

Senate Bill No. 548

CHAPTER 7

An act to amend Section 18723 of the Revenue and Taxation Code and to amend Section 9255 of the Welfare and Institutions Code, relating to elderly persons, and declaring the urgency thereof, to take effect immediately.

[Approved by Governor May 22, 1995. Filed with Secretary of State May 23, 1995.]

LEGISLATIVE COUNSEL'S DIGEST

SB 548, Mello. California Senior Legislature.

Existing law establishes the California Senior Legislature and allocates money from the California Fund For Senior Citizens to the California Senior Legislature for its ongoing activities and to conduct elections of its members, as specified. Existing law also provides that the entire support for the program is allocated from the California Fund for Senior Citizens.

This bill would, until January 1, 1996, suspend elections of members and would also suspend the allocation of those funds to conduct elections of members. This bill would, instead, provide that funds for the California Senior Legislature shall be allocated from the California Fund for Senior Citizens, private funds directed to the California Legislature or the Commission on Aging for the purpose of funding activities of the California Senior Legislature, or appropriate federal funds.

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

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

SECTION 1. Section 18723 of the Revenue and Taxation Code is amended to read:

18723. (a) All moneys transferred to the California Fund for Senior Citizens pursuant to Section 18722, upon appropriation by the Legislature, shall be allocated as follows:

(1) To the Franchise Tax Board and the Controller for reimbursement of all costs incurred by the Franchise Tax Board and the Controller in connection with their duties under this article.

(2) The balance to the California Commission on Aging for allocation as follows:

(A) To the California Senior Legislature, in the 1988–89 fiscal year, and each succeeding fiscal year thereafter, the sum of seventy-five thousand dollars (\$75,000), or the balance of the fund if less than that



amount remains in the fund, for the conduct of sessions of the California Senior Legislature.

(B) The balance, if any, but not to exceed two hundred fifty thousand dollars (\$250,000), to the California Senior Legislature for its ongoing activities on behalf of older persons.

Thirty-three thousand dollars (\$33,000) of the balance allocated under this subparagraph, or the entire balance allocated under this subparagraph if the balance is less than thirty-three thousand dollars (\$33,000), shall be specifically allocated annually for the conduct of elections of members of the California Senior Legislature. That amount may be carried over from fiscal years in which there are no elections and accumulated, in an amount not to exceed sixty-six thousand dollars (\$66,000), for use in election years, and any portion of that amount not used in an election year shall be reallocated pursuant to subparagraph (C). However, no elections shall be conducted in 1995 and no funds shall be allocated in 1995 pursuant to this subparagraph for the purpose of conducting elections. Until January 1, 1996, the entire balance, if any, under this subparagraph shall be allocated to the Commission on Aging for the general purpose of supporting the activities of the California Senior Legislature.

(C) The balance, if any, to the commission for senior citizen direct-service programs through contracts with the Department of Aging and Long-Term Care.

(b) All moneys allocated pursuant to paragraph (2) of subdivision (a) may be carried over from the year in which they were received and encumbered in any following year.

(c) The amount allocated pursuant to subparagraphs (A) and (B) of paragraph (2) of subdivision (a) may be adjusted annually, as determined by the Department of Finance, to reflect changes in salary adjustments, price increases, and travel reimbursement adjustments included for all state agencies in the annual Budget Act.

(d) The funds allocated to the commission for the purpose of funding the activities of the California Senior Legislature shall be spent pursuant to an agreement that is approved by both the commission and the Joint Rules Committee of the California Senior Legislature no later than March 1, 1994, and whose terms are consistent with the bylaws of the California Senior Legislature, established through a majority vote of the California Senior Legislature.

SEC. 2. Section 9255 of the Welfare and Institutions Code is amended to read:

9255. The funds for the California Senior Legislature and the supportive activities of the Commission on Aging for the California Senior Legislature shall be allocated from the California Fund for Senior Citizens, private funds directed to the California Legislature



or the Commission on Aging for the purpose of funding activities of the California Senior Legislature, or appropriate federal funds.

It is the intent of the Legislature that the General Fund shall not be liable for any of the costs of the California Senior Legislature.

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

In order to resolve budgetary problems resulting from a loss of funds for the California Senior Legislature, it is necessary that this act take effect immediately.

