For capital outlay, Board of Governors of the*  
 25 *California Community Colleges, to be allocated by the*  
 26 *board of governors to community college districts for*  
 27 *expenditure as set forth in the schedule below, payable*  
 28 *from the 2006 California Community College Capital*  
 29 *Outlay Bond Fund..... 48,618,000*  
 30 *Schedule:*  
 31 *Coast Community College District*  
 32 *Orange Coast College*  
 33 *(1) 40.11.313-Music Building Moderniza-*  
 34 *tion—Construction..... 3,489,000*  
 35 *San Francisco Community College District*  
 36 *City College of San Francisco*  
 37 *(2) 40.48.113-Performing Arts Complex—*  
 38 *Construction and equipment..... 38,274,000*  
 39 *Santa Clarita Community College District*  
 40 *College of the Canyons*

1       (3) 40.54.117-Administration and Student  
 2            Services Building—Construction and  
 3            equipment..... 6,855,000  
 4

5       SEC. 365. Item 6870-491 is added to Section 2.00 of the Budget  
 6 Act of 2011, to read:

7  
 8       6870-491—Reappropriation, Board of Governors of the Cali-  
 9            fornia Community Colleges. The balances of the appropri-  
 10           ations provided in the following citations are reappropri-  
 11           ated for the purposes and subject to the limitations, unless  
 12           otherwise specified, in those appropriations:

13       0705—1992 Higher Education Capital Outlay Bond Fund  
 14       (1) Item 6870-301-0705, Budget Act of 2008 (Chs. 268  
 15           and 269, Stats. 2008)

16           Los Angeles Community College District  
 17           Los Angeles Harbor College  
 18       (1) 40.26.305-Library/Learning Resource Cen-  
 19           ter—Equipment

20           San Joaquin Delta Community College District  
 21           San Joaquin Delta College  
 22       (2) 40.49.109-Cunningham Math/Science Replace-  
 23           ment—Equipment

24       6041—2004 Higher Education Capital Outlay Bond Fund  
 25       (1) Item 6870-301-6041, Budget Act of 2005 (Chs. 38 and  
 26           39, Stats. 2005), as partially reappropriated by Item  
 27           6870-491, Budget Act of 2006 (Chs. 47 and 48, Stats.  
 28           2006), as partially reappropriated by Item 6870-490,  
 29           and as partially reverted by Item 6870-497, Budget  
 30           Act of 2007 (Chs. 171 and 172, Stats. 2007), as par-  
 31           tially reappropriated by Item 6870-490, Budget Act  
 32           of 2008 (Chs. 268 and 269, Stats. 2008), and as par-  
 33           tially reappropriated by Item 6870-490, Budget Act  
 34           of 2009 (Ch. 1, 2009–10 3rd Ex. Sess., as revised by  
 35           Ch. 1, 2009–10 4th Ex. Sess.)

36           San Luis Obispo County Community College District  
 37           North County Center  
 38       (34) 40.51.202-Technology and Trades Complex—Con-  
 39           struction and equipment

- 1        *6049—2006 California Community College Capital Outlay*  
2        *Bond Fund*  
3        (1) *Item 6870-301-6049, Budget Act of 2009 (Ch. 1,*  
4        *2009–10 3rd Ex. Sess., as revised by Ch. 1, 2009–10*  
5        *4th Ex. Sess.), as partially reappropriated by Item*  
6        *6870-490, and as partially reverted by Item 6870-497,*  
7        *Budget Act of 2010 (Ch. 712, Stats. 2010)*  
8        *Redwoods Community College District*  
9        *College of the Redwoods*  
10       (10) *40.42.107-New Science/Humanities Building*  
11        *Seismic Replacement—Working drawings and*  
12        *construction*  
13       (2) *Item 6870-303-6049, Budget Act of 2009 (Ch. 1,*  
14        *2009–10 3rd Ex. Sess., as revised by Ch. 1, 2009–10*  
15        *4th Ex. Sess.)*  
16        *San Mateo County Community College District*  
17        *Canada College*  
18        (1) *40.52.108-Electrical Infrastructure Replace-*  
19        *ment—Construction*  
20        *Skyline College*  
21        (2) *40.52.314-Electrical Infrastructure Replace-*  
22        *ment—Construction*  
23       (3) *Item 6870-301-6049, Budget Act of 2010 (Ch. 712,*  
24        *Stats. 2010)*  
25        *El Camino Community College District*  
26        *El Camino College Compton Center*  
27        (1) *40.14.202-Infrastructure Replacement, Phase*  
28        *2—Construction*  
29        (2) *40.14.203-Allied Health Building—Working*  
30        *drawings and construction*  
31        *Kern Community College District*  
32        *Bakersfield College*  
33        (3.2) *40.22.112-Performing Arts Modernization—Con-*  
34        *struction*  
35        *Riverside Community College District*  
36        *Moreno Valley College*  
37        (5) *40.44.208-Phase III Student Academic Services*  
38        *Building—Construction*  
39

1     *SEC. 366. Item 6870-492 is added to Section 2.00 of the Budget*  
2 *Act of 2011, to read:*

3  
4     6870-492—*Reappropriation, Board of Governors of the Cali-*  
5     *fornia Community Colleges. Notwithstanding any other*  
6     *provision of law, the periods to liquidate encumbrances of*  
7     *the following citations are extended to June 30, 2013:*  
8     6049—*2006 California Community College Capital Outlay*  
9     *Bond Fund*

10     (1) *Item 6870-303-6049, Budget Act of 2006 (Chs. 47 and*  
11     *48, Stats. 2006), as partially reappropriated by Item*  
12     *6870-490, Budget Act of 2008 (Chs. 268 and 269,*  
13     *Stats. 2008), as partially reappropriated by Item 6870-*  
14     *490 and as partially reverted by Item 6870-497, Bud-*  
15     *get Act of 2009 (Ch. 1, 2009–10 3rd Ex. Sess., as re-*  
16     *vised by Ch. 1, 2009–10 4th Ex. Sess.), and as partially*  
17     *reappropriated by Item 6870-490, Budget Act of 2010*  
18     *(Ch. 712, Stats. 2010)*

19     *Los Angeles Community College District*

20     *Los Angeles Trade-Tech College*

21     (2) *40.26.703-Renovate and Modernize Building*  
22     *A—Construction*

23  
24     *SEC. 367. Item 6870-494 is added to Section 2.00 of the Budget*  
25 *Act of 2011, to read:*

26  
27     6870-494—*Reappropriation, California Community Colleges,*  
28     *Proposition 98. The following amount is hereby reappro-*  
29     *priated for career technical education pursuant to Section*  
30     *88532 of the Education Code and shall be available for*  
31     *encumbrance or expenditure until June 30, 2012:*

32     (1) *\$2,030,000 from Schedule (21) of Item 6870-101-0001*  
33     *of the Budget Act of 2008 (Chs. 268 and 269, Stats.*  
34     *2008)*

35  
36     *SEC. 368. Item 7980-101-0001 of Section 2.00 of the Budget*  
37 *Act of 2011 is amended to read:*

1	7980-101-0001—For local assistance, Student Aid Commis-	
2	sion.....	1,104,963,000
3		1,392,619,000
4	Schedule:	
5	(1) 15-Financial Aid Grants Program....	1,462,765,000
6		1,486,710,000
7	(2) Reimbursements.....	-308,015,000
8		-17,065,000
9	(2.5) Amount payable from the Student	
10	Loan Operating Fund (Item 7980-	
11	101-0784).....	-30,000,000
12		-62,250,000
13	(3) Amount payable from the Federal Trust	
14	Fund (Item 7980-101-0890).....	-19,787,000
15		-14,776,000
16	Provisions:	
17	1. Funds appropriated in Schedule (1) are for purposes	
18	of all of the following:	
19	(a) Awards in the Cal Grant Program under Chapter	
20	1.7 (commencing with Section 69430) and Article	
21	3 (commencing with Section 69530) of Chapter	
22	2 of Part 42 of Division 5 of Title 3 of the Educa-	
23	tion Code.	
24	(b) Grants under the Law Enforcement Personnel	
25	Dependents Scholarship Program pursuant to	
26	Section 4709 of the Labor Code.	
27	(c) The purchase of loan assumptions under Article	
28	5 (commencing with Section 69612) of Chapter	
29	2 of Part 42 of Division 5 of Title 3 of the Educa-	
30	tion Code. The Student Aid Commission shall is-	
31	ssue 7,200 new warrants.	
32	(d) The purchase of loan assumptions under the	
33	Graduate Assumption Program of Loans for Edu-	
34	cation pursuant to Article 5.5 (commencing with	
35	Section 69618) of Chapter 2 of Part 42 of Division	
36	5 of Title 3 of the Education Code.	
37	(e) The purchase of loan assumptions under the State	
38	Nursing Assumption Program of Loans for Edu-	
39	cation (SNAPLE) Employees of State Facilities	
40	Program pursuant to Article 2 (commencing with	

- 1 Section 70120) of Chapter 3 of Part 42 of Division  
2 5 of Title 3 of the Education Code.
- 3 (f) The purchase of loan assumptions under the State  
4 Nursing Assumption Program of Loans for Edu-  
5 cation (SNAPLE) pursuant to Article 1 (commenc-  
6 ing with Section 70100) of Chapter 3 of Part 42  
7 of Division 5 of Title 3 of the Education Code.
- 8 (g) The Student Aid Commission shall report by April  
9 1, 2012, on the State Nursing Assumption Pro-  
10 gram of Loans for Education, pursuant to the re-  
11 porting requirements of Section 70108 of the Ed-  
12 ucation Code.
- 13 (h) Notwithstanding subdivision (c) of Section  
14 69613.8 of the Education Code, any Assumption  
15 Program of Loans for Education participant who  
16 meets the requirements of subdivision (a) or (b)  
17 of Section 69613.8 of the Education Code may  
18 receive the additional loan assumption benefits  
19 authorized by those subdivisions.
- 20 2. If federal trust funds for the 2011–12 fiscal year exceed  
21 budgeted levels for the Leveraging Educational Assis-  
22 tance Partnership (LEAP) Program and the Special  
23 Leveraging Educational Assistance Partnership  
24 (SLEAP) Program, the funds appropriated shall, to the  
25 extent allowable by federal law, be reduced on a dol-  
26 lar-for-dollar basis.
- 27 3. Eligibility for moneys appropriated in this item is  
28 limited to students who demonstrate financial need  
29 according to the nationally accepted needs analysis  
30 methodology, who meet other Student Aid Commis-  
31 sion eligibility criteria, and, notwithstanding subdivi-  
32 sion (k) of Section 69432.7 of the Education Code,  
33 whose income or family’s gross income does not ex-  
34 ceed \$90,300 for the Cal Grant A Program and \$49,600  
35 for the Cal Grant B Program for the purpose of deter-  
36 mining recipients for the 2011–12 award year.
- 37 4. Notwithstanding any other provision of law, the max-  
38 imum award for:
- 39 (a) New recipients attending private and independent  
40 institutions shall be \$9,708.

- 1 (b) All recipients receiving Cal Grant B access awards
- 2 shall be \$1,551.
- 3 (c) All recipients receiving Cal Grant C tuition and
- 4 fee awards shall be \$2,592.
- 5 (d) All recipients receiving Cal Grant C book and
- 6 supply awards shall be \$576.
- 7 (e) All University of California student recipients
- 8 receiving Cal Grant awards shall be \$11,124 or
- 9 whatever lesser or greater amount is approved for
- 10 mandatory systemwide fees by the Regents of the
- 11 University of California for the 2011–12 academic
- 12 year.
- 13 (f) All California State University student recipients
- 14 receiving Cal Grant awards shall be \$4,884 or
- 15 whatever lesser or greater amount is approved for
- 16 mandatory systemwide fees by the Trustees of
- 17 the California State University for the 2011–12
- 18 academic year.
- 19 5. Notwithstanding any other provision of law, the Stu-
- 20 dent Aid Commission may not issue new warrants for
- 21 the assumption of loans for the Graduate Assumption
- 22 Program of Loans for Education pursuant to Article
- 23 5.5 (commencing with Section 69618) of Chapter 2
- 24 of Part 42 of Division 5 of Title 3 of the Education
- 25 Code.
- 26 6. Pursuant to Chapter 403 of the Statutes of 2000 and
- 27 notwithstanding any other provision of law, the Direc-
- 28 tor of Finance may authorize the augmentation, from
- 29 the Special Fund for Economic Uncertainties estab-
- 30 lished pursuant to Section 16418 of the Government
- 31 Code, of the annual amount appropriated for the pur-
- 32 poses of making Cal Grant awards pursuant to Chapter
- 33 1.7 (commencing with Section 69430) of Part 42 of
- 34 Division 5 of Title 3 of the Education Code, as neces-
- 35 sary to fully fund the number of awards required to be
- 36 granted by that chapter. No augmentation may be au-
- 37 thorized under this provision sooner than 30 days after
- 38 the Director of Finance provides written notice of the
- 39 proposed augmentation to the Chairperson of the Joint
- 40 Legislative Budget Committee and the chairpersons

- 1 of the committees in each house of the Legislature that  
 2 consider appropriations, nor sooner than whatever  
 3 lesser time those persons, or their designees, may in  
 4 each instance determine.
- 5 7. The Student Aid Commission is authorized to issue  
 6 100 new warrants for the State Nursing Assumption  
 7 Program of Loans for Education (SNAPLE) Employ-  
 8 ees of State Facilities Program pursuant to Article 2  
 9 (commencing with Section 70120) of Chapter 3 of  
 10 Part 42 of Division 5 of Title 3 of the Education Code.
- 11 8. The Student Aid Commission shall issue 100 new  
 12 State Nursing Assumption Program of Loans for Edu-  
 13 cation (SNAPLE) warrants pursuant to Article 1  
 14 (commencing with Section 70100) of Chapter 3 of  
 15 Part 42 of Division 5 of Title 3 of the Education Code.
- 16 9. Of the funds appropriated in Schedules (1) and (2),  
 17 ~~\$285,279,000~~ \$0 reflects reimbursements from the  
 18 State Department of Social Services from the Tempo-  
 19 rary Assistance for Needy Families Block Grant for  
 20 the purposes of offsetting General Fund costs of the  
 21 Cal Grant Program.
- 22 10. Of the funds appropriated in Schedules (1) and (2),  
 23 \$3,017,000 reflects reimbursements from the Military  
 24 Department for the costs of tuition assistance for Na-  
 25 tional Guard members pursuant to the provisions of  
 26 Chapter 12 of the 2009–10 Fourth Extraordinary Ses-  
 27 sion.
- 28 11. Of the funds appropriated in Schedules (1) and (2),  
 29 \$889,000 reflects reimbursements from the California  
 30 Emergency Management Agency for costs of loan re-  
 31 payment assistance under the John R. Justice Grant  
 32 Program.

33  
 34 *SEC. 369. Item 7980-101-0784 of Section 2.00 of the Budget*  
 35 *Act of 2011 is amended to read:*  
 36

37	7980-101-0784—For local assistance, Student Aid Commission,	
38	Cal Grant Program, for payment to Item 7980-101-0001,	
39	payable from the Student Loan Operating Fund.....	30,000,000
40		62,250,000

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28  
29  
30  
31  
32  
33  
34  
35  
36  
37  
38  
39  
40

*SEC. 370. Item 7980-101-0890 of Section 2.00 of the Budget Act of 2011 is amended to read:*

7980-101-0890—For local assistance, Student Aid Commission, for payment to Item 7980-101-0001, payable from the Federal Trust Fund.....	19,787,000
	14,776,000

Provisions:

- ~~1. Of the funds appropriated in this item, \$5,011,000 is available for the Leveraging Educational Assistance Partnership (LEAP) Program and Special Leveraging Educational Assistance Partnership (SLEAP) Program.~~
- 2. Of the funds appropriated in this item, \$200,000 is available for the Cash for College Program. This amount reflects funds anticipated from the College Access Challenge Grant Program for the 2011–12 through 2014–15 federal fiscal years.
- 3. Of the funds appropriated in this item, \$7,349,000 is available for California Student Opportunity and Access Program (Cal-SOAP), established under Article 4 (commencing with Section 69560) of Chapter 2 of Part 42 of Division 5 of Title 3 of the Education Code, and shall be for contract agreements and shall be available to provide financial aid awareness and outreach to students who are preparing to enter, or are currently enrolled in, college. Of this amount, \$1,000,000 is dedicated for career technical education and the resulting career opportunities. The Student Aid Commission shall consult with the State Department of Education and the Office of the Chancellor of the California Community Colleges in determining the projects and activities for these funds. This amount reflects funds anticipated from the College Access Challenge Grant Program for the 2011–12 through 2014–15 federal fiscal years.
- 4. Of the funds appropriated in this item, \$7,227,000 is available for the purpose of offsetting General Fund costs of financial aid programs. This amount reflects funds anticipated from the College Access Challenge

1 Grant Program. Nothing in this provision shall limit  
2 the number of new loan assumption warrants issued  
3 up to the maximum numbers authorized in Item 7980-  
4 101-0001.

5  
6 *SEC. 371. Item 7100-001-0869 of Section 2.00 of the Budget*  
7 *Act of 2011 is amended to read:*

8  
9 7100-001-0869—For support of state programs under the  
10 Workforce Investment Act (WIA), Employment Develop-  
11 ment Department, payable from the Consolidated Work  
12 Program Fund..... 162,451,000

13 Schedule:

- 14 (1) 61.35-WIA Administration and Program
- 15 Services..... 23,346,000
- 16 (2) 61.40-WIA Growth Industries..... 4,603,000
- 17 (3) 61.50-WIA Industries with a Statewide
- 18 Need..... 16,511,000
- 19 (4) 61.60-WIA Removing Barriers for Spe-
- 20 cial Needs Populations..... 24,717,000
- 21 (5) 61.70-WIA Rapid Response Activi-
- 22 ties..... 48,104,000
- 23 (5.5) 61.80-WIA Special Grants..... 170,000
- 24 (6) 62.10-National Emergency Grant Pro-
- 25 gram..... 45,000,000

26 Provisions:

- 27 1. Provision 1 of Item 7100-001-0588 also applies to
- 28 Schedules (1) and (5) of this item.
- 29 1.5. For Schedules (2), (3), and (4), the Employment De-
- 30 velopment Department (EDD) shall submit on October
- 31 1, 2011, and April 20, 2012, to the Department of Fi-
- 32 nance for its review and approval an estimate of expen-
- 33 ditures for both the current and prior budget fiscal
- 34 years, including the assumptions and calculations un-
- 35 derlying the EDD’s projections for expenditures from
- 36 these schedules. To the extent the EDD identifies un-
- 37 spent or receives unanticipated additional federal WIA
- 38 15-percent discretionary funds, the Department of Fi-
- 39 nance may increase expenditure authority for Sched-
- 40 ules (2) to (4), inclusive, if the additional funding is

- 1 consistent with the expenditure plan for WIA discre-  
2 tionary funds in this item and meets the four require-  
3 ments set forth in subdivision (b) of Section 28.00.  
4 Any such augmentation exceeding \$250,000 may be  
5 authorized not sooner than 30 days after written noti-  
6 fication is provided to the chairpersons of the commit-  
7 tees in each house of the Legislature that consider the  
8 State Budget, and the Chairperson of the Joint Legisla-  
9 tive Budget Committee, or not sooner than whatever  
10 lesser time the chairperson of the joint committee, or  
11 his or her designee, may in each instance determine.
- 12 1.7. For Schedules (2), (3), and (4), in the event that the  
13 Employment Development Department is notified of  
14 a reduction in federal Workforce Investment Act  
15 (WIA) 15-percent discretionary funds, the Department  
16 of Finance may decrease expenditure authority for  
17 Schedules (2) to (4), inclusive. Any such decrease that  
18 exceeds \$250,000 may be authorized not sooner than  
19 30 days after notification in writing is provided to the  
20 chairpersons of the committees in each house of the  
21 Legislature that consider the State Budget, and the  
22 Chairperson of the Joint Legislative Budget Commit-  
23 tee, or not sooner than whatever lesser time the chair-  
24 person of the joint committee, or his or her designee,  
25 may in each instance determine.
- 26 2. The Secretary of Labor and Workforce Development  
27 is authorized to transfer up to \$500,000 of the funds  
28 appropriated in this item to the California Workforce  
29 Investment Board, Federal Trust Fund, Item 7120-001-  
30 0890, to facilitate the implementation and operation  
31 of the WIA Program. Any transfer made pursuant to  
32 this provision shall be reported in writing to the De-  
33 partment of Finance, the chairpersons of the fiscal  
34 committees of each house of the Legislature, and the  
35 Chairperson of the Joint Legislative Budget Committee  
36 within 30 days of the date of the transfer.
- 37 3. Notwithstanding any other provision of law, the Sec-  
38 retary of Labor and Workforce Development is autho-  
39 rized to transfer funds between categories (Schedules  
40 (1) to (4), inclusive) as included in the schedule to be

1 used for projects. Any transfer made pursuant to this  
2 provision shall be reported in writing to the Depart-  
3 ment of Finance, the chairpersons of the fiscal commit-  
4 tees of each house of the Legislature, and the Chairper-  
5 son of the Joint Legislative Budget Committee within  
6 30 days of the date of the transfer.

7 4. ~~Funds appropriated in Schedules (1) to (4), inclusive,~~  
8 ~~are not authorized for expenditure until the Employ-~~  
9 ~~ment Development Department and the Department~~  
10 ~~of Finance submit a detailed plan for expenditure based~~  
11 ~~on the available federal funding. If the expenditure~~  
12 ~~plan for WIA 15-percent discretionary funds is submit-~~  
13 ~~ted to and approved by the Legislature prior to enact-~~  
14 ~~ment of this act, the funds shall be immediately avail-~~  
15 ~~able for allocation and expenditure. Otherwise, the~~  
16 ~~expenditure of funds may be authorized not sooner~~  
17 ~~than 30 days after written notification is provided to~~  
18 ~~the chairpersons of the committees in each house of~~  
19 ~~the Legislature that consider the State Budget, and the~~  
20 ~~Chairperson of the Joint Legislative Budget Commit-~~  
21 ~~tee, or not sooner than whatever lesser time the chair-~~  
22 ~~person of the joint committee, or his or her designee,~~  
23 ~~may in each instance determine. This provision shall~~  
24 ~~not apply to the estimate of expenditures submitted~~  
25 ~~on October 1, 2011, and April 20, 2012, as outlined~~  
26 ~~in Provisions 1 and 1.5.~~

27 5. *During the 2011–12 fiscal year, notwithstanding*  
28 *Provisions 1 to 3, inclusive, funds appropriated in*  
29 *Schedules (2) to (4), inclusive, are not authorized for*  
30 *expenditure until the Employment Development De-*  
31 *partment and the Department of Finance submit a*  
32 *detailed plan for expenditure based on the available*  
33 *federal funding. It is the intent of the Legislature that*  
34 *this plan be submitted by September 1, 2011. The ex-*  
35 *penditure of funds shall be authorized not sooner than*  
36 *30 days after this detailed expenditure plan is provided*  
37 *to the chairpersons of the committees in each house*  
38 *of the Legislature that consider the State Budget, and*  
39 *the Chairperson of the Joint Legislative Budget Com-*  
40 *mittee, or not sooner than whatever lesser time the*

1 chairperson of the joint committee, or his or her de-  
2 signee, may in each instance determine.

3  
4 SEC. 372. Item 7100-001-0870 of Section 2.00 of the Budget  
5 Act of 2011 is amended to read:

6  
7 7100-001-0870—For support of Employment Development  
8 Department, payable from the Unemployment Administra-  
9 tion Fund—Federal..... 719,115,000

10 Schedule:

- 11 (1) 10-Employment and Employment Re-  
12 lated Services..... 177,966,000
- 13 (2) 21-Tax Collections and Benefit Pay-  
14 ments..... 835,176,000  
15 850,743,000
- 16 (3) 22-California Unemployment Insur-  
17 ance Appeals Board..... 102,529,000
- 18 (4) 30.01-General Administration..... 51,279,000
- 19 (5) 30.02-Distributed General Administra-  
20 tion..... -51,004,000
- 21 (6) 50-Employment Training Panel..... 45,479,000
- 22 (7) Reimbursements..... -22,429,000
- 23 (8) Amount payable from the General  
24 Fund (Item 7100-001-0001)..... -41,526,000
- 25 (9) Amount payable from the Employment  
26 Development Department Benefit Au-  
27 dit Fund (Item 7100-001-0184)..... -14,953,000
- 28 (10) Amount payable from the Employment  
29 Development Contingent Fund (Item  
30 7100-001-0185)..... -47,372,000
- 31 (11) Amount payable from the Employment  
32 Training Fund (Item 7100-001-  
33 0514)..... -50,831,000
- 34 (12) Amount payable from the Unemploy-  
35 ment Compensation Disability Fund  
36 (Item 7100-001-0588)..... -264,271,000
- 37 (12.5) Amount payable from the Unemploy-  
38 ment Fund—Federal (Item 7100-  
39 001-0871)..... -15,567,000

- 1 (13) Amount payable from the School Em-
- 2 ployees Fund (Item 7100-001-0908).... -928,000
- 3 Provisions:
- 4 1. Funds appropriated in this item are in lieu of the
- 5 amounts that otherwise would have been appropriated
- 6 pursuant to Section 1555 of the Unemployment Insur-
- 7 ance Code.
- 8 2. Provision 1 of Item 7100-001-0588 also applies to
- 9 funds appropriated in this item for the Unemployment
- 10 Insurance Program.

11  
 12 *SEC. 373. Item 7100-001-0871 is added to Section 2.00 of the*  
 13 *Budget Act of 2011, to read:*

14  
 15 *7100-001-0871—For support of Employment Development*  
 16 *Department, for payment to Item 7100-001-0870, payable*  
 17 *from the Unemployment Fund—Federal..... 15,567,000*  
 18

19 *SEC. 374. Item 7100-002-0001 of Section 2.00 of the Budget*  
 20 *Act of 2011 is amended to read:*

21  
 22 *7100-002-0001—For support of Employment Development*  
 23 *Department..... ~~362,300,000~~*  
 24 *319,510,000*

- 25 Provisions:
- 26 1. The funds appropriated in this item may only be used
  - 27 for the payment of interest due for an Unemployment
  - 28 Fund loan secured to pay Unemployment Insurance
  - 29 benefits.
  - 30 2. Notwithstanding any other provision of law and sec-
  - 31 tions of this act, the Department of Finance may aug-
  - 32 ment this item based on the calculation of actual inter-
  - 33 est due to the federal government. The Employment
  - 34 Development Department will notify the Department
  - 35 of Finance by September 1, 2011, of the estimated in-
  - 36 terest payment.
  - 37 3. Any augmentation pursuant to Provision 2 of this item,
  - 38 and the actual interest paid shall be reported in writing
  - 39 to the chairpersons of the fiscal committees of each

1 house of the Legislature, and the Chairperson of the  
 2 Joint Legislative Budget Committee within 30 days.  
 3 4. Any funds appropriated in excess of the amount re-  
 4 quired for this interest payment shall revert to the  
 5 General Fund on October 15, 2011.  
 6

7 *SEC. 375. Item 7100-011-0588 of Section 2.00 of the Budget*  
 8 *Act of 2011 is amended to read:*  
 9

10 7100-011-0588—For transfer by the Controller from the  
 11 Unemployment Compensation Disability Fund, upon  
 12 order of the Director of Finance, to the General Fund.... ~~(362,300,000)~~  
 13 (319,510,000)

14 Provisions:

- 15 1. The amount transferred in this item is a loan from the  
 16 Unemployment Compensation Disability Fund to the  
 17 General Fund.
- 18 2. The Director of Finance may augment this item based  
 19 on the actual interest due to the federal government.  
 20 The Employment Development Department will notify  
 21 the Department of Finance by September 1, 2011, of  
 22 the estimated interest payment.
- 23 3. The loan from the Unemployment Compensation  
 24 Disability Fund to the General Fund made during *the*  
 25 fiscal year ending June 30, 2012, shall be paid back  
 26 with interest, as specified in ~~Government Code Section~~  
 27 *16314 of the Government Code*, no later than June 30,  
 28 2016.
- 29 4. The loan from the Unemployment Compensation  
 30 Disability Fund shall only be made from surplus Un-  
 31 employment Compensation Disability Fund funds.  
 32 Loans shall not interfere with the carrying out of the  
 33 object for which the Unemployment Compensation  
 34 Disability Fund was created.
- 35 5. The annual contribution rate for the Unemployment  
 36 Compensation Disability Fund shall not increase as  
 37 the result of any loan made to the General Fund. In  
 38 calculating the annual disability insurance tax rate  
 39 each year, the Employment Development Department  
 40 shall treat outstanding Unemployment Compensation

1 Disability Fund loans as available cash in the Unem-  
2 ployment Compensation Disability Fund.

3  
4 *SEC. 376. Item 7100-012-0890 is added to Section 2.00 of the*  
5 *Budget Act of 2011, to read:*

6  
7 *7100-012-0890—For support of Employment Development*  
8 *Department, payable from the Federal Trust Fund, for*  
9 *transfer to the Unemployment Fund—Federal..... (15,567,000)*

10  
11 *SEC. 377. Item 8380-001-0001 of Section 2.00 of the Budget*  
12 *Act of 2011 is amended to read:*

13  
14 8380-001-0001—For support of Department of Personnel Ad-  
15 ministration..... 6,981,000  
16 6,631,000

17 Schedule:

- 18 (1) 30-Personnel Management..... 16,191,000
- 19 15,841,000
- 20 (2) 40.01-Administration..... 4,289,000
- 21 (3) 40.02-Distributed Administration..... -4,289,000
- 22 (4) 54-Benefits Administration..... 28,025,000
- 23 (5) Reimbursements..... -17,903,000
- 24 (6) Amount payable from the Flexelect
- 25 Benefit Fund (Item 8380-001-0821)..... -1,380,000
- 26 (7) Amount payable from the Deferred
- 27 Compensation Plan Fund (Item 8380-
- 28 001-0915)..... -15,028,000
- 29 (8) Amount payable from the Central Ser-
- 30 vice Cost Recovery Fund (Item 8380-
- 31 001-9740)..... -2,924,000

32 Provisions:

- 33 1. The Department of Personnel Administration may use
- 34 funds appropriated in this item to complete comprehen-
- 35 sive salary surveys that include private and public
- 36 employers, geographical data, and total compensation.
- 37 The department shall provide to the appropriate fiscal
- 38 and policy committees of each house of the Legislature
- 39 and the Legislative Analyst, within 30 days of comple-
- 40 tion, each completed salary survey report.

- 1       2. Of the funds appropriated in this item, \$350,000 may  
2       be spent by the Department of Personnel Administra-  
3       tion to contract with one or more recruitment contrac-  
4       tors to locate and develop a pool of prospective health  
5       care professionals for various state departments that  
6       employ medical, mental health, or dental professionals.  
7       It is the intent of the Legislature that these contracts  
8       will be structured on a performance basis with pay-  
9       ments tied to the successful hiring of state staff. Should  
10      the Director of Finance, upon receiving a recommen-  
11      dation from the Director of the Department of Person-  
12      nel Administration, determine that it would be in the  
13      interests of the state to expand the dollar amount  
14      committed to this project, he or she may submit to the  
15      Chairperson of the Joint Legislative Budget Committee  
16      and the Legislative Analyst a report describing the  
17      number of individuals who have been successfully  
18      hired to permanent positions in affected departments  
19      as a result of the recruitment contractors' work to date  
20      and the anticipated benefits (including funds that af-  
21      fected departments would revert to the State Treasury  
22      due to decreased overtime and contracted personnel  
23      costs) that would result from an expansion of the funds  
24      committed to this project. Not less than 30 days after  
25      submitting the report described above, the Director of  
26      Finance may augment this item by an amount not ex-  
27      ceeding \$1,500,000 in order to increase health care  
28      personnel recruitment efforts.
- 29      3. The Department of General Services, with the consent  
30      of the Department of Personnel Administration and  
31      the State Personnel Board, may enter into a lease,  
32      lease-purchase agreement, or lease with an option to  
33      purchase for a build-to-suit facility for the colocation  
34      of the Department of Personnel Administration and  
35      the State Personnel Board in the Sacramento area,  
36      subject to Department of Finance approval of the terms  
37      and conditions of the agreement. At least 30 days prior  
38      to entering into any agreement, the Department of  
39      General Services shall notify the chairpersons of the  
40      committees in each house of the Legislature that con-

1 sider appropriations and the Joint Legislative Budget  
 2 Committee of the terms and conditions of the agree-  
 3 ment. If the Joint Legislative Budget Committee does  
 4 not express any opposition, the Department of General  
 5 Services may proceed with the agreement after 30 days  
 6 from when the Department of General Services gave  
 7 notice to the chairpersons.  
 8

9 *SEC. 378. Item 8380-496 is added to Section 2.00 of the Budget*  
 10 *Act of 2011, to read:*

11  
 12 *8380-496—Reversion, Department of Personnel Administration.*  
 13 *As of June 30, 2011, the amounts specified below of the*  
 14 *appropriations provided in the following citations shall*  
 15 *revert to the balances of the funds from which the appro-*  
 16 *priations were made:*

17 *0001—General Fund*

- 18 (1) *Item 8380-001-0001, Budget Act of 2010*  
 19 *(Ch. 712, Stats. 2010), for recruitment*  
 20 *of medical professionals..... 350,000*
- 21 (2) *Item 8380-001-0001, Budget Act of 2009*  
 22 *(Ch. 1, 2009–10 3rd Ex. Sess., as revised*  
 23 *by Ch. 1, 2009–10 4th Ex. Sess.), for*  
 24 *recruitment contracts for medical profes-*  
 25 *sionals..... 350,000*

26  
 27 *SEC. 379. Item 8570-001-0001 of Section 2.00 of the Budget*  
 28 *Act of 2011 is amended to read:*

29  
 30 *8570-001-0001—For support of Department of Food and*  
 31 *Agriculture..... 78,096,000*  
 32 *65,593,000*

33 *Schedule:*

- 34 (1) *11-Agricultural Plant and Animal*  
 35 *Health, Pest Prevention, Food Safety*  
 36 *Services..... 180,132,000*  
 37 *170,693,000*
- 38 (2) *21-Marketing, Commodities, and Agri-*  
 39 *cultural Services..... 16,950,000*  
 40 *16,407,000*

1	(3) 31-Assistance to Fairs and County	
2	Agricultural Activities.....	3,246,000
3		3,233,000
4	(4) 41.01-Executive, Management, and	
5	Administrative Services.....	15,252,000
6		14,552,000
7	(5) 41.02-Distributed Executive, Manage-	
8	ment, and Administrative Services.....	-14,078,000
9		-13,378,000
10	(6) 51-General Agricultural Activities.....	26,297,000
11		25,983,000
12	(7) Reimbursements.....	-9,850,000
13		-10,818,000
14	(8) Amount payable from the Motor Vehicle	
15	Account, State Transportation Fund	
16	(Item 8570-001-0044).....	-6,612,000
17	(9) Amount payable from the Department	
18	of Agriculture Account, Department	
19	of Food and Agriculture Fund (Item	
20	8570-001-0111).....	-30,755,000
21		-31,686,000
22	(11) Amount payable from the Fair and Ex-	
23	position Fund (Item 8570-001-0191)....	-3,926,000
24	(12) Amount payable from the Harbors and	
25	Watercraft Revolving Fund (Item 8570-	
26	001-0516).....	-3,749,000
27		-4,044,000
28	(13) Amount payable from the Department	
29	of Agriculture Building Fund (Item	
30	8570-001-0601).....	-1,959,000
31	(14) Amount payable from the Federal	
32	Trust Fund (Item 8570-001-0890).....	-91,819,000
33	(15) Amount payable from the Antiterrorism	
34	Fund (Item 8570-001-3034).....	-537,000
35	(16) Amount payable from the Municipal	
36	Shelter Spay-Neuter Fund (Item 8570-	
37	001-8055).....	-10,000
38	(17) Amount payable from the Satellite	
39	Wagering Account (Item 8570-012-	
40	0192).....	-486,000

1 Provisions:

- 2 1. The Secretary of Food and Agriculture shall furnish  
3 to the Director of Finance and the Chairperson of the  
4 Joint Legislative Budget Committee annual reports on  
5 all expenditures from all fund sources for emergency  
6 detection and eradication activities relating to agricul-  
7 tural plant or animal pests or diseases for which no  
8 other program funds are available to be used to detect  
9 or eradicate such pest or disease if the pest or disease  
10 is not considered established in California and the pest  
11 or disease infests or infects plants or animals of com-  
12 mercial or noncommercial agriculture, ornamental  
13 horticultural, or habitat of significance. The report  
14 shall specify the amount expended by funding source,  
15 the activities performed, the pest or disease, the loca-  
16 tion where the pest was detected, the location where  
17 the eradication efforts were performed, and the animal  
18 or plant affected for each emergency detection or  
19 eradication.
- 20 ~~2. Notwithstanding any other provision of law,~~  
21 ~~\$1,500,000 of the amount appropriated in Schedule~~  
22 ~~(1) shall be made available for use by the Department~~  
23 ~~of Food and Agriculture for the Weed Management~~  
24 ~~Area Program.~~
- 25 ~~3. The funds in this item for state operations for the De-~~  
26 ~~partment of Food and Agriculture may be decreased~~  
27 ~~by the Department of Finance to the extent efforts to~~  
28 ~~increase federal, local, and/or industry resources are~~  
29 ~~successful, reducing the need for General Fund sup-~~  
30 ~~port.~~
- 31 4. The Department of Food and Agriculture shall require  
32 full public participation, including public meetings,  
33 from all major regions of the state for each notification  
34 of proposed actions within the Light Brown Apple  
35 Moth program. Further, it is the intent of the Legisla-  
36 ture that funding appropriated in this item for Light  
37 Brown Apple Moth program activities shall be reduced  
38 by \$700,000 in the 2011–12 fiscal year and an addi-  
39 tional \$900,000 in the 2012–13 fiscal year. These re-  
40 ductions will be counted as part of the department’s

1 overall reduction of \$15,000,000 from the General  
2 Fund in the 2011–12 fiscal year (\$30,000,000 in the  
3 2012–13 fiscal year and annually thereafter).

4

5 *SEC. 380. Item 8570-001-0111 of Section 2.00 of the Budget*  
6 *Act of 2011 is amended to read:*

7

8 8570-001-0111—For support of Department of Food and  
9 Agriculture, for payment to Item 8570-001-0001, payable  
10 from the Department of Agriculture Account, Department  
11 of Food and Agriculture Fund..... 30,755,000  
12 31,686,000

13 Provisions:

14 1. The amount appropriated in this item includes revenues  
15 derived from the assessment of fines and penalties  
16 imposed as specified in Section 13332.18 of the Gov-  
17 ernment Code.

18

19 *SEC. 381. Item 8570-001-0516 of Section 2.00 of the Budget*  
20 *Act of 2011 is amended to read:*

21

22 8570-001-0516—For support of Department of Food and  
23 Agriculture, for payment to Item 8570-001-0001, payable  
24 from the Harbors and Watercraft Revolving Fund..... 3,749,000  
25 4,044,000

26

27 *SEC. 382. Item 8570-004-0001 of Section 2.00 of the Budget*  
28 *Act of 2011 is amended to read:*

29

30 8570-004-0001—For transfer by the Controller to the Pierce’s  
31 Disease Management Account..... 4,183,000  
32 3,066,000

33 Provisions:

34 1. The funds appropriated in this item shall be deposited  
35 in the Pierce’s Disease Management Account in the  
36 Department of Food and Agriculture Fund and shall  
37 be available for expenditure for the purpose of combat-  
38 ing Pierce’s disease and its vectors.

39 ~~2. The funds in this item for state operations for the De-~~  
40 ~~partment of Food and Agriculture may be decreased~~

1 by the Department of Finance to the extent efforts to  
2 increase federal, local, and/or industry resources are  
3 successful, reducing the need for General Fund sup-  
4 port.

5  
6 *SEC. 383. Item 8570-011-0191 of Section 2.00 of the Budget*  
7 *Act of 2011 is repealed.*

8  
9 ~~8570-011-0191—For transfer by the Controller from the Fair  
10 and Exposition Fund to the General Fund, for health bene-  
11 fits for retired employees of district agricultural associa-  
12 tions..... (246,000)~~

13  
14 *SEC. 384. Item 8570-101-0001 of Section 2.00 of the Budget*  
15 *Act of 2011 is amended to read:*

16  
17 8570-101-0001—For local assistance, Department of Food and  
18 Agriculture..... 9,795,000  
19 9,555,000

20 Schedule:

21 (1) 11-Agricultural Plant and Animal  
22 Health; Pest Prevention; Food Safety  
23 Services..... 9,795,000  
24 9,555,000

25 ~~(2) 31-Assistance to Fairs and County  
26 Agricultural Activities..... 950,000~~

27 ~~(3) 51-General Agricultural Activities..... 383,000~~

28 ~~(4) Amount payable from the Fair and Ex-  
29 position Fund (Item 8570-101-0191).... -950,000~~

30 ~~(5) Amount payable from the General Fund  
31 (Item 8570-111-0001)..... -383,000~~

32 Provisions:

33 1. ~~The funds in this item for local assistance for the De-  
34 partment of Food and Agriculture may be decreased  
35 by the Department of Finance to the extent efforts to  
36 increase federal, local, and/or industry resources are  
37 successful, reducing the need for General Fund sup-  
38 port.~~

1 SEC. 385. Item 8570-101-0191 of Section 2.00 of the Budget  
2 Act of 2011 is repealed.

3  
4 8570-101-0191—For local assistance, Department of Food and  
5 Agriculture, for payment to Item 8570-101-0001, payable  
6 from the Fair and Exposition Fund..... 950,000

- 7 Provisions:
- 8 1. The funds appropriated in this item are for unemploy-
  - 9 ment insurance at local fairs.
  - 10 2. The funds appropriated in this item are for the contri-
  - 11 butions, or the cost of benefits in lieu of contributions,
  - 12 payable from the Fair and Exposition Fund to the Un-
  - 13 employment Fund by all entities conducting fairs, in-
  - 14 cluding county, district, combined county and district,
  - 15 and citrus fruit fairs receiving funds pursuant to
  - 16 Chapter 4 (commencing with Section 19400) of Divi-
  - 17 sion 8 of the Business and Professions Code, as a result
  - 18 of unemployment insurance coverage pursuant to
  - 19 Section 605 of the Unemployment Insurance Code.

20  
21 SEC. 386. Item 8570-102-0001 of Section 2.00 of the Budget  
22 Act of 2011 is repealed.

23  
24 8570-102-0001—For local assistance, Department of Food and  
25 Agriculture..... 760,000

- 26 Provisions:
- 27 1. The funds appropriated in this item are to be expended
  - 28 for the purposes identified in Chapter 631 of the
  - 29 Statutes of 2004.

30  
31 SEC. 387. Item 8570-111-0001 of Section 2.00 of the Budget  
32 Act of 2011 is repealed.

33  
34 8570-111-0001—For local assistance, Department of Food and  
35 Agriculture, for payment to Item 8570-101-0001..... 383,000

- 36 Provisions:
- 37 1. The funds appropriated in this item are also available
  - 38 for compensation for services performed for agricul-
  - 39 tural departments and are to be expended in accordance

1 with the provisions of Sections 2221 to 2224, inclu-  
2 sive, of the Food and Agricultural Code.

3  
4 *SEC. 388. Item 8570-403 of Section 2.00 of the Budget Act of*  
5 *2011 is repealed.*

6  
7 ~~8570-403—For Department of Food and Agriculture: Notwith-~~  
8 ~~standing any other provision of law, 30 days prior to the~~  
9 ~~Department of Food and Agriculture’s entering into interim~~  
10 ~~financing or long-term financing, including bond agree-~~  
11 ~~ments, pursuant to Article 9 (commencing with Section~~  
12 ~~19590) of Chapter 4 of Division 8 of the Business and~~  
13 ~~Professions Code, the department shall submit a report to~~  
14 ~~the Chairperson of the Joint Legislative Budget Committee~~  
15 ~~with copies to the Chairpersons of Senate Budget and Fiscal~~  
16 ~~Review Subcommittee No. 2, Assembly Budget Subcom-~~  
17 ~~mittee No. 3, the Senate Select Committee on Fairs and~~  
18 ~~Rural Issues, the Subcommittee on Fairs and Expositions~~  
19 ~~of the Assembly Committee on Agriculture, and the Depart-~~  
20 ~~ment of Finance. The report shall list: (a) proposed individ-~~  
21 ~~ual satellite wagering expansion projects at fairs, (b) costs~~  
22 ~~for constructing, operating, and maintaining individual~~  
23 ~~satellite wagering projects, (c) net revenue projections for~~  
24 ~~individual satellite wagering projects, and (d) projected~~  
25 ~~effect on net Satellite Wagering Account revenue resulting~~  
26 ~~from individual satellite wagering projects and satellite~~  
27 ~~wagering-related projects. Additional notification is not~~  
28 ~~required for financing proposals unless refinancing will~~  
29 ~~result in the expenditure of additional funds, in which case~~  
30 ~~the report shall include the above-requested information~~  
31 ~~relating only to the new debt. Reporting shall be required~~  
32 ~~only for satellite wagering projects that are funded by inter-~~  
33 ~~im financing or long-term financing, including bond~~  
34 ~~agreements.~~

35  
36 *SEC. 389. Item 8570-491 is added to Section 2.00 of the Budget*  
37 *Act of 2011, to read:*

- 1 8570-491—Reappropriation, Department of Food and Agricul-
- 2 ture. The balances of the appropriations provided for in
- 3 the following citations are reappropriated for the purposes
- 4 and subject to the limitations, unless otherwise specified,
- 5 provided for in the appropriations:
- 6 0660—Public Buildings Construction Fund
- 7 (1) Item 8570-301-0660, Budget Act of 2008 (Chs. 268
- 8 and 269, Stats. 2008), as reappropriated by Item 8570-
- 9 491, Budget Act of 2010 (Ch. 712, Stats. 2010)
- 10 (1) 90.31.010 California Animal Health and Food
- 11 Safety Laboratory: Tulare/Fresno: Laboratory
- 12 Consolidation and Replacement—Working
- 13 drawings, construction, and equipment
- 14 (2) Item 8570-301-0660, Budget Act of 2009 (Ch. 1,
- 15 2009–10 3rd Ex. Sess., as revised by Ch. 1, 2009–10
- 16 4th Ex. Sess.), as reappropriated by Item 8570-491,
- 17 Budget Act of 2010 (Ch. 712, Stats. 2010)
- 18 (1) 90.18.001—Relocation: Yermo Agriculture Inspec-
- 19 tion Station—Acquisition, preliminary plans,
- 20 working drawings, and construction
- 21

22 SEC. 390. Item 8660-001-0462 of Section 2.00 of the Budget  
 23 Act of 2011 is amended to read:

24

25 8660-001-0462—For support of Public Utilities Commission,	
26 payable from the Public Utilities Commission Utilities	
27 Reimbursement Account.....	78,408,580
28	82,627,000
29 Schedule:	
30 (1) 10-Regulation of Utilities.....	<del>167,969,580</del>
31	173,502,000
32 (2) 15-Universal Service Telephone Pro-	
33 grams.....	648,081,000
34 (3) 20-Regulation of Transportation.....	21,463,000
35 (4) 30.01-Administration.....	30,573,000
36 (5) 30.02-Distributed Administration.....	-30,573,000
37 (6) Reimbursements.....	<del>-58,331,000</del>
38	-59,224,000
39 (6.5) Reimbursement to the Division of	
40 Ratepayer Advocates.....	-4,035,000

1	(7) Amount payable from the State Highway Account, State Transportation Fund (Item 8660-001-0042).....	-3,610,000
2		
3		
4	(8) Amount payable from the Public Transportation Account, State Transportation Fund (Item 8660-001-0046).....	-4,055,000
5		
6		
7	(9) Amount payable from the Transportation Rate Fund (Item 8660-001-0412)....	-2,695,000
8		
9	(10) Amount payable from the Public Utilities Commission Transportation Reimbursement Account (Item 8660-001-0461).....	-11,103,000
10		
11		
12	(11) Amount payable from the California High-Cost Fund-A Administrative Committee Fund (Item 8660-001-0464).....	-56,339,000
13		
14		
15	(12) Amount payable from the California High-Cost Fund-B Administrative Committee Fund (Item 8660-001-0470).....	-47,711,000
16		
17		
18	(13) Amount payable from the Universal Lifeline Telephone Service Trust Administrative Committee Fund (Item 8660-001-0471).....	-375,006,000
19		
20		
21	(14) Amount payable from the Deaf and Disabled Telecommunications Program Administrative Committee Fund (Item 8660-001-0483).....	-69,028,000
22		
23		
24	(15) Amount payable from the Payphone Service Providers Committee Fund (Item 8660-001-0491).....	-72,000
25		
26		
27	(16) Amount payable from the California Teleconnect Fund Administrative Committee Fund (Item 8660-001-0493).....	-75,094,000
28		
29		
30	(17) Amount payable from the Federal Trust Fund (Item 8660-001-0890).....	-3,947,000
31		
32		
33		
34		
35		
36		
37		
38		-4,195,000

1 (18) Amount payable from the Public Util-  
 2 ities Commission Ratepayer Advocate  
 3 Account (Item 8660-001-3089)..... ~~23,248,000~~  
 4 ~~23,421,000~~

5 (19) Amount payable from the California  
 6 Advanced Services Fund (Item 8660-  
 7 001-3141)..... -24,831,000

8 Provisions:

- 9 1. The Public Utilities Commission shall require any  
 10 public utility requesting a merger to reimburse the  
 11 commission for those necessary expenses that the  
 12 commission incurs in its consideration of the proposed  
 13 merger.  
 14 2. *No funds in this item shall be used to fund regulatory,*  
 15 *statutory, or rulemaking processes related to distribut-*  
 16 *ed generation. Funds in this item may be used to ex-*  
 17 *plore policy options for distributed generation for*  
 18 *presentation to the Legislature.*

19  
 20 *SEC. 391. Item 8660-001-0890 of Section 2.00 of the Budget*  
 21 *Act of 2011 is amended to read:*

22  
 23 8660-001-0890—For support of Public Utilities Commission,  
 24 for payment to Item 8660-001-0462, payable from the  
 25 Federal Trust Fund..... 3,947,000  
 26 4,195,000

27  
 28 *SEC. 392. Item 8660-001-3089 of Section 2.00 of the Budget*  
 29 *Act of 2011 is amended to read:*

30  
 31 8660-001-3089—For support of Public Utilities Commission,  
 32 for payment to Item 8660-001-0462, payable from the  
 33 Public Utilities Commission Ratepayer Advocate Ac-  
 34 count..... 23,248,000  
 35 23,421,000

36  
 37 *SEC. 393. Item 8830-001-0001 of Section 2.00 of the Budget*  
 38 *Act of 2011 is amended to read:*

1 8830-001-0001—For support of California Law Revision  
 2 Commission..... 650,000  
 3 0

4 Schedule:  
 5 (1) 10-Law Revision Commission..... 665,000  
 6 (2) Reimbursements..... -15,000  
 7 -665,000

8 Provisions:  
 9 1. For the 2011–12 fiscal year only, of the reimburse-  
 10 ments identified in Schedule (2), the amount of  
 11 \$650,000 shall be paid from the amounts appropriated  
 12 in Items 0160-001-0001 and 0160-001-9740.

13  
 14 SEC. 394. Item 8840-001-0001 of Section 2.00 of the Budget  
 15 Act of 2011 is amended to read:

16  
 17 8840-001-0001—For support of the California Commission on  
 18 Uniform State Laws..... 148,000  
 19 0

20 Schedule:  
 21 (1) 10-Support..... 148,000  
 22 (2) Reimbursements..... -148,000

23 Provisions:  
 24 1. For the 2011–12 fiscal year only, the reimbursements  
 25 identified in Schedule (2) shall be paid from the  
 26 amounts appropriated in Items 0160-001-0001 and  
 27 0160-001-9740.

28  
 29 SEC. 395. Item 8860-001-0001 of Section 2.00 of the Budget  
 30 Act of 2011 is amended to read:

31  
 32 8860-001-0001—For support of Department of Finance..... 18,042,000  
 33 20,814,000

34 Schedule:  
 35 (1) 10-Annual Financial Plan..... 23,665,000  
 36 25,696,000  
 37 (2) 15-Financial Information System for  
 38 California (FI\$Cal) Project Support..... 3,139,000  
 39 1,950,000

1	(3) 20-Program and Information System	
2	Assessments.....	11,883,000
3		13,710,000
4	(4) 30-Supportive Data.....	12,853,000
5		13,938,000
6	(4.5) 35-American Recovery and Reinvest-	
7	ment Act Oversight.....	1,235,000
8	(5) 40.01-Administration.....	6,790,000
9		7,278,000
10	(6) 40.02-Distributed Administration.....	-6,790,000
11		-7,278,000
12	(7) Reimbursements.....	-19,566,000
13		-18,828,000
14	(8) Amount payable from the General Fund	
15	(Item 8860-005-0001).....	-333,000
16	(9) Amount payable from Unallocated	
17	Special Funds (Item 8860-011-0494)....	-569,000
18		-790,000
19	(10) Amount payable from Unallocated	
20	Bond Funds—Select (Item 8860-011-	
21	0797).....	-124,000
22		-172,000
23	(11) Amount payable from Various Other	
24	Unallocated Nongovernmental Cost	
25	Funds (Item 8860-011-0988).....	-341,000
26		-474,000
27	(12) Amount payable from the Local Streets	
28	and Road Improvement, Congestion	
29	Relief, and Traffic Safety Account of	
30	2006, Highway Safety, Traffic Reduc-	
31	tion, Air Quality, and Port Security	
32	Fund of 2006 (Item 8860-001-6065)....	-30,000
33		-43,000
34	(13) Amount payable from the Central	
35	Service Cost Recovery Fund (Item	
36	8860-001-9740).....	-13,239,000
37		-14,544,000
38	(14) Amount payable from the Central Ser-	
39	vice Cost Recovery Fund (Item 8860-	
40	002-9740).....	-531,000

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28  
29  
30  
31  
32  
33  
34  
35  
36  
37  
38  
39  
40

- Provisions:
1. The funds appropriated in this item for the California State Accounting and Reporting System (CALSTARS) shall be transferred by the Controller, upon order of the Director of Finance, or made available by the Department of Finance as a reimbursement, to other items and departments for CALSTARS-related activities by the Department of Finance.
  2. The funds appropriated in this act for purposes of data-processing costs related to the California State Accounting and Reporting System (CALSTARS) may be transferred between any items in this act by the Controller upon order of the Director of Finance. Any funds so transferred shall be used only for support of CALSTARS-related data-processing costs incurred.
  3. Notwithstanding any other provision of law, the Director of Finance may authorize a loan from the General Fund to the Department of Finance for the purpose of meeting operational cashflow obligations for the 2011–12 fiscal year. The loan shall not exceed the estimated amount of uncollected reimbursements for the final quarter of the fiscal year.
  4. From the funds appropriated in Schedule (4) for the purpose of evaluating and continuing development and enhancement of the Governor’s Budget Presentation System (GBPS), the following provisions apply:
    - (a) From time to time, but no later than December 1 of each year, the Department of Finance shall update the Legislature on anticipated changes to the GBPS. In addition, the Department of Finance shall (1) no later than approximately the same time the Governor’s Budget is formally presented in electronic or any other Web-based form, provide printed and bound hard copies of the Governor’s Budget and Governor’s Budget Summary as follows: 45 copies to the Legislative Analyst’s Office, 6 copies to the Legislative Counsel Bureau, 120 copies for offices of the Members of the Legislature, 5 copies to the Senate Committee on Rules, 5 copies to the Assembly Committee

1 on Rules, and 60 copies to the fiscal committees  
2 of the Legislature, and (2) no later than four weeks  
3 after the Governor's Budget is formally presented  
4 in electronic or any other Web-based form, 131  
5 printed and bound hard copies of the Governor's  
6 Budget and Governor's Budget Summary shall  
7 be provided as follows: 2 copies to the State Li-  
8 brary, to ensure that the State Librarian maintains  
9 at least one public copy and one for the permanent  
10 research collections, and 129 copies, one copy to  
11 be provided to each depository public library in  
12 the state. Additional copies, either bound or un-  
13 bound, shall be available for purchase by the  
14 public based on the cost of producing the docu-  
15 ments requested. Whenever the Department of  
16 Finance submits to the Legislature changes to the  
17 Governor's Budget or to the Budget Bill, these  
18 requests shall be provided in hard copy form to  
19 the Legislature, including the appropriate staff of  
20 the fiscal committees and the Legislative Ana-  
21 lyst's Office. Whenever the Department of Fi-  
22 nance releases a document summarizing changes  
23 proposed for the Governor's Budget or to the  
24 Budget Bill, the Department of Finance shall  
25 provide the summaries in hard copy form to the  
26 Legislature, including the appropriate staff of the  
27 fiscal committees and the Legislative Analyst's  
28 Office.

- 29 (b) Notwithstanding any other provision of law, the  
30 Department of Finance may amend its existing  
31 contract with the Internet Web development firm  
32 to augment and continue consulting services until  
33 June 30 of each year, for the purpose of providing  
34 continuity of services.

35  
36 *SEC. 396. Item 8860-001-6065 of Section 2.00 of the Budget*  
37 *Act of 2011 is amended to read:*

1 8860-001-6065—For support of Department of Finance, for  
 2 payment to Item 8860-001-0001, payable from Local  
 3 Streets and Road Improvement, Congestion Relief, and  
 4 Traffic Safety Account of 2006, Highway Safety, Traffic  
 5 Reduction, Air Quality, and Port Security Fund of 2006... 30,000  
 6 43,000  
 7

8 *SEC. 397. Item 8860-001-9740 of Section 2.00 of the Budget*  
 9 *Act of 2011 is amended to read:*

10  
 11 8860-001-9740—For support of Department of Finance, for  
 12 payment to Item 8860-001-0001, payable from Central  
 13 Service Cost Recovery Fund..... 13,239,000  
 14 14,544,000  
 15

16 *SEC. 398. Item 8860-011-0494 of Section 2.00 of the Budget*  
 17 *Act of 2011 is amended to read:*

18  
 19 8860-011-0494—For support of Department of Finance, for  
 20 payment to Item 8860-001-0001, payable from Other Un-  
 21 allocated Special Funds..... 569,000  
 22 790,000  
 23

23 Provisions:

- 24 1. Notwithstanding any other provision of law, the Direc-  
 25 tor of Finance may authorize expenditures in excess  
 26 of the amount appropriated in this item not sooner than  
 27 30 days after notification in writing of the necessity  
 28 therefor is provided to the chairpersons of the fiscal  
 29 committees and the Chairperson of the Joint Legisla-  
 30 tive Budget Committee, or not sooner than whatever  
 31 lesser time *after that notification* the chairperson of  
 32 the *joint* committee, or his or her designee, may in  
 33 each instance determine.  
 34

35 *SEC. 399. Item 8860-011-0797 of Section 2.00 of the Budget*  
 36 *Act of 2011 is amended to read:*

1	8860-011-0797—For support of Department of Finance, for	
2	payment to Item 8860-001-0001, payable from Unallocated	
3	Bond Funds—Select.....	124,000
4		172,000

5 Provisions:

6 1. Notwithstanding any other provision of law, the Direc-

7 tor of Finance may authorize expenditures in excess

8 of the amount appropriated in this item not sooner than

9 30 days after notification in writing of the necessity

10 therefor is provided to the chairpersons of the fiscal

11 committees and the Chairperson of the Joint Legisla-

12 tive Budget Committee, or not sooner than whatever

13 lesser time *after that notification* the chairperson of

14 the *joint* committee, or his or her designee, may in

15 each instance determine.

16

17 *SEC. 400. Item 8860-011-0988 of Section 2.00 of the Budget*

18 *Act of 2011 is amended to read:*

19		
20	8860-011-0988—For support of Department of Finance, for	
21	payment to Item 8860-001-0001, payable from Various	
22	Other Unallocated Nongovernmental Cost Funds.....	341,000
23		474,000

24 Provisions:

25 1. Notwithstanding any other provision of law, the Direc-

26 tor of Finance may authorize expenditures in excess

27 of the amount appropriated in this item not sooner than

28 30 days after notification in writing of the necessity

29 therefor is provided to the chairpersons of the fiscal

30 committees and the Chairperson of the Joint Legisla-

31 tive Budget Committee, or not sooner than whatever

32 lesser time *after that notification* the chairperson of

33 the *joint* committee, or his or her designee, may in

34 each instance determine.

35

36 *SEC. 401. Item 8880-001-9737 of Section 2.00 of the Budget*

37 *Act of 2011 is amended to read:*

1	8880-001-9737—For support of Financial Information System		
2	for California, payable from the FI\$Cal Internal Services		
3	Fund.....		23,433,000
4			5,024,000
5	Schedule:		
6	(1) 15-Statewide Systems Development.....	70,836,000	
7		38,468,000	
8	(2) Amount payable from General Fund		
9	(Item 8880-001-0001).....	-1,991,000	
10	(3) Amount payable from Central Service		
11	Cost Recovery Fund (Item 8880-001-		
12	9740).....	-10,448,000	
13		-6,275,000	
14	(4) Amount payable from various special		
15	and nongovernmental cost funds (Sec-		
16	tion 8.88).....	-34,964,000	
17		-25,178,000	
18	Provisions:		
19	1. The Department of Finance is authorized to approve		
20	and make expenditures from this item until the Office		
21	of the Financial Information System for California is		
22	established through legislation.		
23	2. Control agency delegations for administrative services		
24	approved for the administrative services provider de-		
25	partment to the Financial Information System for		
26	California (FI\$Cal) project shall be extended to the		
27	FI\$Cal project and the FI\$Cal Office until such time		
28	as the project and office obtain separate delegation		
29	approvals.		
30	3. The FI\$Cal project is appropriated up to <del>\$70,836,000</del>		
31	<del>\$38,468,000</del> . The Director of Finance is authorized to		
32	decrease this item and Section 8.88 consistent with		
33	the funding levels identified in a Special Project Report		
34	approved by the California Technology Agency. The		
35	Director of Finance shall report such an action to the		
36	Chairperson of the Joint Legislative Budget Committee		
37	within 30 days of taking the action.		
38	4. Notwithstanding the provisions of Items 9840-001-		
39	0001 to 9840-001-0988, inclusive, the Department of		
40	Finance may adjust the amounts authorized under this		

1 item and Section 8.88 consistent with the funding  
 2 schedule included in the most recently approved Spe-  
 3 cial Project Report submitted upon completion of the  
 4 Stage II procurement for the FISCal project. No adjust-  
 5 ments shall be made pursuant to this provision prior  
 6 to a 30-day notification in writing to the Chairperson  
 7 of the Joint Legislative Budget Committee and the  
 8 chairpersons of the committees of each house of the  
 9 Legislature that consider appropriations.

10  
 11 *SEC. 402. Item 8880-001-9740 of Section 2.00 of the Budget*  
 12 *Act of 2011 is amended to read:*

13  
 14 8880-001-9740—For support of Financial Information System  
 15 for California, for payment to Item 8880-001-9737,  
 16 payable from Central Service Cost Recovery Fund..... 10,448,000  
 17 6,275,000  
 18

19 *SEC. 403. Item 8880-011-0001 of Section 2.00 of the Budget*  
 20 *Act of 2011 is amended to read:*

21  
 22 8880-011-0001—For transfer by the Controller, upon order of  
 23 the Director of Finance, to the FISCal Internal Services  
 24 Fund..... 18,924,000  
 25 515,000  
 26

27 *SEC. 404. Item 8885-295-0001 of Section 2.00 of the Budget*  
 28 *Act of 2011 is amended to read:*

29  
 30 8885-295-0001—For local assistance for reimbursement, in  
 31 accordance with the provisions of Section 6 of Article  
 32 XIII B of the California Constitution or Section 17561 of  
 33 the Government Code, of the costs of any new program  
 34 or increased level of service of an existing program man-  
 35 dated by statute or executive order, for disbursement by  
 36 the Controller for claims for costs incurred during the  
 37 specified periods..... 51,709,000  
 38 47,809,000

1	Schedule:	
2	(1) For payment of the following mandate	
3	claims for costs incurred in the 2004–05	
4	through 2009–10 fiscal years.....	51,709,000
5		47,809,000
6	(a) <i>Threats Against Peace Officers (Ch. 1249, Stats.</i>	
7	<i>1992; Ch. 666, Stats. 1995) (CSM-96-365-02)</i>	
8	(b) <i>Custody of Minors-Child Abduction and Recovery</i>	
9	<i>(Ch. 1399, Stats. 1976; Ch. 162, Stats. 1992; and</i>	
10	<i>Ch. 988, Stats. 1996) (CSM-4237)</i>	
11	(c) <i>Medi-Cal Beneficiary Death Notices (Chs. 102</i>	
12	<i>and 1163, Stats. 1981) (CSM-4032)</i>	
13	(d) <i>Sexually Violent Predators (Chs. 762 and 763,</i>	
14	<i>Stats. 1995) (CSM-4509)</i>	
15	(e) <i>Domestic Violence Treatment Services (Ch. 183,</i>	
16	<i>Stats. 1992) (CSM-96-281-01)</i>	
17	(f) <i>Domestic Violence Arrest Policies (Ch. 246, Stats.</i>	
18	<i>1995) (CSM-96-362-02)</i>	
19	(g) <i>Unitary Countywide Tax Rates (Ch. 921, Stats.</i>	
20	<i>1987) (CSM-4317 and CSM-4355)</i>	
21	(h) <i>Allocation of Property Tax Revenues (Ch. 697,</i>	
22	<i>Stats. 1992) (CSM-4448)</i>	
23	(i) <i>Rape Victim Counseling (Ch. 999, Stats. 1991)</i>	
24	<i>(CSM-4426)</i>	
25	(j) <i>Health Benefits for Survivors of Peace Officers</i>	
26	<i>and Firefighters (Ch. 1120, Stats. 1996) (97-TC-</i>	
27	<i>25)</i>	
28	(k) <i>Crime Victims' Domestic Violence Incident Re-</i>	
29	<i>ports (Ch. 1022, Stats. 1999) (99-TC-08)</i>	
30	(l) <i>Peace Officer Personnel Records: Unfounded</i>	
31	<i>Complaints and Discovery (Ch. 630, Stats. 1978;</i>	
32	<i>Ch. 741, Stats. 1994) (00-TC-24)</i>	
33	(m) <i>Domestic Violence Arrests and Victims Assistance</i>	
34	<i>(Chs. 698 and 702, Stats. 1998) (98-TC-14)</i>	
35	(2) For payment of mandate claims for the	
36	2005–06 through 2009–10 fiscal years	
37	for the Public Safety Officers Procedural	
38	Bill of Rights Act (Ch. 675, Stats. 1990)	
39	(CSM-4499).....	0

1 (2.5) For payment of mandate claims for the  
2 2001–02 through 2008–09 fiscal years  
3 for the Local Government Employment  
4 Relations Mandate (Ch. 901, Stats.  
5 2000) (01-TC-30)..... 0  
6 (3) Pursuant to the provisions of Section  
7 17581 of the Government Code, the  
8 mandates identified in the following  
9 schedule are specifically identified by  
10 the Legislature for suspension during  
11 the 2011–12 fiscal year..... 0  
12 (a) Adult Felony Restitution (Ch. 1123, Stats. 1977)  
13 (04-LM-08)  
14 (b) AIDS/Search Warrant (Ch. 1088, Stats. 1988)  
15 (CSM-4392)  
16 (c) Airport Land Use Commission/Plans (Ch. 644,  
17 Stats. 1994) (CSM-4507)  
18 (d) Animal Adoption (Ch. 752, Stats. 1998) (04-PGA-  
19 01, 98-TC-11)  
20 (e) Binding Arbitration (Ch. 906, Stats. 2000) (01-  
21 TC-07)  
22 (f) California Fire Incident Report System (Ch. 345,  
23 Stats. 1987) (00-TC-02)  
24 (g) Conservatorship: Developmentally Disabled  
25 Adults (Ch. 1304, Stats. 1980) (04-LM-13)  
26 (h) Coroners’ Costs (Ch. 498, Stats. 1977) (04-LM-  
27 07)  
28 (i) Crime Victims’ Domestic Violence Incident Re-  
29 ports II (Ch. 901, Stats. 1984) (02-TC-18)  
30 (j) Deaf Teletype Equipment (Ch. 502, Stats. 1980)  
31 (04-LM-11)  
32 (k) Developmentally Disabled Attorneys’ Services  
33 (Ch. 694, Stats. 1975) (04-LM-03)  
34 (l) DNA Database & Amendments to Postmortem  
35 Examinations: Unidentified Bodies (Ch. 822,  
36 Stats. 2000; Ch. 467, Stats. 2001) (00-TC-27, 02-  
37 TC-39)  
38 (m) Domestic Violence Information (Ch. 1609, Stats.  
39 1984) (CSM-4222)

- 1 (n) Elder Abuse, Law Enforcement Training (Ch.  
2 444, Stats. 1997) (98-TC-12)
- 3 (o) Extended Commitment, Youth Authority (Ch.  
4 267, Stats. 1998) (98-TC-13)
- 5 (p) False Reports of Police Misconduct (Ch. 590,  
6 Stats. 1995) (00-TC-26)
- 7 (q) Filipino Employee Surveys (Ch. 845, Stats. 1978)  
8 (CSM-2142)
- 9 (r) Firearm Hearings for Discharged Inpatients (Chs.  
10 9 and 177, Stats. 1990) (99-TC-11)
- 11 (s) Grand Jury Proceedings (Ch. 1170, Stats. 1996)  
12 (98-TC-27)
- 13 (t) Guardianship/Conservatorship Filings (Ch. 1357,  
14 Stats. 1976) (04-LM-15)
- 15 (u) Handicapped Voter Access Information (Ch. 494,  
16 Stats. 1979) (CSM-4363)
- 17 (v) Inmate AIDS Testing (Ch. 1579, Stats. 1988; Ch.  
18 768, Stats. 1991) (CSM-4369 and CSM-4429)
- 19 (w) Judiciary Proceedings (Ch. 644, Stats. 1980)  
20 (CSM-4366)
- 21 (x) Law Enforcement Sexual Harassment Training  
22 (Ch. 126, Stats. 1993) (97-TC-07)
- 23 (y) Local Coastal Plans (Ch. 1330, Stats. 1976)  
24 (CSM-4431)
- 25 (z) Mentally Disordered Offenders: Treatment as a  
26 Condition of Parole (Ch. 228, Stats. 1989; Ch.  
27 706, Stats. 1994) (00-TC-28, 05-TC-06)
- 28 (aa) Mentally Disordered Offenders' Extended Com-  
29 mitments Proceedings (Ch. 435, Stats. 1991) (98-  
30 TC-09)
- 31 (bb) Mentally Disordered Sex Offenders' Recommit-  
32 ments (Ch. 1036, Stats. 1978) (04-LM-09)
- 33 (cc) Mentally Retarded Defendants Representation  
34 (Ch. 1253, Stats. 1980) (04-LM-12)
- 35 (dd) Missing Persons Report (Ch. 1456, Stats. 1988;  
36 Ch. 59, Stats. 1993) (CSM-4255, CSM-4368, and  
37 CSM-4484)
- 38 (ee) Not Guilty by Reason of Insanity (Ch. 1114,  
39 Stats. 1979) (CSM-2753)

- 1 (ff) Pacific Beach Safety: Water Quality and Closures  
2 (Ch. 961, Stats. 1992) (CSM-4432)  
3 (gg) Perinatal Services (Ch. 1603, Stats. 1990) (CSM-  
4 4397)  
5 (hh) Personal Safety Alarm Devices (8 Cal. Code  
6 Regs. 3401 (c)) (CSM-4087)  
7 (ii) Photographic Record of Evidence (Ch. 875, Stats.  
8 1985) (98-TC-07)  
9 (jj) Pocket Masks (Ch. 1334, Stats. 1987) (CSM-  
10 4291)  
11 (kk) Post Conviction: DNA Court Proceedings (Ch.  
12 943, Stats. 2001) (00-TC-21, 01-TC-08)  
13 (ll) Postmortem Examinations: Unidentified Bodies,  
14 Human Remains (Ch. 284, Stats. 2000) (00-TC-  
15 18)  
16 (mm) Prisoner Parental Rights (Ch. 820, Stats. 1991)  
17 (CSM-4427)  
18 (nn) Senior Citizens Property Tax Postponement (Ch.  
19 1242, Stats. 1977; Ch. 43, Stats. 1978) (CSM-  
20 4359)  
21 (oo) Sex Crime Confidentiality (Ch. 502, Stats. 1992;  
22 Ch. 36, 1993–94 1st Ex. Sess.) (98-TC-21)  
23 (pp) Sex Offenders: Disclosure by Law Enforcement  
24 Officers (Chs. 908 and 909, Stats. 1996) (97-TC-  
25 15)  
26 (qq) SIDS Autopsies (Ch. 955, Stats. 1989) (CSM-  
27 4393)  
28 (rr) SIDS Contacts by Local Health Officers (Ch. 268,  
29 Stats. 1991) (CSM-4424)  
30 (ss) SIDS Notices (Ch. 453, Stats. 1974) (04-LM-01)  
31 (tt) SIDS Training for Firefighters (Ch. 1111, Stats.  
32 1989) (CSM-4412)  
33 (uu) Stolen Vehicle Notification (Ch. 337, Stats. 1990)  
34 (CSM-4403)  
35 (vv) Structural and Wildland Firefighters' Safety  
36 Clothing and Equipment (8 Cal. Code Regs. 3401  
37 to 3410, incl.) (CSM-4483)  
38 (ww) Substandard Housing (Ch. 238, Stats. 1974)  
39 (CSM-4303)

- 1 (xx) Very High Fire Hazard Severity Zones (Ch. 1188,  
2 Stats. 1992) (97-TC-13)
- 3 (yy) Victims' Statements-Minors (Ch. 332, Stats.  
4 1981) (04-LM-14)
- 5 (zz) Mandate Reimbursement Process (Ch. 486, Stats.  
6 1975) (CSM-4204 and CSM-4485)
- 7 (aaa) Mandate Reimbursement Process II (Ch. 890,  
8 Stats. 2004) (05-TC-05)
- 9 (bbb) Fifteen-Day Close of Voter Registration (Ch.  
10 899, Stats. 2000) (01-TC-15)
- 11 (ccc) Absentee Ballots (Ch. 77, Stats. 1978) (CSM-  
12 3713)
- 13 (ddd) Permanent Absent Voters (Ch. 1422, Stats.  
14 1982) (CSM-4358)
- 15 (eee) Absentee Ballots-Tabulation by Precinct (Ch.  
16 697, Stats. 1999) (00-TC-08)
- 17 (fff) Brendon Maguire Act (Ch. 391, Stats. 1988)  
18 (CSM-4357)
- 19 (ggg) Voter Registration Procedures (Ch. 704, Stats.  
20 1975) (04-LM-04)
- 21 (hhh) In-Home Supportive Services II (Ch. 445, Stats.  
22 2000; Ch. 90, Stats. 1999) (00-TC-23)

23 Provisions:

- 24 1. Allocations of funds provided in this item to the appro-  
25 priate local entities shall be made by the Controller in  
26 accordance with the provisions of each statute or exec-  
27 utive order that mandates the reimbursement of the  
28 costs, and shall be audited to verify the actual amount  
29 of the mandated costs in accordance with subdivision  
30 (d) of Section 17561 of the Government Code. Audit  
31 adjustments to prior-year claims may be paid from  
32 this item. The funds appropriated in this item shall be  
33 allocated only for the payment of claims as required  
34 by Chapter 4 (commencing with Section 17550) of  
35 Part 7 of Division 4 of Title 2 of the Government  
36 Code, and that payment shall be made pursuant to  
37 Article 5 (commencing with Section 17615) of that  
38 chapter. Notwithstanding any other provision of law,  
39 interest shall be paid from funds appropriated in this

- 1 item only to the extent, and in the amount, authorized
- 2 by Section 17561.5 of the Government Code.
- 3 2. The Controller shall offset payments made from the
- 4 appropriation in this item to recoup the amount of any
- 5 unallowable mandate claim costs determined by desk
- 6 or field audits.
- 7 3. Notwithstanding any other provision of law, accounts
- 8 receivable for recoveries that result in savings as de-
- 9 scribed in this item shall have no effect upon the posi-
- 10 tive balance of the General Fund. The savings may be
- 11 used to pay claims for costs incurred to carry out the
- 12 cited state mandates in this item.

13  
 14 *SEC. 405. Item 8940-001-0001 of Section 2.00 of the Budget*  
 15 *Act of 2011 is amended to read:*

16	8940-001-0001—For support of Military Department.....	45,732,000
17		<del>45,732,000</del>
18		44,532,000
19	Schedule:	
20	(1) 10-Army National Guard.....	78,571,000
21	(2) 20-Air National Guard.....	22,965,000
22	(3) 30.01-Office of the Adjutant General....	<del>15,169,000</del>
23		13,969,000
24	(4) 30.02-Distributed Office of the Adju-	
25	tant General.....	<del>-15,082,000</del>
26		-13,882,000
27	(5) 35-Military Support to Civil Authori-	
28	ty.....	19,706,000
29	(6) 40-Military Retirement.....	<del>3,035,000</del>
30		1,535,000
31	(7) 50-California Cadet Corps.....	<del>330,000</del>
32		630,000
33	(8) 55-California State Military Reserve.....	527,000
34	(9) 65-California National Guard Youth	
35	Programs.....	18,623,000
36	(10) Reimbursements.....	<del>-19,993,000</del>
37	(11) Amount payable from the Armory Dis-	
38	cretionary Improvement Account (Item	
39	8940-001-0485).....	-171,000

1	(12) Amount payable from the Federal	
2	Trust Fund (Item 8940-001-0890).....	-77,396,000
3	(13) Amount payable from the Mental	
4	Health Services Fund (Item 8940-001-	
5	3085).....	-552,000

6 Provisions:

- 7 1. No expenditures shall be made from the funds appro-  
8 priated in this item as a substitution for personnel,  
9 equipment, facilities, or other assistance, or for any  
10 portion thereof, that, in the absence of the expenditure,  
11 or of this appropriation, would be available to the  
12 Adjutant General of the State Military Forces, the  
13 California State Military, or the California State Mili-  
14 tary Reserve from the federal government.
- 15 2. The funds appropriated in Schedule (6) shall be for  
16 military retirements, in accordance with Sections 228  
17 and 256 of the Military and Veterans Code.
- 18 3. Of the funds appropriated in this item, \$705,000 shall  
19 be used to provide mandatory employee compensation  
20 increases for state active duty employees, as follows:  
21 (a) \$349,000 shall provide the remaining half-year  
22 funding needed for the compensation increase effective  
23 January 1, 2011, and (b) \$356,000 shall provide half-  
24 year funding for a compensation increase effective  
25 January 1, 2012, and shall only be available for expen-  
26 diture upon passage of a federal active duty compen-  
27 sation increase in the federal budget. The funds provid-  
28 ed in this provision shall be expended pursuant to  
29 Sections 320 and 321 of the Military and Veterans  
30 Code, which requires state active duty employees to  
31 receive the same compensation increases as their  
32 counterparts on federal active duty. Any unspent funds  
33 pursuant to this provision shall revert to the General  
34 Fund.

35  
36 *SEC. 406. Item 8955-001-0001 of Section 2.00 of the Budget*  
37 *Act of 2011 is amended to read:*

1	8955-001-0001—For support of Department of Veterans Af-	
2	fairs.....	223,586,799
3		216,205,799
4	Schedule:	
5	(1) 10-Farm and Home Loans to Veter-	
6	ans.....	2,255,000
7	(2) 20-Veterans Claims and Rights.....	7,374,000
8	(3) 30.01-Headquarters.....	28,910,000
9	(4) 30.10-Veterans Home of California at	
10	Yountville.....	82,582,000
11	(5) 30.20-Veterans Home of California at	
12	Barstow.....	20,953,000
13	(6) 30.30-Veterans Home of California at	
14	Chula Vista.....	29,420,000
15	(7) 30.40-Veterans Home of California at	
16	Greater Los Angeles, Ventura County	
17	(GLAVC).....	47,926,000
18		40,545,000
19	(8) 30.50-Veterans Home of California at	
20	Redding.....	6,983,398
21	(9) 30.60-Veterans Home of California at	
22	Fresno.....	4,678,401
23	(10) 50.01-General Administration.....	31,672,000
24	(11) 50.02-Distributed General Administra-	
25	tion.....	-31,672,000
26	(12) Reimbursements.....	-615,000
27	(13) Amount payable from the Veterans	
28	Service Office Fund (Item 8955-001-	
29	0083).....	-58,000
30	(14) Amount payable from the Northern	
31	California Veterans Cemetery Perpetual	
32	Maintenance Fund (Item 8955-001-	
33	0238).....	-59,000
34	(15) Amount payable from the Veterans'	
35	Farm and Home Building Fund of 1943	
36	(Item 8955-001-0592).....	-2,255,000
37	(16) Amount payable from the Federal Trust	
38	Fund (Item 8955-001-0890).....	-4,271,000

1 (17) Amount payable from the Mental  
 2 Health Services Fund (Item 8955-001-  
 3 3085)..... -237,000

4 Provisions:

- 5 1. Of the funds appropriated in this item, \$2,000,000  
 6 shall be expended only for the replacement of equip-  
 7 ment and furnishings directly related to the care of the  
 8 members at Veterans Homes of California.
- 9 2. The Secretary of Veterans Affairs shall report annually  
 10 on all expenditures pursuant to Provision 1 to the Di-  
 11 rector of Finance, the Chairperson of the Joint Legisla-  
 12 tive Budget Committee, and the chairpersons of the  
 13 fiscal committees of each house of the Legislature.  
 14 The report shall specify the following: (a) the equip-  
 15 ment purchased, (b) the amount expended, (c) the  
 16 vendor from whom it was purchased, (d) the method  
 17 of purchase, (e) the purpose and use of the equipment,  
 18 (f) the location of the equipment by Home and Pro-  
 19 gram Unit, and (g) the life expectancy of the equip-  
 20 ment. The report shall also include planned expendi-  
 21 tures for equipment, as specified, for the forthcoming  
 22 five fiscal years.
- 23 3. Of the funds appropriated in Schedule (4), the amount  
 24 of \$500,000 is available for special projects that pro-  
 25 vide a direct benefit to the members of the Veterans  
 26 Home of California at Yountville, including the  
 27 maintenance of facilities used by members and the  
 28 public. The Allied Council at the Veterans Home of  
 29 California may submit special project requests to the  
 30 administration for consideration. After consultation  
 31 with the Allied Council, a budget for expenditure of  
 32 these funds shall be approved by the administrator and  
 33 the Secretary of Veterans Affairs.
- 34 4. Of the funds appropriated in Schedule (4), up to  
 35 \$118,000 shall be used to restore the no-cost nonpre-  
 36 scription drug benefit of the Veterans Home of Cali-  
 37 fornia at Yountville to the level provided in the  
 38 2004–05 fiscal year. It is the intent of the Legislature  
 39 that this benefit shall be consistent with that provided

1 at the Veterans Home of California at Chula Vista and  
 2 the Veterans Home of California at Barstow.  
 3 5. Notwithstanding any other provision of law, the De-  
 4 partment of Veterans Affairs is not required to comply  
 5 with Chapter 615 of the Statutes of 2006 during the  
 6 2011–12 fiscal year because no appropriation has been  
 7 provided to support the activities required by Chapter  
 8 615 of the Statutes of 2006.  
 9

10 *SEC. 407. Item 8955-011-8048 is added to Section 2.00 of the*  
 11 *Budget Act of 2011, to read:*

12  
 13 8955-011-8048—For transfer by the Controller, upon order of  
 14 the Director of Finance, and in accordance with Chapter  
 15 291 of the Statutes of 2006, as amended by Chapter 450  
 16 of the Statutes of 2010, from the California Central Coast  
 17 State Veterans Cemetery at Fort Ord Endowment Fund to  
 18 the California Central Coast State Veterans Cemetery at  
 19 Fort Ord Operations Fund..... (1,074,000)  
 20

21 *SEC. 408. Item 8955-301-3013 is added to Section 2.00 of the*  
 22 *Budget Act of 2011, to read:*

23  
 24 8955-301-3013—For capital outlay, Department of Veterans  
 25 Affairs, payable from the California Central Coast State  
 26 Veterans Cemetery at Fort Ord Operations Fund..... 1,074,000  
 27 Schedule:  
 28 (1) 80.10.100-Central Coast Veterans  
 29 Cemetery—Preliminary plans..... 1,074,000  
 30

31 *SEC. 409. Item 9300-101-0001 of Section 2.00 of the Budget*  
 32 *Act of 2011 is amended to read:*

33  
 34 9300-101-0001—For local assistance, payment to local govern-  
 35 ment for costs of homicide trials, for payment by the  
 36 Controller..... ~~1,000~~  
 37 701,000

38 Provisions:

- 39 1. It is the intent of the Legislature that counties that  
 40 qualify for reimbursement of homicide trial costs

1 pursuant to Chapter 3 (commencing with Section  
2 15200) of Part 6 of Division 3 of Title 2 of the Govern-  
3 ment Code shall forward claims for payment to the  
4 Controller. Upon review and approval of those claims  
5 by the Controller, reimbursement for approved costs  
6 shall be provided to counties through the supplemental  
7 appropriation process.

8 2. By May 1, 2011, the Controller shall provide the De-  
9 partment of Finance and the committees in each house  
10 of the Legislature that consider the budget with copies  
11 of those claims approved for payment. Claims not ap-  
12 proved for payment by that date shall be paid in the  
13 following fiscal year.

14 3. *Notwithstanding any other provision of law, \$700,000*  
15 *of the amount appropriated in this item shall be made*  
16 *available for the payment of the costs incurred by the*  
17 *County of Del Norte for homicide trials pursuant to*  
18 *Chapter 3 (commencing with Section 15200) of Part*  
19 *6 of Division 3 of Title 2 of the Government Code. This*  
20 *appropriation shall not be reduced pursuant to subdi-*  
21 *vision (a) of Section 15202 of the Government Code.*

22  
23 *SEC. 410. Item 9620-001-0001 of Section 2.00 of the Budget*  
24 *Act of 2011 is amended to read:*

25  
26 9620-001-0001—For Cash Management and Budgetary Loans,  
27 upon order of the Director of Finance, for payment of in-  
28 terest and other costs for cash management purposes..... ~~100,000,000~~  
29 *75,000,000*

30 Provisions:

31 1. The Director of Finance, the Controller, and the  
32 Treasurer shall satisfy any need of the General Fund  
33 for borrowed funds in a manner consistent with the  
34 Legislature’s objective of conducting General Fund  
35 cashflow borrowing in a manner that best meets the  
36 state’s interest. The state fiscal officers may, among  
37 other factors, take into consideration the costs of exter-  
38 nal versus internal cashflow borrowings and the poten-  
39 tial impact on other borrowings of the state including  
40 long-term borrowing. In conducting internal borrow-

1 ing, the Controller must ensure such borrowing is made  
 2 in the most economical manner to the General Fund.  
 3 Internal borrowable funds that require a higher rate of  
 4 interest payments will be borrowed only after other  
 5 internal borrowable funds are fully utilized.

6 2. In the event that interest expenses and other costs re-  
 7 lated to internal borrowing exceed the amount appro-  
 8 priated in this item, there is hereby appropriated any  
 9 amount necessary to pay such costs. Augmentation  
 10 pursuant to this provision shall not be expended ~~prior~~  
 11 ~~to~~ *until* 30 days after the Department of Finance noti-  
 12 fies the Joint Legislative Budget Committee of the  
 13 amounts necessary or ~~prior to a shorter period of time~~  
 14 *until any lesser time after that notification* as deter-  
 15 mined by the chairperson of the joint committee.

16 3. In the event that Revenue Anticipation Warrants  
 17 (RAWs) or Registered Warrants (IOUs) are issued, or  
 18 considered to be issued, there is hereby appropriated  
 19 any amount necessary to pay the expenses incurred  
 20 by the Controller, Treasurer, Attorney General, and  
 21 the Department of Finance in providing for the  
 22 preparation, sale, issuance, advertising, legal services,  
 23 credit enhancement, liquidity facility, or any other act  
 24 which, as approved by the Department of Finance, is  
 25 necessary for such issuance. Augmentation pursuant  
 26 to this provision shall not be expended or obligated  
 27 prior to 30 days after the Department of Finance noti-  
 28 fies the Joint Legislative Budget Committee of the  
 29 amounts or potential costs necessary or prior to a  
 30 shorter period of time as determined by the Chairper-  
 31 son of the Joint Legislative Budget Committee.

32 4. To ensure prompt and accurate General Fund cashflow  
 33 projections for the state, all departments must provide  
 34 information as requested by the Department of Finance  
 35 in the timeframe and medium as specified by the De-  
 36 partment of Finance. Information requested may in-  
 37 clude past actuals and future projection of disburse-  
 38 ments, receipts, and cash balances.  
 39

1 SEC. 411. Item 9800-001-0001 of Section 2.00 of the Budget  
2 Act of 2011 is amended to read:

3		
4	9800-001-0001—For Augmentation for Employee Compensation.....	56,454,000
5		
6		152,847,000

7 Provisions:

- 8 1. The amount appropriated in this item shall not be  
9 construed to control or influence collective bargaining  
10 between the state employer and employee representa-  
11 tives.
- 12 2. The funds appropriated in this item are for compensa-  
13 tion increases and increases in benefits related thereto  
14 of employees whose compensation, or portion thereof,  
15 is chargeable to the General Fund, to be allocated by  
16 executive order by the Director of Finance to the sev-  
17 eral state offices, departments, boards, bureaus, com-  
18 missions, and other state agencies, in augmentation of  
19 their respective appropriations or allocations, in accor-  
20 dance with approved memoranda of understanding or,  
21 for employees excluded from collective bargaining,  
22 in accordance with salary and benefit schedules estab-  
23 lished by the Department of Personnel Administration.
- 24 3. It is the intent of the Legislature that all proposed  
25 augmentations for increased employee compensation  
26 costs, including, but not limited to, base salary increas-  
27 es, pay increases to bring one group of employees into  
28 a pay equity position with another group of public  
29 employees, and recruitment and retention differentials,  
30 be budgeted and considered on a comprehensive,  
31 statewide basis. Therefore, the Legislature declares its  
32 intent to reject any proposed augmentations that are  
33 not included in Item 9800 in the Budget Act, given  
34 that this is the item where the funds to implement  
35 comprehensive statewide compensation policies, in-  
36 cluding those adopted pursuant to collective bargain-  
37 ing, are considered. This provision shall not apply to  
38 augmentations for increased employee compensation  
39 costs resulting from mandatory judicial orders to raise  
40 pay for any group of employees or augmentations for

- 1 increased compensation costs, or approvals for depart-
- 2 ments to provide increased employee compensation
- 3 levels, that are included in bills separate from the
- 4 Budget Act.
- 5 4. The funds appropriated in this item and any other item
- 6 may not be used or expended to fund any compensa-
- 7 tion proposal in the last, best, and final offer made by
- 8 the state employer to State Bargaining Unit 6 imple-
- 9 mented on September 18, 2007. Nothing in this act
- 10 shall be construed as legislative approval for the ex-
- 11 penditure of funds in accordance with that state em-
- 12 ployer’s last, best, and final offer, as required by sub-
- 13 division (b) of Section 3517.8 of the Government
- 14 Code.
- 15 5. This item contains funds estimated to be necessary to
- 16 implement side letters, appendices, or other addenda
- 17 to a memorandum of understanding (collectively re-
- 18 ferred to as “pending agreements”) that have been
- 19 determined by the Joint Legislative Budget Committee
- 20 to require legislative approval prior to their implemen-
- 21 tation, but which may not have been approved in sep-
- 22 arate legislation as of the date of the passage of this
- 23 act. In the event that the Legislature does not approve
- 24 separate legislation to authorize implementation of
- 25 any of the pending agreements, the Director of Finance
- 26 shall not allocate any funds related to those pending
- 27 agreements pursuant to Provision 2, and the expendi-
- 28 ture of funds for those pending agreements shall not
- 29 be deemed to have been approved by the Legislature.
- 30 6. As of July 31, 2012, the unencumbered balances of
- 31 the above appropriation shall revert to the General
- 32 Fund.

33  
 34 *SEC. 412. Item 9800-001-0494 of Section 2.00 of the Budget*  
 35 *Act of 2011 is amended to read:*  
 36

37 9800-001-0494—For Augmentation for Employee Compensa-	
38 tion, payable from other unallocated special funds.....	50,019,000
39	65,565,000

- 1 Provisions:
- 2 1. The amount appropriated in this item shall not be
- 3 construed to control or influence collective bargaining
- 4 between the state employer and employee representa-
- 5 tives.
- 6 2. The funds appropriated in this item are for compensa-
- 7 tion increases and increases in benefits related thereto
- 8 of employees whose compensation, or portion thereof,
- 9 is chargeable to special funds, to be allocated by execu-
- 10 tive order by the Director of Finance to the several
- 11 state offices, departments, boards, bureaus, commis-
- 12 sions, and other state agencies, in augmentation of
- 13 their respective appropriations or allocations, in accor-
- 14 dance with approved memoranda of understanding or,
- 15 for employees excluded from collective bargaining,
- 16 in accordance with salary and benefit schedules estab-
- 17 lished by the Department of Personnel Administration.
- 18 3. Notwithstanding any other provision of law, upon ap-
- 19 proval of the Director of Finance, expenditure author-
- 20 ity may be transferred between this item and Item
- 21 9800-001-0988 as necessary to fund costs for approved
- 22 memoranda of understanding or, for employees exclus-
- 23 ed from collective bargaining, in accordance with
- 24 salary and benefit schedules established by the Depart-
- 25 ment of Personnel Administration.
- 26 4. It is the intent of the Legislature that all proposed
- 27 augmentations for increased employee compensation
- 28 costs, including, but not limited to, base salary increas-
- 29 es, pay increases to bring one group of employees into
- 30 a pay equity position with another group of public
- 31 employees, and recruitment and retention differentials,
- 32 be budgeted and considered on a comprehensive,
- 33 statewide basis. Therefore, the Legislature declares its
- 34 intent to reject any proposed augmentations that are
- 35 not included in Item 9800 in the Budget Act, given
- 36 that this is the item where the funds to implement
- 37 comprehensive statewide compensation policies, in-
- 38 cluding those adopted pursuant to collective bargain-
- 39 ing, are considered. This provision shall not apply to
- 40 augmentations for increased employee compensation

- 1 costs resulting from mandatory judicial orders to raise  
 2 pay for any group of employees or augmentations for  
 3 increased compensation costs, or approvals for depart-  
 4 ments to provide increased employee compensation  
 5 levels, that are included in bills separate from the  
 6 Budget Act.
- 7 5. The funds appropriated in this item and any other item  
 8 may not be used or expended to fund any compensa-  
 9 tion proposal in the last, best, and final offer made by  
 10 the state employer to State Bargaining Unit 6 imple-  
 11 mented on September 18, 2007. Nothing in this act  
 12 shall be construed as legislative approval for the ex-  
 13 penditure of funds in accordance with that state em-  
 14 ployer’s last, best, and final offer, as required by sub-  
 15 division (b) of Section 3517.8 of the Government  
 16 Code.
- 17 6. This item contains funds estimated to be necessary to  
 18 implement side letters, appendices, or other addenda  
 19 to a memorandum of understanding (collectively re-  
 20 ferred to as “pending agreements”) that have been  
 21 determined by the Joint Legislative Budget Committee  
 22 to require legislative approval prior to their implemen-  
 23 tation, but which may not have been approved in sep-  
 24 arate legislation as of the date of the passage of this  
 25 act. In the event that the Legislature does not approve  
 26 separate legislation to authorize implementation of  
 27 any of the pending agreements, the Director of Finance  
 28 shall not allocate any funds related to those pending  
 29 agreements pursuant to Provision 2, and the expendi-  
 30 ture of funds for those pending agreements shall not  
 31 be deemed to have been approved by the Legislature.
- 32 7. As of July 31, 2012, the unencumbered balances of  
 33 the above appropriation shall no longer be available  
 34 for expenditure.

35  
 36 *SEC. 413. Item 9800-001-0988 of Section 2.00 of the Budget*  
 37 *Act of 2011 is amended to read:*

1	9800-001-0988—For Augmentation for Employee Compensation,	
2	payable from other unallocated nongovernmental	
3	cost funds.....	24,636,000
4		32,293,000
5	Provisions:	
6	1. The amount appropriated in this item shall not be	
7	construed to control or influence collective bargaining	
8	between the state employer and employee representa-	
9	tives.	
10	2. The funds appropriated in this item are for employee	
11	compensation increases, and increases in benefits re-	
12	lated thereto, whose compensation or portion thereof	
13	is chargeable to nongovernmental cost funds, to be	
14	allocated by executive order by the Director of Finance	
15	to the several state offices, departments, boards, bu-	
16	reaus, commissions, and other state agencies, in aug-	
17	mentation of their respective appropriations or alloca-	
18	tions, in accordance with approved memoranda of	
19	understanding or, for employees excluded from collec-	
20	tive bargaining, in accordance with salary and benefit	
21	schedules established by the Department of Personnel	
22	Administration.	
23	3. Notwithstanding any other provision of law, upon ap-	
24	proval of the Director of Finance, expenditure author-	
25	ity may be transferred between Item 9800-001-0494	
26	and this item as necessary to fund costs for approved	
27	memoranda of understanding or, for employees exclud-	
28	ed from collective bargaining, in accordance with	
29	salary and benefit schedules established by the Depart-	
30	ment of Personnel Administration.	
31	4. It is the intent of the Legislature that all proposed	
32	augmentations for increased employee compensation	
33	costs, including, but not limited to, base salary increas-	
34	es, pay increases to bring one group of employees into	
35	a pay equity position with another group of public	
36	employees, and recruitment and retention differentials,	
37	be budgeted and considered on a comprehensive,	
38	statewide basis. Therefore, the Legislature declares its	
39	intent to reject any proposed augmentations that are	
40	not included in Item 9800 in the Budget Act, given	

1 that this is the item where the funds to implement  
2 comprehensive statewide compensation policies, in-  
3 cluding those adopted pursuant to collective bargain-  
4 ing, are considered. This provision shall not apply to  
5 augmentations for increased employee compensation  
6 costs resulting from mandatory judicial orders to raise  
7 pay for any group of employees or augmentations for  
8 increased compensation costs, or approvals for depart-  
9 ments to provide increased employee compensation  
10 levels, that are included in bills separate from the  
11 Budget Act.

12 5. The funds appropriated in this item and any other item  
13 may not be used or expended to fund any compensa-  
14 tion proposal in the last, best, and final offer made by  
15 the state employer to State Bargaining Unit 6 imple-  
16 mented on September 18, 2007. Nothing in this act  
17 shall be construed as legislative approval for the ex-  
18 penditure of funds in accordance with that state em-  
19 ployer’s last, best, and final offer, as required by sub-  
20 division (b) of Section 3517.8 of the Government  
21 Code.

22 6. This item contains funds estimated to be necessary to  
23 implement side letters, appendices, or other addenda  
24 to a memorandum of understanding (collectively re-  
25 ferred to as “pending agreements”) that have been  
26 determined by the Joint Legislative Budget Committee  
27 to require legislative approval prior to their implemen-  
28 tation, but which may not have been approved in sep-  
29 arate legislation as of the date of the passage of this  
30 act. In the event that the Legislature does not approve  
31 separate legislation to authorize implementation of  
32 any of the pending agreements, the Director of Finance  
33 shall not allocate any funds related to those pending  
34 agreements pursuant to Provision 2, and the expendi-  
35 ture of funds for those pending agreements shall not  
36 be deemed to have been approved by the Legislature.

37 7. As of July 31, 2012, the unencumbered balances of  
38 the above appropriation shall no longer be available  
39 for expenditure.  
40

1 SEC. 414. Item 9860-301-0001 of Section 2.00 of the Budget  
2 Act of 2011 is repealed.

3

4 9860-301-0001—For capital outlay, planning, and studies  
5 funding (10.10.010)..... 500,000

6 Provisions:

7 †. The funds appropriated in this item are to be allocated  
8 by the Department of Finance to state agencies to de-  
9 velop design and cost information for new projects for  
10 which funds have not been appropriated previously,  
11 but which are anticipated to be included in the 2012–13  
12 or 2013–14 Governor’s Budget or 2012–13 five-year  
13 capital outlay plans. The amount appropriated in this  
14 item shall not be construed as a commitment by the  
15 Legislature as to the amount of capital outlay funds it  
16 will appropriate in any future fiscal year.

17

18 SEC. 415. Section 3.60 of the Budget Act of 2011 is amended  
19 to read:

20 SEC. 3.60. (a) Notwithstanding any other provision of law,  
21 the employers’ retirement contributions for the 2011–12 fiscal  
22 year that are chargeable to any item with respect to each state  
23 officer and employee who is a member of the Public Employees’  
24 Retirement System (PERS) or the Judges’ Retirement System II  
25 and who is in that employment or office, including university  
26 members as provided by Section 20822 of the Government Code,  
27 shall be the percentage of salaries and wages by state member  
28 category, as follows:

29

30	Miscellaneous, First Tier.....	23.100%—18.175%
31	California State University, Miscellaneous, First	
32	Tier.....	23.100%—18.175%
33	Miscellaneous, Second Tier.....	22.800%—17.025%
34	State Industrial.....	20.500%—14.934%
35	State Safety.....	21.700%—16.428%
36	Peace Officer/Firefighter.....	32.500%—27.415%
37	California State University, Peace	
38	Officer/Firefighter.....	32.500%—27.415%
39	Highway Patrol.....	37.200%—31.364%
40	Judges’ Retirement System II.....	24.041%—23.441%

1

2 The Director of Finance may adjust amounts in any appropriation  
3 item, or in any category thereof, as a result of changes from  
4 amounts budgeted for employer contributions for 2011–12 fiscal  
5 year retirement benefits to achieve the percentages specified in  
6 this subdivision.

7 (b) Notwithstanding any other provision of law, the Director of  
8 Finance shall require retirement contributions computed pursuant  
9 to subdivision (a) to be offset by the Controller with surplus funds  
10 in the Public Employees' Retirement Fund, employer surplus asset  
11 accounts.

12 (c) Notwithstanding any other provision of law, for purposes  
13 of calculating the "appropriations subject to limitation" as defined  
14 in Section 8 of Article XIII B of the California Constitution, the  
15 appropriations shall be deemed to be the amounts remaining after  
16 the adjustments required by subdivisions (a) and (b) are made.

17 (d) In the event that ~~(1) the budget is enacted prior to the~~  
18 ~~adoption of 2011–12 employers' retirement contribution rates as~~  
19 ~~listed in subdivision (a) by the Board of Administration of the~~  
20 ~~California Public Employees' Retirement System (the board) or~~  
21 ~~(2) a memorandum of understanding goes into effect pursuant to~~  
22 ~~the Ralph C. Dills Act (Chapter 10.3 (commencing with Section~~  
23 ~~3512) of Division 4 of Title 1 of the Government Code) and that~~  
24 ~~memorandum of understanding contains an increase in state~~  
25 ~~employee retirement contributions and the board adopts lower~~  
26 ~~separate employer contribution rates for the California State~~  
27 ~~University and adopts new employer contribution rates for the~~  
28 ~~remaining state member categories pursuant to their existing~~  
29 ~~fiduciary responsibilities for the state plans to reflect these~~  
30 ~~increased employee contributions,~~ the Director of Finance may  
31 ~~reduce~~ *adjust* the percentage levels of the employers' retirement  
32 contributions listed in subdivision (a) to be consistent with the  
33 employer contribution rates set by the board. The Director of  
34 Finance shall notify the Controller's office by way of executive  
35 order of these adjustments in the employers' retirement  
36 contributions. Nothing in this section shall require the board to  
37 take action as described in this section unless the board determines,  
38 in good faith, that the action described in this section is consistent  
39 with the fiduciary responsibilities of the board as described in  
40 Section 17 of Article XVI of the California Constitution. Nothing

1 in this section shall be construed to change or expand the existing  
2 ability of the administration to adjust employee pension  
3 contribution rates or benefits of nonrepresented employees.

4 *(e) It is the intent of the Legislature that the Department of*  
5 *Finance develop and implement a revised process, in consultation*  
6 *with the California State University, that allows the Director of*  
7 *Finance to more accurately adjust the university's appropriation*  
8 *amounts for employer pension contributions beginning in the*  
9 *2011–12 fiscal year, as allowed in subdivision (a). The Director*  
10 *of Finance shall submit a brief description of the revised process*  
11 *to the Chairperson of the Joint Legislative Budget Committee and*  
12 *the Chancellor of the California State University on or before*  
13 *January 10, 2012.*

14 *SEC. 416. Section 3.90 of the Budget Act of 2011 is amended*  
15 *to read:*

16 SEC. 3.90. (a) Notwithstanding any other provision of law,  
17 each item of appropriation, with the exception of those items for  
18 the California State University, the University of California,  
19 Hastings College of the Law, the Legislature, and the Judicial  
20 Branch, shall be reduced, as appropriate, to reflect reductions in  
21 employee compensation achieved through: ~~(1) collective bargaining~~  
22 ~~agreements ratified in 2010 and 2011 and a reduction for~~  
23 ~~nonrepresented employees (utilizing existing authority of the~~  
24 ~~administration to adjust compensation for nonrepresented~~  
25 ~~employees) in the total amounts of ~~\$71,628,000~~ \$288,325,000~~  
26 ~~from General Fund items and ~~\$83,994,000~~ \$192,474,000 from~~  
27 ~~items relating to other funds and (2) the collective bargaining~~  
28 ~~process or through administrative actions for represented~~  
29 ~~employees for those units without agreements in the total amounts~~  
30 ~~of \$308,367,000 from General Fund items and \$206,674,000 from~~  
31 ~~items relating to other funds for a 10-percent reduction,~~  
32 ~~commensurate with savings achieved in 2010 ratified agreements.~~

33 ~~(b) The Director of Finance shall allocate the necessary~~  
34 ~~reductions to each item of appropriation to accomplish the~~  
35 ~~employee compensation reductions required by this section.~~

36 ~~(c) The Department of Personnel Administration shall transmit~~  
37 ~~proposed memoranda of understanding to the Legislature promptly~~  
38 ~~and shall include with each transmission estimated savings pursuant~~  
39 ~~to this section in each agreement.~~

1 ~~(d) No provision of this section shall be construed to relieve the~~  
 2 ~~Governor and any recognized employee organization of their~~  
 3 ~~responsibilities to present a memorandum of understanding to the~~  
 4 ~~Legislature for determination, when that responsibility exists under~~  
 5 ~~the provisions of the Ralph C. Dills Act (Chapter 10.3~~  
 6 ~~(commencing with Section 3512) of Division 4 of Title 1 of the~~  
 7 ~~Government Code) or other existing law. In these instances only,~~  
 8 ~~approval by the Legislature shall be required in a separate piece~~  
 9 ~~of legislation (enacted either prior to or subsequent to the enactment~~  
 10 ~~of this act), consistent with the standard process for approval of~~  
 11 ~~memoranda of understanding.~~

12 ~~(e) Appropriation reductions implemented pursuant to this~~  
 13 ~~section may be those related to collective bargaining agreements~~  
 14 ~~or other administrative actions put into effect either prior to or~~  
 15 ~~subsequent to the enactment of this act.~~

16 ~~(f) Nothing in this section shall change or supersede the~~  
 17 ~~provisions of the Ralph C. Dills Act (Chapter 10.3 (commencing~~  
 18 ~~with Section 3512) of Division 4 of Title 1 of the Government~~  
 19 ~~Code).~~

20 *(b) Notwithstanding any other provision of law, the Director of*  
 21 *Finance shall adjust items 9650 and 9800 pursuant to the health*  
 22 *rates adopted by the Board of Administration of the California*  
 23 *Public Employees' Retirement System for the 2011–12 fiscal year*  
 24 *and Section 4.21, as appropriate.*

25 *SEC. 417. Section 3.91 of the Budget Act of 2011 is amended*  
 26 *to read:*

27 *SEC. 3.91. (a) Notwithstanding any other provision of law,*  
 28 *each item department listed below shall have its appropriations*  
 29 *adjusted, as appropriate, to reflect total savings of not more than*  
 30 *\$19,069,000 from General Fund items and \$5,566,000 from items*  
 31 *relating to other funds achieved through departmental*  
 32 *consolidations or eliminations and other operational efficiencies*  
 33 *as follows:*

34  
 35 *0510 Secretary of State and Consumer Services*  
 36 *0520 Secretary of Business, Transportation and Housing*  
 37 *0552 Office of the Inspector General*  
 38 *0559 Labor and Workforce Development Agency*  
 39 *0690 California Emergency Management Agency*  
 40 *0820 Department of Justice*

- 1 2240 Department of Housing and Community Development
- 2 3125 California Tahoe Conservancy
- 3 3790 Department of Parks and Recreation only to the extent of the
- 4 amounts reverted pursuant to Item 3790-497
- 5 3860 Department of Water Resources
- 6 4140 Office of Statewide Health Planning and Development
- 7 7100 Employment Development Department
- 8 7350 Department of Industrial Relations
- 9 8380 Department of Personnel Administration
- 10 8830 California Law Revision Commission
- 11 8840 California Commission on Uniform State Laws
- 12 8860 Department of Finance

13  
14 *The Director of Finance shall allocate the necessary adjustments*  
15 *to each item of appropriation to accomplish the specific*  
16 *adjustments identified in this subdivision.*

17 *(b) Notwithstanding any other provision of law, and in addition*  
18 *to the adjustments provided in subdivision (a), each item of*  
19 *appropriation, with the exception of those items for the California*  
20 *State University, the University of California, Hastings College*  
21 *of the Law, the Legislature, and the Judicial Branch, shall be*  
22 *reduced adjusted, as appropriate, to reflect savings achieved*  
23 *through departmental reorganizations, consolidations, or*  
24 *eliminations as approved by the Legislature, and operational*  
25 *efficiencies; and other cost reduction measures, such as reducing*  
26 *contracts, in the total amounts of ~~\$250,000,000~~ not more than*  
27 *\$224,900,000 from General Fund items and ~~\$163,000,000~~*  
28 *\$152,000,000 from items relating to other funds. The Director of*  
29 *Finance shall allocate the necessary ~~reductions~~ adjustments to each*  
30 *item of appropriation to accomplish the specific savings ~~required~~*  
31 *by identified in this ~~section~~ subdivision.*

32 *(c) For purposes of this section, no consolidation,*  
33 *reorganization, or elimination shall be considered approved by*  
34 *the Legislature unless it is (1) included in a Governor's*  
35 *Reorganization Plan that has become effective, (2) described in*  
36 *chaptered legislation other than the Budget Act, or (3) identified*  
37 *in both the Governor's 2011–12 May Revision summary and in*  
38 *subdivision (a).*

39 *(d) Notwithstanding any other provision of law, and in addition*  
40 *to the adjustments in subdivisions (a) and (b), the Director of*

1 *Finance may increase amounts in any item of appropriation in*  
2 *Section 2.00 to reflect reorganizations, consolidations, or*  
3 *eliminations of departments or functions of departments which*  
4 *are approved by the Legislature.*

5 *SEC. 418. Section 3.93 is added to the Budget Act of 2011, to*  
6 *read:*

7 *SEC. 3.93. Notwithstanding any other provision of law, the*  
8 *items of appropriation for the Department of Corrections and*  
9 *Rehabilitation shall be reduced by \$194,503,000 from the General*  
10 *Fund and \$670,000 from other funds to reflect savings from*  
11 *implementing the 5-percent workforce cap reduction to*  
12 *departmental personnel and operating expenses and equipment*  
13 *costs resulting from Executive Order S-01-10. The Director of*  
14 *Finance may allocate the necessary reductions to each item of*  
15 *appropriation to accomplish the savings required by this section.*

16 *SEC. 418.5. Section 8.25 is added to the Budget Act of 2011,*  
17 *to read:*

18 *Sec. 8.25. (a) Any amount received in the 2010–11 fiscal year*  
19 *from the federal government for reimbursement of the amount of*  
20 *moneys owed to the State for the operation of the Medi-Cal*  
21 *Program from past expenditures for health care services provided*  
22 *to individuals who were eligible for Medicare Program coverage,*  
23 *which is estimated to be about \$700,000,000, shall be deposited*  
24 *in the Federal Trust Fund. Notwithstanding Section 28.00, the*  
25 *Department of Finance may authorize expenditures of these funds*  
26 *in a manner that is consistent with federal law and that offsets*  
27 *General Fund expenditures otherwise authorized in this act. The*  
28 *Director of Finance is authorized to reduce Item 4260-101-0001*  
29 *and Item 4260-001-0001 due to the receipt and expenditure of*  
30 *federal funds pursuant to this section.*

31 *(b) For any adjustments made under the authority of this section,*  
32 *the Department of Finance shall provide notification in writing to*  
33 *the Chairperson of the Joint Legislative Budget Committee not*  
34 *less than 30 days prior to the effective date of the adjustment, or*  
35 *not sooner than whatever lesser time after that notification the*  
36 *chairperson of the joint committee, or his or her designee, may*  
37 *determine.*

38 *SEC. 419. Section 8.88 of the Budget Act of 2011 is amended*  
39 *to read:*

1 SEC. 8.88. Notwithstanding any other provision of law, a sum  
2 not to exceed ~~\$34,964,000~~ \$25,178,000 is appropriated from  
3 various special and nongovernmental cost funds to the Financial  
4 Information System for California (FI\$Cal) Project for payment  
5 of costs to replace the systems that support the state’s business  
6 operations. The Controller shall assess these funds in sufficient  
7 amounts to pay for the authorized FI\$Cal Project costs that are  
8 attributable to such funds pursuant to Section 15849.34 of the  
9 Government Code. The assessments in support of the expenditures  
10 for the FI\$Cal Project shall be made quarterly, and the total amount  
11 assessed from these funds in the 2011–12 fiscal year shall not  
12 exceed the total expenditures for the FI\$Cal Project that are  
13 attributable to those funds in that fiscal year.

14 *SEC. 420. Section 12.00 of the Budget Act of 2011 is amended*  
15 *to read:*

16 SEC. 12.00. For the purposes of Article XIII B of the California  
17 Constitution, there is hereby established a state “appropriations  
18 limit” of ~~\$81,799,000,000~~ \$81,468,000,000 for the 2011–12 fiscal  
19 year.

20 Any judicial action or proceeding to attack, review, set aside,  
21 void, or annul the “appropriations limit” for the 2011–12 fiscal  
22 year shall be commenced within 45 days of the effective date of  
23 this act.

24 *SEC. 421. Section 12.32 of the Budget Act of 2011 is amended*  
25 *to read:*

26 SEC. 12.32. (a) It is the intent of the Legislature that  
27 appropriations that are subject to Section 8 of Article XVI of the  
28 California Constitution be designated with the wording  
29 “Proposition 98.” In the event these appropriations are not so  
30 designated, they may be designated as such by the Department of  
31 Finance, where that designation is consistent with legislative intent,  
32 not less than 30 days after notification in writing of the proposed  
33 designation to the chairpersons of the committees in each house  
34 of the Legislature that consider appropriations and the Chairperson  
35 of the Joint Legislative Budget Committee, or not less than a  
36 shorter period after notification that the chairperson of the joint  
37 committee, or his or her designee, determines.

38 (b) Pursuant to the Proposition 98 funding requirements  
39 established in Chapter 2 (commencing with Section 41200) of Part  
40 24 of Division 3 of Title 2 of the Education Code, the total

1 appropriations for Proposition 98 for the 2011–12 fiscal year are  
 2 ~~\$36,123,030,000~~ *\$38,322,219,000* or ~~41.2~~ *41.9* percent of total  
 3 General Fund revenues and transfers subject to the state  
 4 appropriations limit. General Fund revenues appropriated for school  
 5 districts are ~~\$32,494,416,000~~ *\$34,429,976,000* or ~~37.1~~ *37.7* percent  
 6 of total General Fund revenues and transfers subject to the state  
 7 appropriations limit. General Fund revenues appropriated for  
 8 community college districts are ~~\$3,541,905,000~~ *\$3,807,176,000*  
 9 or ~~4.1~~ *4.2* percent of total General Fund revenues and transfers  
 10 subject to the state appropriations limit. General Fund revenues  
 11 appropriated for other state agencies that provide direct elementary  
 12 and secondary level education, as defined in Section 41302.5 of  
 13 the Education Code, are ~~\$86,709,000~~ *\$85,067,000* or 0.1 percent  
 14 of total General Fund revenues and transfers subject to the state  
 15 appropriations limit.

16 *SEC. 422. Section 17.00 of the Budget Act of 2011 is amended*  
 17 *to read:*

18 SEC. 17.00. The Budget Act of 2011 includes ~~\$66,792,000~~  
 19 ~~(\$14,948,000~~ *\$76,142,000* (*\$16,555,000* from the General Fund,  
 20 ~~\$46,636,000~~ *\$54,379,000* from federal funds, \$927,000 from  
 21 special funds, and \$4,281,000 from reimbursements) for applicant  
 22 state agencies, departments, boards, commissions, or other entities  
 23 of state government in support of federal Health Insurance  
 24 Portability and Accountability Act of 1996 (HIPAA) activities.  
 25 These funds are allocated to the following entities:

26		
27	California Health and Human Services Agency	
28	General Fund.....	2,527,000
29		
30	Reimbursements.....	1,541,000
31		
32	Public Employees’ Retirement System	
33	Special Funds.....	247,000
34		
35	Office of Statewide Health Planning and Development	
36	Special Funds.....	108,000
37		
38	Department of Aging	
39	General Fund.....	12,000
40		

1	Reimbursements.....	12,000
2		
3	Department of Alcohol and Drug Programs	
4	General Fund.....	758,000
5		
6	Reimbursements.....	758,000
7		
8	Department of Health Care Services	
9	General Fund.....	<del>9,526,000</del> 11,133,000
10		
11	Federal Funds.....	<del>46,576,000</del> 54,319,000
12		
13	Reimbursements.....	26,000
14		
15	Department of Public Health	
16	Special Funds.....	551,000
17		
18	Managed Risk Medical Insurance Board	
19	General Fund.....	27,000
20		
21	Federal Funds.....	60,000
22		
23	Special Funds.....	21,000
24		
25	Department of Developmental Services	
26	General Fund.....	888,000
27		
28	Reimbursements.....	801,000
29		
30	Department of Mental Health	
31	General Fund.....	1,085,000
32		
33	Reimbursements.....	1,143,000
34		
35	Department of Veterans Affairs	
36	General Fund.....	125,000
37		
38	<i>SEC. 423. Section 25.05 is added to the Budget Act of 2011,</i>	
39	<i>to read:</i>	

1     *SEC. 25.05. For the purpose of achieving efficiencies in the*  
2 *administration and implementation of criminal justice programs,*  
3 *it is the intent of the Legislature that the Corrections Standards*  
4 *Authority be abolished effective January 1, 2012. It is the further*  
5 *intent of the Legislature that programs administered by the*  
6 *Corrections Standards Authority and other programs specified in*  
7 *subsequent enabling legislation establishing the Board of State*  
8 *and Community Corrections be transferred to the Board of State*  
9 *and Community Corrections no later than January 1, 2012. Upon*  
10 *enactment of legislation establishing the Board of State and*  
11 *Community Corrections, the Director of Finance is authorized to*  
12 *adjust any item of appropriation in this act to establish funding*  
13 *authority for the Board of State and Community Corrections and*  
14 *to reduce funding authority for the departments and items from*  
15 *which programs and funding are being transferred. The*  
16 *Department of Finance shall notify the chairpersons of the fiscal*  
17 *committees of each house of the Legislature and the Chairperson*  
18 *of the Joint Legislative Budget Committee within 30 days of making*  
19 *those budget adjustments. The notification shall identify the*  
20 *departments and items of appropriation affected by the transfer*  
21 *of authority. The notification shall also specify how the transfer*  
22 *of authority is consistent with the enabling legislation establishing*  
23 *the Board of State and Community Corrections.*

24     *SEC. 424. Section 26.00 of the Budget Act of 2011 is amended*  
25 *to read:*

26     *SEC. 26.00. (a) It is the intent of the Legislature, in enacting*  
27 *this section, to provide flexibility for the administrative approval*  
28 *of intraschedule transfers within individual items of appropriation*  
29 *in those instances where the transfers are necessary for the efficient*  
30 *and cost-effective implementation of the programs, projects, and*  
31 *functions funded by this act. No transfer shall be authorized under*  
32 *this section to either eliminate any program, project, or function,*  
33 *except when implementation is found to be no longer feasible in*  
34 *light of changing circumstances or new information, or establish*  
35 *any new program, project, or function.*

36     *(b) The Director of Finance may, pursuant to a request by the*  
37 *officer, department, division, bureau, board, commission, or other*  
38 *agency to which an appropriation is made by this act, authorize*  
39 *the augmentation of the amount available for expenditure in any*  
40 *schedule set forth for that appropriation, by making a transfer from*

1 any of the other designated programs, projects, or functions within  
2 the same schedule. No intraschedule transfer may be made under  
3 this section to fund any capital outlay purpose, regardless of  
4 whether budgeted in a capital outlay or a local assistance  
5 appropriation. Upon the conclusion of the 2011–12 fiscal year, the  
6 Director of Finance shall furnish the chairpersons of the committees  
7 in each house of the Legislature that consider appropriations and  
8 the State Budget, and the Chairperson of the Joint Legislative  
9 Budget Committee, with a report on all authorizations given  
10 pursuant to this section during that fiscal year.

11 (c) Intraschedule transfers of the amounts available for  
12 expenditure for a program, project, or function designated in any  
13 line of any schedule set forth for that appropriation by transfer  
14 from any of the other designated programs, projects, or functions  
15 within the same schedule shall not exceed, during any fiscal year:

16 (1) 20 percent of the amount so scheduled on that line for those  
17 appropriations made by this act that are \$2,000,000 or less.

18 (2) \$400,000 of the amount so scheduled on that line for those  
19 appropriations made by this act that are more than \$2,000,000 but  
20 equal to or less than \$4,000,000.

21 (3) 10 percent of the amount so scheduled on that line for those  
22 appropriations made by this act that are more than \$4,000,000.

23 (4) The Department of Transportation Highway Program shall  
24 be limited to a schedule change of 10 percent.

25 (d) Any transfer in excess of \$200,000 may be authorized  
26 pursuant to this section not sooner than 30 days after notification  
27 in writing of the necessity therefor is provided to the chairpersons  
28 of the committees in each house of the Legislature that consider  
29 appropriations and the Chairperson of the Joint Legislative Budget  
30 Committee, or not sooner than whatever lesser time *after that*  
31 *notification* the chairperson of the joint committee, or his or her  
32 designee, may in each instance determine.

33 (e) Any transfer in excess of the limitations provided in  
34 subdivision (c) may be authorized not sooner than 30 days after  
35 notification in writing of the necessity to exceed the limitations is  
36 provided to the chairpersons of the committees in each house of  
37 the Legislature that consider appropriations and the Chairperson  
38 of the Joint Legislative Budget Committee, *or not sooner than*  
39 *whatever lesser time after that notification the chairperson of the*

1 *joint committee*, or his or her designee, may in each instance  
2 determine.

3 *SEC. 425. Section 28.50 of the Budget Act of 2011 is amended*  
4 *to read:*

5 SEC. 28.50. (a) Except as otherwise provided by law, an  
6 officer, department, division, bureau, or other agency of the state  
7 may expend for the 2011–12 fiscal year all moneys received as  
8 reimbursement from another officer, department, division, bureau,  
9 or other agency of the state that has not been taken into  
10 consideration by this act or any other statute, upon the prior written  
11 approval of the Director of Finance. The Department of Finance  
12 may also reduce any reimbursement amount and related program,  
13 project, or function amount if funds received from another officer,  
14 department, division, bureau, or other agency of the state will be  
15 less than the amount taken into consideration in the schedule.

16 (b) For any expenditure of reimbursements or any transfer for  
17 the 2011–12 fiscal year that exceeds \$200,000, the Director of  
18 Finance shall provide notification in writing of any approval  
19 granted under this section, not less than 30 days prior to the  
20 effective date of that approval, to the chairpersons of the  
21 committees in each house of the Legislature that consider  
22 appropriations, the chairpersons of the committees and the  
23 appropriate subcommittees in each house of the Legislature that  
24 consider the State Budget, and the Chairperson of the Joint  
25 Legislative Budget Committee, or not ~~sooner~~ *later* than whatever  
26 lesser ~~time~~ *amount of time prior to that effective date* the  
27 Chairperson of the Joint Legislative Budget Committee, or his or  
28 her designee, may in each instance determine. Increases to  
29 reimbursements are not reportable under this section if the funding  
30 for the other officer, department, division, bureau, or other agency  
31 of the state providing the reimbursement has already been approved  
32 by the Legislature. These adjustments are considered technical in  
33 nature and are authorized in Section 1.50.

34 (c) (1) *Upon written notification from the Senate Committee*  
35 *on Rules to the Controller and the Director of Finance, the*  
36 *Controller shall transfer, from Item 0110-001-0001 of Section*  
37 *2.00 to an item specified by the committee, an amount specified*  
38 *by the committee for a purpose mutually agreed upon by the Senate*  
39 *and the entity receiving the additional funding under the latter*  
40 *item.*

1 (2) Upon written notification from the Assembly Committee on  
2 Rules to the Controller and the Director of Finance, the Controller  
3 shall transfer, from Item 0120-011-0001 of Section 2.00 to an item  
4 specified by the committee, an amount specified by the committee  
5 for a purpose mutually agreed upon by the Assembly and the entity  
6 receiving the additional funding under the latter item.

7 SEC. 426. Section 35.50 of the Budget Act of 2011 is amended  
8 to read:

9 SEC. 35.50. (a) For purposes of paragraph (1) of subdivision  
10 (f) of Section 10, and subdivision (g) of Section 12, of Article IV  
11 of the California Constitution, “General Fund revenues” means  
12 the total resources available to the General Fund for a fiscal year  
13 before any transfer to the Budget Stabilization Account.

14 (b) For purposes of subdivision (g) of Section 12 of Article IV  
15 of the California Constitution, “all appropriations from the General  
16 Fund for that fiscal year” shall not include any transfer to the  
17 Budget Stabilization Account to retire Economic Recovery Bonds  
18 because that amount is reflected in the “amount of any General  
19 Fund moneys transferred to the Budget Stabilization Account.”

20 (c) For purposes of subdivision (g) of Section 12 of Article IV  
21 of the California Constitution, the estimate of General Fund  
22 revenues for the 2011–12 fiscal year pursuant to this act, as passed  
23 by the Legislature, is ~~\$86,842,200,000~~ \$87,803,300,000.

24 (d) For purposes of subdivision (b) of Section 20 of Article XVI  
25 of the California Constitution, General Fund revenues shall be  
26 defined as revenues and transfers before any transfer to the Budget  
27 Stabilization Account, excluding any proceeds from Economic  
28 Recovery Bonds, as estimated in the enacted State Budget.

29 SEC. 427. Section 39.00 of the Budget Act of 2011 is amended  
30 to read:

31 SEC. 39.00. The Legislature hereby finds and declares that the  
32 following bills are other bills providing for appropriations related  
33 to the Budget Bill within the meaning of subdivision (e) of Section  
34 12 of Article IV of the California Constitution: AB 93, AB 94, AB  
35 95, AB 96, AB 97, ~~AB 98~~, AB 99, AB 100, AB 101, AB 102, AB  
36 103, AB 104, AB 105, AB 106, AB 107, AB 108, AB 109, AB  
37 110, AB 111, AB 112, AB 113, AB 114, AB 115, AB 116, AB  
38 117, AB 118, AB 119, AB 120, AB 121, AB 122, ~~ABX1 16, ABX1~~  
39 ~~17, ABX1 18, ABX1 19, ABX1 20, ABX1 21, ABX1 22, ABX1 23,~~  
40 ~~ABX1 24, ABX1 25, ABX1 26, ABX1 27, ABX1 28, ABX1 29, ABX1~~

1 30, ABX1 31, ABX1 32, ABX1 33, ABX1 34, ABX1 35, SB 70, ~~SB~~  
2 ~~71~~, SB 72, SB 73, SB 74, SB 75, SB 76, SB 77, SB 78, SB 79, SB  
3 80, SB 81, SB 82, SB 83, SB 84, SB 85, SB 86, SB 87, SB 89, SB  
4 90, SB 91, SB 92, SB 93, SB 94, SB 95, SB 96, SB 97, SB 98,  
5 and SB 99, SBX1 4, SBX1 5, SBX1 6, SBX1 7, SBX1 8, SBX1 9,  
6 SBX1 10, SBX1 11, SBX1 12, SBX1 13, SBX1 14, SBX1 15, SBX1  
7 16, SBX1 17, SBX1 18, SBX1 19, SBX1 20, SBX1 21, SBX1 22,  
8 and SBX1 23.  
9 SEC. 428. Section 99.00 of the Budget Act of 2011 is amended  
10 to read:

INDEX BY BUDGET TITLE

SEC. 99.00. The following provides an index to the appropriations and related provisions of this act, by organization in alphabetical order, with the code number of the affected organization. The organization code is the first four numbers of any item number in this act. For ease of reference, the appropriation items in this act are organized in numerical order, and all of the appropriation items for any one organization are adjacent to one another.

<b>Department</b>	<b>Organization Code</b>
“A”	
Administrative Law, Office of.....	8910
Aging, Commission on.....	4180
Aging, Department of.....	4170
Agricultural Labor Relations Board.....	7300
Air Resources Board, State.....	3900
Alcohol and Drug Programs, Department of.....	4200
Alcoholic Beverage Control, Department of.....	2100
Alcoholic Beverage Control Appeals Board.....	2120
Alfred E. Alquist Seismic Safety Commission.....	1690
Alternative Energy and Advanced Transportation Financing Authority, California.....	0971
Arts Council, California.....	8260
Assembly.....	0120
Audits, Bureau of State.....	8855
“B”	
Baldwin Hills Conservancy.....	3835
Boards. See subject (e.g., Air Resources, Control, etc.)	
Boating and Waterways, Department of.....	3680
Business, Transportation and Housing, Secretary of.....	0520

1 Department	Organization Code
2	
3 "C"	
4	
5 Capital Outlay Planning and Studies Funding.....	9860
6 Cash Management and Budgetary Loans.....	9620
7 Child Support Services, Department of.....	5175
8 Chiropractic Examiners, Board of.....	8500
9 Citizens Compensation Commission, California.....	8385
10 <i>Citizens Redistricting Initiative</i> .....	0911
11 Coachella Valley Mountains Conservancy.....	3850
12 Coastal Commission, California.....	3720
13 Coastal Conservancy, State.....	3760
14 Colorado River Board of California.....	3460
15 Community Colleges, Board of Governors of the	
16 California.....	6870
17 Community Services and Development, Department	
18 of.....	4700
19 Conservation, Department of.....	3480
20 Conservation Corps, California.....	3340
21 Consumer Affairs-Bureaus, Programs, and Divisions,	
22 Department of.....	1111
23 Consumer Affairs-Regulatory Boards, Department	
24 of.....	1110
25 Contingencies or Emergencies, Augmentation for....	9840
26 Contingencies or Emergencies, Loans for.....	9850
27 Contributions to. See subject (e.g., Judges' Retire-	
28 ment, Teachers' Retirement, etc.)	
29 Controller, State.....	0840
30 Corporations, Department of.....	2180
31 Corrections and Rehabilitation, Department of.....	5225
32 Councils. See subject (e.g., Arts, etc.)	
33	
34 "D"	
35	
36 Debt and Investment Advisory Commission, Califor-	
37 nia.....	0956
38 Debt Limit Allocation Committee, California.....	0959
39 Delta Protection Commission.....	3840
40 Delta Stewardship Council.....	3885

1 <b>Department</b>	<b>Organization Code</b>
2 Department of. See subject (e.g., Corrections and	
3 Rehabilitation, Food and Agriculture, etc.)	
4 Developmental Disabilities, State Council on.....	4100
5 Developmental Services, Department of.....	4300
6 Disability Access, California Commission on.....	8790
7	
8 "E"	
9	
10 Education Audit Appeals Panel.....	6125
11 Education, Department of.....	6110
12 Emergency Management Agency, California.....	0690
13 Emergency Medical Services Authority.....	4120
14 Employee Compensation, Augmentation for.....	9800
15 Employment Development Department.....	7100
16 Energy Resources Conservation and Development	
17 Commission.....	3360
18 Environmental Health Hazard Assessment, Office	
19 of.....	3980
20 Environmental Protection, Secretary for.....	0555
21 Equalization, State Board of.....	0860
22 Equity Claims of California Victim Compensation	
23 and Government Claims Board and Settlements	
24 and Judgments by Department of Justice.....	9670
25	
26 "F"	
27	
28 Fair Employment and Housing Commission.....	1705
29 Fair Employment and Housing, Department of.....	1700
30 Fair Political Practices Commission.....	8620
31 Finance, Department of.....	8860
32 Financial Information System for California.....	8880
33 Financial Institutions, Department of.....	2150
34 Fish and Game, Department of.....	3600
35 Food and Agriculture, Department of.....	8570
36 Forestry and Fire Protection, Department of.....	3540
37 Franchise Tax Board.....	1730

1	<b>Department</b>	<b>Organization Code</b>
2		
3	“G”	
4		
5	Gambling Control Commission, California.....	0855
6	General Services, Department of.....	1760
7	Golden State Tobacco Securitization Corporation.....	9612
8	Governor Elect and Outgoing Governor.....	0730
9	Governor’s Office.....	0500
10		
11	“H”	
12		
13	Hastings College of the Law.....	6600
14	Health Facilities Financing Authority, California.....	0977
15	Health and Human Services, Secretary of Califor-	
16	nia.....	0530
17	Health and Dental Benefits for Annuityants.....	9650
18	Health Care Services, Department of.....	4260
19	High-Speed Rail Authority.....	2665
20	Highway Patrol, Department of the California.....	2720
21	Horse Racing Board, California.....	8550
22	Housing and Community Development, Department	
23	of.....	2240
24		
25	“I”	
26		
27	Independent Living Council, State.....	5170
28	Industrial Development Financing Advisory Commis-	
29	sion, California.....	0965
30	Industrial Relations, Department of.....	7350
31	Institutions (See Department of Corrections and Re-	
32	habilitation, State Department of Health, etc.)	
33	Inspector General, Office of the.....	0552
34	Insurance, Department of.....	0845
35	Interest Payments to the Federal Government.....	9625
36		
37	“J”	
38		
39	Joint Expenses (Legislature).....	0130
40	Judges’ Retirement Fund, Contributions to.....	0390

1 <b>Department</b>	<b>Organization Code</b>
2 Judicial Performance, Commission on.....	0280
3 Judicial Branch.....	0250
4 Justice, Department of.....	0820
5	
6 "L"	
7	
8 Lands Commission, State.....	3560
9 Labor and Workforce Development Agency.....	0559
10 Law Revision Commission, California.....	8830
11 Legislative Analyst, Office of the.....	0130
12 Legislative Counsel Bureau.....	0160
13 Legislature (See Assembly, Senate, or Joint Expenses)	
14 Library, California State.....	6120
15 Lieutenant Governor, Office of the.....	0750
16 Local Government Financing.....	9210
17 Lottery Commission, California State.....	0850
18	
19 "M"	
20	
21 Managed Health Care, Department of.....	2400
22 Managed Risk Medical Insurance Board.....	4280
23 Mandates, Commission on State.....	8885
24 Medical Assistance Commission, California.....	4270
25 Mental Health, Department of.....	4440
26 Mental Health Services Oversight and Accountability	
27 Commission.....	4560
28 Military Department.....	8940
29 Milton Marks "Little Hoover" Commission on Cali-	
30 fornia State Government Organization and Econo-	
31 my.....	8780
32 Motor Vehicles, Department of.....	2740
33	
34 "N"	
35	
36 Native American Heritage Commission.....	3780
37 Natural Resources Agency, Secretary of the.....	0540

1 <b>Department</b>	<b>Organization Code</b>
2	
3	“O”
4	
5    Office of. See subject (e.g., Emergency Services,	
6        Planning and Research, etc.)	
7	
8	“P”
9	
10   Parks and Recreation, Department of.....	3790
11   Payment to Counties for Costs of Homicide Trials....	9300
12   Peace Officer Standards and Training, Commission	
13        on.....	8120
14   Personnel Administration, Department of.....	8380
15   Personnel Board, State.....	1880
16   Pesticide Regulation, Department of.....	3930
17   Pilot Commissioners for the Bays of San Francisco,	
18        San Pablo, and Suisun, Board of.....	2670
19   Planning and Research, Office of.....	0650
20   Political Reform Act of 1974.....	8640
21   Postsecondary Education Commission, California...	6420
22   Public Defender, State.....	8140
23   Public Employees’ Retirement System.....	1900
24   Public Employment Relations Board.....	8320
25   Public Health, Department of.....	4265
26   Public Utilities Commission.....	8660
27	
28	“R”
29	
30   Real Estate, Department of.....	2320
31   Real Estate Appraisers, Office of.....	2310
32   Resources Recycling and Recovery, Department of...	3500
33   Rehabilitation, Department of.....	5160
34	
35	“S”
36	
37   Sacramento-San Joaquin Delta Conservancy.....	3875
38   San Diego River Conservancy.....	3845
39   San Francisco Bay Conservation and Development	
40        Commission.....	3820

1 <b>Department</b>	<b>Organization Code</b>
2 San Gabriel and Lower Los Angeles Rivers and	
3 Mountains Conservancy.....	3825
4 San Joaquin River Conservancy.....	3830
5 Santa Monica Mountains Conservancy.....	3810
6 Scholarshare Investment Board.....	0954
7 School Finance Authority, California.....	0985
8 Science Center, California.....	1100
9 Secretary of State.....	0890
10 Seismic Safety Commission, Alfred E. Alquist.....	1690
11 Senate.....	0110
12 Senior Legislature, California.....	4185
13 Shared Revenues.....	9350
14 Sierra Nevada Conservancy.....	3855
15 Social Services, Department of.....	5180
16 Special Resources Program.....	3110
17 State. See subject (e.g., Controller, Treasurer, etc.)	
18 State and Community Corrections, Board of.....	5227
19 State and Consumer Services, Secretary of.....	0510
20 State Mandates, Commission on.....	8885
21 Statewide Accounts Receivable Management.....	9655
22 Statewide Health Planning and Development, Office	
23 of.....	4140
24 Status of Women, Commission on the.....	8820
25 Student Aid Commission.....	7980
26 Summer School for the Arts, California State.....	6255
27	
28 "T"	
29	
30 Tahoe Conservancy, California.....	3125
31 Tax Credit Allocation Committee, California.....	0968
32 Tax Relief.....	9100
33 Teacher Credentialing, Commission on.....	6360
34 Teachers' Retirement System, State.....	1920
35 Technology Agency, California.....	0502
36 Toxic Substances Control, Department of.....	3960
37 Traffic Safety, Office of.....	2700
38 Transit Assistance, State.....	2640
39 Transportation, Department of.....	2660
40 Transportation Commission, California.....	2600

1	<b>Department</b>	<b>Organization Code</b>
2	Treasurer.....	0950
3		
4	“U”	
5		
6	Uniform State Laws, Commission on.....	8840
7	University, California State.....	6610
8	University of California.....	6440
9		
10	“V”	
11		
12	Veterans Affairs, Department of.....	8955
13	Victim Compensation and Government Claims Board,	
14	California.....	1870
15		
16	“W”	
17		
18	Water Resources, Department of.....	3860
19	Water Resources Control Board, State.....	3940
20	Wildlife Conservation Board.....	3640
21	Workforce Investment Board, California.....	7120

22

23     *SEC. 429. Section 99.50 of the Budget Act of 2011 is amended*

24 *to read:*

INDEX FOR CONTROL SECTIONS

SEC. 99.50. The following is an index to the general sections of this act. These sections serve to define terms and identify restrictions concerning the appropriations contained in this act.

- 1.00 Budget Act Citation
- 1.50 Intent and Format
- 1.80 Availability of Appropriations
- 2.00 Items of Appropriation
- 3.00 Defines Purposes of Appropriations
- 3.50 Benefit Charges Against Salaries and Wages
- 3.60 Contribution to Public Employees' Retirement Benefits
- 3.90 Reduction for Employee Compensation
- 3.91 Reductions in State Operations
- 3.93 *Department of Corrections and Rehabilitation Workforce Cap Reductions*
- 4.01 Employee Compensation Savings
- 4.11 Establishing New Positions
- 4.20 Contribution to Public Employees' Contingency Reserve Fund
- 4.21 Health Care Premium Savings
- 4.30 Lease-Revenue Payment Adjustments
- 4.70 Architecture Revolving Fund Deficit Recovery
- 4.75 Statewide Surcharge
- 4.80 State Public Works Board Interim Financing
- 4.90 Architectural Revolving Fund Transfer
- 4.95 Inmate Construction Revolving Account Transfer
- 5.25 Attorney's Fees
- 6.00 Project Alterations Limits
- 8.00 Antiterrorism Federal Reimbursements
- 8.50 Federal Funds Receipts
- 8.51 Federal Funds Accounts
- 8.52 Federal Reimbursements
- 8.53 Notice of Federal Audits
- 8.54 Enforce Recovery of Federal Funds for Statewide Indirect Costs
- 8.65 Enhanced Federal Funding for the Health and Human Services Agency
- 8.70 Medical and Pharmacy Services Savings through Medication Compliance
- 8.88 FI\$Cal Project

1	9.20	Administrative Costs Associated With the Acquisition of Property
2	9.30	Federal Levy of State Funds
3	9.45	Proposition 40-Reporting Requirements
4	9.50	Minor Capital Outlay Projects
5	11.00	EDP/Information Technology Reporting Requirements
6	11.10	Reporting of Statewide Software License Agreements
7	11.11	Privacy of Information in Pay Stubs
8	12.00	State Appropriations Limit (SAL)
9	12.30	Special Fund for Economic Uncertainties
10	12.32	Proposition 98 Funding Guarantee
11	12.42	Reduction of Education Funds
12	12.45	Payroll Deferral
13	12.60	Categorical Contingency Transfer Authority for Deficiencies
14	13.00	Legislative Counsel Bureau
15	13.25	<i>Reorganization and Consolidation of Various State Entities to</i>
16		<i>Promote Efficiency</i>
17	14.00	Special Fund Loans Between Boards of the Department of Con-
18		sumer Affairs
19	15.25	Data Center Rate Adjustment
20	15.45	SERAF Offsets
21	17.00	Federal Health Insurance Portability and Accountability Act
22		(HIPAA)
23	24.00	State School Fund Allocations
24	24.03	Reading Control
25	24.10	Transfer Surplus of Driver Training Penalty Assessment Fund to
26		the General Fund
27	24.30	Transfer School Building Rental Income to the General Fund
28	24.60	Report of Lottery Funds Received
29	24.70	Local Educational Agency Fiscal Accountability
30	25.05	<i>Creation of Board of State and Community Corrections</i>
31	25.25	21st Century Project
32	25.50	SCO Apportionment Payment System Assessments
33	26.00	Intraschedule Transfers
34	28.00	Program Change Notification
35	28.50	Agency Reimbursement Payments
36	29.00	Personnel-Year Estimates of Governor's Budget, May Revision,
37		and Final Change Book
38	30.00	Continuous Appropriations
39	31.00	Budget Act Administrative Procedures for Salaries and Wages
40	32.00	Prohibits Excess Expenditures

- 1 33.00 Item Veto Severability
- 2 34.00 Constitutional Severability
- 3 35.50 Estimated General Fund Revenue pursuant to Assembly Constitutional
- 4 Amendment 5 of the 2003–04 Fifth
- 5 Extraordinary Session
- 6 35.60 BSA Transfer to the General Fund
- 7 38.00 Provides that this Bill is a Budget Bill
- 8 39.00 Identification of Bills Related to the Budget Bill
- 9 99.00 Alphabetical Organization Index
- 10 99.50 Numerical Control Section Index

11  
12 *SEC. 430. Sections 1 to 429, inclusive, of this act shall become*  
13 *operative only if the Budget Act of 2011, Senate Bill 69, as*  
14 *proposed by Conference Report No. 1 on March 7, 2011, is enacted*  
15 *and becomes effective on or before January 1, 2012.*

16 *SEC. 431. This act is a Budget Bill within the meaning of*  
17 *subdivision (e) of Section 12 of Article IV of the California*  
18 *Constitution and shall take effect immediately.*

19  
20  
21  
22  
23  
24

**All matter omitted in this version of the bill  
appears in the bill as amended in the  
Assembly, March 14, 2011. (JR11)**