

AMENDED IN SENATE SEPTEMBER 11, 1997

AMENDED IN ASSEMBLY MAY 20, 1997

CALIFORNIA LEGISLATURE—1997–98 REGULAR SESSION

ASSEMBLY BILL

No. 1571

**Introduced by Committee on Budget (Ducheny (Chair),
Miller (Vice Chair), Bowen, Brown, Cardenas, Davis,
Escutia, Figueroa, Gallegos, Keeley, Knox, Scott,
Strom-Martin, Torlakson, Villaraigosa, and Wright)**
(Principal coauthor: Senator Thompson)

March 17, 1997

~~An act relating to programs funded by the Cigarette and Tobacco Products Surtax Fund~~ *An act to amend and supplement the Budget Act of 1997 (Chapter 282 of the Statutes of 1997), relating to state government, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.*

LEGISLATIVE COUNSEL'S DIGEST

AB 1571, as amended, Committee on Budget. ~~Cigarette and Tobacco Products Surtax Fund~~ *Budget Act of 1997: augmentations.*

Existing law, as set forth in the Budget Act of 1997, makes various appropriations for support of state government for the 1997–98 fiscal year.

In augmentation of the Budget Act of 1997, this bill would appropriate \$662,488,000 for trial court funding, subject to the enactment of legislation that substantially restructures trial

court funding, as specified. The bill would also revert the appropriations made by that act for trial court funding.

In addition, this bill would appropriate \$86,591,000 for purposes including trial court funding, commercial space development, public resources, citizenship education, social services, public elementary and secondary education, public postsecondary education, and workers' compensation information.

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

~~The Tobacco Tax and Health Protection Act of 1988 (Proposition 99) was adopted by the voters at the general election held on November 8, 1988, establishing the Cigarette and Tobacco Products Surtax Fund, containing certain accounts, including the Hospital Services Account, the Physician Services Account, the Health Education Account, the Research Account, the Public Resources Account, and the Unallocated Account, and requiring that money in those accounts be used for specified purposes.~~

~~This bill would state the intent of the Legislature to make the necessary statutory changes to implement the Budget Act of 1997 relative to the programs funded by the Cigarette and Tobacco Products Surtax Fund.~~

~~Vote: majority 2/3. Appropriation: no yes. Fiscal committee: no yes. State-mandated local program: no.~~

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

~~1 SECTION 1. It is the intent of the Legislature in
2 enacting this act to make the necessary statutory changes
3 to implement the Budget Act of 1997 relative to the
4 programs funded by the Cigarette and Tobacco Products
5 Surtax Fund.~~

6 SECTION 1. The appropriations made by this act are
7 in augmentation of the appropriations made in Section
8 2.00 of the Budget Act of 1997 (Ch. 282, Stats. 1997), and
9 are subject to the provisions of that act, as appropriate,
10 including, as applicable, the provisions of that act that
11 apply to the items of appropriation that are augmented
12 by this act. The references in this act to item numbers



1 refer to items of appropriation in Section 2.00 of the
2 Budget Act of 1997.

3 SEC. 2. The sum of five hundred thousand dollars
4 (\$500,000) is hereby appropriated from the General Fund
5 to the Legislative Counsel Bureau, in augmentation of the
6 appropriation made in Item 0160-001-0001, to fund
7 century change information technology activities.

8 SEC. 3. (a) The sum of three million five hundred
9 thousand dollars (\$3,500,000) is hereby appropriated
10 from the General Fund to the Judicial Council, in
11 augmentation of the appropriation made in Item
12 0250-001-0001, for apportionment as follows:

13 (1) One million five hundred thousand dollars
14 (\$1,500,000) to fund an increase in the hourly rate of
15 reimbursement for court-appointed counsel in capital
16 cases.

17 (2) Two million dollars (\$2,000,000) for the support of
18 the California Habeas Resource Center, which shall be
19 made available only upon the enactment of legislation in
20 the 1997–98 Regular Session establishing that center.

21 (b) Any of the funds appropriated in subdivision (a)
22 not expended for the purpose set forth in subdivision (a)
23 shall revert to the General Fund on June 30, 1998.

24 SEC. 4. The funds appropriated by Item
25 0450-101-0932 hereby revert to the Trial Court Trust
26 Fund, and are not available for expenditure for the
27 1997–98 fiscal year as specified by that item.

28 SEC. 5. The funds transferred to the Trial Court Trust
29 Fund by Item 0450-111-0001 hereby revert to the General
30 Fund.

31 SEC. 6. (a) The sum of five hundred six million four
32 hundred eighty-eight thousand dollars (\$506,488,000) is
33 hereby appropriated from the General Fund, and the
34 sum of one hundred fifty-six million dollars (\$156,000,000)
35 is hereby appropriated from the Trial Court Trust Fund,
36 for apportionment pursuant to this section for the
37 purposes of Chapter 13 (commencing with Section
38 77000) of Title 8 of the Government Code in lieu of the
39 appropriations made pursuant to Items 0450-101-0932 and
40 0450-111-0001.



1 (b) The moneys appropriated by subdivision (a) shall
2 be apportioned as follows:

3 (1) Five hundred fifty-one million seven hundred
4 eighty-six thousand dollars (\$551,786,000) for operation of
5 the trial courts, to be allocated and reallocated by the
6 Trial Court Budget Commission, subject to the approval
7 of the Judicial Council. The funds apportioned under this
8 paragraph shall be available for new judge orientation
9 programs pursuant to policies approved by the Judicial
10 Council; the Judicial Council shall be reimbursed for
11 expenditures made for that purpose from that
12 apportionment. All moneys deposited in the Trial Court
13 Trust Fund in the 1997–98 fiscal year in excess of the
14 amount appropriated from that fund pursuant to
15 subdivision (a) are hereby appropriated for allocation to
16 the trial courts in augmentation of the apportionment
17 required by this paragraph.

18 (2) Ninety-two million two hundred seventy-eight
19 thousand dollars (\$92,278,000) for the compensation of
20 trial court judges. The funds apportioned under this
21 paragraph shall be available for the payment of workers'
22 compensation claims for trial court judges.

23 (3) Eighteen million four hundred twenty-four
24 thousand dollars (\$18,424,000) for assigned judges. The
25 funds apportioned under this paragraph shall be available
26 for all judicial assignments. The expenditure of these
27 funds for necessary chambers may not exceed the staffing
28 level that is necessary to support the equivalent of three
29 judicial officers sitting on assignments at the appellate
30 court level. The Director of Finance may augment the
31 amount appropriated by this section from the General
32 Fund for apportionment under this paragraph by up to
33 one million one hundred seventy-four thousand dollars
34 (\$1,174,000) if the Judicial Council provides the
35 Department of Finance with monthly expenditure data
36 that support that augmentation; within 10 days of any
37 augmentation, the director shall provide notification
38 thereof to the Chairperson of the Joint Legislative Budget
39 Committee and the chairpersons of the fiscal committees
40 of both houses of the Legislature.



1 (c) Notwithstanding Section 26.00 of the Budget Act of
2 1997 (Ch. 282, Stats. 1997), the Judicial Council may
3 reallocate the funds appropriated by this section among
4 the apportionment purposes identified herein; however,
5 the council shall report any reallocation, within 30 days,
6 to the Joint Legislative Budget Committee, the fiscal
7 committees of both houses of the Legislature, and the
8 Director of Finance.

9 (d) The Judicial Council shall establish performance
10 criteria as prescribed by Section 68502.5 of the
11 Government Code and the California Rules of Court. The
12 council's approval under this section of the budget and
13 allocation schedule recommended by the Trial Court
14 Budget Commission shall be based on these criteria.

15 (e) The Judicial Council shall implement allocation
16 criteria that include incentives for courts to implement
17 court efficiency measures and control costs. The council
18 shall inform the Legislature by October 1, 1997, as to how
19 it has incorporated those incentives into the allocation
20 criteria.

21 SEC. 7. The sum of fifty thousand dollars (\$50,000) is
22 hereby appropriated from the General Fund for local
23 assistance, State Trial Court Funding, to be apportioned
24 for the renovation of the Solano County Courthouse in
25 Fairfield.

26 SEC. 8. (a) Sections 4 to 7, inclusive, of this act shall
27 become operative only if, as determined by the Director
28 of Finance, legislation is not enacted in the 1997-98
29 Regular Session that would substantially restructure trial
30 court funding. If, and only if, the Director of Finance
31 instead determines that legislation is enacted in that
32 session that would substantially restructure trial court
33 funding, those sections shall not become operative and
34 subdivision (b) of this section shall instead become
35 operative.

36 (b) The sum of fifty thousand dollars (\$50,000) is
37 hereby transferred from the General Fund to the Trial
38 Court Trust Fund, for payment to Item 0450-101-0932 in
39 augmentation of the transfer made in Item 0450-111-0001,
40 and is appropriated, in augmentation of the



1 appropriation made in Item 0450-111-0001, for local
 2 assistance, State Trial Court Funding, to be apportioned
 3 for the renovation of the Solano County Courthouse in
 4 Fairfield.

5 SEC. 9. The sum of four hundred eighty-one thousand
 6 dollars (\$481,000) is hereby appropriated from the
 7 General Fund to the Office of Emergency Services, in
 8 augmentation of the appropriation made in Item
 9 0690-001-0001, to fund the establishment of a centralized
 10 training facility for the urban search and rescue team.

11 SEC. 10. The sum of one million five hundred ten
 12 thousand dollars (\$1,510,000) is hereby appropriated
 13 from the General Fund to the Department of Consumer
 14 Affairs, in augmentation of the appropriations made in
 15 the Budget Act of 1997 (Ch. 282, Stats. 1997), to be
 16 allocated to the City of Los Angeles when the
 17 Department of Consumer Affairs and the City of Los
 18 Angeles enter into an agreement whereby the city
 19 assumes receivership of the Verdugo Hills of Peace
 20 Cemetery and conservatorship of the cemetery's
 21 endowment care fund. These funds are available for
 22 transfer to the city only if the agreement that
 23 accomplishes this goal is executed on or before March 15,
 24 1998. If the agreement is not executed on or before March
 25 15, 1998, the funds appropriated by this item shall revert
 26 to the General Fund.

27 SEC. 11. The sum of eighty-eight thousand dollars
 28 (\$88,000) is hereby appropriated from the Earthquake
 29 Safety and Public Building Rehabilitation Fund of 1990 to
 30 the Department of General Services, in augmentation of
 31 the appropriation in Item 1760-301-0768, for working
 32 drawings for the demolition of the Sacramento
 33 Legislative Office Building Annex.

34 SEC. 12. The sum of two million five hundred
 35 thousand dollars (\$2,500,000) is hereby appropriated
 36 from the General Fund to the Department of Housing
 37 and Community Development, in augmentation of the
 38 appropriation made in Item 2240-101-0001, to fund the
 39 construction, through the Office of Migrant Services, of
 40 housing units for migrant farm worker families at the San



1 Joaquin Migrant Center to replace the 78 units
2 demolished by the state in 1992 due to health and safety
3 concerns.

4 SEC. 13. The sum of three million four hundred
5 thousand dollars (\$3,400,000) is hereby appropriated
6 from the General Fund to the California Trade and
7 Commerce Agency, in augmentation of the
8 appropriation made in Item 2920-001-0001, for
9 apportionment as follows:

10 (a) One million four hundred thousand dollars
11 (\$1,400,000) to promote commercial space development
12 activities under the Highway to Space Competitive Grant
13 Program, as follows:

14 (1) One million dollars (\$1,000,000) to be disbursed in
15 competitive grants to entities developing commercial
16 space applications; of that amount, 50 percent shall be
17 allocated to fund grant applications selected and
18 recommended by the Western Commercial Space
19 Center and 50 percent shall be allocated to fund grant
20 applications selected and recommended by the
21 California Space and Technology Alliance. Requests for
22 proposals shall be promulgated by the Western
23 Commercial Space Center and the California Space and
24 Technology Alliance, which shall then select successful
25 grant applications and forward recommendations to the
26 California Trade and Commerce Agency. Where
27 possible, grant applicants shall demonstrate the
28 commitment of matching funds and other support from
29 public and private sources.

30 (2) Two hundred thousand dollars (\$200,000) shall be
31 allocated to the Western Commercial Space Center, and
32 two hundred thousand dollars (\$200,000) shall be
33 allocated to the California Space and Technology
34 Alliance, to administer and promote the Highway to
35 Space Competitive Grant Program.

36 (b) Two million dollars (\$2,000,000) to be allocated to
37 the Manufacturing Technology Program.

38 SEC. 14. The sum of five hundred thousand dollars
39 (\$500,000) is hereby appropriated from the General Fund
40 to the California Trade and Commerce Agency, in



1 augmentation of the appropriation made in Item
2 2920-101-0001, to fund infrastructure development
3 related to the construction of warehouse facilities for
4 retail sales, including, but not limited to, site preparation
5 and development, engineering, architectural services,
6 utility installation, and transportation access.

7 SEC. 15. (a) The Controller shall transfer the sum of
8 five million dollars (\$5,000,000) from the General Fund to
9 the Job Creation Investment Fund, in augmentation of
10 the transfer made in Item 2920-112-0001.

11 (b) The sum of five million dollars (\$5,000,000) is
12 hereby appropriated from the Job Creation Investment
13 Fund to the California Trade and Commerce Agency for
14 local assistance, in augmentation of the appropriation
15 made in Item 2920-112-0393.

16 SEC. 16. The sum of one hundred twenty thousand
17 dollars (\$120,000) is hereby appropriated from the
18 General Fund to the Department of Conservation, in
19 augmentation of the appropriations made in the Budget
20 Act of 1997 (Ch. 282, Stats. 1997), for apportionment to
21 resource conservation districts.

22 SEC. 17. The sum of ninety-five thousand dollars
23 (\$95,000) is hereby appropriated from the Natural
24 Resources Infrastructure Fund to the Department of
25 Conservation, in augmentation of the appropriations
26 made by the Budget Act of 1997 (Ch. 282, Stats. 1997), to
27 fund a grant to the Humboldt County Resource
28 Conservation District to conduct a soil survey in
29 Humboldt and Del Norte Counties.

30 SEC. 18. The sum of thirty-two thousand dollars
31 (\$32,000) is hereby appropriated from the Natural
32 Resources Infrastructure Fund to the Department of
33 Forestry and Fire Protection, in augmentation of the
34 appropriations made in the Budget Act of 1997 (Stats. 282,
35 Stats. 1997), to fund the Red Mountain Fire Lookout.

36 SEC. 19. The sum of two hundred sixty thousand
37 dollars (\$260,000) is hereby appropriated from the
38 Natural Resources Infrastructure Fund to the
39 Department of Fish and Game, in augmentation of the



1 appropriation made in Item 3600-001-0383, for
2 apportionment as follows:

3 (a) One hundred thousand dollars (\$100,000) for
4 personnel and program costs associated with activities to
5 increase recreational opportunities for anglers within the
6 northern portion of Region 3 (Santa Cruz County to
7 Mendocino County, including all Bay Area and Northern
8 Bay Area counties), with an emphasis on Clear Lake and
9 other lakes and reservoirs that are accessible from major
10 urban population centers.

11 (b) One hundred sixty thousand dollars (\$160,000) for
12 the management and maintenance of the South Spit of
13 Humboldt Bay, consistent with Chapter 1022 of the
14 Statutes of 1996.

15 SEC. 20. The sum of one million six hundred thousand
16 dollars (\$1,600,000) is hereby appropriated from the
17 Natural Resources Infrastructure Fund to the Wildlife
18 Conservation Board, in augmentation of the
19 appropriations made by the Budget Act of 1997 (Ch. 282,
20 Stats. 1997), apportionment as follows:

21 (a) Six hundred thousand dollars (\$600,000) for the
22 acquisition of wildlife habitat at Rancho Jamul (Daley
23 Ranch) in San Diego County.

24 (b) One million dollars (\$1,000,000) for the Mattole
25 River Headwaters acquisition.

26 SEC. 21. The sum of one million five hundred
27 thousand dollars (\$1,500,000) is hereby appropriated
28 from the River Parkway Subaccount of the Safe, Clean,
29 Reliable Water Supply Fund to the Wildlife Conservation
30 Board, in augmentation of the appropriation made in
31 Item 3640-301-0545, for the acquisition and restoration of
32 riparian and associated habitat areas along the
33 Sacramento River and its tributaries, with the highest
34 priority accorded to the acquisition of land along the
35 South Fork of the American River.

36 SEC. 22. The sum of seven hundred thousand dollars
37 (\$700,000) is hereby appropriated from the Renewable
38 Resources Investment Fund to the Department of
39 Boating and Waterways, in augmentation of the
40 appropriation made in Item 3680-101-0940, to fund a grant



1 to the San Diego Association of Governments to pay costs
2 associated with the United States Navy Aircraft Carrier
3 Homeporting Beach Nourishment Project in the San
4 Diego Harbor.

5 SEC. 23. The sum of one million dollars (\$1,000,000)
6 is hereby appropriated from the General Fund to the
7 State Coastal Conservancy, in augmentation of the
8 appropriations made in the Budget Act of 1997 (Ch. 282,
9 Stats. 1997), for the purpose of acquiring property or
10 assets to protect or use the Coast Dairies property on the
11 Santa Cruz coast. The funds appropriated by this section
12 are available only if the conservancy determines, by
13 formal action, that sufficient additional funds have been
14 raised from other sources that it is feasible to complete
15 the project funded by this section.

16 SEC. 24. The sum of one million dollars (\$1,000,000)
17 is hereby appropriated from the River Parkway
18 Subaccount of the Safe, Clean, Reliable Water Supply
19 Fund to the State Coastal Conservancy, in augmentation
20 of the appropriation made in Item 3760-301-0545, to fund
21 a river parkway program for the Guadalupe River.

22 SEC. 25. The sum of one million dollars (\$1,000,000)
23 is hereby appropriated from the General Fund to the
24 Department of Parks and Recreation, in augmentation of
25 the appropriations made in the Budget Act of 1997 (Ch.
26 282, Stats. 1997), to be available for expenditure during
27 the 1997-98, 1998-99, and 1999-2000 fiscal years, for
28 apportionment for local grants as follows:

29 (a) Five hundred thousand dollars (\$500,000) to the
30 City and County of San Francisco for the Esprit Park
31 acquisition.

32 (b) Five hundred thousand dollars (\$500,000) to the
33 City of San Jose for the Mexican Heritage Corporation
34 and Plaza project.

35 SEC. 26. The sum of two hundred fifty thousand
36 dollars (\$250,000) is hereby appropriated from the
37 Environmental License Plate Fund to the Department of
38 Parks and Recreation, in augmentation of the
39 appropriation made in Item 3790-101-0140, for
40 apportionment as a local grant to the City of



1 *Canada-Flintridge for the acquisition of lands in Cherry*
2 *Canyon. This appropriation is contingent upon the*
3 *availability of seven hundred fifty thousand dollars*
4 *(\$750,000) in matching funds, from public or private*
5 *sources, for this acquisition purpose.*

6 *SEC. 27. The sum of five hundred thousand dollars*
7 *(\$500,000) is hereby appropriated from the Public*
8 *Resources Account of the Cigarette and Tobacco*
9 *Products Surtax Fund to the Department of Parks and*
10 *Recreation, in augmentation of the appropriation made*
11 *in Item 3790-101-0235, to be available for expenditure*
12 *during the 1997-98, 1998-99, and 1999-2000 fiscal years,*
13 *for apportionment as follows:*

14 *(a) Two hundred fifty thousand dollars (\$250,000) as*
15 *a local grant to the City of Bellflower for the acquisition*
16 *of lands along the West Branch Greenway Trail.*

17 *(b) Two hundred fifty thousand dollars (\$250,000) to*
18 *the City of El Monte for a teen center.*

19 *SEC. 28. (a) The sum of seven hundred fifty*
20 *thousand dollars (\$750,000) is hereby appropriated from*
21 *the Natural Resources Infrastructure Fund to the*
22 *Department of Parks and Recreation, in augmentation of*
23 *the appropriation made in Item 3790-101-0383, to be*
24 *available for expenditure during the 1997-98, 1998-99,*
25 *and 1999-2000 fiscal years, for apportionment as follows:*

26 *(1) Five hundred thousand dollars (\$500,000) as a local*
27 *grant to the City of Los Angeles for the*
28 *Japanese-American National Museum.*

29 *(2) Two hundred fifty thousand dollars (\$250,000) as*
30 *a local grant to the City of Glendale for the Glendale*
31 *Memorial Park.*

32 *(b) Of the amount appropriated for apportionment to*
33 *the City of Fresno for the Southeast Regional Park*
34 *pursuant to Schedule (1)(a) of Item 3790-101-0383, the*
35 *sum of one hundred thousand dollars (\$100,000) is*
36 *reappropriated to the Department of Parks and*
37 *Recreation for apportionment to the County of Fresno for*
38 *the Avocado, Laton, and Kearny Parks.*

39 *SEC. 29. The sum of one hundred fifty thousand*
40 *dollars (\$150,000) is hereby appropriated from the*



1 California Environmental License Plate Fund to the
2 Department of Parks and Recreation, in augmentation of
3 the appropriation made in Item 3790-301-0140, for the
4 acquisition of small parcels adjacent to Tomales Bay State
5 Park at Millerton Point.

6 SEC. 30. The sum of two million one hundred three
7 thousand dollars (\$2,103,000) is hereby appropriated
8 from the General Fund to the Department of Water
9 Resources, in augmentation of the appropriation made in
10 Item 3860-001-0001, for expenditure as follows:

11 (a) One million four hundred thousand dollars
12 (\$1,400,000) to fund the work of the Reclamation Board
13 with the United States Army Corps of Engineers,
14 pursuant to federal Public Law 83-99, to repair 1997 flood
15 damage to 74 locations among the Sacramento, Yuba,
16 Bear, Feather, Calaveras, San Joaquin, Old, Tuolumne,
17 and Fresno Rivers, and the Deer, Elder, Honcut, Cache,
18 Bear, and Owens Creeks.

19 (b) Seven hundred three thousand dollars (\$703,000)
20 to fund flood forecasting, watershed model development,
21 hydrologic data station maintenance, reservoir data
22 exchange, and computer network system support.

23 SEC. 31. (a) The sum of two million five hundred
24 thousand dollars (\$2,500,000) is hereby transferred from
25 the General Fund to the Rice Straw Demonstration
26 Project Fund to fund apportionments by the State Air
27 Resources Board, pursuant to Item 3900-001-0489, for
28 research, development, or demonstration projects on
29 alternative uses of rice straw. Notwithstanding any other
30 provision of law, the amount to be deposited or
31 transferred by the Director of Finance into the Rice
32 Straw Demonstration Project Fund pursuant to Provision
33 1 of Item 3900-001-0489 is hereby reduced by the amount
34 transferred pursuant to this subdivision.

35 (b) Notwithstanding any other provision of law, the
36 amount appropriated pursuant to Item 3900-001-0489 is
37 hereby reduced by the total amount that state agencies
38 other than the State Air Resources Board expend during
39 the 1997-98 fiscal year, as determined by the Director of



1 *Finance, for research, development, or demonstration*
2 *projects on alternative uses of rice straw.*

3 *SEC. 32. The sum of three million dollars (\$3,000,000)*
4 *is hereby appropriated from the Air Pollution Control*
5 *Fund to the State Air Resources Board, in augmentation*
6 *of the appropriation made in Item 3900-001-0115, to fund*
7 *stationary source air pollution control activities.*

8 *SEC. 33. The sum of six hundred thousand dollars*
9 *(\$600,000) is hereby appropriated from the General Fund*
10 *to the State Water Resources Control Board, in*
11 *augmentation of the appropriation made in Item*
12 *3940-001-0001, to fund the nonpoint source abatement*
13 *grants pursuant to Provision 2 of that item as set forth in*
14 *the conference report for Assembly Bill 107 of the 1997-98*
15 *Regular Session as adopted August 11, 1997.*

16 *SEC. 34. The sum of four hundred twenty thousand*
17 *dollars (\$420,000) is hereby appropriated from the*
18 *California Environmental License Plate Fund to the*
19 *State Water Resources Control Board to fund the*
20 *preparation of both an inventory of existing water quality*
21 *monitoring activities within state coastal watersheds,*
22 *bays, estuaries, and coastal waters, and a report that*
23 *proposes the implementation of a comprehensive*
24 *program to monitor the quality of the state coastal*
25 *watersheds, bays, estuaries, and coastal waters.*

26 *SEC. 35. The sum of one hundred seventy-five*
27 *thousand dollars (\$175,000) is hereby appropriated from*
28 *the Underground Storage Tank Cleanup Fund to the*
29 *State Water Resources Control Board, in augmentation of*
30 *the appropriation made in Item 3940-001-0439, for*
31 *allocation to the Spring Valley Lake Association for*
32 *expenses incurred for the cleanup of an underground*
33 *storage tank.*

34 *SEC. 36. The sum of two hundred eighty thousand*
35 *dollars (\$280,000) is hereby appropriated from the*
36 *Natural Resources Infrastructure Fund to the State Water*
37 *Resources Control Board, in augmentation of the*
38 *appropriations made in the Budget Act of 1997 (Ch. 282,*
39 *Stats. 1997), to reimburse the Yucaipa Valley Water*
40 *District for disputed audit repayments. The funds*



1 *appropriated by this section shall be available only upon*
2 *the district's exhaustion of all available administrative*
3 *remedies to obtain reimbursement.*

4 *SEC. 37. The sum of two hundred fifty thousand*
5 *dollars (\$250,000) is hereby appropriated from the*
6 *General Fund to the Department of Toxic Substances*
7 *Control, in augmentation of the appropriation made in*
8 *Item 3960-001-0001, to fund the cleanup of residual waste*
9 *oil underneath properties in the town of Nipomo.*

10 *SEC. 38. The sum of three hundred twenty-five*
11 *thousand dollars (\$325,000) is hereby appropriated from*
12 *the General Fund to the State Department of Health*
13 *Services, in augmentation of the appropriation made in*
14 *Item 4260-111-0001, to fund services to battered women*
15 *with children through the Ella Johnson Memorial Center*
16 *in Turlock.*

17 *SEC. 39. The sum of three million dollars (\$3,000,000)*
18 *is hereby appropriated from the General Fund to the*
19 *Department of Community Services and Development,*
20 *in augmentation of the appropriation made in Item*
21 *4700-101-0001, for allocation to new and existing providers*
22 *of naturalization assistance, to fund assistance to legal*
23 *noncitizen immigrants in the naturalization process. Not*
24 *more than five percent of the amount of any allocation*
25 *made under this section may be expended for*
26 *administrative expenses of the recipient of the allocation.*

27 *SEC. 40. The sum of one hundred thousand dollars*
28 *(\$100,000) is hereby appropriated from the General Fund*
29 *to the State Department of Social Services, in*
30 *augmentation of the appropriation made in Item*
31 *5180-101-0001, for the West County Teen Center in*
32 *Guerneville. These funds would match not less than fifty*
33 *thousand dollars (\$50,000) from West County*
34 *Community Services. The center will provide a youth*
35 *facility and recreational activities for teens in the*
36 *Guerneville-Russian River area.*

37 *SEC. 41. The sum of five million dollars (\$5,000,000)*
38 *is hereby appropriated from the General Fund to the*
39 *State Department of Social Services, in augmentation of*



1 *the appropriation made in Item 5180-151-0001, for the*
2 *expansion of adult protective services.*

3 *SEC. 42. The sum of one million dollars (\$1,000,000)*
4 *is hereby appropriated from the Federal Trust Fund to*
5 *the State Department of Social Services, in augmentation*
6 *of the appropriation made in Item 5180-151-0890 for*
7 *transfer to Item 5180-151-0001, to fund the three-year*
8 *Microenterprise Demonstration Project for “at-risk”*
9 *individuals and recipients of CalWORKs benefits.*

10 *SEC. 43. (a) The sum of eight million one hundred*
11 *eighty thousand dollars (\$8,180,000) is hereby*
12 *appropriated from the General Fund to the State*
13 *Department of Education, in augmentation of the*
14 *appropriations made in the Budget Act of 1997 (Ch. 282,*
15 *Stats. 1997), for apportionment as follows:*

16 *(1) Four hundred thousand dollars (\$400,000) for*
17 *allocation to school districts to fund, for a two-year period,*
18 *two projects under the community policing and*
19 *mentoring for school safety program pursuant to Article*
20 *5 (commencing with Section 49350) of Chapter 8 of Part*
21 *27 of the Education Code, to be made available only upon*
22 *the enactment of legislation that becomes effective on or*
23 *before January 1, 1998, and adds that article establishing*
24 *that program.*

25 *(2) Four hundred fifty thousand dollars (\$450,000) to*
26 *fund incentive grants on a one-time basis to school*
27 *districts to fund the startup costs associated with*
28 *establishing new middle college high schools pursuant to*
29 *the program set forth in Chapter 14 (commencing with*
30 *Section 11300) of Part 7 of the Education Code, to be*
31 *made available only upon the enactment of legislation*
32 *that becomes effective on or before January 1, 1998, and*
33 *adds that chapter establishing that program. The total*
34 *amount of an incentive grant allocated to a school district*
35 *pursuant to this paragraph may not exceed one hundred*
36 *twenty-five thousand dollars (\$125,000).*

37 *(3) Three million four hundred thousand dollars*
38 *(\$3,400,000) for allocation to school districts in an equal*
39 *amount per pupil based upon each school district’s*
40 *October enrollment in grades 4 to 6, inclusive, in the*



1 1996–97 fiscal year. Funds appropriated under this
2 paragraph shall be used on a one-time basis for school
3 libraries.

4 (4) Two hundred thousand dollars (\$200,000) for
5 allocation to the Inglewood Unified School District.
6 Funds appropriated under this paragraph shall be used on
7 a one-time basis to conduct a pilot project to enhance
8 instruction in mathematics.

9 (5) Two hundred thousand dollars (\$200,000) for
10 allocation to the Santa Clara County Office of Education.
11 Funds appropriated under this paragraph shall be used on
12 a one-time basis to conduct a pilot project to enhance
13 instruction in mathematics in accordance with Article
14 12.5 (commencing with Section 51840) of Chapter 5 of
15 Part 28 of the Education Code. The funds appropriated
16 by this paragraph shall become available only if
17 legislation authorizing the conduct of a pilot program to
18 evaluate the feasibility of establishing a countywide
19 model for a summer mathematics institute is enacted and
20 becomes effective on or before January 1, 1998.

21 (6) Fifty thousand dollars (\$50,000) for allocation to
22 the Action-Agua Dulce Unified School District and the
23 San Marino Unified School District, to be allocated on the
24 basis of an equal amount per unit of average daily
25 attendance, as defined in subdivision (b) of Section
26 42238.5 of the Education Code, as of the second principal
27 apportionment for the 1996–97 fiscal year. Funds
28 appropriated under this paragraph shall be used on a
29 one-time basis to purchase computers for use in classroom
30 instruction or for the costs of any infrastructure
31 improvements necessary to accommodate computers in
32 the classroom.

33 (7) Thirty-five thousand dollars (\$35,000) for
34 allocation to the Laguna Salada School District. Funds
35 appropriated under this paragraph shall be used for the
36 Laguna Salada School District SCHOOLS Project.

37 (8) One hundred seventy-five thousand dollars
38 (\$175,000) for allocation to the La Canada Unified School
39 District. Funds appropriated under this paragraph shall
40 be for the district's one-time costs of providing public



1 access to technology and technology-related programs in
2 connection with the joint use library project of La Canada
3 Unified School District and the City of La Canada
4 Flintridge.

5 (9) Two million dollars (\$2,000,000) for allocation to
6 the San Francisco Unified School District to be used on a
7 one-time basis for the purpose of purchasing and placing
8 computers, plus servers, printers, and hubs in 61
9 classrooms at 14 high schools. Any remaining funds may
10 be used to provide technology professional development
11 in order to provide high school teachers with the skills
12 necessary to take full advantage of the technology that
13 will be available. Before the release of the funds, the
14 school district shall provide to the Superintendent of
15 Public Instruction a plan consistent with the expressed
16 intent of this section.

17 (10) One hundred thousand dollars (\$100,000) for
18 allocation to the Bellflower Unified School District to be
19 used for the district's one-time costs, such as teacher
20 training or the acquisition of equipment, under the
21 Educational Career Options program at Bellflower High
22 School.

23 (11) Forty-five thousand dollars (\$45,000) for
24 allocation to the South Bay Union School District, to be
25 used on a one-time basis to provide science kit materials
26 for an innovative science program that serves pupils from
27 socioeconomic backgrounds that are traditionally
28 underrepresented in science-related fields.

29 (12) One hundred twenty-five thousand dollars
30 (\$125,000) for allocation to the Glendale Unified School
31 District. Funds appropriated under this paragraph shall
32 be used on a one-time basis for an after-school enrichment
33 program.

34 (13) One million dollars (\$1,000,000) from the
35 Proposition 98 Reversion Account for allocation to the
36 Glendale Unified School District. Funds appropriated
37 under this paragraph shall be used on a one-time basis to
38 reimburse the school district for its costs incurred in
39 modernizing facilities for public access to technology,
40 including technology infrastructure projects, in



1 connection with a joint use Library Revitalization Project
2 of Edison School/Pacific Park Model Neighborhood
3 Community within the Glendale Unified School District.

4 (b) For the purposes of making the computations
5 required by Section 8 of Article XVI of the California
6 Constitution, the appropriations made by paragraphs (1)
7 to (12), inclusive, of subdivision (a) shall be deemed to be
8 “General Fund revenues appropriate for school
9 districts,” as defined in subdivision (c) of Section 41202 of
10 the Education Code, for the 1995–96 fiscal year, and
11 included within the “total allocations to school districts
12 and community college districts from General Fund
13 proceeds of taxes appropriated pursuant to Article
14 XIII B,” as defined in subdivision (e) of Section 41202 of
15 the Education Code, for the 1995–96 fiscal year.

16 SEC. 44. The sum of two million dollars (\$2,000,000)
17 is hereby appropriated from the General Fund to the
18 State Department of Education, in augmentation of the
19 appropriations made in the Budget Act of 1997 (Ch. 282,
20 Stats. 1997), for allocation for the home-to-school
21 transportation program to school districts that are eligible
22 for funding under Section 41862 of the Education Code.
23 In making those allocations, the Superintendent of Public
24 Instruction shall give highest priority to those districts
25 having both a total cost per mile for the 1996–97 fiscal year
26 for home-to-school transportation of between 100 and 115
27 percent of the statewide average cost per mile, and either
28 weather-related conditions, or terrain-related conditions,
29 that vary substantially from those of other districts that
30 the superintendent determines may be classified as
31 high-impact, high-efficiency districts.

32 SEC. 45. (a) The sum of one hundred fifty thousand
33 dollars (\$150,000) is hereby appropriated from the
34 General Fund to the State Department of Education, in
35 augmentation of the appropriations made in the Budget
36 Act of 1997 (Ch. 282, Stats. 1997), for allocation to the
37 Liberty Unified School District, the Palmdale School
38 District, and the Antioch Unified School District. The
39 allocation to each of these districts may not exceed fifty
40 thousand dollars (\$50,000) and shall be available only



1 upon the availability of a 5-percent local match, which
2 may be provided from discretionary funds of the district
3 or in-kind contributions from the private sector.

4 (b) The funds allocated pursuant to this section shall
5 be used to fund a homework help center, which each
6 recipient district must maintain for a minimum period of
7 one year. The homework help center purposes for which
8 the funds may be used include, but are not limited to, (1)
9 the one-time costs of purchasing and placing computers
10 in school libraries, which may be connected to the county
11 library catalog and databases to allow pupils access to
12 county resources, (2) the employment of high school
13 pupils to act as tutors, and (3) the purchase of additional
14 reference materials for the help center. Assistance in the
15 development and operation of the homework help
16 centers may be obtained from local adult volunteers or
17 from existing state resources such as the California
18 Mentorship Project.

19 SEC. 46. The sum of two hundred thousand dollars
20 (\$200,000) is hereby appropriated from the General Fund
21 for support of the California Postsecondary Education
22 Commission, in augmentation of the appropriation made
23 in Item 6420-001-0001, for the purpose of developing a
24 database for tracking student success in higher education
25 institutions.

26 SEC. 47. The sum of two million seven hundred fifty
27 thousand dollars (\$2,750,000) is hereby appropriated
28 from the General Fund to the University of California, in
29 augmentation of the appropriation made in Schedule (a)
30 of Item 6440-001-0001. Of that amount, two hundred fifty
31 thousand dollars (\$250,000) shall be expended for the
32 University of California at Riverside to conduct planning
33 activities related to the establishment of the Western
34 Center for Archaeology and Paleontology in Riverside
35 County.

36 SEC. 48. The sum of seven million five hundred
37 thousand dollars (\$7,500,000) is hereby appropriated
38 from the General Fund to the California State University,
39 in augmentation of the appropriation made in Item
40 6610-001-0001, to fund the university's long-range



1 *technology needs, Economic Improvement Initiative,*
2 *and enrollment impaction and management.*

3 *SEC. 49. The sum of five hundred thousand dollars*
4 *(\$500,000) is hereby appropriated from the General Fund*
5 *to the California State University, in augmentation of the*
6 *appropriations made in the Budget Act of 1997 (Ch. 282,*
7 *Stats. 1997), for allocation to the California State*
8 *University at Hayward for expenditure on infrastructure*
9 *improvements, including, but not limited to, electrical*
10 *and roof repairs and replacements.*

11 *SEC. 50. The sum of twelve million one hundred*
12 *thousand dollars (\$12,100,000) is hereby appropriated*
13 *from the General Fund to the Board of Governors of the*
14 *California Community Colleges, in augmentation of the*
15 *appropriation made in Item 6870-101-0001, for*
16 *apportionment as follows:*

17 *(a) Four hundred thousand dollars (\$400,000), in*
18 *augmentation of the appropriation made in Schedule (a)*
19 *of that item, for allocation to the Mt. San Antonio*
20 *Community College Districts as one-time funding for*
21 *hazardous substances abatement.*

22 *(b) Three million seven hundred thousand dollars*
23 *(\$3,700,000), in augmentation of the appropriation made*
24 *in Schedule (e) of that item, as the first phase of a*
25 *two-year commitment to increase funding to assist*
26 *community colleges to meet their obligations to provide*
27 *accommodations, and support services, to students with*
28 *disabilities as required by state and federal*
29 *nondiscrimination laws.*

30 *(c) Four million dollars (\$4,000,000), in augmentation*
31 *of the appropriation made in Schedule (i) of that item, for*
32 *training in the use of newly-acquired technology.*

33 *(d) Four million dollars (\$4,000,000), in augmentation*
34 *of the appropriation made in Schedule (p) of that item for*
35 *the purchase of instructional materials.*

36 *SEC. 51. The sum of one million one hundred*
37 *eighty-five thousand dollars (\$1,185,000) is hereby*
38 *appropriated from the Higher Education Capital Outlay*
39 *Bond Fund of 1996 to the Board of Governors of the*



1 California Community Colleges, in augmentation of Item
2 6870-301-0658, for apportionment as follows:

3 (a) Seven hundred sixty-five thousand dollars
4 (\$765,000) to fund preliminary plans and working
5 drawings for the library addition at San Jose City College
6 within the San Jose-Evergreen Community College
7 District.

8 (b) Four hundred twenty thousand dollars (\$420,000)
9 to fund preliminary plans, working drawings, and
10 construction for a science building renovation project at
11 Glendale College in the Glendale Community College
12 District.

13 SEC. 52. The sum of twenty-five thousand dollars
14 (\$25,000) is hereby appropriated from the General Fund
15 to the Office of Criminal Justice Planning, in
16 augmentation of the appropriation made in Item
17 8100-101-0001, for the community graffiti abatement
18 program in the City of Tracy.

19 SEC. 53. The sum of one million five hundred
20 thousand dollars (\$1,500,000) is hereby appropriated
21 from the General Fund to the State Public Defender, in
22 augmentation of the appropriation made in Item
23 8140-001-0001, to fund the purposes authorized by Senate
24 Bill 1088 of the 1997–98 Regular Session, and shall be made
25 available only upon the enactment of that bill.

26 SEC. 54. Notwithstanding any other provision of law,
27 the purposes for which the funds appropriated by Item
28 8180-101-0001 are available include the reimbursement of
29 100 percent of any extraordinary costs incurred by the
30 County of Yuba in the homicide trial of People v.
31 Peterson.

32 SEC. 55. (a) The sum of one million twelve thousand
33 dollars (\$1,012,000) is hereby appropriated from the
34 General Fund to the Department of Industrial Relations,
35 in augmentation of the appropriation made in Item
36 8350-001-0001.

37 (b) The sum of two hundred fifty-three thousand
38 dollars (\$253,000) is hereby appropriated from the
39 Workers' Compensation Administration Revolving Fund
40 to the Department of Industrial Relations, in



1 augmentation of the appropriation made in Item
2 8350-001-0223.

3 (c) Notwithstanding subdivision (b) of Section 62.5 of
4 the Labor Code or any other provision of law, the
5 Department of Industrial Relations may expend the
6 funds appropriated by subdivisions (a) and (b) to design
7 and implement the workers' compensation information
8 system required by Section 138.6 of the Labor Code.

9 SEC. 56. The sum of one hundred fifty thousand
10 dollars (\$150,000) is hereby appropriated from the
11 General Fund to the Military Department, in
12 augmentation of the appropriation made in Item
13 8940-001-0001, to fund the operation of the California
14 Military Museum.

15 SEC. 57. The sum of five million dollars (\$5,000,000)
16 is hereby appropriated from the General Fund to the
17 Department of Justice to fund the purposes specified by
18 Section 5 of Assembly Bill 1612 of the 1997-98 Regular
19 Session, and shall be made available only upon the
20 enactment of that bill.

21 SEC. 58. The sum of two hundred fifty thousand
22 dollars (\$250,000) is hereby appropriated from the
23 General Fund for allocation by the Controller to fund the
24 Special Commission on Los Angeles Boundaries
25 established by Section 56656 of the Government Code,
26 and shall be made available only upon the enactment of
27 legislation in the 1997-98 Regular Session that adds that
28 section, establishing that commission, to the Government
29 Code.

30 SEC. 59. This act is an urgency statute necessary for
31 the immediate preservation of the public peace, health,
32 or safety within the meaning of Article IV of the
33 Constitution and shall go into immediate effect. The facts
34 constituting the necessity are:

35 In order to make certain necessary augmentations to
36 the appropriations made by the Budget Act of 1997 for
37 support of state government for the 1997-98 fiscal year,
38 it is necessary that this act take effect immediately.

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