

AMENDED IN SENATE APRIL 1, 2013

**SENATE BILL**

**No. 347**

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**Introduced by Senator Beall**

February 20, 2013

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An act to amend Sections 2013 and 2020 of, and to add Section 2025 to, the Welfare and Institutions Code, relating to youth.

LEGISLATIVE COUNSEL'S DIGEST

SB 347, as amended, Beall. Youth shelters: funding.

The Youth Center and Youth Shelter Bond Act of 1988 makes funds from specified bond proceeds available for allocation to recipients of contracts with the Division of Juvenile Justice, Department of Corrections and Rehabilitation, for the purpose of acquiring, renovating, constructing, or purchasing equipment for a youth center or youth shelter. The act requires that the department treat funding for youth centers and youth shelters as separate programs and fund each separately. The act further requires the department to award at least 70% of the funding for youth shelters to shelters for runaway youths, and a maximum of 30% to shelters for abused and neglected children. Under the act, the state is entitled to recapture a portion of state funds from the recipient of a contract if the facility ceases to be used for youth center or youth shelter activities within a certain period of time.

This bill would authorize a county to use any unexpended funds awarded to a shelter for abused and neglected children for the purpose of acquiring, renovating, constructing, or purchasing equipment for a shelter for runaway or homeless youth, and would direct the department to revise any contracts as necessary to implement this provision. The bill would also specify that, under these circumstances, a county would not be required to repay these funds. The bill would also authorize a

county that is the recipient of a contract to use funds received under the contract to provide grant awards to private nonprofit entities for the acquisition, renovation, construction, or purchase of equipment for a youth center or youth shelter.

Vote: majority. Appropriation: no. Fiscal committee: yes.  
State-mandated local program: no.

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

1 SECTION 1. Section 2013 of the Welfare and Institutions Code  
2 is amended to read:

3 2013. (a) The State of California shall be entitled to recapture  
4 a portion of state funds from the recipient of a contract if, within  
5 10 years after acquisition, 20 years after completion of  
6 construction, or 3 to 10 years after renovation, as provided in  
7 paragraph (1), (2), or (3) of subdivision (c) of Section 2012, either  
8 of the following occurs:

9 (1) The recipient of a contract ceases to be a public or nonprofit  
10 agency.

11 (2) (A) The facility is no longer used for youth center or youth  
12 shelter activities.

13 (B) A county shall not be required to repay funds that were  
14 initially allocated for shelters for abused and neglected children  
15 under subparagraph (B) of paragraph (1) of subdivision (b) of  
16 Section 2020, but were expended for shelters for runaway or  
17 homeless youth pursuant to subdivision (c) of Section 2020.

18 (b) The amount recovered shall be that proportion of the current  
19 value of the facility equal to the proportion of state funds  
20 contributed to the original cost. The current value of the facility  
21 shall be determined by an agreement between the owner of the  
22 facility and the State of California, or by an action in the court in  
23 the jurisdiction in which the facility is located.

24 SEC. 2. Section 2020 of the Welfare and Institutions Code is  
25 amended to read:

26 2020. (a) For purposes of administering this chapter and the  
27 allocation of bond proceeds, the department shall treat funding for  
28 the youth centers and youth shelters as separate programs and shall  
29 fund each separately.

30 (b) (1) Funding for youth shelters shall be awarded as follows:

31 (A) At least 70 percent to shelters for runaway youths.

1 (B) A maximum of 30 percent to shelters for abused and  
2 neglected children. Funds allocated for shelters for abused and  
3 neglected children shall be prioritized among no more than three  
4 counties of the 1st to 10th class, inclusive, as defined by Section  
5 28020 of the Government Code. The criteria for selection of these  
6 counties shall be given to applicants in the following order of  
7 priority:

8 (i) Counties with existing youth shelters, as defined in  
9 subdivision (f) of Section 4496.04 of the Penal Code, with  
10 demonstrated overcrowding problems.

11 (ii) Counties which have a demonstrated need for additional  
12 youth shelter beds and which have initiated planning and the permit  
13 process for construction of a new shelter.

14 (2) Any money that has been awarded to shelters for abused or  
15 neglected children pursuant to Section 2011, and has not been  
16 encumbered by July 1, 1992, shall be reallocated according to a  
17 supplemental process to be developed by the department. The  
18 department shall establish this reallocation process only when the  
19 unspent funds accumulated under this section equals five hundred  
20 thousand dollars (\$500,000) or more. The department shall accept  
21 new applications pursuant to this process from all counties which  
22 have demonstrated a need for additional youth shelter beds for  
23 abused and neglected children, and which have initiated planning  
24 for construction of a new shelter.

25 (c) A county may use any unexpended funds awarded to a shelter  
26 for abused and neglected children under subparagraph (B) of  
27 paragraph (1) of subdivision (b) for the purpose of acquiring,  
28 renovating, constructing, or purchasing equipment for a shelter  
29 for runaway or homeless youth. The department shall revise any  
30 contracts as necessary to implement this subdivision.

31 (d) In addition to its advisory committee, the department shall  
32 seek the cooperation and advice of the Office of Criminal Justice  
33 Planning and other appropriate agencies in the administration of  
34 the youth shelter program.

35 SEC. 3. Section 2025 is added to the Welfare and Institutions  
36 Code, to read:

37 2025. A county that is the recipient of a contract pursuant to  
38 this chapter may use funds received under the contract to provide  
39 grant awards to private nonprofit entities for the acquisition,

- 1 renovation, construction, or purchase of equipment for a youth
- 2 center or youth shelter.

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