

AMENDED IN SENATE SEPTEMBER 2, 1999

AMENDED IN SENATE AUGUST 17, 1999

AMENDED IN ASSEMBLY APRIL 19, 1999

CALIFORNIA LEGISLATURE—1999–2000 REGULAR SESSION

ASSEMBLY BILL

No. 612

Introduced by Assembly Members Jackson and Wiggins
Member Jackson and Senator Burton
(Principal coauthor: Senator O’Connell)
(Coauthor: Assembly Member Wiggins)

February 19, 1999

An act to ~~amend Sections 15301 and 15301.5 of the Government Code,~~ relating to armories, *making an appropriation therefor*; and declaring the urgency thereof, to take effect immediately.

LEGISLATIVE COUNSEL’S DIGEST

AB 612, as amended, Jackson. Armories: homeless shelters.

Existing law requires the Military Department to make certain state armories available to specified cities and counties for use by homeless persons for emergency shelter purposes as a temporary measure to allow adequate time for governmental entities to make other homeless shelter arrangements. *The Budget Act of 1999 requires \$635,000 to be used for temporary emergency shelter during the 1999–2000 winter, and transfers \$2,000,000 to the Emergency Housing and Assistance Fund administered by the Department of*

Housing and Community Development for homeless shelter and services.

This bill would appropriate \$1,365,000 in augmentation of the Budget Act of 1999, and would allocate \$592,000 to the Military Department for shelters at armories, and \$772,500 to the Department of Housing and Community Development for transfer to the Emergency Housing and Assistance Fund.

~~This bill would delete the provision that limits the use of those armories as a temporary measure to allow adequate time for governmental entities to make other homeless shelter arrangements.~~

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

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

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

1 ~~SECTION 1. Section 15301 of the Government Code~~
2 SECTION 1. *The appropriation and respective*
3 *allocations made by this act are in augmentation of the*
4 *appropriations made in Section 2.00 of the Budget Act of*
5 *1999 (Chapter 50, Statutes of 1999) and are subject to the*
6 *provisions of that act, as appropriate, including the*
7 *provisions of that act that apply to the items of*
8 *appropriation that are augmented by this act. The*
9 *references in this act to item numbers refer to items of*
10 *appropriation in Section 2.00 of the Budget Act of 1999.*
11 SEC. 2. *The sum of one million three hundred*
12 *sixty-five thousand dollars (\$1,365,000) is hereby*
13 *appropriated from the General Fund, to be allocated as*
14 *follows:*
15 (a) (1) *Five hundred ninety-two thousand five*
16 *hundred dollars (\$592,500) to the Military Department,*
17 *in augmentation of Item 8940-001-0001.*
18 (2) *Notwithstanding Provision 3 of Item*
19 *8940-001-0001, the Adjutant General shall expend these*
20 *additional funds to expand the available shelters to*
21 *include the El Centro and Calexico armories in Imperial*
22 *County; the Inglewood, Long Beach, Pomona, Sylmar,*



1 and West Los Angeles armories in Los Angeles County;
2 the San Rafael armory in Marin County; the Roseville
3 armory in Placer County; the Corona armory in Riverside
4 County; the Escondido and El Cajon armories in San
5 Diego County; the San Jose armory in Santa Clara
6 County; the Watsonville armory in Santa Cruz County;
7 and the Petaluma armory in Santa Rosa County; to
8 increase or decrease the number of days of operation
9 among all of the funded armories to best meet the
10 cold-weather demands as they develop, and to meet
11 unanticipated needs for temporary shelter for homeless
12 families and persons at no nightly charge to a county or
13 city at the armories authorized in Item 8940-001-0001. The
14 Adjutant General shall periodically report to the counties
15 authorized to receive funds on the ongoing availability of
16 remaining shelter days.

17 The Adjutant General shall have the authority, in his or
18 her sole discretion, to use alternate unfunded armories
19 within a funded county as may be necessary to meet the
20 operational needs of the Military Department or at the
21 request of the county government with the approval of
22 the department.

23 (3) Notwithstanding Section 15301 of the Government
24 Code, the Adjutant General may provide temporary
25 shelter for homeless families and persons at any suitable
26 armory pursuant to the requirements of Sections 15301.1,
27 15301.3, and 15301.6 of the Government Code.

28 (4) Notwithstanding Section 15301 of the Government
29 Code, the Military Department may operate temporary
30 emergency shelters from October 15 to April 15,
31 inclusive, on an as-needed basis.

32 (5) Notwithstanding Provision 3 of Item
33 8940-001-0001, if either of the funded armories in Santa
34 Barbara County is unavailable during the winter of
35 1999–2000 because of temporary closure for
36 reconstruction, the Adjutant General shall transfer the
37 funds for the operation of the closed armory to Santa
38 Barbara County for the provision of alternative
39 temporary cold weather shelter for homeless families and
40 persons.



1 (b) (1) Seven hundred seventy-two thousand five
2 hundred dollars (\$772,500) to the Department of Housing
3 and Community Development in augmentation of Item
4 2240-105-0001 for transfer to the Emergency Housing and
5 Assistance Fund.

6 (2) The allocation of these funds shall be in the form
7 of grants to counties. The department shall allocate funds
8 based on factors related to persons in poverty and
9 unemployment, giving consideration to cold weather
10 factors. In applying its criteria, the department shall only
11 fund those counties in which the application of the above
12 factors produces an allocation of at least five thousand
13 dollars (\$5,000). As a condition of funding, county
14 applicants shall provide reasonable assurances to the
15 department that there are adequate local resources to
16 provide safe, secure, and effective facilities for a cold
17 weather season to be defined by the county in the
18 application. Allocated funds shall be used to reimburse
19 the Military Department for the use of local armories,
20 unless the department concludes either that there is no
21 available suitable armory or that an alternative facility is
22 a more effective alternative. It is the intent of the
23 Legislature that the allocation process be expedited to
24 ensure the availability of shelter for homeless families and
25 persons and that the department's processing time be
26 kept to a minimum. The distribution of these funds shall
27 not be subject to the requirements of Chapter 3.5
28 (commencing with Section 11340) of Part 1 of Division 3
29 of Title 2 of the Government Code.

30 (3) The Director of Housing and Community
31 Development shall expend these additional funds only to
32 provide emergency housing and services to homeless
33 families and persons in those counties that do not have
34 temporary shelter provided in National Guard armories
35 operated by the Military Department and funded in Item
36 8940-001-0001 or identified in paragraph (2) of
37 subdivision (a).

38 SEC. 3. This act is an urgency statute necessary for
39 the immediate preservation of the public peace, health,
40 or safety within the meaning of Article IV of the



1 *Constitution and shall go into immediate effect. The facts*
2 *constituting the necessity are:*

3 *In order to make certain necessary augmentations and*
4 *adjustments to the appropriations made by the Budget*
5 *Act of 1999 for support of state government for the*
6 *1999–2000 fiscal year, it is necessary that this act take*
7 *effect immediately.*

8 ~~is amended to read:~~

9 ~~15301. (a) The El Centro armory in Imperial County;~~
10 ~~the Culver City, Glendale, Inglewood, Long Beach on 7th~~
11 ~~Street, Pomona, and Sylmar armories, and the West Los~~
12 ~~Angeles armory on Federal Avenue, in Los Angeles~~
13 ~~County; the Merced armory in Merced County; the~~
14 ~~Fullerton and Santa Ana armories in Orange County; the~~
15 ~~Indio and Riverside armories in Riverside County; the~~
16 ~~Escondido and Vista armories in San Diego County; the~~
17 ~~San Mateo armory in San Mateo County; the Santa~~
18 ~~Barbara and Santa Maria armories in Santa Barbara~~
19 ~~County; the Gilroy and Sunnyvale armories, and the San~~
20 ~~Jose armory on Hedding Street, in Santa Clara County;~~
21 ~~the Santa Cruz and Watsonville armories in Santa Cruz~~
22 ~~County; the Redding armory in Shasta County; the~~
23 ~~Petaluma and Santa Rosa armories in Sonoma County;~~
24 ~~and the Oxnard armory in Ventura County, shall be made~~
25 ~~available to these counties or any city in these counties for~~
26 ~~the purpose of providing temporary shelter for homeless~~
27 ~~persons during the period from December 1 through~~
28 ~~March 15 each year. If severe weather conditions exist~~
29 ~~between November 1 through March 31, the Military~~
30 ~~Department may extend the use of the armories to~~
31 ~~include November 1 to December 1 and March 15 to~~
32 ~~March 31.~~

33 ~~(b) If the communities in Calexico, Chico, Corona, El~~
34 ~~Cajon, Roseville, or San Rafael require the use of the~~
35 ~~armories in those communities as emergency shelters, the~~
36 ~~county or city may request use of the armories through~~
37 ~~the Office of Emergency Services, if the county or city has~~
38 ~~exhausted all other available resources for housing~~
39 ~~homeless persons.~~



1 ~~SEC. 2. Section 15301.5 of the Government Code is~~
2 ~~amended to read:~~
3 ~~15301.5. County governments utilizing the Armory~~
4 ~~Temporary Emergency Shelter Program pursuant to this~~
5 ~~chapter shall provide a report no later than June 30, 2000,~~
6 ~~to the Governor, the Senate Committee on~~
7 ~~Governmental Organization, the Assembly Committee~~
8 ~~on Local Government, and the Senate and Assembly~~
9 ~~Budget Committees, describing the progress toward~~
10 ~~providing alternative emergency shelters in lieu of the~~
11 ~~Armory Temporary Emergency Shelter Program. The~~
12 ~~report shall describe recent activities, planned activities,~~
13 ~~obstacles and proposed solutions to the obstacles. If the~~
14 ~~report is not provided by June 30, 2000, armories shall not~~
15 ~~be made available to the local government for the~~
16 ~~Armory Temporary Emergency Shelter Program after~~
17 ~~July 1, 2000.~~
18 ~~SEC. 3. This act is an urgency statute necessary for the~~
19 ~~immediate preservation of the public peace, health, or~~
20 ~~safety within the meaning of Article IV of the~~
21 ~~Constitution and shall go into immediate effect. The facts~~
22 ~~constituting the necessity are:~~
23 ~~In order to provide adequate shelter for the homeless,~~
24 ~~it is necessary that this act take effect immediately.~~

