

Senate Bill No. 1332

Passed the Senate September 11, 1997

Secretary of the Senate

Passed the Assembly September 9, 1997

Chief Clerk of the Assembly

This bill was received by the Governor this ____ day
of _____, 1997, at ____ o'clock __M.

Private Secretary of the Governor



CHAPTER ____

An act to add Sections 19507 and 19806.1 to the Welfare and Institutions Code, relating to human services, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

LEGISLATIVE COUNSEL'S DIGEST

SB 1332, Vasconcellos. Disabled persons: funding.

Existing law authorizes the Department of Rehabilitation to establish orientation centers for the blind as may be deemed necessary to provide, on a statewide basis, services for vocational and personal rehabilitation, and specifies that, to the extent resources are available, the department may utilize funds by appropriation from Congress, by gifts, grants, or reimbursements from private or public sources or by state appropriations, or both, or by transfer of funds from other state departments subject to usual budgetary controls, for the purpose of establishing and operating rehabilitation programs, including an Orientation Center for the Blind, or of providing vocational rehabilitation or independent living services or cooperating with other private or public agencies for those purposes.

This bill would establish in the State Treasury the Orientation Center for the Blind Trust Fund, which would be continuously appropriated without regard to fiscal years, to the department for allocation to the Orientation Center for the Blind for specified purposes. It would require the director to create an Orientation Center for the Blind Trust Fund Committee.

Existing law provides for the provision of services to eligible individuals with disabilities through independent living centers.

This bill would specify that for the 1997–98 fiscal year, each independent living center, with certain exceptions, shall receive a minimum base grant, to the extent funds are appropriated for the purpose, and would make that allocation only if the appropriation in the Budget Act of



1997 exceeds the amount appropriated in the Budget Act of 1996 by a specified amount.

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

Appropriation: yes.

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

SECTION 1. Section 19507 is added to the Welfare and Institutions Code, to read:

19507. (a) The Legislature finds and declares that the department, in accordance with Section 19007, is the authorized recipient of gifts, bequests, and donations made to the department or to a school or institution administered by the department.

(b) There is, within the State Treasury, the Orientation Center for the Blind Trust Fund, which is hereby continuously appropriated, without regard to fiscal years, to the department for allocation to the Orientation Center for the Blind exclusively for the purposes specified in subdivision (c).

(c) (1) Moneys in the Orientation Center for the Blind Trust Fund shall be used to supplement, and not supplant, funding of services provided by the department, and shall be utilized only in accordance with the terms and conditions of the gifts or donations made to the fund and for the sole purpose of the betterment of the students of the program at the Orientation Center for the Blind.

(2) The department shall consult with the Orientation Center for the Blind Trust Fund Committee, which shall be created by the director, concerning the use of moneys in the fund.

(3) The Orientation Center for the Blind Trust Fund Committee shall be composed of three members, all of whom shall be graduates of the Orientation Center for the Blind. The director shall consider for appointment to the committee individuals who are members of groups of advocates for the blind. No more than one member of any group shall be appointed, and appointment shall be from



a list of at least two nominees submitted by the group. The director shall appoint one member to be an at-large representative.

SEC. 2. Section 19806.1 is added to the Welfare and Institutions Code, to read:

19806.1. (a) Notwithstanding any other provision of law, for the 1997–98 fiscal year, each independent living center, except the Disability Resources Agency for Independent Living, the Independent Living Center of Kern County, and the Placer Independent Resource Services, shall receive, to the extent funds are appropriated by the Legislature, at least two hundred thirty-five thousand dollars (\$235,000) in base grant funds allocated by the department, excluding state incentive funds; Independent Living Center of Kern County and Placer Independent Resource Services shall each receive, to the extent funds are appropriated by the Legislature, at least twenty-four thousand dollars (\$24,000) in base grant funds allocated by the department, excluding state incentive funds; and the Disability Research Agency for Independent Living shall receive no base grant funds.

(b) Notwithstanding any other provision of law, for the 1997–98 fiscal year, to the extent funds are appropriated by the Legislature, four hundred seventy-nine thousand dollars (\$479,000) shall be allocated as state incentive funds pursuant to subdivisions (b) to (d), inclusive, of Section 19806.

(c) Notwithstanding any other provision of law, for the 1997–98 fiscal year, to the extent funds are appropriated by the Legislature, after allocation of base grant and state incentive funds pursuant to subdivisions (a) and (b), remaining funds shall be allocated among independent living centers on the basis of the ratio of the total of the general population in an independent living center's geographic service area as compared to the total of the general population in all independent living centers geographic services areas statewide, utilizing 1995 Department of Finance population data.

(d) This section shall become effective only if the Budget Act of 1997, Item 5160-101-001 (c) for



independent living centers exceeds the \$6,837,000 appropriated in the Budget Act of 1996 by \$2,900,000 or more.

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 permit vitally needed funds to be made available for programs for disabled persons at the earliest possible time, it is necessary that this act take effect immediately.



Approved _____, 1997

Governor

