

S199557

SUPREME COURT
FILED

SEP 18 2012

Court of Appeal, Fourth Appellate District, Division One – No. D057446

Frank A. McGuire Clerk

**IN THE SUPREME COURT
OF THE STATE OF CALIFORNIA**

Deputy

CITY OF SAN DIEGO AND REDEVELOPMENT AGENCY
OF THE CITY OF SAN DIEGO.

Plaintiffs and Appellants,

v.

BOARD OF TRUSTEES OF THE CALIFORNIA STATE UNIVERSITY

Defendant and Respondent.

**MOTION BY APPELLANTS CITY OF SAN DIEGO AND
REDEVELOPMENT AGENCY OF THE CITY OF SAN DIEGO
FOR REQUEST FOR JUDICIAL NOTICE OF THEIR MOTION TO
AUGMENT THE RECORD ON APPEAL THAT WAS FILED IN
THE FOURTH DISTRICT COURT OF APPEAL**

**(DOCUMENTS ATTACHED – VOLUME 3 OF 6)
(EXHIBIT C (PART 3))**

Jan I. Goldsmith, City Attorney
Andrew Jones, Executive Assistant City
Attorney
Christine M. Leone, Chief Deputy City
Attorney

Office of the City Attorney
1200 Third Avenue, Suite 1620
San Diego, California 92101-4178
Telephone: (619) 236-6220
Facsimile: (619) 236-7215

Attorneys for Plaintiffs and Appellants
the City of San Diego and Redevelopment
Agency of the City of San Diego

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COURT OF APPEAL, STATE OF CALIFORNIA
FOURTH APPELLATE DISTRICT, DIVISION ONE

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Plaintiffs and Appellants,

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BOARD OF TRUSTEES OF THE
CALIFORNIA STATE
UNIVERSITY

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) Court of Appeal
Case No. **D057446**

) San Diego Superior Court
Case Nos. **GIC855643 (Lead Case)**
[consolidated with Case Nos. GIC
855701; 37-2007-00083692-CU-
WM-CTL; 37-2007-00083768-CU-
TT-CTL; 37-2007-00083773-CU-
MC-CTL]

Court of Appeal Fourth District
FILED
OCT 07 2010
Stephen M. Kelly, Clerk
DEPUTY

Appeal from a Judgment of the
Superior Court of the State of California
County of San Diego

The Honorable Thomas Nugent

MOTION TO AUGMENT RECORD ON APPEAL
(DOCUMENTS ATTACHED – VOLUME 3 OF 6)
(EXHIBIT C (PART 3))

Jan I. Goldsmith, City Attorney
Donald R. Worley, Assistant City Attorney
Christine M. Leone, Chief Deputy City Attorney

Office of the City Attorney
1200 Third Avenue, Suite 1620
San Diego, California 92101-4178
Telephone: (619) 236-6220
Facsimile: (619) 236-7215

Attorneys for Petitioners/Respondents and
Appellants the City of San Diego and
Redevelopment Agency of the City of San Diego

INDEX OF EXHIBITS TO MOTION TO AUGMENT
THE RECORD ON APPEAL

- EXHIBIT A:** State of California Governor's Office May Revision 2008-09.
- EXHIBIT B:** Relevant portions of the State of California Assembly Bill 1781.
- EXHIBIT C:** State of California 2008-09 Final Budget Summary Pgs 22; 595-606 (Released 10/23/08).
- EXHIBIT D:** State of California Governor's Budget Special Session 2008-09 (Released 11/06/2008).
- EXHIBIT E:** Governor's Budget Process overview 2008-09.
- EXHIBIT F:** Governor's proposed Budget for Higher Education (Released January 2008).
- EXHIBIT G:** California Budget Committee, Agenda: Assembly Budget Subcommittee No. 2 on Education Finance, Dated May 7, 2008.
- EXHIBIT H:** State of California Governor's Budget: August 2008-09 Update, Proposed Compromise.
- EXHIBIT I:** Legislative Analyst Office, 2008-09 Budget Analysis: Education.
- EXHIBIT J:** Declaration of William Eugene Figge, Deputy District Director for Planning of the California Department of Transportation (Caltrans), dated 7/20/2009.

- EXHIBIT K:** Letter from the State of California Department of Finance to the Honorable Denise Moreno Ducheny, Chair of the State Senate Budget and Fiscal Review Committee re: Addition of and Amendment to Various Budget Bill Items, Support, California State University, dated 04/01/2008.
- EXHIBIT L:** Higher Education Compact: Agreement between Governor Arnold Schwarzenegger, the University of California, and the California State University, 2005-2011.
- EXHIBIT M:** CSU Committee on Campus Planning, Buildings and Grounds Action Item 4, July 18-19, 2006: Categories and Criteria for the State Funded Five Year Capital Improvement Program 2008/2009 – 2012/13.
- EXHIBIT N:** CSU Board of Trustees Resolution (RCPBG 07-06-13): Categories and Criteria for the State Funded Five Year-Capital Improvement Program, 2008-9 – 2012-13. July 18-19, 2006 Meeting.
- EXHIBIT O:** The California State University Office of the Chancellor Executive Order No. 876, dated July 18, 2003.
- EXHIBIT P:** The California State University Office of the Chancellor Executive Order No. 1000, dated July 1, 2007.

- EXHIBIT Q:** CSU Board of Trustees Resolution (RFIN 11-07-19): Approval of the student fees for 2008-2009 Support Budget 11/13/2007 Trustee Meeting.
- EXHIBIT R:** CSU Committee on Campus Planning, Buildings and Grounds, Action Item 5, 11/13/2007 Trustee meeting pgs 1-17, including Attachment A and Attachment B.
- EXHIBIT S:** CSU Committee on Campus Planning, Buildings and Grounds: Status Report on the Capital Outlay Program 2008-09, Item 2 1/22/2008 Trustee Meeting.
- EXHIBIT T:** Memorandum from Patrick Lenz, Assistant Vice Chancellor for Budget Development and Rodney Rideau, Budget Director to Chief Fiscal Officers of the California State University System, re: 2006/07 State of California Governor's Budget Allocations, Dated March 9, 2006.
- EXHIBIT U:** CSU Memorandum from Rodney Rideau, Director of the Budget to CSU Financial Officers, Budget Officers, Enrollment Managers, Financial Aid Directors re: 2008\09 Governor's Budget Allocations memo with Attachments A through C, dated February 13, 2008.

EXHIBIT V:

CSU Committee on Campus Planning,
Buildings and Grounds Status Report on the
2008-2009 State Funded Capital Outlay
Program, Information item, Agenda Item 2.
3/11/2008 Trustee Meeting.

EXHIBIT W:

CSU Committee on Campus Planning,
Buildings and Grounds Agenda and Minutes,
01/22/2008.

Item	Amount
Provisions:	
1. Of the funds appropriated by this item, \$45,000 shall be available to support the California Association of Student Councils.	
*6110-119-0001—For local assistance, Department of Education (Proposition 98), for transfer to Section A of the State School Fund, Program 20.40.060-Educational Services for Foster Youth pursuant to Chapter 11.3 (commencing with Section 42920) of Part 24 of Division 3 of Title 2 of the Education Code	18,891,000
Provisions:	
1. Of the funds appropriated in this item, \$0 is provided for the purpose of a cost-of-living adjustment.	
2. The funds appropriated in this item reflect a reduction to the base funding of 0.52 percent for a statewide decline in average daily attendance.	
6110-119-0890—For local assistance, Department of Education, Program 10.30.060.002-Title I Program for Neglected and Delinquent Children, payable from the Federal Trust Fund	2,461,000
*6110-122-0001—For local assistance, Department of Education (Proposition 98), for transfer to Section A of the State School Fund, Program 20.40.090-Specialized Secondary Programs, pursuant to Chapter 6 (commencing with Section 58800) of Part 31 of Division 4 of Title 2 of the Education Code	6,122,000
Provisions:	
1. Of the funds appropriated in this item, \$1,500,000 shall be allocated to Specialized Secondary Programs established prior to the 1991-92 fiscal year that operate in conjunction with the California State University.	
2. The funds appropriated in this item reflect a reduction to the base funding of 0.52 percent for a statewide decline in average daily attendance.	
3. Of the amount appropriated in this item, \$0 is provided for a cost-of-living adjustment.	
6110-123-0001—For local assistance, Department of Education (Proposition 98), for implementation of the Public Schools Accountability Act, pursuant to Chapter 6.1 (commencing with Section 52050) of Part 28 of Division 4 of Title 2 of the Education Code	120,209,000
	114,209,000

Item	Amount
Schedule:	
(1) 20.60.030.034-High Priority Schools Grant Program	114,209,000
(2) 20.60.030.036-Corrective Actions ..	6,000,000
Provisions:	
1. Funds appropriated in Schedule (1) are provided solely for the purpose of implementing the High Priority Schools Grant Program pursuant to Article 3.5 (commencing with Section 52055.600) of Chapter 6.1 of Part 28 of Division 4 of Title 2 of the Education Code. Schoolsite grants shall be adjusted based on October 2007 California Basic Educational Data System enrollment. Of these funds, \$10,000,000 or whatever greater or lesser amount is necessary, shall be available to support schools working with school assistance and intervention teams or schools subject to state sanctions by the Superintendent of Public Instruction as part of the High Priority Schools Grant Program.	
2. Pursuant to Chapter 1020 of the Statutes of 2002, the funds appropriated in Schedule (2) shall, upon approval by the State Board of Education, be available to support non-Title I schools working with school assistance and intervention teams or non-Title I schools subject to state or federal sanctions by the Superintendent of Public Instruction as part of the Immediate Intervention/Underperforming Schools Program or the federal No Child Left Behind Act of 2001 (P.L. 107-110):	
*6110-123-0890—For local assistance, Department of Education, 20.60.030.035-Innovative Programs, Title V-ESEA, payable from the Federal Trust Fund	6,000,000
Provisions:	
1. The funds appropriated in this item are one-time funds for local educational agencies to implement existing innovative programs pursuant to Section 5131 of Title V of Part A of the federal No Child Left Behind Act of 2001 (20 U.S.C. Sec. 6301 et seq.). No funding shall be provided to any new programs and no commitments shall be made beyond September 30, 2009.	
*6110-124-0001—For local assistance, Department of Education (Proposition 98), for transfer to Section A of the State School Fund, Program 10.80.010-Gifted and Talented Pupil Program established pursuant to Chapter 8 (commencing with Section 52200) of Part 28 of Division 4 of Title 2 of the Education Code..	51,051,000

Item	Amount
Provisions:	
1. An additional \$4,294,000 in expenditures for this purpose has been deferred to the 2009–10 fiscal year.	
2. Of the funds appropriated in this item, \$0 is for the purpose of providing a cost-of-living adjustment.	
3. The funds appropriated in this item reflect a reduction to the base funding of 0.52 percent for a statewide decline in average daily attendance.	
*6110-125-0001—For local assistance, Department of Education (Proposition 98).....	63,263,000
Schedule:	
(1) 10.40.030.004-Refugee Children School Grant Program.....	1,649,000
(2) 20.10.006-English Language Acquisition Program, pursuant to Chapter 4 (commencing with Section 400) of Part 1 of Division 1 of Title 1 of the Education Code	63,263,000
(3) Reimbursements.....	-1,649,000
Provisions:	
1. Of the funds appropriated in this item, \$0 is provided for the purpose of a cost-of-living adjustment.	
2. The funds appropriated in this item reflect a reduction to the base funding of 0.52 percent for a statewide decline in average daily attendance.	
6110-125-0890—For local assistance, Department of Education, payable from the Federal Trust Fund.....	311,032,000
Schedule:	
(1) 10.30.010-Title I, Migrant Education.....	136,119,000
(3) 20.10.004-Title III, Language Acquisition	174,913,000
Provisions:	
1. Of the funds appropriated in Schedule (1), the Department of Education shall use no less than \$6,500,000 and up to \$7,100,000 for the California Mini-Corps Program.	
2. Of the funds appropriated in Schedule (1), \$8,400,000 is provided in one-time carryover funds to support the existing program.	
3. Of the funds appropriated in Schedule (3), \$4,806,000 is provided in one-time carryover funds to support the existing program.	

Item	Amount
<p>4. Of the funds appropriated in Schedule (3), \$1,800,000 is available for establishing an intervention and assistance program for coordinating federal Title I and Title III program improvement activities for local educational agencies that are not meeting their annual measurable achievement objectives for English language learners:</p>	
<p>*6110-126-0890—For local assistance, Department of Education, Program 20.60.290-Instructional Support, Title I, Part B of the federal Elementary and Secondary Education Act (Reading First program) payable from the Federal Trust Fund.....</p>	57,433,000
<p>Provisions:</p>	
<p>1. The funds appropriated in this item are for Reading First programs pursuant to Article 1 (commencing with Section 51700) of Chapter 5 of Part 28 of Division 4 of Title 2 of the Education Code. It is the intent of the Legislature that all participating school districts receive funding at the rates established in paragraph (3) of subdivision (c) of Section 51700 for six years. A participating school district shall not receive funding from this item for more than six years.</p>	
<p>2. Of the funds appropriated in this item, \$3,658,000 shall be available for Reading First's statewide and regional infrastructure, including its six regional technical assistance centers.</p>	
<p>3. By May 1, 2009, the State Department of Education shall provide the Legislature with all of the following: (a) the number of school districts receiving grants, (b) the number of K-3 teachers funded, (c) the number of K-12 special education teachers served, and (d) the average per-teacher grant amount.</p>	
<p>4. By May 1, 2009, the State Department of Education shall provide the Legislature with the following: (a) the number and percentage of all K-12 special education teachers in Reading First schools receiving Reading First professional development for each year, 2001-02 to 2006-07, inclusive, and (b) the number and percentage of all K-12 special education classes in Reading First schools that have appropriate reading materials purchased using the state's instructional materials program as set forth in Article 3 (commencing with Section 60240) of Chapter 2 of Part 33 of Division 4 of Title 2 of the Education Code.</p>	

Item	Amount
5. <u>Of the funds appropriated in this item, \$9,459,000 is provided in one-time carryover funds to support the Reading First program.</u>	
*6110-128-0001—For local assistance, Department of Education (Proposition 98), for transfer to Section A of the State School Fund, Program 10.30.070-Economic Impact Aid pursuant to Article 2 (commencing with Section 54020) of Chapter 1 of Part 29 of Division 4 of Title 2 of the Education Code...	994,279,000
Provisions:	
1. Of the funds appropriated in this item, \$0 is provided for the purpose of a cost-of-living adjustment.	
*6110-130-0001—For local assistance, Department of Education, Program 20.60.100-Advancement Via Individual Determination	9,035,000 8,131,000
Provisions:	
1. Of the funds appropriated, \$1,300,000 \$1,170,000 is available for administration of the Advancement Via Individual Determination (AVID) centers.	
*6110-134-0890—For local assistance, Department of Education, payable from the Federal Trust Fund.	1,820,750,000
Schedule:	
(1) 10.30.006-Statewide System of School Support	10,000,000
(5) 10.30.009-Program Improvement—Local Educational Agencies.....	101,872,000
(8) 10.30.003-Program Improvement Local Educational Agencies Carry-over.....	78,082,000
(9) 10.30.060-Title I-ESEA	1,630,796,000
Provisions:	
1. In administering the accountability system required by this item, the State Department of Education shall align the forms, processes, and procedures required of local educational agencies in a manner that they may be utilized for the purposes of implementing the Public Schools Accountability Act of 1999, as established by Chapter 6.1 (commencing with Section 52050) of Part 28 of Division 4 of Title 2 of the Education Code, so that duplication of effort is minimized at the local level.	
2. The funds appropriated in Schedule (1) shall be available for the purposes established by Article	

Item	Amount
4.2 (commencing with Section 52059) of Chapter 6.1 of Part 28 of Division 4 of Title 2 of the Education Code.	
4. The State Department of Education shall provide to the Legislature, the Legislative Analyst's Office, and the Department of Finance, a letter by April 15, 2009, reporting expenditures and anticipated savings for each schedule, based on available information.	
6. The funds appropriated in Schedules (7) and (8) shall be available for meeting requirements specified in the federal No Child Left Behind Act of 2001 (20 U.S.C. Sec. 6301 et seq.) and shall be programmed pursuant to legislation.	
11. Of the funds appropriated in Schedule (7), \$47,000,000 is provided in one-time carryover funds.	
12. Of the funds appropriated in Schedule (8), \$16,620,000 is provided in one-time carryover funds.	
13. Of the funds appropriated in Schedules (7) and (8), the State Department of Education shall, no later than September 15, 2008, issue grant awards totaling \$25,000,000 to local educational agencies identified for corrective action. The grants shall be awarded to local educational agencies consistent with legislation enacted in the 2007-08 Regular Session related to federal school improvement. Local educational agencies shall have until November 1, 2008, to apply for the remainder of their grant.	
14. Of the funds appropriated in Schedule (9), \$19,252,000 is provided in one-time carryover funds to support the existing program.	
15. The funds appropriated in this item shall be considered offsetting revenues within the meaning of subdivision (e) of Section 17556 of the Government Code for any reimbursable mandated cost claims for district assistance and intervention teams and other technical assistance providers. Local educational agencies accepting funding from this item shall reduce their estimated and actual mandate reimbursement claims by the amount of funding provided to them from this item.	

Item	Amount
*6110-136-0890—For local assistance, Department of Education, Program 10.30-Instruction, payable from the Federal Trust Fund.....	17,023,000
Schedule:	
(2) 10.30.065-McKinney-Vento Homeless Children Education.....	8,526,000
(4) 10.30.030-Title I-Even Start Program.....	8,497,000
Provisions:	
2. Of the funds appropriated in Schedule (2), \$1,333,000 is provided in one-time carryover funds to support the existing program.	
3. Of the funds appropriated in Schedule (4), \$1,500,000 is provided in one-time carryover funds to support the existing program.	
6110-137-0001—For local assistance, Department of Education (Proposition 98), for transfer to Section A of the State School Fund, Program 20.60.260-Instructional Support, Mathematics and Reading Professional Development Program.....	56,728,000
Provisions:	
1. The funds appropriated in this item shall be for allocation to local educational agencies that participate in the Mathematics and Reading Professional Development Program established pursuant to Article 3 (commencing with Section 99230) of Chapter 5 of Part 65 of Division 14 of Title 3 of the Education Code.	
2. Within 30 days of the enactment of this act, the Superintendent of Public Instruction shall calculate the percentage of teachers eligible for funding based on the funds appropriated in this item. Prior to notifying local educational agencies of this percentage, the Superintendent of Public Instruction shall submit the calculation to the Department of Finance for verification.	
3. Of the funds appropriated in this item, \$25,000,000 is to provide professional development to address the needs of teachers of English learners pursuant to Chapter 524 of the Statutes of 2006.	
6110-137-0890—For local assistance, Department of Education, Program 20.10.005-Rural and Low Income Schools Grant, payable from the Federal Trust Fund	1,270,000

Item	Amount
Provisions:	
1. Of the funds appropriated in this item, \$67,000 is provided in one-time carryover funds to support the existing program.	
*6110-140-0001—For local assistance, Department of Education (Proposition 98), Program 20-Instructional Support.....	0
Schedule:	
(1) 20.80.001-Student Friendly Services.....	500,000
(2) 20.90.001.020-California School Information Services Administration.....	4,444,000
(3) 20.90.001.030-California School Information Services Administration Independent Project Oversight	150,000
(4) Amount payable from the Educational Telecommunication Fund (Item 6110-140-0349)	-5,094,000

Provisions:

1. The Superintendent of Public Instruction shall allocate the funds appropriated in Schedule (1) for the Student Friendly Services program.
2. The funds appropriated in Schedule (2) shall be for allocation to the Fiscal Crisis and Management Assistance Team for costs associated with administration of the California School Information Services project.
3. The Superintendent of Public Instruction shall allocate the funds appropriated in Schedule (3) to the Sacramento County Office of Education, which shall use the funds to contract for independent project oversight of the California School Information Services (CSIS) program. The independent project oversight shall include the submission of quarterly project reports on the progress of the CSIS program to the Legislature, the Department of Finance, the Superintendent of Public Instruction, the State Board of Education, the Governor, the Legislative Analyst's Office, and the Fiscal Crisis and Management Assistance Team for the duration of the program implementation. These reports shall include, but not be limited to, information on: (a) CSIS capacity for additional district cohorts, (b) readiness of self-identified districts for participation in new CSIS

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cohorts, (c) CSIS operations budget, and (d) CSIS readiness to implement additional phases of state reporting and records transfer.	
4. Of the funds appropriated in Schedule (2), \$545,000 is available on a three-year limited-term basis to support positions and administrative costs associated with the implementation plan developed pursuant to Provision 5 of Item 6110-101-0349 of the Budget Act of 2006 (Chs. 47 and 48, Stats. 2006).	
5. The State Department of Education and CSIS shall jointly report by October 1, 2008, to the Department of Finance, the Legislative Analyst's Office, and the budget committees of the Legislature on the workload activities performed by each entity to prepare for the implementation of CALPADS.	
6110-140-0349—For local assistance, Department of Education, for payment to Item 6110-140-0001, payable from the Educational Telecommunication Fund	5,094,000
6110-144-0001—For local assistance, Department of Education (Proposition 98), Program 20.60.270-Administrator Training Program pursuant to Article 4.6 (commencing with Section 44510) of Chapter 3 of Part 25 of Division 3 of Title 2 of the Education Code	4,900,000
Provisions:	
1. Of the funds appropriated in this item, up to \$1,000,000 shall be available for the Chief Business Officer Training Program pursuant to Article 4.8 (commencing with Section 44518) of Chapter 3 of Part 25 of Division 3 of Title 2 of the Education Code. In addition to funding new eligible candidates, funds allocated pursuant to this paragraph may be used for reimbursement of eligible candidates approved by the State Board of Education and enrolled in an approved Chief Business Officer Training Program on or after May 2006.	
*6110-150-0001—For local assistance, Department of Education (Proposition 98), for transfer to Section A of the State School Fund, Program 10.30.051-American Indian Early Childhood Education Program established pursuant to Chapter 6.5 (commencing with Section 52050) of Part 28 of Division 4 of Title 2 of the Education Code	662,000

Item	Amount
Provisions:	
1. Of the funds appropriated in this item, \$0 is provided for the purpose of a cost-of-living adjustment.	
*6110-151-0001—For support of the Department of Education (Proposition 98), Program 10.30.050-American Indian Education Centers established pursuant to Article 6 (commencing with Section 33380) of Chapter 3 of Part 20 of Division 2 of Title 2 of the Education Code.....	4,540,000
Provisions:	
1. Of the funds appropriated in this item, \$0 is provided for the purpose of a cost-of-living adjustment.	
6110-152-0001—For local assistance, Department of Education, Program 10.30.050-American Indian Education Centers pursuant to Article 6 (commencing with Section 33380) of Chapter 3 of Part 20 of Division 2 of Title 2 of the Education Code.....	376,000
*6110-156-0001—For local assistance, Department of Education (Proposition 98), Program 10.50.010-Instruction, for transfer to Section A of the State School Fund, for allocation by the Superintendent of Public Instruction to school districts, county offices of education, and other agencies for the purposes of Proposition 98 educational programs funded by this item, in lieu of the amount that otherwise would be appropriated pursuant to statute.....	726,664,000
Schedule:	
(1) 10.50.010.001-Adult Education.....	726,664,000
(2) 10.50.010.008-Remedial education services for participants in the CalWORKs program.....	8,739,000
(3) Reimbursements-CalWORKs.....	-8,739,000
Provisions:	
1. Credit for participating in adult education classes or programs may be generated by a special day class pupil only for days in which the pupil has met the minimum day requirements set forth in Section 46141 of the Education Code.	
2. The funds appropriated in Schedule (2) constitute the funding for both remedial education and job training services for participants in the CalWORKs program (Article 3.2 (commencing with Section 11320) of Chapter 2 of Part 3 of Division 9 of the Welfare and Institutions Code). Funds shall be apportioned by the Superintendent of	

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- Public Instruction for direct instructional costs only to school districts and regional occupational centers and programs (ROC/Ps) that certify that they are unable to provide educational services to CalWORKs recipients within their adult education block entitlement or ROC/P block entitlement, or both. Allocations shall be distributed by the Superintendent of Public Instruction as equal statewide dollar amounts, based on the number of CalWORKs-eligible family members served in the county.
3. Providers receiving funds under this item for adult basic education, English as a Second Language, and English as a Second Language-Citizenship for legal permanent residents, shall, to the extent possible, grant priority for services to immigrants facing the loss of federal benefits under the federal Personal Responsibility and Work Opportunity Reconciliation Act of 1996 (P.L. 104-193). Citizenship and naturalization preparation services funded by this item shall include, to the extent consistent with applicable federal law, all of the following: (a) outreach services, (b) assessment of skills, (c) instruction and curriculum development, (d) professional development, (e) citizenship testing, (f) naturalization preparation and assistance, and (g) regional and state coordination and program evaluation.
 4. The funds appropriated in Schedule (2) shall be subject to the following:
 - (a) The funds shall be used only for educational activities for welfare recipient students and those in transition off of welfare. The educational activities shall be limited to those designed to increase self-sufficiency, job training, and work. These funds shall be used to supplement and not supplant existing funds and services provided for welfare recipient students and those in transition off of welfare.
 - (b) Notwithstanding any other provision of law, each local educational agency's individual cap for the average daily attendance of adult education and regional occupational centers and programs (ROC/Ps) shall not be increased as a result of the appropriations made by this section.

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- (c) Funds may be claimed by local educational agencies for services provided to welfare recipient students and those in transition off of welfare pursuant to this section only if all of the following occur:
 - (1) Each local educational agency has met the terms of the interagency agreement between the State Department of Education and the State Department of Social Services pursuant to Provision 2.
 - (2) Each local educational agency has fully claimed its respective adult education or ROC/Ps average daily attendance cap for the current year.
 - (3) Each local educational agency has claimed the maximum allowable funds available under the interagency agreement pursuant to Provision 2.
- (d) Each local educational agency shall be reimbursed at the same rate as it would otherwise receive for services provided pursuant to this item or Item 6110-105-0001 or pursuant to Section 1.80, and shall comply with the program requirements for adult education pursuant to Chapter 10 (commencing with Section 52500) of Part 28 of Division 4 of Title 2 of the Education Code, and ROC/Ps requirements pursuant to Article 1 (commencing with Section 52300) of, and Article 1.5 (commencing with Section 52335) of, Chapter 9 of Part 28 of Division 4 of Title 2 of the Education Code, respectively.
- (e) Notwithstanding any other provision of law, funds appropriated in this section for average daily attendance (ADA) generated by participants in the CalWORKs program may be apportioned on an advance basis to local educational agencies based on anticipated units of ADA if a prior application for this additional ADA funding has been approved by the Superintendent of Public Instruction.
- (f) The Legislature finds the need for good information on the role of local educational agencies in providing services to individuals who are eligible for or recipients of CalWORKs assistance. This information includes the extent to which local educational programs serve

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public assistance recipients and the impact these services have on the recipients' ability to find jobs and become self-supporting.

- (g) The State Department of Education shall develop a data and accountability system to obtain information on education and job training services provided through state-funded adult education programs and regional occupational centers and programs. The system shall collect information on (1) program funding levels and sources, (2) characteristics of participants, and (3) pupil and program outcomes. The department shall work with the office of the State Chief Information Officer and Legislative Analyst's Office in determining the specific data elements of the system and shall meet all information technology reporting requirements of the State Chief Information Officer.
 - (h) As a condition of receiving funds provided in Schedule (2) or any General Fund appropriation made to the State Department of Education specifically for education and training services to welfare recipient students and those in transition off of welfare, local adult education programs and regional occupational centers and programs shall collect program and participant data as described in this item and as required by the State Department of Education. The State Department of Education shall require that local providers submit to the state aggregate data for the period July 1, 2008, to June 30, 2009, inclusive.
5. Of the funds appropriated in this item, \$18,843,000 is provided for increases in average daily attendance. If growth funds are insufficient, the State Department of Education may adjust the per-pupil growth rates to conform to available funds. Additionally, \$0 is for the purpose of providing a cost-of-living adjustment.
 6. An additional \$45,896,000 in expenditures for this item has been deferred until the 2009-10 fiscal year.

6110-156-0890—For local assistance, Department of Education, Program 10.50.010.001-Adult Education, payable from the Federal Trust Fund..... 75,126,000

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Provisions:

1. Under any grant awarded by the State Department of Education under this item to a qualifying community-based organization to provide adult basic education in English as a Second Language and English as a Second Language-Citizenship classes, the department shall make an initial payment to the organization of 25 percent of the amount of the grant. In order to qualify for an advance payment, a community-based organization shall submit an expenditure plan and shall guarantee that appropriate standards of educational quality and fiscal accountability are maintained. In addition, reimbursement of claims shall be distributed on a quarterly basis. The department shall withhold 10 percent of the final payment of a grant as described in this provision until all claims for that community-based organization have been submitted for final payment.

2. (a) Notwithstanding any other provision of law, all nonlocal educational agencies (non-LEA) receiving greater than \$300,000 pursuant to this item shall submit an annual organizational audit, as specified, to the State Department of Education, Office of External Audits.

All audits shall be performed by one of the following: (1) a certified public accountant possessing a valid license to practice within California, (2) a member of the State Department of Education's staff of auditors, or (3) in-house auditors, if the entity receiving funds pursuant to this item is a public agency, and if the public agency has internal staff that performs auditing functions and meets the tests of independence found in Government Auditing Standards issued by the Comptroller General of the United States.

The audit shall be in accordance with State Department of Education audit guidelines and Office of Management and Budget (OMB), Circular No. A-133, Audits of States, Local Governments, and Non-Profit Organizations.

Non-LEA entities receiving funds pursuant to this item shall submit the annual audit no later than six months from the end of the agency fiscal year. If, for any reason, the contract is terminated during the contract period,

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the audit shall cover the period from the beginning of the contract through the date of termination.

Non-LEA entities receiving funds pursuant to this item shall be held liable for all State Department of Education costs incurred in obtaining an independent audit if the contractor fails to produce or submit an acceptable audit.

- (b) Notwithstanding any other provision of law, the State Department of Education shall annually submit to the Governor, Joint Legislative Budget Committee, and Joint Legislative Audit Committee limited-scope audit reports of all subrecipients it is responsible for monitoring that receive between \$25,000 and \$300,000 of federal awards, and that do not have an organizationwide audit performed. These limited-scope audits shall be conducted in accordance with the State Department of Education audit guidelines and OMB, Circular No. A-133. The State Department of Education may charge audit costs to applicable federal awards, as authorized by OMB, Circular No. A-133 Section 230(b)(2).

The limited-scope audits shall include agreed-upon procedures engagements conducted in accordance with either American Institute of Certified Public Accountants (AICPA) generally accepted auditing standards or attestation standards, and address one or more of the following types of compliance requirements: allowed or unallowed activities, allowable costs and cost principles, eligibility, matching, level of effort, earmarking, and reporting.

The State Department of Education shall contract for the limited-scope audits with a certified public accountant possessing a valid license to practice within the state or with an independent auditor.

3. On or before March 1 of each year, the State Department of Education shall report to the appropriate subcommittees of the Assembly Committee on Budget and the Senate Committee on Budget and Fiscal Review on the following aspects of Title II of the federal Workforce Investment Act

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of 1998: (a) the makeup of those adult education providers that applied for competitive grants under Title II and those that obtained grants, by size, geographic location, and type (school districts, community colleges, community-based organizations, or other local entities), (b) the extent to which participating programs were able to meet planned performance targets, and (c) a breakdown of the types of courses (English as a Second Language (ESL), ESL-Citizenship, adult basic education, or adult secondary education) included in the performance targets of participating agencies.

It is the intent of the Legislature that the Legislature and the department utilize the information provided pursuant to this provision to (a) evaluate whether any changes need to be made to improve the implementation of the accountability-based funding system under Title II and (b) evaluate the feasibility of any future expansion of the accountability-based funding system using state funds.

4. The State Department of Education shall continue to ensure that outcome measures for State Department of Mental Health and State Department of Developmental Services clients are set at a level where these clients will continue to be eligible for adult education services in the current fiscal year and beyond to the full extent authorized under federal law. The State Department of Education shall also consult with the State Department of Mental Health, State Department of Developmental Services, and Department of Finance for this purpose.

*6110-158-0001.....For local assistance, Department of Education (Proposition 98), for transfer by the Controller to Section A of the State School Fund in lieu of the amount that otherwise would be appropriated pursuant to Section 41841.5 of the Education Code, Program 10.50.010.002-Adults in Correctional Facilities

18,215,000

Provisions:

1. Notwithstanding Section 41841.5 of the Education Code, or any other provision of law, all of the following shall apply:

- (a) The amount appropriated in this item and any amount allocated for this program in this act shall be the only funds available for allocation

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by the Superintendent of Public Instruction to school districts or county offices of education for the Adults in Correctional Facilities Program.

- (b) The amount appropriated in this item shall be allocated based upon prior year rather than current year expenditures.
- (c) Funding distributed to each local educational agency (LEA) for reimbursement of services provided in the prior fiscal year for the Adults in Correctional Facilities Program shall be limited to the amount received by the agency for services provided in the 2006-07 fiscal year. Funding shall be reduced or eliminated, as appropriate, for any LEA that reduces or eliminates services provided under this program in the prior fiscal year, as compared to the level of services provided in the 2006-07 fiscal year. Any funds remaining as a result of those decreased levels of service shall be allocated to provide support for new programs in accordance with Section 41841.8 of the Education Code.
- (d) Funding appropriated in this item for growth in average daily attendance (ADA) first shall be allocated to programs that are funded for 20 units or less of ADA, up to a maximum of 20 additional units of ADA per program.

2. \$444,000 is provided for increases in average daily attendance. If growth funds are insufficient, the State Department of Education may adjust the per-pupil growth rates to conform to available funds. Additionally, \$0 is for the purpose of providing a cost-of-living adjustment.

*6110-161-0001—For local assistance, Department of Education (Proposition 98), Program 10.60-Special Education Programs for Exceptional Children..... 3,116,298,000
Schedule:

- (1) 10.60.050.003-Special education instruction 3,046,014,000
- (2) 10.60.050.080-Early Education Program for Individuals with Exceptional Needs 84,679,000
- (3) Reimbursements for Early Education Program, Part C-14,395,000

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Provisions:

1. Funds appropriated by this item are for transfer by the Controller to Section A of the State School Fund, in lieu of the amount that otherwise would be appropriated for transfer from the General Fund in the State Treasury to Section A of the State School Fund for the 2008–09 fiscal year pursuant to Sections 14002 and 41301 of the Education Code, for apportionment pursuant to Part 30 (commencing with Section 56000) of Division 4 of Title 2 of the Education Code, superseding all prior law.
2. Of the funds appropriated in Schedule (1), up to \$13,206,000, plus any cost-of-living adjustment, shall be available for the purchase, repair, and inventory maintenance of specialized books, materials, and equipment for pupils with low-incidence disabilities, as defined in Section 56026.5 of the Education Code.
3. Of the funds appropriated in Schedule (1), up to \$10,080,000, plus any cost-of-living adjustment, shall be available for the purposes of vocational training and job placement for special education pupils through Project Workability I pursuant to Article 3 (commencing with Section 56470) of Chapter 4.5 of Part 30 of Division 4 of Title 2 of the Education Code. As a condition of receiving these funds, each local educational agency shall certify that the amount of nonfederal resources, exclusive of funds received pursuant to this provision, devoted to the provision of vocational education for special education pupils shall be maintained at or above the level provided in the 1984–85 fiscal year. The Superintendent of Public Instruction may waive this requirement for local educational agencies that demonstrate that the requirement would impose a severe hardship.
4. Of the funds appropriated in Schedule (1), up to \$5,258,000, plus any cost-of-living adjustment (COLA), shall be available for regional occupational centers and programs that serve pupils having disabilities; up to \$87,617,000, plus any COLA, shall be available for regionalized program specialist services; and up to \$2,573,000, plus any COLA, shall be available for small special education local plan areas (SELPAs) pursuant to Section 56836.24 of the Education Code.

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5. Of the funds appropriated in Schedule (1), up to \$3,000,000 is provided for extraordinary costs associated with single placements in nonpublic, nonsectarian schools, pursuant to Section 56836.21 of the Education Code. Pursuant to legislation, these funds shall also provide reimbursement for costs associated with pupils residing in licensed children's institutes.	
6. Of the funds appropriated in Schedule (1), up to \$205,213,000, plus any cost-of-living adjustment (COLA), is available to fund the costs of children placed in licensed children's institutions who attend nonpublic schools based on the funding formula authorized in Chapter 914 of the Statutes of 2004.	
7. Funds available for infant units shall be allocated with the following average number of pupils per unit:	
(a) For special classes and centers—16.	
(b) For resource specialist programs—24.	
(c) For designated instructional services—16.	
8. Notwithstanding any other provision of law, early education programs for infants and toddlers shall be offered for 200 days. Funds appropriated in Schedule (2) shall be allocated by the State Department of Education for the 2008–09 fiscal year to those programs receiving allocations for instructional units pursuant to Section 56432 of the Education Code for the Early Education Program for Individuals with Exceptional Needs operated pursuant to Chapter 4.4 (commencing with Section 56425) of Part 30 of Division 4 of Title 2 of the Education Code, based on computing 200-day entitlements. Notwithstanding any other provision of law, funds in Schedule (2) shall be used only for the purposes specified in Provisions 10 and 11.	
9. Notwithstanding any other provision of law, state funds appropriated in Schedule (2) in excess of the amount necessary to fund the deficiated entitlements pursuant to Section 56432 of the Education Code and Provision 10 shall be available for allocation by the State Department of Education to local educational agencies for the operation of programs serving solely low-incidence infants and toddlers pursuant to Title 14 (commencing with Section 95000) of the Government Code.	

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- These funds shall be allocated to each local educational agency for each solely low-incidence child through age two in excess of the number of solely low-incidence children through age two served by the local educational agency during the 1992-93 fiscal year and reported on the April 1993 pupil count. These funds shall only be allocated if the amount of reimbursement received from the State Department of Developmental Services is insufficient to fully fund the costs of operating the Early Intervention Program, as authorized by Title 14 (commencing with Section 95000) of the Government Code.
10. The State Department of Education, through coordination with the special education local plan areas, shall ensure local interagency coordination and collaboration in the provision of early intervention services, including local training activities, child-find activities, public awareness, and the family resource center activities.
 11. Funds appropriated in this item, unless otherwise specified, are available for the sole purpose of funding 2008-09 special education program costs and shall not be used to fund any prior year adjustments, claims, or costs.
 12. Of the amount provided in Schedule (1), up to \$188,000, plus any cost-of-living adjustment, shall be available to fully fund the declining enrollment of necessary small special education local plan areas pursuant to Chapter 551 of the Statutes of 2001.
 13. Pursuant to Section 56427 of the Education Code, of the funds appropriated in Schedule (1) of this item, up to \$2,324,000 may be used to provide funding for infant programs, and may be used for those programs that do not qualify for funding pursuant to Section 56432 of the Education Code.
 14. Of the funds appropriated in Schedule (1), up to \$29,478,000 shall be allocated to local educational agencies for the purposes of Project Workability I.
 15. Of the funds appropriated in Schedule (1), up to \$1,700,000 shall be used to provide specialized services to pupils with low-incidence disabilities, as defined in Section 56026.5 of the Education Code.

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16. Of the funds appropriated in Schedule (1), up to \$1,117,000 shall be used for a personnel development program. This program shall include state-sponsored staff development for special education personnel to have the necessary content knowledge and skills to serve children with disabilities. This funding may include training and services targeting special education teachers and related service personnel that teach core academic or multiple subjects to meet the applicable special education requirements of the Individuals with Disabilities Education Improvement Act of 2004 (20 U.S.C. Sec. 1400 et seq.).	
17. Of the funds appropriated in Schedule (1), up to \$200,000 shall be used for research and training in cross-cultural assessments.	
18. Of the amount specified in Schedule (1), up to \$31,000,000 shall be used to provide mental health services required by an individual education plan pursuant to the federal Individuals with Disabilities Education Improvement Act of 2004 (20 U.S.C. Sec. 1400 et seq.) and pursuant to Chapter 493 of the Statutes of 2004.	
19. Of the amount provided in Schedule (1), \$0 is provided for cost-of-living adjustments.	
20. Of the amount provided in Schedule (2), \$0 is provided for cost-of-living adjustments.	
21. Of the amount appropriated in this item, up to \$1,480,000 is available for the state's share of costs in the settlement of Emma C. v. Delaine Eastin, et al. (N.D. Cal. No. C96-4179TEH). The State Department of Education shall report by January 1, 2009, to the fiscal committees of both houses of the Legislature, the Department of Finance, and the Legislative Analyst's Office on the planned use of the additional special education funds provided to the Ravenswood Elementary School District pursuant to this settlement. The report shall also provide the State Department of Education's best estimate of when this supplemental funding will no longer be required by the court. The State Department of Education shall comply with the requirements of Section 948 of the Government Code in any further request for funds to satisfy this settlement.	
22. Of the funds appropriated in this item, up to \$2,500,000 shall be allocated directly to special	

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- education local plan areas for a personnel development program that meets the highly qualified teacher requirements and ensures that all personnel necessary to carry out this part are appropriately and adequately prepared, subject to the requirements of paragraph (14) of subdivision (a) of Section 612 of the federal Individuals with Disabilities Education Improvement Act of 2004 (20 U.S.C. Sec. 1400 et seq.), and Section 2122 of the federal Elementary and Secondary Education Act of 1965 (20 U.S.C. Sec. 6301 et seq.). The local in-service programs shall include a parent training component and may include a staff training component, and may include a special education teacher component for special education service personnel and paraprofessionals, consistent with state certification and licensing requirements. Use of these funds shall be described in the local plans. These funds may be used to provide training in alternative dispute resolution and the local mediation of disputes. All programs are to include evaluation components.
23. Notwithstanding any other provision of law, state funds appropriated in Schedule (1) in excess of the amount necessary to fund the defined entitlement shall be to fulfill other shortages in entitlements budgeted in this schedule by the State Department of Education, upon Department of Finance approval, to any program funded under Schedule (1).
 24. The funds appropriated in this item reflect a reduction to the base funding of 0.52 percent for a statewide decline in average daily attendance.
 25. Of the funds appropriated in Schedule (1), the amount resulting from increases in federal funds reflected in the calculation performed in paragraph (1) of subdivision (c) of Section 56836.08 of the Education Code shall be allocated based on an equal amount per average daily attendance and added to each special education local plan area's base funding, consistent with paragraphs (1) to (4), inclusive, of subdivision (b) of Section 56836.158 of the Education Code. This amount may be up to ~~\$19,000,000~~ \$15,800,000 less adjustments for state operations and preschool. When the final amount is determined, the State

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Department of Education shall provide this information to the Department of Finance and the budget committees of each house of the Legislature.

6110-161-0890—For local assistance, Department of Education, payable from the Federal Trust Fund, Program 10.60-Special Education Programs for Exceptional Children..... 1,174,139,000

Schedule:

- (1) 10.60.050.012-Local Agency Entitlements, IDEA Special Education.....995,330,000
- (2) 10.60.050.013-State Agency Entitlements, IDEA Special Education..... 1,821,000
- (3) 10.60.050.015-IDEA, Local Entitlements, Preschool Program 63,437,000
- (4) 10.60.050.021-IDEA, State Level Activities..... 70,720,000
- (5) 10.60.050.030-P.L. 99-457, Preschool Grant Program 37,841,000
- (6) 10.60.050.031-IDEA, State Improvement Grant, Special Education..... 2,196,000
- (7) 10.60.050.032-IDEA, Family Empowerment Centers 2,794,000

Provisions:

1. If the funds for Part B of the federal Individuals with Disabilities Education Act (20 U.S.C. Sec. 1400 et seq.) (IDEA) that are actually received by the state exceed \$1,165,973,000, at least 95 percent of the funds received in excess of that amount shall be allocated for local entitlements and to state agencies with approved local plans. Up to 5 percent of the amount received in excess of \$1,165,973,000 may be used for state administrative expenses upon approval of the Department of Finance. If the funds for Part B of the IDEA that are actually received by the state are less than \$1,165,973,000, the reduction shall be taken in other state-level activities.
2. The funds appropriated in Schedule (2) shall be distributed to state-operated programs serving disabled children from 3 to 21 years of age, inclusive. In accordance with federal law, the funds appropriated in Schedules (1) and (2) shall be distributed to local and state agencies on the basis of

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the federal Individuals with Disabilities Education Act (20 U.S.C. Sec. 1400 et seq.) permanent formula.	
4. Of the funds appropriated in Schedule (4) up to \$300,000 shall be used to develop and test procedures, materials, and training for alternative dispute resolution in special education.	
5. Of the funds appropriated by Schedule (5) for the Preschool Grant Program, \$1,228,000 shall be used for in-service training and shall include a parent training component and may, in addition, include a staff training program. These funds may be used to provide training in alternative dispute resolution and the local mediation of disputes. This program shall include state-sponsored and local components.	
6. Of the funds appropriated in this item, \$1,420,000 is available for local assistance grants for the Quality Assurance and Focused Monitoring Pilot Program to monitor local educational agency compliance with state and federal laws and regulations governing special education. This funding level is to be used to continue the facilitated reviews and, to the extent consistent with the key performance indicators developed by the State Department of Education, these activities focus on local educational agencies identified by the United States Department of Education's Office of Special Education Programs.	
7. The funds appropriated in Schedule (7) shall be used for the purposes of Family Empowerment Centers on Disability pursuant to Chapter 690 of the Statutes of 2001.	
8. Notwithstanding the notification requirements listed in subdivision (d) of Section 26.00, the Department of Finance is authorized to approve intraschedule transfers of funds within this item submitted by the State Department of Education for the purposes of ensuring that special education funding provided in this item is appropriated in accordance with the statutory funding formula required by the federal Individuals with Disabilities Education Act (20 U.S.C. Sec. 1400 et seq.) and the special education funding formula required pursuant to Chapter 7.2 (commencing with Section 56836) of Part 30 of Division 4 of Title 2 of the Education Code, without waiting 30 days, but	

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shall provide a notice to the Legislature each time a transfer occurs.

9. Of the funds appropriated in Schedule (4) \$69,000,000 shall be used exclusively to support mental health services that are provided during the 2008-09 fiscal year by county mental health agencies pursuant to Chapter 26.5 (commencing with Section 7570) of Division 7 of Title 1 of the Government Code and that are included within an individualized education program pursuant to the federal Individuals with Disabilities Education Act (20 U.S.C. Sec. 1400 et seq.). Each county office of education receiving these funds shall contract, on behalf of special education local planning areas in its county, with the county mental health agency to provide specified mental health services. This funding shall be considered offsetting revenues within the meaning of subdivision (e) of Section 17556 of the Government Code for any reimbursable mandated cost claim for provision of the mental health services provided in the 2008-09 fiscal year. Amounts allocated to each county office of education shall reflect the share of the \$69,000,000 in federal special education funds provided to that county in the 2004-05 fiscal year for mental health services provided pursuant to Chapter 26.5 (commencing with Section 7570) of Division 7 of Title 1 of the Government Code.

10. Of the funds appropriated in Schedule (6), \$2,196,000 is provided on a one-time basis for science-based professional development as part of the State Personnel Development grant.

6110-166-0001.—For local assistance, Department of Education (Proposition 98), for transfer to Section A of the State School Fund for purposes of Article 5 (commencing with Section 54690) of Chapter 9 of Part 29 of Division 4 of Title 2 of the Education Code, Partnership Academies Program 23,490,000

Schedule:

- (1) 10.70.070.001-California Partnership Academies 23,490,000
- (2) 10.70.070.002-“Green” California Partnership Academies 3,000,000
- (3) Reimbursements -3,000,000

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Provisions:

- 1. If there are any funds in this item that are not allocated for planning or operational grants, the State Department of Education may allocate those remaining funds as one-time grants to state-funded partnership academies to be used for one-time purposes.
- 2. The State Department of Education shall not authorize new partnership academies without the approval of the Department of Finance and 30-day notification to the Joint Legislative Budget Committee.
- 3. Notwithstanding Provisions 1 and 2, the funds appropriated in Schedule (2) shall be available consistent with Article 5 (commencing with Section 54690) of Chapter 9 of Part 29 of Division 4 of Title 2 of the Education Code and pursuant to legislation enacted in the 2007--08 Regular Session.

6110-166-0890—For local assistance, Department of Education, Program 10.70-Vocational Education, payable from the Federal Trust Fund..... 138,162,000

Provisions:

- 1. The funds appropriated in this item include federal Carl D. Perkins Career and Technical Education Act of 2006 funds for the current fiscal year to be transferred to the community colleges by means of interagency agreements for the purpose of funding career technical education programs in community colleges.
- 2. The State Board of Education and the Board of Governors of the California Community Colleges shall target funds appropriated by this item to provide services to persons participating in welfare-to-work activities under the CalWORKs program.
- 3. The Superintendent of Public Instruction shall report, not later than February 1 of each year, to the Joint Legislative Budget Committee and the Director of Finance, describing the amount of carryover funds from this item, reasons for the carryover, and plans to reduce the amount of carryover.
- 4. The funds appropriated in this item include a one-time carryover of \$9,349,000 that is available during the 2008-09 academic year for the support of additional career technical education institutional activities. The first funding priority shall be to

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support curriculum development and articulation of K-12 technical preparation programs with local community college economic development and career technical education programs to increase the participation of K-12 pupils in sequenced, industry-driven coursework that leads to meaningful employment in today's high-tech, high-demand, and emerging technology areas of industry employment.

*6110-167-0001—For local assistance, Department of Education (Proposition 98), for transfer to Section A of the State School Fund, Program 10.70-Agricultural Career Technical Education Incentive Program established pursuant to Article 7.5 (commencing with Section 52460) of Chapter 9 of Part 28 of Division 4 of Title 2 of the Education Code.....

5,174,000

Provisions:

1. As a condition of receiving funds appropriated in this item, a school district shall certify to the Superintendent of Public Instruction both of the following:
 - (a) Agricultural Career Technical Education Incentive Program funds shall be expended for the items identified in its application, except that, in items of expenditure classification 4000, only the total cost of expenses shall be required and itemization shall not be required.
 - (b) The school district shall provide at least 50 percent of the cost of the items and costs from expenditure classification 4000, as identified in its application, from other funding sources. This provision does not limit the authority of the Superintendent of Public Instruction to waive the local matching requirement established by subdivision (b) of Section 52461.5 of the Education Code.
2. The funds appropriated in this item reflect a reduction to the base funding of 0.52 percent for a statewide decline in average daily attendance.
3. Of the amount appropriated in this item, \$0 is provided for a cost-of-living adjustment.

6110-170-0001—For local assistance, Department of Education, Program 20-Career Technical Education, pursuant to Section 88532 of the Education Code...

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Schedule:	
(1) Career Technical Education	15,703,000
(2) Reimbursements	-15,703,000
Provisions:	
1. Funding in this item shall be provided through a transfer from Schedule (21) of Item 6870-101-0001, pursuant to an interagency agreement between the Office of the Chancellor of the California Community Colleges and the State Department of Education.	
6110-180-0890---For local assistance, Department of Education, Program 20.10.025-Educational Technology, payable from the Federal Trust Fund	31,265,000
Provisions:	
1. Of the funds appropriated in this item, \$15,322,000 is for allocation to school districts that are awarded formula grants pursuant to the federal Enhancing Education Through Technology Grant Program. This allocation includes \$814,000 in one-time carryover funds.	
2. Of the funds appropriated in this item, \$14,880,000 is available for competitive grants pursuant to Chapter 8.9 (commencing with Section 52295.10) of Part 28 of Division 4 of Title 2 of the Education Code and the requirements of the federal Enhancing Education Through Technology Grant Program—including the eligibility criteria established in federal law to target local educational agencies with high numbers or percentages of children from families with incomes below the poverty line and one or more schools either qualifying for federal school improvement or demonstrating substantial technology needs. This allocation includes \$372,000 in one-time carryover funds.	
3. Of the funds appropriated in this item, \$1,062,000 is available for the California Technology Assistance Project to provide federally required technical assistance and to help districts apply for and take full advantage of the federal Enhancing Education Through Technology grants. This allocation includes \$601,000 in one-time carryover funds.	

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*6110-181-0001—For local assistance, Department of Education (Proposition 98), for transfer to Section A of the State School Fund, Program 20.10.025-Educational Technology, programs funded pursuant to Article 15 (commencing with Section 51870) of Chapter 5 of Part 28 of Division 4 and Chapter 3.34 (commencing with Section 44730) of Part 25 of Division 3 of Title 2 of the Education Code.....	17,611,000
Provisions:	
1. Of the funds appropriated in this item, \$0 is for the purpose of a cost-of-living adjustment.	
2. The funds appropriated in this item reflect a reduction to the base funding of 0.52 percent for a statewide decline in average daily attendance.	
3. As a part of the support system authorized by paragraph (5) of subdivision (a) of Section 51871 of the Education Code, the California Technology Assistance Project regional consortia shall assist school districts in using pupil achievement data to inform instruction and improve pupil learning. The regional consortia shall also support the identification and dissemination of best practices in the area of data-driven instructional improvement.	
6110-181-0140—For local assistance, Department of Education, Program 20.10-Instructional Support, payable from the California Environmental License Plate Fund.....	360,000
Schedule:	
(1) 20.10.055-Environmental Education.....	548,000
(2) Reimbursements.....	-188,000
6110-182-0001—For local assistance, Department of Education (Proposition 98), Program 20.20.030-K-12 High-Speed Network.....	10,404,000
Provisions:	
1. Expenditure authority of no greater than \$15,600,000 is provided for the K-12 High-Speed Network.	
(a) Of the amount authorized for expenditure in this provision, \$1,300,000 of unexpended cash reserves from the following appropriations are available to continue management and operation of the network during the 2008-09 fiscal year: Item 6440-001-0001, Schedule (a), Provision 44 of Chapter 52, Statutes of 2000; Item 6440-001-0001,	

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Schedule (1), Provision 24 of Chapter 106, Statutes of 2001; Item 6440-001-0001, Schedule (1), Provision 24 of Chapter 379, Statutes of 2002; Item 6440-001-0001, Schedule (1), Provision 22 of Chapter 157, Statutes of 2003; and Item 6110-182-0001, Chapter 208, Statutes of 2004.

(b) Of the amount authorized for expenditure in this provision, \$4,600,000 shall be funded by E-rate and California Teleconnect Fund monies. The lead educational agency or the Corporation for Education Network Initiatives in California (CENIC), or both, shall submit quarterly reports to the Department of Finance and the Legislature on funds received from E-rate and the California Teleconnect Fund.

(c) For the 2008–09 fiscal year, all major subcontracts of the K–12 High-Speed Network program shall be excluded from both the eligible program costs on which indirect costs are charged and from the calculation of the indirect cost rate based on that year’s data. For purposes of this provision, a major subcontract is defined as a subcontract for services in an amount in excess of \$25,000.

6110-183-0890—For local assistance, Department of Education, Program 20.10.045-Safe and Drug Free Schools and Communities Act (Part A of Title IV of P.L. 107-110), payable from the Federal Trust Fund Provisions: 28,531,000

1. Local educational agencies shall give priority in the expenditure of the funds appropriated in this item to create comprehensive drug and violence prevention programs that promote school safety, reduce the use of drugs, and create learning environments that are free of alcohol and guns and that support academic achievement for all pupils. In addition to preventing drug and alcohol use, prevention programs will respond to the crisis of violence in our schools by addressing the need to prevent serious crime, violence, and discipline problems. The Superintendent of Public Instruction shall (a) notify local educational agencies of this policy and (b) incorporate the policy into the State Department of Education’s compliance review procedures.

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<p>2. Of the funds appropriated in this item, \$1,600,000 is provided in one-time carryover funds to support the existing program.</p>	
<p>6110-188-0001—For local assistance, Department of Education (Proposition 98), Program 10.10-School Apportionments Deferred Maintenance, for transfer to the State School Deferred Maintenance Fund</p>	277,382,000
<p>Provisions:</p> <p>1. The funds appropriated in this item shall be transferred to the State School Deferred Maintenance Fund and are available for funding applications received by the Department of General Services, Office of Public School Construction for the purpose of payments to school districts for deferred maintenance projects pursuant to Section 17584 of the Education Code.</p>	
<p>*6110-189-0001—For local assistance, Department of Education (Proposition 98), Program 20.20.020.005-Instructional Support, for transfer to State Instructional Materials Fund pursuant to Article 3 (commencing with Section 60240) of Chapter 2 of Part 33 of Division 4 of Title 2 of the Education Code (Instructional Materials Block Grant).....</p>	417,591,000
<p>Provisions:</p> <p>1. The funds in this item shall be allocated to school districts to purchase standards-aligned instructional materials.</p> <p>2. Of the funds appropriated in this item, \$0 is provided for the purpose of a cost-of-living adjustment.</p> <p>3. The funds appropriated in this item reflect a reduction to the base funding of 0.52 percent for a statewide decline in average daily attendance.</p>	
<p>*6110-190-0001—For local assistance, Department of Education (Proposition 98), for transfer to Section A of the State School Fund, Program 10.10.021-School Apportionments, Community Day Schools established pursuant to Article 3 (commencing with Section 48660) of Chapter 4 of Part 27 of Division 4 of Title 2 of the Education Code</p>	47,248,000
<p>Provisions:</p> <p>1. Funds appropriated in this item shall not be available for the purposes of Section 41972 of the Education Code.</p> <p>2. Of the funds appropriated in this item, \$0 is for the purpose of providing a cost-of-living adjustment.</p>	

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3. An additional \$4,751,000 in expenditures for this item has been deferred until the 2009-10 fiscal year.	
*6110-193-0001—For local assistance, State Department of Education (Proposition 98), for transfer to Section A of the State School Fund, Program 20.60-Staff Development	32,484,000
Schedule:	
(1) 20.60.070-Instructional Support: Bilingual Teacher Training Assistance Program.....	2,138,000
(2) 20.60.060-Instructional Support: Teacher Peer Review.....	29,944,000
(3) 20.60.110-Instructional Support: Improving School Effectiveness- Reader Services for Blind Teachers	402,000
Provisions:	
1. Notwithstanding any other provision of law, the amount appropriated in Schedule (1) shall be the maximum amount allocated for the purposes of the Bilingual Teacher Training Assistance Program established by Article 4 (commencing with Section 52180) of Chapter 7 of Part 28 of Division 4 of Title 2 of the Education Code.	
2. Of the funds appropriated in Schedule (1), \$0 is for the purpose of providing a cost-of-living adjustment.	
3. The funds appropriated in Schedule (2) shall be allocated in accordance with Article 4.5 (commencing with Section 44500) of Chapter 3 of Part 25 of Division 3 of Title 2 of the Education Code. If the funds are insufficient to fully fund growth in this program, the State Department of Education may adjust the per-participant rate to conform to available funds. Funds appropriated in Schedule (2) include \$0 for the purpose of providing a cost-of-living adjustment.	
4. Notwithstanding any other provision of law, the amount appropriated in Schedule (3) shall be the maximum amount allocated for the purposes of the Reader Services for Blind Teachers Program, for transfer to the Reader Employment Fund established by Section 45371 of the Education Code for the purposes of Section 44925 of the Education Code.	

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5. Of the funds appropriated in Schedule (3), \$0 is for the purpose of providing a cost-of-living adjustment.	
6. The funds appropriated in this item reflect a reduction to the base funding of 0.52 percent for a statewide decline in average daily attendance.	
6110-193-0890—For local assistance, Department of Education, Program 20.60-Instructional Support, Part B of Title II of the Elementary and Secondary Education Act (Mathematics and Science Partnership Grants) payable from the Federal Trust Fund..	22,804,000
Provisions:	
1. Of the funds appropriated in this item, \$1,500,000 is provided in one-time carryover funds to support the California Mathematics and Science Partnership Program.	
6110-195-0001—For local assistance, Department of Education (Proposition 98), Program 20.60.140-Staff Development: Teacher Improvement, Teacher Incentives National Board Certification	6,000,000
Provisions:	
1. The funds appropriated in this item shall be for the purpose of providing incentive grants to teachers with certification by the National Board for Professional Teaching Standards that are teaching in low-performing schools pursuant to Article 13 (commencing with Section 44395) of Chapter 2 of Part 25 of Division 3 of Title 2 of the Education Code.	
6110-195-0890—For local assistance, Department of Education, Program 20.60-Instructional Support, Part A of Title II of the Elementary and Secondary Education Act (Teacher and Principal Training and Recruiting Fund), payable from the Federal Trust Fund	326,018,000
Schedule:	
(1) 20.60.280-Improving Teacher Quality Local Grants.....	314,514,000
(2) 20.60.270-Administrator Training Program.....	1,654,000
(3) 20.60.190.300-California Subject Matter Projects	9,850,000
Provisions:	
1. The funds appropriated in Schedule (2) shall be for the Administrator Training Program authorized pursuant to Article 4.6 (commencing with	

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- Section 44510) of Chapter 3 of Part 25 of Division 3 of Title 2 of the Education Code.
 - 2. The funds appropriated in Schedule (3) shall be for transfer to the University of California, which shall use the funds for the Subject Matter Projects pursuant to Article 1 (commencing with Section 99200) of Chapter 5 of Part 65 of Division 14 of Title 3 of the Education Code.
 - 3. Of the funds appropriated in Schedule (3), \$5,500,000 is provided in one-time carryover for transfer to the University of California and shall be used for Subject Matter Projects. None of these funds shall be used for additional indirect administrative costs.
 - 4. Of the funds appropriated in Schedule (1), \$3,582,000 is provided in one-time carryover for Improving Teacher Quality Local Grants.
 - 5. Of the funds appropriated in Schedule (2), \$100,000 is provided in one-time carryover for the Administrator Training Program pursuant to Article 4.6 (commencing with Section 44510) of Chapter 3 of Part 25 of Division 3 of Title 2 of the Education Code.
- *6110-196-0001—For local assistance, Department of Education (Proposition 98), for transfer by the Controller to Section A of the State School Fund, for allocation by the Superintendent of Public Instruction to school districts, county offices of education, and other agencies for the purposes of Proposition 98 educational programs funded in this item, in lieu of the amount that otherwise would be appropriated pursuant to any other statute 1,772,364,000
- Schedule:
- (1) 30.10.010-Special Program, Child Development, Preschool Education..... 441,854,000
 - (1.5) 30.10.020-Child Care Services.1,857,104,000
 - (a) 30.10.020.001-Special Program, Child Development, General Child Development Programs .. 804,649,000

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(c) 30.10.020.004- Special Program, Child Develop- ment, Migrant Day Care.....	40,570,000
(d) 30.10.020.007- Special Pro- gram, Child De- velopment, Alternative Pay- ment Program ...	257,037,000
(e) 30.10.020.011- Special Program, Child Develop- ment, Alternative Payment Pro- gram—Stage 2 ...	369,960,000
(f) 30.10.020.012- Special Program, Child Develop- ment, Alternative Payment Pro- gram—Stage 3 Setaside.....	245,204,000
(g) 30.10.020.008- Special Program, Child Develop- ment, Resource and Referral	19,438,000
(i) 30.10.020.015- Special Program, Child Develop- ment, Extended Day Care.....	35,890,000
(j) 30.10.020.096- Special Program, Child Develop- ment, Allowance for Handicapped...	1,997,000
(k) 30.10.020.106- Special Program, Child Develop- ment, California Child Care Initia- tive	250,000

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(l) 30.10.020.901- Special Program, Child Development, Quality Improvement.....	67,572,000
(m) 30.10.020.911- Special Program, Child Development, Centralized Eligibility List....	7,900,000
(n) 30.10.020.920- Special Program, Child Development, Local Planning Councils.....	6,637,000
(3) 30.10.020.908-Special Program, Child Development, Cost-of-Living Adjustments.....	0
(4) 30.10.020.909-Special Program, Child Development, Growth Adjustments.....	10,917,000
(5) Amount payable from the Federal Trust Fund (Item 6110-196- 0890).....	-537,511,000

Provisions:

1. Notwithstanding Section 8278 of the Education Code, funds available for expenditure pursuant to that section shall be expended in the current fiscal year pursuant to the following schedule:
 - (a) \$4,000,000 or whatever lesser or greater amount is necessary for accounts payable pursuant to paragraph (1) of subdivision (b) of Section 8278 of the Education Code.
 - (b) \$22,963,000 shall be available for CalWORKS Stage 3 child care.
 - (c) The Controller shall establish an account entitled "Section 8278 Expenditures in 2007" in Item 6110-196-0001, Program 30.10.060. Any unexpended General Fund balances as of June 30, 2008, or subsequent abatements, from those amounts listed in Schedules (1), (1.5)(a), (1.5)(c), (1.5)(d), (1.5)(g), (1.5)(i), (1.5)(j), (1.5)(k), (1.5)(l), and (1.5)(u), that are available pursuant to Section 8278 of the Education Code, shall be transferred to the account for the purpose of making expenditures

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	pursuant to that section and as specified in this provision.
2. (a)	Notwithstanding any other provision of law, alternative payment child care programs shall be subject to the rate ceilings established in the Regional Market Rate Survey of California child care and development providers for provider payments. When approved pursuant to Section 8447 of the Education Code, any changes to the market rate limits, adjustment factors or regions shall be utilized by the State Department of Education and the State Department of Social Services in various programs under the jurisdiction of either department.
(b)	Notwithstanding any other provision of law, the funds appropriated in this item for the cost of licensed child care services provided through alternative payment or voucher programs including those provided under Article 3 (commencing with Section 8220) and Article 15.5 (commencing with Section 8350) of Chapter 2 of Part 6 of Division 1 of Title 1 of the Education Code shall be used only to reimburse child care costs up to the 85th percentile of the rates charged by providers offering the same type of child care for the same age child in that region effective March 1, 2009, based on the 2007 Regional Market Rate Survey data. The State Department of Education shall cause to be developed rate limits at the 85th percentile, based on the 2007 survey data, and submit for approval in accordance with law to the Department of Finance no later than October 1, 2008, to enable the rate limits to be reviewed and then implemented by March 1, 2009. The State Department of Education may redirect funding from funds normally reserved for new surveys to achieve this goal, as necessary.
3.	Of the amount appropriated in Schedule (1), \$50,000,000 is available for Prekindergarten and Family Literacy preschool programs pursuant to Chapter 211 of the Statutes of 2006. Of the amount appropriated in Schedule (1), \$5,000,000 is available for the provision of wraparound care to children enrolled in state preschool programs.

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- The Superintendent of Public Instruction shall assign priority for these funds to children enrolled in prekindergarten and family literacy programs authorized by Section 8238.4 of the Education Code.
4. Funds in Schedule (1.5)(I) shall be reserved for activities to improve the quality and availability of child care, pursuant to the following:
 - (a) \$2,014,056 is for the schoolage care and resource and referral earmark.
 - (b) \$11,359,176 is for the infant and toddler earmark and shall be used for increasing the supply of quality child care for infants and toddlers.
 - (c) \$7,237,000 in one-time federal funding is available for use in the 2008–09 fiscal year. Of that amount, \$200,000 shall be used for Trustline registration workload (Chapter 3.35 (commencing with Section 1596.60) of Division 2 of the Health and Safety Code). The remaining funds shall be used for child care and development quality expenditures identified by the State Department of Education (SDE) and approved by the Department of Finance.
 - (d) From the remaining funds in Schedule (1.5)(I), the following amounts shall be allocated for the following purposes: \$4,000,000 to train former CalWORKs recipients as child care teachers, \$2,700,000 for contracting with the State Department of Social Services (DSS) for increased inspections of child care facilities, \$1,000,000 for Trustline registration workload (Chapter 3.35 (commencing with Section 1596.60) of Division 2 of the Health and Safety Code), \$500,000 for health and safety training for licensed and exempt child care providers, \$300,000 for the Health Hotline, and \$300,000 to implement a technical assistance program to child care providers in accessing financing for renovation, expansion, or construction of child care facilities.
 - (e) ~~When developing the 2008–09 expenditure plan for proposed state and local activities to improve child care, the SDE shall follow these three principles: (1) preserve funding for activities that provide direct services and supports to families; (2) preserve funding for~~

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<p>activities that provide direct services and supports to child care providers and teachers; and (3) comply with federal mandates, including quality earmarks and set-asides.</p>	
<p>5. Of the amount appropriated in Schedule (1.5)(f), \$15,000,000 shall be for child care worker recruitment and retention programs pursuant to Section 8279.7 of the Education Code, and \$320,000 shall be for the Child Development Training Consortium.</p>	
<p>6. (a) The State Department of Education (SDE) shall conduct monthly analyses of CalWORKS Stage 2 and Stage 3 caseloads and expenditures and adjust agency contract maximum reimbursement amounts and allocations as necessary to ensure funds are distributed proportionally to need. The SDE shall share monthly caseload analyses with the State Department of Social Services (DSS).</p>	
<p>(b) The SDE shall provide quarterly information regarding the sufficiency of funding for Stage 2 and Stage 3 to DSS. The SDE shall provide caseloads, expenditures, allocations, unit costs, family fees, and other key variables and assumptions used in determining the sufficiency of state allocations. Detailed backup by month and on a county-by-county basis shall be provided to the DSS at least on a quarterly basis for comparisons with Stage 1 trends.</p>	
<p>(d) By September 30 and March 30 of each year, the SDE shall ensure that detailed caseload and expenditure data, through the most recent period for Stage 2 and Stage 3 Setaside along with all relevant assumptions, is provided to DSS to facilitate budget development. The detailed data provided shall include actual and projected monthly caseload from Stage 2 scheduled to time off of their transitional child care benefit from the last actual month reported by agencies through the next two fiscal years as well as local attrition experience. DSS shall utilize data provided by the SDE, including key variables from the prior fiscal year and the first two months of the current fiscal year, to provide coordinated estimates</p>	

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- in November of each year for each of the three stages of care for preparation of the Governor's Budget, and shall utilize data from at least the first two quarters of the current fiscal year, and any additional monthly data as they become available for preparation of the May Revision. The DSS shall share its assumptions and methodology with the SDE in the preparation of the Governor's Budget.
- (e) The SDE shall coordinate with the DSS to identify annual general subsidized child care program expenditures for Temporary Assistance for Needy Families-eligible children. The SDE shall modify existing reporting forms as necessary to capture this data.
 - (f) The SDE shall provide to the DSS, upon request, access to the information and data elements necessary to comply with federal reporting requirements and any other information deemed necessary to improve estimation of child care budgeting needs.
7. Notwithstanding any other provision of law, the funds in Schedule (1.5)(f) are reserved exclusively for continuing child care for the following:
- (a) former CalWORKs families who are working, have left cash aid, and have exhausted their two-year eligibility for transitional services in either Stage 1 or 2 pursuant to subdivision (c) of Section 8351 or Section 8353 of the Education Code, respectively, but still meet eligibility requirements for receipt of subsidized child care services, and
 - (b) families who received lump-sum diversion payments or diversion services under Section 11266.5 of the Welfare and Institutions Code and have spent two years in Stage 2 off of cash aid, but still meet eligibility requirements for receipt of subsidized child care services.
8. Nonfederal funds appropriated in this item which have been budgeted to meet the state's Temporary Assistance for Needy Families maintenance-of-effort requirement established pursuant to the federal Personal Responsibility and Work Opportunity Reconciliation Act of 1996 (P.L. 104-193) may not be expended in any way that would cause their disqualification as a federally allowable maintenance-of-effort expenditure.

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9. (a) Notwithstanding any other provision of law, the income eligibility limits pursuant to Section 8263.1 of the Education Code that were applicable to the 2007–08 fiscal year shall remain in effect for the 2008–09 fiscal year.	
(b) Notwithstanding any other provision of law, the State Department of Education (SDE) shall update the 2006–07 family fee schedule by family size for use in the 2008–09 fiscal year based on the state median income at the level at which it has been determined for the 2007–08 fiscal year for a family of four, in accordance with law. The SDE shall ensure fees are not charged to families with incomes lower than 40 percent of state median income.	
10. Of the amounts provided in this item, \$0 is available to provide a cost-of-living adjustment for Schedules (1), (1.5)(a), (1.5)(c), (1.5)(d), (1.5)(g), (1.5)(i), (1.5)(j), and (1.5)(n). The maximum standard reimbursement rate shall not exceed \$34.38 per day for general child care programs and \$21.22 per day for state preschool programs. Furthermore, the migrant child care and Cal-SAFE child care programs shall adhere to the maximum standard reimbursement rates as prescribed for the general child care programs. All other rates and adjustment factors shall be revised to conform.	
11. Of the amounts provided in this item, \$10,917,000 is available to provide a growth adjustment for Schedules (1), (1.5)(a), (1.5)(c), (1.5)(d), (1.5)(i), and (1.5)(j).	
12. (a) Notwithstanding any other provision of law, the funds in Schedule (1.5)(m) are appropriated exclusively for developing and maintaining a centralized eligibility list in each county pursuant to Section 8227 of the Education Code. By November 1 of each year, the State Department of Education shall provide a status report on implementing eligibility lists in each county, which shall include, but is not limited to, the cost of implementation and operation of the eligibility lists in each county, and number of children and families on the list for each county.	
13. Notwithstanding Section 8278.3 of the Education Code or any other provision of law, up to	

Item	Amount
<p>\$5,000,000 of the Child Care Facilities Revolving Fund balance may be allocated for use on a one-time basis for renovations and repairs to meet health and safety standards, to comply with the federal Americans with Disabilities Act of 1990 (42 U.S.C. Sec. 12101 et seq.), and to perform emergency repairs, that were the result of an unforeseen event and are necessary to maintain continued normal operation of the child care and development program. These funds shall be made available to school districts and contracting agencies that provide subsidized center-based services pursuant to the Child Care and Development Services Act (Chapter 2 (commencing with Section 8200) of Part 6 of Division 1 of Title 1 of the Education Code).</p>	
<p>14. It is the intent of the Legislature to fully fund the third stage of child care for former CalWORKS recipients.</p>	
<p>6110-196-0890—For local assistance, Department of Education, payable from the Federal Trust Fund.....</p>	537,511,000
<p>Provisions:</p>	
<p>1. Notwithstanding any other provision of law, the funds appropriated in this item, to the extent permissible under federal law, are subject to Section 8262 of the Education Code.</p>	
<p>2. Of the funds appropriated in this item, \$10,000,000 is from the transfer of funds, pursuant to Item 5180-402, from the federal Temporary Assistance for Needy Families (TANF) Block Grant administered by the State Department of Social Services to the federal Child Care and Development Block Grant for Stage 2 child care.</p>	
<p>4. Of the funds appropriated in this item, \$7,237,000 is available on a one-time basis for quality projects from federal Child Care and Development Block Grant funds appropriated prior to the 2008 federal fiscal year.</p>	
<p>6110-197-0890—For local assistance, Department of Education, payable from the Federal Trust Fund, 21st Century Community Learning Centers Program</p>	169,721,000
<p>Schedule:</p>	
<p>(1) 30.10.080-Special Program, Child Development, 21st Century Community Learning Centers Program</p>	169,721,000

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Provisions:

1. The State Department of Education shall provide an annual report to the Legislature and Department of Finance by November 1 of each year that identifies by cohort for the previous fiscal year each high school program funded, the amount of the annual grant and actual funds expended, the numbers of pupils served and planned to be served, and the average cost per pupil per day. If the average cost per pupil per day exceeds \$10 per day, the department shall provide specific reasons why the costs are justified and cannot be reduced. In calculating cost per pupil per day, the department shall not count attendance unless the pupil is under the direct supervision of after school program staff funded through the grant. Additionally, the department shall calculate cost per day on the basis of the equivalent of a three-hour day for 180 days per school year. The department shall also identify for each program, as applicable, if the attendance of pupils is restricted to any particular subgroup of pupils at the school in which the program is located. If such restrictions exist, the department shall provide an explanation of the circumstances and necessity therefor.
2. Of the funding provided in this item, \$40,350,000 is available on a one-time basis as a carryover from prior years.

*6110-198-0001—For local assistance, Department of Education (Proposition 98), for transfer by the Controller to Section A of the State School Fund, for allocation to school districts and county offices of education, in lieu of the amount that otherwise would be appropriated pursuant to statute.....

58,091,000

Schedule:

- (1) 20.60.220-Cal-SAFE Academic and Supportive Services..... 19,863,550
- (2) 20.60.221-All Services for Non-converting Pregnant Minors Programs 13,369,750
- (3) 30.10.020-Cal-SAFE Child Care.... 24,857,700

Provisions:

2. The amounts appropriated in Schedules (1), (2), and (3) are based on estimates of the amounts required by existing programs for operation of Cal-SAFE programs in the current year. By October

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- 31 of each year, the State Department of Education (SDE) shall submit to the Department of Finance (SDF) current expenditure data for both the prior fiscal year and the current year showing each agency's allocation and supporting detail including average daily attendance and child care attendance and enrollment data. The SDE shall also provide estimates of average daily attendance and child care to be provided in the budget year.
3. Funds appropriated in Schedule (2) are available to provide funding for all child care, as well as both academic and supportive services for programs choosing to retain their Pregnant Minors Program revenue limit. Notwithstanding any other provision of law, the State Department of Education shall compute allocations to these agencies using the respective agencies' 1998-99 Pregnant Minors Program revenue limits. Further, notwithstanding any other provision of law, programs which choose to retain their Pregnant Minors Program revenue limit rather than convert to the Cal-SAFF revenue limit must provide child care within the revenue limit funding for children of pupils comprising base year average daily attendance.
 4. Of the funds appropriated in this item, \$1,230,000 is for the purpose of providing a cost-of-living adjustment.
 5. The funds appropriated in this item reflect a reduction to the base funding of 0.52 percent for a statewide decline in average daily attendance.
 6. Notwithstanding Section 26.00, the State Department of Education may transfer expenditure authority between Schedule (1) Cal-SAFE Academic and Supportive Services and Schedule (2) All Services for Nonconverting Pregnant Minors Programs, to accurately reflect expenditures in these programs, upon approval of the Department of Finance and notification of the Legislature.
 7. In the event that funding in this item is insufficient to serve all eligible pupils, the State Department of Education shall prorate the amounts in Schedules (1) and (2).

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6110-201-0001—For local assistance, Department of Education (Proposition 98), Program 30.20.010-Child Nutrition School Breakfast and Summer Food Service Program grants pursuant to Article 11 (commencing with Section 49550.3) of Chapter 9 of Part 27 of the Education Code	1,017,000
*6110-201-0890—For local assistance, Department of Education, Program 30.20-Child Nutrition, payable from the Federal Trust Fund.....	1,756,657,000
Schedule:	
(1) 30.20.010-Child Nutrition Programs.....	1,724,207,000
(2) 30.20.040-Summer Food Service Program.....	32,450,000
Provisions:	
1. Of the amount appropriated in Schedule (1), \$2,755,000 is provided from one-time federal funds for Fresh Fruit and Vegetable Program grants to local educational agencies.	
*6110-202-0001—For local assistance, Department of Education, Program 30.20.010-Child Nutrition Programs	11,742,000 10,880,000
Provisions:	
1. Funds appropriated are for child nutrition programs pursuant to Section 41311 of the Education Code. Claims for reimbursement of meals pursuant to this appropriation shall be submitted no later than September 30, 2009, to be eligible for reimbursement.	
2. Funds appropriated shall be available for allocation in accordance with Section 49536 of the Education Code, except that the allocation shall not be made based on all meals served, but based on the number of meals that are served and that qualify as free or reduced-price meals in accordance with Sections 49501, 49550, and 49552 of the Education Code.	
3. Of the funds appropriated in this item, \$0 is for the purpose of providing a cost-of-living adjustment.	
*6110-203-0001—For local assistance, Department of Education (Proposition 98), for transfer to Section A of the State School Fund, Program 30.20.010-Child Nutrition Programs, established pursuant to Sections 41311, 49501, 49536, 49550, 49552, and 49559 of the Education Code	125,685,000

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Schedule:

(1) 30.20.010-Child Nutrition Pro-	
grams	126,027,000
(2) Reimbursements	-342,000

Provisions:

1. Funds appropriated in Schedule (1) shall be allocated pursuant to Section 41311 of the Education Code. Claims for reimbursement of meals pursuant to this allocation shall be submitted by school districts on or before September 30, 2009, to be eligible for reimbursement.
2. Funds designated for child nutrition programs in Schedule (1) shall be allocated in accordance with Section 49536 of the Education Code; however, the allocation shall be based not on all meals served, but on the number of meals that are served and that qualify as free or reduced-price meals in accordance with Sections 49501, 49550, and 49552 of the Education Code.
4. Of the funds appropriated in this item, \$0 is for the purpose of providing a cost-of-living adjustment.
5. Of the funds appropriated in this item, \$2,404,000 is for the purpose of providing a growth adjustment due to an increase in the projected number of meals served.
6. If the appropriation in this item is insufficient to fully fund all eligible reimbursement claims pursuant to Section 49430.5 of the Education Code, the State Department of Education shall reimburse eligible claims at a prorated share of the funds appropriated by this item.
7. The State Department of Education shall notify the Department of Finance in writing 30 days prior to paying prior year reimbursement claims from this item pursuant to Section 16304.1 of the Government Code. No reimbursements shall be made prior to final approval of the Department of Finance.

*6110-204-0001—For local assistance, Department of Education (Proposition 98), Program 20-Instructional Support for transfer by the Controller to Section A of the State School Fund for allocation by the Superintendent of Public Instruction..... 72,752,000

- Provisions:
1. The funds appropriated in this item are available to assist eligible pupils, pursuant to Section 37254

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<p>of the Education Code, who are required to pass the California High School Exit Examination in order to receive a diploma.</p> <p>2. Of the amount appropriated in this item, \$0 is to provide a cost-of-living adjustment.</p> <p>3. The per-pupil amount for grade 12 may not exceed \$520 in the 2008-09 fiscal year.</p> <p>4. The funds in this item shall be allocated by the State Department of Education as specified in this item no later than October 1 of each fiscal year.</p>	
<p>6110-208-0001—For local assistance, Department of Education (Proposition 98), Program 20, for allocation to the Center for Civic Education.....</p>	250,000
<p>Provisions:</p> <p>1. The funds appropriated in this item are for the purpose of implementing a middle school and junior high school civic education program at participating schools.</p>	
<p>*6110-209-0001—For local assistance, Department of Education (Proposition 98), Program 10.10.090.002-Teacher Dismissal Apportionments, for transfer to Section A of the State School Fund and allocation by the Controller for payment of claims received pursuant to Section 44944 of the Education Code</p>	48,000
<p>Provisions:</p> <p>1. Of the funds appropriated in this item, \$0 is for the purpose of providing a cost-of-living adjustment.</p>	
<p>*6110-211-0001—For local assistance, Department of Education (Proposition 98), for transfer to Section A of the State School Fund, Program 20.60.036 for Categorical Programs for charter schools, in accordance with Sections 47634 and 47634.1 of the Education Code</p>	183,865,000
<p>Provisions:</p> <p>1. The State Department of Education shall provide an estimate of average daily attendance expected to be claimed for this item for the 2009-10 fiscal year to the Department of Finance and the Legislative Analyst's Office by October 1 of each year, for use in developing the Governor's Budget. The State Department of Education shall provide an update of the estimate by March 31 of each year, for preparation of the May Revision.</p> <p>2. An additional \$5,947,000 in expenditures for this item has been deferred until the 2009-10 fiscal year.</p>	

Item	Amount
6110-220-0001—For local assistance, Department of Education (Proposition 98), for transfer to Section A of the State School Fund, Charter School Facility Grant Program, as set forth in Section 47614.5 of the Education Code	18,000,000
*6110-224-0001—For local assistance, Department of Education (Proposition 98), for transfer to Section A of the State School Fund, Year-Round School Grant Program established pursuant to Article 3 (commencing with Section 42260) of Chapter 7 of Part 24 of Division 3 of Title 2 of the Education Code.....	96,802,000
Schedule:	
(1) 10.10.950.002-Operations Grants...	96,802,000
Provisions:	
1. The following provisions govern funds appropriated for the Year-Round School Grant Program (Article 3 (commencing with Section 42260) of Chapter 7 of Part 24 of Division 3 of Title 2 of the Education Code):	
(a) Applications for year-round school grants pursuant to Section 42263 of the Education Code shall be received annually by the Superintendent of Public Instruction no later than September 1 of the year for which payment is sought; applications received after that date may not be processed. If the funds available for a fiscal year are insufficient to fully fund all eligible grants pursuant to Section 42263 of the Education Code, the Superintendent shall at that time provide all approved claims with a prorated share of the funds made available for those grants pursuant to this item.	
2. The funds appropriated in this item reflect a reduction to the base funding of 0.52 percent for a statewide decline in average daily attendance.	
3. Of the funds appropriated in this item, \$0 is for the purpose of providing a cost-of-living adjustment.	
6110-227-0001—For local assistance, Department of Education (Proposition 98), established pursuant to Article 4 (commencing with Section 315) of Chapter 3 of Part 1 of Division 1 of Title 1 of the Education Code, English language tutoring to children with limited English proficiency	50,000,000
Schedule:	
(1) 10-Instruction.....	50,000,000

Item	Amount
*6110-228-0001—For local assistance, Department of Education (Proposition 98), Program 20.60.020.011-School Safety Block Grant, for transfer by the Controller to Section A of the State School Fund for allocation by the Superintendent of Public Instruction Provisions:	61,310,000
<ol style="list-style-type: none"> 1. The funds appropriated are available to fund block grants for middle and junior high schools and high schools that serve grades 8 to 12, inclusive, pursuant to Article 3.6 (commencing with Section 32228) and Article 3.8 (commencing with Section 32239.5) of Chapter 2 of Part 19 of Division 1 of Title 1 of the Education Code. An additional \$38,720,000 in expenditures for this purpose has been deferred to the 2009–10 fiscal year. Of the amount deferred, \$1,000,000 shall be made available for county offices of education pursuant to Article 3.6 (commencing with Section 32228) of Chapter 2 of Part 19 of Division 1 of Title 1 of the Education Code. 2. Of the funds appropriated in this item, \$2,118,000 is for the purpose of providing a cost-of-living adjustment. 3. The funds appropriated in this item reflect a reduction to the base funding of 0.52 percent for a statewide decline in average daily attendance. 4. The funds appropriated in this item shall be considered offsetting revenues within the meaning of subdivision (e) of Section 17556 of the Government Code for any reimbursable mandated cost claim for comprehensive school safety plans. Local educational agencies accepting funding from this item shall reduce their estimated and actual mandate reimbursement claims by the amount of funding provided to them from this item. 	
*6110-232-0001—For local assistance, Department of Education (Proposition 98), for transfer to Section A of the State School Fund, Program 10.26, Program to Reduce Class Size in Two Courses in Grade 9 pursuant to Chapter 6.8 (commencing with Section 52080) of Part 28 of Division 4 of Title 2 of the Education Code	101,130,000
Provisions: <ol style="list-style-type: none"> 1. Schools participating in this program shall receive a per-pupil rate of \$213 pursuant to Section 52086 of the Education Code. 	

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*6110-234-0001—For local assistance, Department of Education (Proposition 98), Program 10.25, for transfer by the Controller to Section A of the State School Fund, for allocation by the Superintendent of Public Instruction for the Class Size Reduction Program pursuant to Chapter 6.10 (commencing with Section 52120) of Part 28 of Division 4 of Title 2 of the Education Code.....	1,815,453,000
Provisions:	
1. Schools participating in Option One shall receive a per-pupil rate of \$1,071. Schools participating in Option Two shall receive a per-pupil rate of \$535.	
*6110-240-0001—For local assistance, Department of Education (Proposition 98).....	3,057,000
Schedule:	
(1) 10.80.030-Instruction: International Baccalaureate Diploma Program... 1,273,000	1,273,000
(2) 20.70-Instructional Support: Assessments (Advanced Placement Fee Waiver Program)	1,784,000
Provisions:	
1. The funds appropriated in Schedule (1) shall be for the International Baccalaureate Diploma Program authorized by Chapter 12.5 (commencing with Section 52920) of Part 28 of Division 4 of Title 2 of the Education Code.	
2. The funds appropriated in Schedule (2) shall be for grants for advanced placement examination fees as authorized by Chapter 8.3 (commencing with Section 52240) of Part 28 of Division 4 of Title 2 of the Education Code.	
3. Of the funds appropriated in this item, \$0 is for the purpose of providing a cost-of-living adjustment.	
4. The funds appropriated in this item reflect a reduction to the base funding of 0.52 percent for a statewide decline in average daily attendance.	
6110-240-0890—For local assistance, Department of Education, Program 20.70.010-Instructional Support: Advanced Placement Fee Waiver, payable from the Federal Trust Fund.....	3,670,000
Provisions:	
1. Funding shall be used to fully satisfy the demand for advanced placement examination fee reimbursements for low-income pupils. Any funding remaining after the demand for advanced placement examination fee reimbursements has been	

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<p>fully satisfied may be used on a one-time basis for preadvanced placement activities as specified under the conditions of the federal grant application through which these funds were authorized. Use of funding for this alternative purpose shall neither create nor imply any continuing obligation to fund the alternative activities beyond the 2008-09 fiscal year.</p>	
<p>6110-242-0001—For local assistance, Department of Education (Proposition 98), Program 20.60.106.....</p>	33,000
<p>Provisions:</p> <ol style="list-style-type: none"> 1. Funds appropriated in this item are for allocation to the California Association of Student Councils to expand student leadership activities. 	
<p>*6110-243-0001—For local assistance, Department of Education (Proposition 98), for transfer by the Controller to Section A of the State School Fund for allocation by the Superintendent of Public Instruction for the unscheduled Pupil Retention Block Grant pursuant to Article 2 (commencing with Section 41505) of Chapter 3.2 of Part 24 of Division 3 of Title 2 of the Education Code.....</p>	96,954,000
<p>Provisions:</p> <ol style="list-style-type: none"> 1. Of the funds appropriated in this item, \$0 is provided for the purpose of a cost-of-living adjustment. 2. The funds appropriated in this item reflect a reduction to the base funding of 0.52 percent for a statewide decline in average daily attendance. 	
<p>*6110-244-0001—For local assistance, Department of Education (Proposition 98), Program 20.60 for transfer by the Controller to Section A of the State School Fund, for allocation by the Superintendent of Public Instruction for the Teacher Credentialing Block Grant pursuant to Article 4 (commencing with Section 41520) of Chapter 3.2 of Part 24 of Division 3 of Title 2 of the Education Code.....</p>	128,671,000
<p>Provisions:</p> <ol style="list-style-type: none"> 1. Of the funds appropriated in this item, \$3,329,000 is available to support the Teacher Credentialing Block Grant regional infrastructure. 2. It is the intent of the Legislature that first-year holders of preliminary teaching credentials, as defined in subdivision (b) of Section 44259 of the Education Code, be afforded first priority for funding appropriated in this item. To the extent that any funds appropriated in this item remain af- 	

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ter all first-year holders of preliminary teaching credentials have been served, those funds may be used to serve second-year holders of preliminary teaching credentials.

- 3. If funds are insufficient to service all second-year holders of preliminary teaching credentials, the State Department of Education shall prorate the funds to conform to the amount remaining in this item, consistent with Provision 2.
- 4. Of the funds appropriated in this item, \$0 is provided for a cost-of-living adjustment for a total per-participant rate of \$4,069.
- 5. The funds in this item shall be made available only to beginning teachers, as defined in Section 44279.1 of the Education Code, serving in their first or second year of service in California.

*6110-245-0001—For local assistance, Department of Education (Proposition 98), Program 20.60 for transfer by the Controller to Section A of the State School Fund, for allocation by the Superintendent of Public Instruction for the Professional Development Block Grant, pursuant to Article 5 (commencing with Section 41530) of Chapter 3.2 of Part 24 of Division 3 of Title 2 of the Education Code..... 273,289,000

Provisions:

- 1. Of the funds appropriated in this item, \$0 is for the purpose of providing a cost-of-living adjustment.
- 2. The funds appropriated in this item reflect a reduction to the base of 0.52 percent for a decline in statewide average daily attendance.

*6110-246-0001—For local assistance, Department of Education (Proposition 98), for transfer by the Controller to Section A of the State School Fund for allocation by the Superintendent of Public Instruction for the unscheduled Targeted Instructional Improvement Block Grant pursuant to Article 6 (commencing with Section 41540) of Chapter 3.2 of Part 24 of Division 3 of Title 2 of the Education Code..... 970,019,000

Provisions:

- 1. Of the funds appropriated in this item, \$0 is provided for the purpose of a cost-of-living adjustment.
- 2. The funds appropriated in this item reflect a reduction to the base funding of 0.52 percent for a statewide decline in average daily attendance.

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3. Notwithstanding any other provision of law, an additional \$100,118,000 in expenditures for this item has been deferred until the following fiscal year.	
*6110-247-0001—For local assistance, Department of Education (Proposition 98), for transfer by the Controller to Section A of the State School Fund for allocation by the Superintendent of Public Instruction for the unscheduled School and Library Improvement Block Grant pursuant to Article 7 (commencing with Section 41570) of Chapter 3.2 of Part 24 of Division 3 of Title 2 of the Education Code.....	463,031,000
Provisions:	
1. Of the funds appropriated in this item, \$0 is provided for the purpose of a cost-of-living adjustment.	
2. The funds appropriated in this item also reflect a reduction to the base funding of 0.52 percent for a statewide decline in average daily attendance.	
*6110-248-0001—For local assistance, Department of Education (Proposition 98), for transfer by the Controller to Section A of the State School Fund for allocation by the Superintendent of Public Instruction for the unscheduled School Safety Consolidated Competitive Grant pursuant to Article 3 (commencing with Section 41510) of Chapter 3.2 of Part 24 of Division 3 of Title 2 of the Education Code.....	17,956,000
Provisions:	
1. Of the funds appropriated in this item, \$0 is for the purpose of providing a cost-of-living adjustment.	
2. The funds appropriated in this item reflect a reduction to the base funding of 0.52 percent for a statewide decline in average daily attendance.	
3. Notwithstanding any other provision of law, up to \$400,000 of the funds appropriated in this item may be used for contracts with county offices of education to provide regional training in safe school planning and crisis response and for statewide coordination of such training.	
4. The funds contained in this item shall first be used to offset any state-mandated reimbursable costs that may otherwise be claimed for the state mandates reimbursable process of implementing Chapter 996 of the Statutes of 1999. Local educational agencies accepting funding from this item shall reduce their estimated and actual man-	

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date reimbursement claims by the amount of funding provided to them from this item. *6110-260-0001—For local assistance, Department of Education (Proposition 98), 20.11-Instructional Support: Physical Education Teacher Incentive Grants..	41,812,000

Provisions:

1. The funds appropriated in this item are for transfer by the Controller to the Superintendent of Public Instruction to provide incentive grants to schools serving kindergarten or any of grades 1 to 8, inclusive, to support the hiring of more credentialed physical education teachers.

These grants shall be allocated in the amount of \$37,355 per schoolsite to the districts that were randomly selected in 2006-07 in order to hire teachers to provide instruction in physical education courses.

2. As a condition of receipt of funds, school districts identified through the process required pursuant to Section 41020 of the Education Code as not meeting the required physical education instruction minutes required in Sections 51210, 51222, and 51223 of the Education Code, shall be required to provide a plan to the county office of education that corrects the deficient physical education minutes for the following school year and, to the extent practicable, make up the deficient minutes identified.
3. Of the funds appropriated in this item, \$0 is provided for the purpose of a cost-of-living adjustment.

*6110-265-0001—For local assistance, Department of Education (Proposition 98), Program 20.15—Arts and Music Block Grant.....	109,757,000
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Provisions:

1. The funds appropriated in this item shall be for the purpose of providing block grants to school districts, charter schools, and county offices of education to support standards-aligned arts and music instruction in kindergarten and grades 1 to 12, inclusive. Local educational agencies shall use these funds to supplement, and not supplant, existing resources for arts and music.
2. (a) (1) The State Department of Education shall allocate the funding to districts, charter schools, and county offices of education on the basis of an equal amount per pupil,

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- provided that a minimum of \$2,228 shall be allocated for schoolsites with 20 or fewer pupils and a minimum of \$3,564 shall be allocated for schoolsites with more than 20 pupils.
- (2) Except as provided in subdivision (b), the governing board of a district, charter school, or county office of education shall distribute funds received pursuant to this item to all schoolsites on the basis of an equal amount per pupil or the schoolsite minimums as set forth in paragraph (1), whichever of the two amounts is greatest.
- (b) If the governing board elects not to allocate funds to schoolsites in the amounts specified pursuant to paragraph (2) of subdivision (a), the governing board shall do both of the following:
- (1) Adopt a resolution to that effect at a public meeting. The resolution shall specify how the funds are to be allocated among schoolsites and for districtwide purposes and the reasons for those allocations.
 - (2) Prior to the public meeting, inform schoolsite councils, schoolwide advisory groups, or school support groups, as applicable, of the content of the proposed resolution and of the time and location where the resolution is proposed to be adopted.
- (c) By February 2, 2009, as a condition of receipt of funds, the governing board of each school district shall provide a summary report to the State Department of Education of how these funds were expended or are proposed to be expended, the number of pupils, and the grade levels served. The department shall collect and compile this data and report that information to the Legislature and the Governor.
- (d) For purposes of this provision, "school district" means a school district, county office of education, state special school, or direct-funded charter school, as described in paragraph (1) of subdivision (a) of Section 47651 of the Education Code.
3. The funds appropriated in this item may be used for hiring of additional staff and for ongoing sup-

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<p>port of staff hired under the grant program, purchase of new or used materials, books, supplies, and equipment, and implementing or increasing staff development opportunities, as necessary to support standards-aligned arts and music instruction.</p> <p>4. Of the funds appropriated in this item, \$0 is provided for the purpose of a cost-of-living adjustment.</p>	
<p>6110-266-0001—For local assistance, Department of Education (Proposition 98), Program 20.30.010—County Office of Education for Williams Audits</p>	10,000,000
<p>Provisions:</p> <p>1. Funds appropriated in this item are for allocation to county offices of education for the purposes of site visits pursuant to Sections 1240 and 52056 of the Education Code. Up to \$1,500,000 may be used to provide funding to county offices of education for the oversight activities required pursuant to subparagraph (E) of paragraph (2) of subdivision (c) of Section 1240 of the Education Code.</p>	
<p>*6110-267-0001—For local assistance, Department of Education (Proposition 98), Program 20-Instructional Support for Certificated Staff Mentoring Program</p>	11,707,000
<p>Provisions:</p> <p>1. The funds appropriated in this item shall be allocated by the Superintendent of Public Instruction to school districts for the purpose of encouraging excellent, experienced teachers to teach in staff priority schools and to assist teacher interns during their induction and first years of teaching, pursuant to Article 6 (commencing with Section 44560) of Chapter 3 of Part 25 of Division 3 of Title 2 of the Education Code.</p> <p>2. Of the funds appropriated in this item, \$0 is provided for a cost-of-living adjustment for a total per-participant rate of \$6,273.</p>	
<p>6110-268-0001—For local assistance, Department of Education (Proposition 98), Child Oral Health Assessments Program, pursuant to Article 4 (commencing with Section 49452.8) of Chapter 9 of Part 27 of the Education Code</p>	4,400,000
<p>Provisions:</p> <p>1. The funds appropriated in this item shall be considered offsetting revenues within the meaning of</p>	

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subdivision (e) of Section 17556 of the Government Code for any reimbursable mandated cost claim for child oral health assessments. Local educational agencies accepting funding from this item shall reduce their estimated and actual mandate reimbursement claims by the amount of funding provided to them from this item.	
6110-295-0001—For local assistance, Department of Education (Proposition 98), for reimbursement, in accordance with the provisions of Section 6 of Article XIII B of the California Constitution or Section 17561 of the Government Code, of the cost of any new program or increased level of service of an existing program mandated by statute or executive order, for disbursement by the Controller	38,000
Schedule:	
(1) 98.01.003.677-Annual Parent Notification (Ch. 36, Stats. 1977, et al.) (CSM 4445, 4453, 4461, 4462, 4474, 4488, 97-TC-24, 99-TC-09, 00-TC-12).....	1,000
(2) 98.01.009.894-Caregiver Affidavits (Ch. 98, Stats. 1994) (CSM 4497).	1,000
(3) 98.01.016.193-Intradistrict Attendance (Ch. 161, Stats. 1993) (CSM 4454).....	1,000
(4) 98.01.048.765-Mandate Reimbursement Process (Ch. 486, Stats. 1975) (CSM 4485).....	1,000
(5) 98.01.049.801-Graduation Requirements (Ch. 498, Stats. 1983) (CSM 4435).....	1,000
(6) 98.01.049.802-Notification of Truancy (Ch. 498, Stats. 1983) (CSM 4133).....	1,000
(7) 98.01.049.803-Pupil Suspensions, Expulsions, Expulsion Appeals (Ch. 498, Stats. 1983, et al.) (CSM 4455, 4456, and 4463).....	1,000
(8) 98.01.078.192-Charter Schools (Ch. 781, Stats. 1992) (CSM 4437)	1,000
(9) 98.01.079.980-PERS Death Benefits (Ch. 799, Stats. 1980).....	1,000
(10) 98.01.081.891-AIDS Prevention Instruction I and II (Ch. 818, Stats. 1991; Ch. 403, Stats. 1998) (CSM 4422; 99-TC-07, 00-TC-01)	1,000

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(11) 98.01.096.175-Collective Bargain- ing (Ch. 961, Stats. 1975) (CSM 4425, 97-TC-08).....	1,000
(12) 98.01.096.577-Pupil Health Screenings (Ch. 1208, Stats. 1976) (CSM 4440).....	1,000
(13) 98.01.097.595-Physical Perform- ance Tests (Ch. 975, Stats. 1995) (96-365-01).....	1,000
(14) 98.01.101.184-Juvenile Court No- tices II (Ch. 1011, Stats. 1984; Ch. 1423, Stats. 1984) (CSM 4475)....	1,000
(15) 98.01.110.784-Removal of Chemi- cals (Ch. 1107, Stats. 1984) (CSM 4211, 4298).....	1,000
(16) 98.01.111.789-Law Enforcement Agency Notifications (Ch. 1117, Stats. 1989) (CSM 4505, 4505-2).	1,000
(17) 98.01.117.677-Immunization Records (Ch. 1176, Stats. 1977) (SB 90-120).....	1,000
(18) 98.01.118.475-Habitual Truants (Ch. 1184, Stats. 1975) (CSM 4487, 4487-A).....	1,000
(19) 98.01.125.375-Expulsion Tran- scripts (Ch. 1253, Stats. 1975).....	1,000
(20) 98.01.130.689-Notification to Teachers of Public Expulsion (Ch. 1306, Stats. 1989) (CSM 4452)....	1,000
(21) 98.01.134.780-Scoliosis Screening (Ch. 1347, Stats. 1980) (CSM 4195).....	1,000
(22) 98.01.139.874-PERS Unused Sick Leave Credit (Ch. 1398, Stats. 1974).....	1,000
(23) 98.01.030.995-Pupil Residency Verification and Appeals (Ch. 309, Stats. 1995) (96-384-01).....	1,000
(24) 98.01.058.897-Criminal Back- ground Checks (Ch. 558, Stats. 1997) (97-TC-16).....	1,000
(25) 98.01.083.194-School Bus Safety I and II (Ch. 624, Stats. 1992; Ch. 831, Stats. 1994; Ch. 739, Stats. 1997) (97-TC-22).....	0

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(26) 98.01.046.576-Public Safety Officers Procedural Bill of Rights Act (Ch. 465, Stats. 1976) (CSM 4499)	1,000
(27) 98.01.361.977-Financial and Compliance Audits (Ch. 36, Stats. 1977) (CSM 4498, 4498-A)	1,000
(28) 98.01.064.097-Physical Education Reports (Ch. 640, Stats. 1997) (98-TC-08)	1,000
(29) 98.01.112.096-Health Benefits for Survivors of Peace Officers and Firefighters (Ch. 1120, Stats. 1996) (97-TC-25)	0
(30) 98.01.091.787-County Office of Education Fiscal Accountability Reporting (Ch. 917, Stats. 1987) (97-TC-20)	1,000
(31) 98.01.010.081-School District Fiscal Accountability Reporting (Ch. 100, Stats. 1981) (97-TC-19).....	1,000
(32) 98.01.012.693-Law Enforcement Sexual Harassment Training (Ch. 126, Stats. 1993) (97-TC-07).....	0
(33) 98.01.078.495-County Treasury Withdrawals (Ch. 784, Stats. 1995) (96-365-03).....	0
(34) 98.01.073.697-Comprehensive School Safety Plans (Ch. 736, Stats. 1997) (98-TC-01, 99-TC-10)	1,000
(35) 98.01.032.578-Immunization Records—Hepatitis B (Ch. 325, Stats. 1978; Ch. 435, Stats. 1979) (98-TC-05)	1,000
(36) 98.01.119.280-School District Reorganization (Ch. 1192, Stats. 1980; Ch. 1186, Stats. 1994) (98-TC-24)	1,000
(37) 98.01.003.498-Charter Schools II (Ch. 34, Stats. 1998; Ch. 673, Stats. 1998) (99-TC-03)	1,000
(38) 98.01.059.498-Criminal Background Checks II (Ch. 594, Stats. 1998; Ch. 840, Stats. 1998; Ch. 78, Stats. 1999) (00-TC-05)	1,000
(39) 98.01.117.096-Grand Jury Proceedings (Ch. 1170, Stats. 1996, et al.) (98-TC-27)	1,000

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(40) 98.01.074.398-Pupil Promotion and Retention (Ch. 100, Stats. 1981, et al.) (98-TC-19).....	1,000
(41) 98.01.033.198-Teacher Incentive Program (Ch. 331, Stats. 1998) (99-TC-15).....	1,000
(42) 98.01.030.098-Differential Pay and Reemployment (Ch. 30, Stats. 1998) (99-TC-02).....	1,000
Provisions:	
1. If the amount appropriated in this item is less than the amount required to fund eligible claims contained in this item and in Item 6870-295-0001, the Controller shall prorate payments proportionately between these items.	
2. Notwithstanding any other provision of law, the funds allocated for PERS Death Benefits (Ch. 799, Stats. 1980) and PERS Unused Sick Leave Credit (Ch. 1398, Stats. 1974) are for transfer to the Public Employees' Retirement System for reimbursement of costs incurred pursuant to Chapter 1398 of the Statutes of 1974 or Chapter 799 of the Statutes of 1980.	
3. Pursuant to Section 17581.5 of the Government Code, mandates included in the language of this provision are specifically identified by the Legislature for suspension during the 2008-09 fiscal year:	
(25) 98.01.083.194-School Bus Safety I and II (Ch. 624, Stats. 1992; Ch. 831, Stats. 1994; Ch. 739, Stats. 1997) (97-TC-22).	
(32) 98.01.012.693-Law Enforcement Sexual Harassment Training (Ch. 126, Stats. 1993) (97-TC-07).	
(33) 98.01.078.495-County Treasury Withdrawals (Ch. 784, Stats. 1995) (96-365-03).	
(39) 98.01.117.096-Grand Jury Proceedings (Ch. 1170, Stats. 1996, et al.) (98-TC-27).	
6110-301-0660—For capital outlay, Department of Education, payable from the Public Buildings Construction Fund	4,912,000
Schedule:	
California School for the Deaf, Riverside:	
(3) 80.80.089-Kitchen and Dining Hall Renovation—Construction.....	4,912,000

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Provisions:

1. The State Public Works Board may issue lease-revenue bonds, notes, or bond anticipation notes pursuant to Chapter 5 (commencing with Section 15830) of Part 10b of Division 3 of Title 2 of the Government Code to finance the construction of the project authorized by this item.
 2. The State Department of Education and the State Public Works Board are authorized and directed to execute and deliver any and all leases, contracts, agreements, or other documents necessary or advisable to consummate the sale of bonds or otherwise effectuate the financing of the scheduled projects.
 3. The State Public Works Board shall not itself be deemed a lead or responsible agency for purposes of the California Environmental Quality Act (Division 13 (commencing with Section 21000) of the Public Resources Code) for any activities under the State Building Construction Act of 1955 (Part 10b (commencing with Section 15800) of Division 3 of Title 2 of the Government Code). This provision does not exempt the State Department of Education from the requirements of the California Environmental Quality Act. This provision is intended to be declarative of existing law.
- 6110-401—For maintenance of accounting records by the Controller's office and the Department of Education or any other agency maintaining such records, appropriations made in this act for agency 6110 (Department of Education) are to be recorded under agency 6100 (Department of Education).
- 6110-402.—Notwithstanding any provision of law to the contrary, no funds appropriated in this act, or by any act enacted prior to the enactment of this act, shall be, in the absence of a court order, deemed appropriated or available for expenditure for purposes of claims for vocational education average daily attendance arising from Section 46140 of the Education Code as it read prior to the enactment of Chapter 1230 of the Statutes of 1977.
- 6110-485—Reappropriation (Proposition 98), Department of Education. The sum of \$101,000,000 is hereby reappropriated from the Proposition 98 Reversion Account, for the following purpose:

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0001—General Fund	
(1) \$101,000,000 to the School Facilities Program for the purpose of funding the School Facilities Emergency Repair Account pursuant to Chapter 899 of the Statutes of 2004.	
*6110-488—Reappropriation (Proposition 98), Department of Education. Notwithstanding any other provision of law, the unobligated balances from the following items are available for reappropriation for the purposes specified in Provisions 2, 3, and 4 2, 3, and 4:	
0001—General Fund	
(1) \$12,000 or whatever greater or lesser amount reflects the unexpended balance of the amount appropriated for preschool education and child care programs in Schedules (1) and (1.5) of Item 6110-196-0001 of the Budget Act of 2003 (Ch. 157, Stats. 2003), as carried forward per Provision 1 of Item 6110-196-0001 of the Budget Act of 2005 (Chs. 38 and 39, Stats. 2005).	
(2) \$1,441,000 or whatever greater or lesser amount reflects the unexpended balance of the amount appropriated for preschool education and child care programs in Schedules (1) and (1.5) of Item 6110-196-0001 of the Budget Act of 2004 (Ch. 208, Stats. 2004), as carried forward per Provision 1 of Item 6110-196-0001 of the Budget Act of 2006 (Chs. 47 and 48, Stats. 2006).	
(3) \$3,663,000 or whatever greater or lesser amount reflects the unexpended balance of the amount appropriated for preschool education and child care programs in Schedules (1) and (1.5) of Item 6110-196-0001 of the Budget Act of 2005 (Chs. 38 and 39, Stats. 2005), \$1,749,000 of which was carried forward per Provision 1 of Item 6110-196-0001 of the Budget Act of 2007 (Chs. 171 and 172, Stats. 2007).	
(4) \$12,921,000 or whatever greater or lesser amount reflects the unexpended balance of the amount appropriated for CalWORKs Stage 2 and Stage 3 child care in Schedules (1.5)(e) and (1.5)(f) of Item 6110-196-0001 of the Budget Act of 2006 (Chs. 47 and 48, Stats. 2006).	
(6) \$18,120,000 or whatever greater or lesser amount reflects the unexpended balance of the amount appropriated for preschool education and child care programs in Schedules (1) and	

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(1.5) of Item 6110-196-0001 of the Budget Act of 2007 (Chs. 171 and 172, Stats. 2007), with the exception of Schedules (1.5)(e) and (1.5)(f) for CalWORKs child care programs.	
(7) \$8,000,000 of the amount appropriated to the Child Care Facilities Revolving Fund established pursuant to Section 8278.3 of the Education Code from Section 2.00 of the Budget Act of 2007 (Chs. 171 and 172, Stats. 2007).	
(8) \$5,000,000 or whatever greater or lesser amount reflects the unexpended balance of the amount appropriated for the provision of wraparound care to children enrolled in preschool programs pursuant to Section 8238.6 of the Education Code (Ch. 211, Stats. 2006).	
(9) \$48,000 or whatever greater or lesser amount reflects the unexpended funds from subdivision (a) of Section 9 of Chapter 734 of the Statutes of 1999.	
(10) \$21,000 or whatever greater or lesser amount reflects the unexpended balance of the amount appropriated for Community-Based English Tutoring pursuant to Section 315 of the Education Code, as enacted by Proposition 227 in 1998.	
(11) \$9,200,000 or whatever greater or lesser amount reflects the unexpended balance of the amount appropriated for juvenile education in Item 5225-011-0001 of the Budget Act of 2007 (Chs. 171 and 172, Stats. 2007).	
(12) \$76,000 or whatever greater or lesser amount reflects the unexpended balance of the amount appropriated for Small School District Bus Replacement in Schedule (2) of Item 6110-111-0001 of the Budget Act of 2005 (Chs. 38 and 39, Stats. 2005).	
(13) \$488,000 or whatever greater or lesser amount reflects the unexpended balance of the amount appropriated for Home to School Transportation in Schedule (1) of Item 6110-111-0001 of the Budget Act of 2006 (Chs. 47 and 48, Stats. 2006).	
(14) \$545,000 or whatever greater or lesser amount reflects the unexpended balance of the amount appropriated for the California High School	

Item	Amount
<p>Exit Examination in Schedule (4) of Item 6110-113-0001 of the Budget Act of 2006 (Chs. 47 and 48, Stats. 2006).</p> <p>(15) \$2,060,000 or whatever greater or lesser amount reflects the unexpended balance of the amount appropriated for Assessment Review and Reporting and the STAR Program in Schedules (1) and (2) of Item 6110-113-0001 of the Budget Act of 2007 (Chs. 171 and 172, Stats. 2007).</p> <p>(16) \$19,000 or whatever greater or lesser amount reflects the unexpended balance of the amount appropriated for transfer to the State School Fund for specialized secondary programs in Item 6110-122-0001 of the Budget Act of 2006 (Chs. 47 and 48, Stats. 2006).</p> <p>(17) \$17,000 or whatever greater or lesser amount reflects the unexpended balance of the amount appropriated for the Immediate Intervention/Underperforming Schools Program Corrective Actions in Schedule (3) of Item 6110-123-0001 of the Budget Act of 2005 (Chs. 38 and 39, Stats. 2005).</p> <p>(18) \$2,993,000 or whatever greater or lesser amount reflects the unexpended balance of the amount appropriated for the implementation of the Public Schools Accountability Act of 1999 for the Immediate Intervention/Underperforming Schools Program Corrective Actions in Schedule (2) of Item 6110-123-0001 of the Budget Act of 2006 (Chs. 47 and 48, Stats. 2006).</p> <p>(19) \$615,000 or whatever greater or lesser amount reflects the unexpended balance of the amount appropriated for the implementation of the Public Schools Accountability Act of 1999 for the Immediate Intervention/Underperforming Schools Program Corrective Actions in Schedule (2) of Item 6110-123-0001 of the Budget Act of 2007 (Chs. 171 and 172, Stats. 2007).</p> <p>(20) \$5,149,000 or whatever greater or lesser amount reflects the unexpended balance of the amount appropriated for the English Language Learners Program in Schedule (2) of Item 6110-125-0001 of the Budget Act of 2006 (Chs. 47 and 48, Stats. 2006).</p>	

Item	Amount
(21) \$5,149,000 or whatever greater or lesser amount reflects the unexpended balance of the amount appropriated for the English Language Acquisition Program in Schedule (2) of Item 6110-125-0001 of the Budget Act of 2007 (Chs. 171 and 172, Stats. 2007).	
(22) \$109,000 or whatever greater or lesser amount reflects the unexpended balance of the amount appropriated for transfer to the State School Fund for Economic Impact Aid in Schedule (1) of Item 6110-128-0001 of the Budget Act of 2005 (Chs. 38 and 39, Stats. 2005).	
(23) \$4,000 or whatever greater or lesser amount reflects the unexpended balance of the amount appropriated for transfer to the State School Fund for Economic Impact Aid in Item 6110-128-0001 of the Budget Act of 2006 (Chs. 47 and 48, Stats. 2006).	
(24) \$1,500,000 or whatever greater or lesser amount reflects the unexpended balance of the amount appropriated for the Administrator Training Program in Item 6110-144-0001 of the Budget Act of 2007 (Chs. 171 and 172, Stats. 2007).	
(25) \$7,000 or whatever greater or lesser amount reflects the unexpended balance of the amount appropriated for the American Indian Early Childhood Education Program in Item 6110-150-0001 of the Budget Act of 2006 (Chs. 47 and 48, Stats. 2006).	
(26) \$110,000 or whatever greater or lesser amount reflects the unexpended balance of the amount appropriated for American Indian Education Centers in Schedule (1) of Item 6110-151-0001 of the Budget Act of 2005 (Chs. 38 and 39, Stats. 2005).	
(27) \$177,000 or whatever greater or lesser amount reflects the unexpended balance of the amount appropriated for American Indian Education Centers in Item 6110-151-0001 of the Budget Act of 2006 (Chs. 47 and 48, Stats. 2006).	
(28) \$1,385,000 or whatever greater or lesser amount reflects the unexpended balance of the amount appropriated for adults in correctional facilities in Item 6110-158-0001 of the Budget Act of 2006 (Chs. 47 and 48, Stats. 2006).	

Item	Amount
(29) \$107,000 or whatever greater or lesser amount reflects the unexpended balance of the amount appropriated for special education instruction in Schedule (1) of Item 6110-161-0001 of the Budget Act of 2005 (Chs. 38 and 39, Stats. 2005).	
(30) \$21,919,000 or whatever greater or lesser amount reflects the unexpended balance of the amount appropriated for special education instruction in Schedule (1) of Item 6110-161-0001 of the Budget Act of 2006 (Chs. 47 and 48, Stats. 2006).	
(31) \$57,000 or whatever greater or lesser amount reflects the unexpended balance of the amount appropriated for vocational education for partnership academies in Item 6110-166-0001 of the Budget Act of 2006 (Chs. 47 and 48, Stats. 2006).	
(32) \$23,000 or whatever greater or lesser amount reflects the unexpended balance of the amount appropriated for the Agricultural Vocational Education Incentive Program in Item 6110-167-0001 of the Budget Act of 2005 (Chs. 38 and 39, Stats. 2005).	
(33) \$369,000 or whatever greater or lesser amount reflects the unexpended balance of the amount appropriated for educational technology programs in Item 6110-181-0001 of the Budget Act of 2005 (Chs. 38 and 39, Stats. 2005).	
(34) \$369,000 or whatever greater or lesser amount reflects the unexpended balance of the amount transferred to the State School Fund for educational technology programs in Item 6110-181-0001 of the Budget Act of 2006 (Chs. 47 and 48, Stats. 2006).	
(35) \$27,000 or whatever greater or lesser amount reflects the unexpended balance of the amount appropriated for staff development for teacher peer review in Schedule (2) of Item 6110-193-0001 of the Budget Act of 2005 (Chs. 38 and 39, Stats. 2005).	
(36) \$95,000 or whatever greater or lesser amount reflects the unexpended balance of the amount appropriated for the Bilingual Teacher Training Assistance Program and teacher peer review in	

Item	Amount
	Schedules (1) and (2) of Item 6110-193-0001 of the Budget Act of 2006 (Chs. 47 and 48, Stats. 2006).
(37)	\$43,000 or whatever greater or lesser amount reflects the unexpended balance of the amount appropriated for transfer to the State School Fund for teacher dismissal apportionments in Item 6110-209-0001 of the Budget Act of 2006 (Chs. 47 and 48, Stats. 2006).
(38)	\$13,000 or whatever greater or lesser amount reflects the unexpended balance of the amount appropriated for School Community Policing Partnership Competitive Grants Program in Schedule (5) of Item 6110-228-0001 of the Budget Act of 2004 (Ch. 208, Stats. 2004).
(39)	\$21,000 or whatever greater or lesser amount reflects the unexpended balance of the amount appropriated for the International Baccalaureate Diploma Program in Schedule (1) of Item 6110-240-0001 of the Budget Act of 2005 (Chs. 38 and 39, Stats. 2005).
(40)	\$6,000 or whatever greater or lesser amount reflects the unexpended balance of the amount appropriated for the Teacher Credentialing Block Grant Program in Item 6110-244-0001 of the Budget Act of 2006 (Chs. 47 and 48, Stats. 2006).
(41)	\$79,000 or whatever greater or lesser amount reflects the unexpended balance of the amount appropriated for the School and Library Improvement Block Grant Program in Item 6110-247-0001 of the Budget Act of 2006 (Chs. 47 and 48, Stats. 2006).
(42)	\$186,000 or whatever greater or lesser amount reflects the unexpended balance of the amount appropriated for the School and Library Improvement Block Grant Program in Item 6110-247-0001 of the Budget Act of 2007 (Chs. 171 and 172, Stats. 2007).
(43)	\$30,000 or whatever greater or lesser amount reflects the unexpended balance of the amount appropriated for the Physical Education Teacher Incentive Grant Program in Item 6110-260-0001 of the Budget Act of 2006 (Chs. 47 and 48, Stats. 2006).
(44)	\$641,000 or whatever greater or lesser amount reflects the unexpended balance of the amount

Item	Amount
	appropriated to county offices of education for site visits for Williams audits in Item 6110-266-0001 of the Budget Act of 2007 (Chs. 171 and 172, Stats. 2007).
(45)	\$101,000 or whatever greater or lesser amount reflects the unexpended balance of the amount appropriated for the Charter School Facility Grant Program in Schedule (7) of Item 6110-485 of the Budget Act of 2005 (Chs. 38 and 39, Stats. 2005).
(46)	\$600,000 or whatever greater or lesser amount reflects the unexpended balance of the amount appropriated for the Principal Training Program in Schedule (8) of Item 6110-485 of the Budget Act of 2006 (Chs. 47 and 48, Stats. 2006).
(47)	\$25,645,000 or whatever greater or lesser amount reflects the unexpended balance for the After School Education and Safety Program in Item 6110-649-0001 from the 2004-05 fiscal year appropriation pursuant to Section 8483.5 of the Education Code, as enacted by Proposition 49 in 2002.
(48)	\$178,352,000 or whatever greater or lesser amount reflects the unexpended balance for the After School Education and Safety Program in Item 6110-649-0001 from the 2007-08 fiscal year appropriation pursuant to Section 8483.5 of the Education Code, as enacted by Proposition 49 in 2002, and pursuant to Section 8483.51 of the Education Code as enacted by Chapter 2 of the Statutes of 2008, Third Extraordinary Session.
(49)	\$20,000,000 or whatever greater or lesser amount reflects the unexpended balance of the amount appropriated for special education instruction in Schedule (1) of Item 6110-161-0001 of the Budget Act of 2007 (Chs. 171 and 172, Stats. 2007).
(50)	\$520,000 or whatever greater or lesser amount reflects the unexpended balance for the After School Education and Safety Program in Item 6110-649-0001 from the 2006-07 fiscal year appropriation pursuant to Section 8483.5 of the Education Code, as enacted by Proposition 49 in 2002, and pursuant to Section 8483.51 of the Education Code, as enacted by Chapter 2 of the Statutes of 2008, Third Extraordinary Session.

Item

Amount

Provisions:

2. The sum of \$295,000 is hereby reappropriated to the State Department of Education for transfer by the Controller to Section A of the State School Fund for allocation by the Superintendent of Public Instruction; on a one-time basis; to the County Office Fiscal Crisis and Management Assistance Team (FCMAT) to conduct comprehensive assessments pursuant to Section 41327.1 of the Education Code. Of the amount appropriated in this paragraph, FCMAT shall use \$60,000 for the assessment of the Oakland Unified School District, \$125,000 for an assessment of the Vallejo City Unified School District, and \$110,000 for an assessment of the West Fresno Elementary School District. FCMAT shall provide a copy of the written report to the appropriate fiscal and policy committees of the Legislature, the Members of the Legislature representing those school districts, any advisory councils of those school districts, the Superintendent of Public Instruction, the county superintendents of schools with jurisdiction over those school districts, the Department of Finance, and the Office of the Secretary for Education. The amount reappropriated pursuant to this section is for use in the 2008-09 fiscal year.
3. The sum of ~~\$163,051,000~~ \$146,651,000 is hereby reappropriated to the State Department of Education for transfer by the Controller to Section A of the State School Fund for allocation by the Superintendent of Public Instruction for the purpose of funding CalWORKs Stage 2 child care. The amount reappropriated pursuant to this provision is for use in the 2008-09 fiscal year.
4. The sum of \$164,686,000 is hereby reappropriated to the State Department of Education for transfer by the Controller to Section A of the State School Fund for allocation by the Superintendent of Public Instruction for the purpose of funding CalWORKs Stage 3 child care. The amount reappropriated pursuant to this provision is for use in the 2008-09 fiscal year.

6110-490—Reappropriation, Department of Education. The balances of the appropriations provided for in the following citations are reappropriated for the purposes and subject to the limitations, unless otherwise specified, provided for in the appropriation:

Item	Amount
0660—Public Buildings Construction Fund	
(1) Item 6110-301-0660, Budget Act of 2005 (Chs. 38 and 39, Stats. 2005), as reappropriated by Item 6110-490, Budget Act of 2007 (Chs. 171 and 172, Stats. 2007)	
California School for the Deaf, Riverside:	
(1) 80.80.050-Career and Technical Education Complex and Service Yard—Working drawings, construction, and equipment.	
(2) Item 6110-301-0660, Budget Act of 2006 (Chs. 47 and 48, Stats. 2006)	
California School for the Deaf, Riverside:	
(1) 80.80.089-Kitchen and Dining Hall Renovation—Preliminary plans, working drawings, construction, and equipment.	
(2) 80.80.052-New Gymnasium and Pool Center—Preliminary plans, working drawings, construction, and equipment.	
6110-491—Reappropriation, Department of Education.	
Notwithstanding any other provision of law, the following specified balances are reappropriated from the following citations for the purposes specified:	
(1) \$132,000 from Item 6110-001-0178 of the Budget Act of 2007 (Chs. 171 and 172, Stats. 2007) is reappropriated and shall be available for encumbrance or expenditure until June 30, 2009, to support the purchase of one schoolbus for the Schoolbus Driver Instructor Training Program.	
(2) \$500,000, or the unexpended amount thereof, from Provision 48 of Item 6110-001-0890 of the Budget Act of 2007 (Chs. 171 and 172, Stats. 2007) is reappropriated for the purposes specified.	
6110-492—Reappropriation, Department of Education.	
Notwithstanding any other provision of law, the following specified balances in the appropriations in the following citations are reappropriated for the purposes specified, and shall be available for encumbrance or expenditure until June 30, 2009:	
0001—General Fund	
(1) \$50,000 from Item 6100-001-0001, Budget Act of 2006 (Chs. 47 and 48, Stats. 2006), to the State Department of Education for supporting the Curriculum Development and Supplemental Materials Commission and the State Board of Education for the purpose of reviewing the standards-based Native American instructional	

Item	Amount
resources developed pursuant to Section 13041 of the Education Code.	
6110-495—Reversion, Department of Education, Proposition 98. The following amount shall be reverted to the Proposition 98 Reversion Account by the Controller within 60 days of the enactment of this act:	
0001—General Fund	
(1) \$99,480,000 or whatever greater or lesser amount reflects the unexpended balance of the After School Education and Safety Program in Item 6110-649-0001 from the 2006-07 fiscal year appropriation pursuant to Section 8483.5 of the Education Code, as enacted by Proposition 49 in 2002, and pursuant to Section 8483.51 of the Education Code, as enacted by Chapter 2 of the Statutes of 2008, Third Extraordinary Session.	
6110-496—Reversion, Department of Education.	
Provisions:	
1. The Superintendent of Public Instruction is hereby authorized to initiate the reversion of appropriations in cases where the balance available for reversion is less than \$50,000, and either of the following applies:	
(a) The program in question has expired.	
(b) The Superintendent of Public Instruction certifies that the original purpose of the appropriation would not be accomplished by further expenditure.	
2. The State Department of Education may periodically review its accounts at the Controller's office to identify appropriations that meet these criteria. Upon the request of the State Department of Education, the Director of Finance may issue an executive order to revert identified appropriations. The Controller shall timely revert appropriations identified in the executive order to the fund from which the appropriation was originally made (or a successor fund in the case of an expired fund), or to the Proposition 98 Reversion Account, whichever is appropriate.	
6120-011-0001—For support of California State Library, Division of Libraries, and California Library Services Board	13,372,000
Schedule:	
(1) 10-State Library Services	16,454,000
(2) 20-Library Development Services..	4,576,000

Item	Amount
(3) 30-Information Technology Services.....	2,711,000
(4) 40.01-Administration.....	2,019,000
(5) 40.02-Distributed Administration ...	-2,019,000
(5.5) Unallocated Reduction.....	-1,486,000
(6) Reimbursements.....	-1,599,000
(7) Amount payable from the Federal Trust Fund (Item 6120-011-0890).	-7,115,000
(8) Amount payable from the Mental Health Services Fund (Item 6120-011-3085).....	-169,000
Provisions:	
1. Of the funds appropriated in this item, \$1,420,000 is provided on a one-time basis for acquiring and implementing the Integrated Library System Replacement Project.	
2. Of the funds appropriated in this item, \$2,620,000 is provided on a one-time basis for relocating staff and materials during the renovation of the Library and Courts Building.	
6120-011-0020—For support of California State Library, Program 10-State Library Services, for support of the State Law Library, payable from the State Law Library Special Account	706,000
Provisions:	
1. The Director of Finance may authorize the augmentation of the total amount available for expenditure under this item in the amount of revenue received by the State Law Library Special Account which is in addition to the revenue appropriated in this item or in the amount of funds unexpended from previous fiscal years, not sooner than 30 days after notification in writing to the chairpersons of the fiscal committees of each house of the Legislature and the Chairperson of the Joint Legislative Budget Committee.	
6120-011-0890—For support of California State Library, for payment to Item 6120-011-0001, payable from the Federal Trust Fund.....	7,115,000
6120-011-3085—For support of California State Library, for payment to Item 6120-011-0001, payable from the Mental Health Services Fund	169,000
Provisions:	
1. The funds appropriated in this item shall be used to support existing positions and related expenses	

Item	Amount
to conduct mental health research activities on behalf of the State Department of Mental Health.	
6120-011-6000—For support of California State Library, Program 20-Library Development Services—Office of Library Construction (Proposition 14), payable from the California Public Library Construction and Renovation Fund	2,407,000
*6120-011-6029—For support of California State Library, Program 10-State Library Services—Administration of the California Cultural and Historical Endowment, authorized by Chapter 157 of the Statutes of 2003, payable from the California Clean Water, Clean Air, Safe Neighborhood Parks, and Coastal Protection Fund	1,000,000
Provisions:	
1. The expenditure of funds from this item shall not exceed the amount authorized for administration from the California Clean Water, Clean Air, Safe Neighborhood Parks, and Coastal Protection Act of 2002 (Proposition 40).	
6120-011-9740—For support of California State Library, Program 10-State Library Services, payable from the Central Service Cost Recovery Fund	1,450,000
6120-012-0001—For support of California State Library, for rental payments on lease-revenue bonds	2,389,000
Schedule:	
(1) Base Rental and Fees	2,475,000
(2) Insurance	19,000
(3) Reimbursements	-105,000
Provisions:	
1. The Controller shall transfer funds appropriated in this item according to a schedule to be provided by the State Public Works Board. The schedule shall be provided on a monthly basis or as otherwise might be needed to ensure debt requirements are met.	
2. This item may contain adjustments pursuant to Section 4.30 that are not currently reflected. Any adjustments to this item shall be reported to the Joint Legislative Budget Committee pursuant to Section 4.30.	
6120-013-0001—For support of California State Library, Program 10-State Library Services—Sutro Library Special Repairs Project	15,000

Item	Amount
6120-150-0001—For local assistance, California State Library, competitive grants for the California Civil Liberties Public Education Program, pursuant to the provisions of Part 8.5 (commencing with Section 13000) of Division 1 of Title 1 of the Education Code	475,000 450,000
6120-151-0483—For support of California State Library, Program 20-Library Development Services, for telephonic services authorized by Chapter 654 of the Statutes of 2001, payable from the Deaf and Disabled Telecommunications Program Administrative Committee Fund.....	552,000
Provisions:	
1. The funds appropriated in this item shall be used to operate the Telephonic Reading for the Blind Program. Any federal funds received for this purpose shall offset the appropriation in this item. Any remaining funds in this item shall revert to the Deaf and Disabled Telecommunications Program Administrative Committee Fund.	
6120-160-0001—For local assistance, California State Library, Program 20-Library Development Services—California Newspaper Project.....	228,000 216,000
6120-211-0001—For local assistance, California State Library, Program 20-Library Development Services.	13,625,000 12,908,000
Schedule:	
(1) 20.30-Direct Loan and Interlibrary Loan Programs pursuant to Chapter 4 (commencing with Section 18700) of Part 11 of Division 1 of Title 1 of the Education Code	10,899,000 10,182,000
(2) 20.50-California Library Services Act pursuant to Chapter 4 (commencing with Section 18700) of Part 11 of Division 1 of Title 1 of the Education Code.....	2,726,000
6120-211-0890—For local assistance, California State Library, Program 20-Library Development Services, payable from the Federal Trust Fund.....	12,518,000

Item	Amount
6120-213-0001—For local assistance, California State Library, Program 20-Library Development Services-California English Acquisition and Literacy Program, pursuant to Section 18880 of the Education Code	4,811,000
	4,558,000
6120-221-0001—For local assistance, California State Library, Program 20-Library Development Services-Public Library Foundation Program, pursuant to Section 18025 of the Education Code.....	13,642,000
	12,924,000

Provisions:

1. Notwithstanding any other provision of law, for the 2008–09 fiscal year, the date on or before which the fiscal officer of each public library shall report to the State Librarian the information specified in Section 18023 of the Education Code shall be December 1, 2008.
2. Notwithstanding any other provision of law, for the 2008–09 fiscal year, the date on or before which the Controller shall distribute funds to the fiscal officer of each public library as specified in Section 18026 of the Education Code shall be February 15, 2009.
3. Notwithstanding subdivision (d) of Section 18025 of the Education Code or any other provision of law, in the 2008–09 fiscal year, any city, county, district, or city and county that reduces local revenues required to meet the maintenance of effort for its public library for the 2008–09 fiscal year shall continue to receive state funds appropriated under this item for the 2008–09 fiscal year only, provided that the amount of the local reduction to that public library for the 2008–09 fiscal year is no more than a specified percent of the 2007–08 fiscal year local revenues required to meet the maintenance of effort for that public library, as certified by the fiscal officer of the public library and transmitted to the State Librarian pursuant to Section 18025 of the Education Code. The specified percent in this provision shall be the percentage reduction for this item from the Budget Act of 2007 (Chs. 171 and 172, Stats. 2007) to the Budget Act of 2008.

Item	Amount
6120-495—Reversion, California State Library. As of June 30, 2008, the amounts provided in the following citations shall revert to the fund from which the appropriations were made:	
6029—California Clean Water, Clean Air, Safe Neighborhood Parks, and Coastal Protection Fund	
(1) \$1,466,000 from Item 6120-101-6029, Budget Act of 2003 (Ch. 157, Stats. 2003)	
(2) \$825,000 from Item 6120-011-6029, Budget Act of 2006 (Chs. 47 and 48, Stats. 2006)	
(3) \$842,000 from Item 6120-011-6029, Budget Act of 2007 (Chs. 171 and 172, Stats. 2007)	
6125-001-0001—For support of the Education Audit Appeals Panel.....	1,146,000
Schedule:	
(1) 10-Education Audit Appeals Panel.	1,146,000
6255-001-0001—For support of California State Summer School for the Arts.....	1,381,000
Schedule:	
(1) 10-California State Summer School for the Arts.....	1,381,000
6330-001-0001—For support of the California Career Resource Network.....	0
Schedule:	
(1) 10-California Career Resource Network.....	450,000
(2) Reimbursements.....	-450,000
Provisions:	
1. The funds appropriated in this item shall be used specifically to (a) develop relevant career exploration tools and materials, (b) publish timely information on existing job labor markets and career opportunities, and (c) disseminate these materials to middle and high school counselors throughout the state.	
6360-001-0407—For support of the Commission on Teacher Credentialing, payable from the Teacher Credentials Fund.....	15,366,000
Schedule:	
(1) 10-Standards for Preparation and Licensing of Teachers.....	15,764,000
(2) 10-40-010 20.01 -Departmental Administration.....	4,426,000
(3) 10-40-020 20.02 -Distributed Departmental Administration.....	-4,426,000
(3.5) 10.10.001-Teacher Misassignment Monitoring.....	308,000

Item	Amount
(4) Reimbursements.....	-398,000
(5) Reimbursements (Teacher Misassignment Monitoring).....	-308,000

Provisions:

1. The amount appropriated in this item may be increased based on increases in credential applications, increases in first-time credential applications requiring fingerprint clearance, unanticipated costs associated with certificate discipline cases, or unanticipated costs of litigation, subject to approval of the Department of Finance, not sooner than 30 days after notification in writing to the chairpersons of the fiscal committees of each house of the Legislature and the Chairperson of the Joint Legislative Budget Committee.
2. To ensure the Teacher Credentials Fund reserve remains at a prudent level, the Commission on Teacher Credentialing shall charge no more than \$55 for the issuance or renewal of a teaching credential.
3. Of the funds appropriated in Schedule (1), \$366,000 is for maintenance costs of the Teacher Credentialing Service Improvement Project.
4. If the funds available in the Teacher Credentials Fund are insufficient to meet the operational needs of the Commission on Teacher Credentialing, the Department of Finance may authorize a loan to be provided from the Test Development and Administration Account to the Teacher Credentials Fund. The Department of Finance shall notify the Chairperson of the Joint Legislative Budget Committee, or his or her designee, of its intent to request that the Controller transfer the amount projected to be required from the Test Development and Administration Account to the Teacher Credentials Fund. The Controller shall transfer those funds not sooner than 30 days after this notification.
5. The Commission on Teacher Credentialing (CTC) shall submit quarterly reports to the Legislature, the Legislative Analyst's Office, and the Department of Finance on the minimum, maximum, and average number of days taken to process: (a) renewal and university-recommended credentials, (b) out-of-state and special education credentials, (c) service credentials and supplemental authorizations, (d) adult and vocational education certifi-

Item

Amount

- cates and child center permits, (e) emergency permits, and (f) the percentage of renewals and new applications completed online. The report should also include information on the total number of each type of application and the hours of staff time utilized to process the different types of credentials. The quarterly reports shall commence on October 1 of each year, and provide monthly data for July, August, and September. Subsequent reports shall include historical data as well as data from the most recent quarter. The CTC shall work to reduce its processing time.
6. The Commission on Teacher Credentialing shall submit quarterly reports, in a format approved by the Office of the Secretary for Education in consultation with the Department of Finance, to the Legislature, the Legislative Analyst's Office, the Office of the Secretary for Education, and the Department of Finance. The first quarterly report shall be due on October 1 of each year. The report shall include information on the total number of backlogged applications, the number and percent the backlog was reduced in each of the three months of that quarter, and an estimate of when the backlog will be fully addressed. Backlog is defined as applications received that have not been processed after 10 days.
 7. Of the reimbursement authority provided in Schedule (4), \$398,000 is available on a one-time basis from federal Title II funds through an inter-agency agreement with the State Department of Education to support 1.0 limited-term Staff Information Systems Analyst, 1.0 limited-term Senior Information Systems Analyst, 0.5 limited-term Associate Governmental Program Analyst, and other costs associated with the development of the Teacher Database System. Of this amount, \$150,000 is provided for temporary help to convert microfiche lifetime credential information to electronic data.
 8. Of the funds appropriated in Schedule (1), \$229,000 and 2.0 permanent positions are provided to support implementation of the revised accreditation system.
 9. Of the funds appropriated in Schedule (1), \$113,000 and 1.0 limited-term position are provided to support review and revision of the spe-

Item	Amount
<p>cialist credential authorizing the teaching of special education, the specialist credential in reading and language arts, the reading certificate, and the designated subjects vocational education teaching credential, and revision of the standards related to intern and induction programs.</p> <p>10. The funds appropriated in Schedule (3.5) are provided from federal Title II funds through an interagency agreement with the State Department of Education to support Teacher Misassignment Monitoring. These funds shall be used to reimburse county offices of education for costs associated with monitoring public schools and school districts for teacher misassignments. Funds shall be allocated on a basis determined by the Commission on Teacher Credentialing. Districts and county offices receiving funds for credential monitoring will provide reasonable and necessary information to the commission as a condition of receiving these funds.</p>	
<p>6360-001-0408—For support of the Commission on Teacher Credentialing, payable from the Test Development and Administration Account, Teacher Credentials Fund.....</p>	5,091,000
<p>Schedule:</p> <p>(1) 10-Standards for Preparation and Licensing of Teachers</p>	5,091,000
<p>Provisions:</p> <p>1. The amount appropriated in this item may be increased for unanticipated costs of litigation, or for costs from increases in the number of examinees, subject to approval of the Department of Finance, not sooner than 30 days after notification in writing to the chairpersons of the fiscal committees of each house of the Legislature and the Chairperson of the Joint Legislative Budget Committee.</p> <p>2. Notwithstanding Section 44234 of the Education Code, funds that are set aside for pending litigation costs shall not be considered part of the reserve of the Teacher Credentials Fund for purposes of subdivision (b) of Section 44234 of the Education Code.</p> <p>3. If the funds available in the Teacher Credentials Fund are insufficient to meet the operational needs of the Commission on Teacher Credentialing, the Department of Finance may authorize a loan to be provided from the Test Development</p>	

Item	Amount
and Administration Account to the Teacher Credentials Fund. The Department of Finance shall notify the Chairperson of the Joint Legislative Budget Committee, or his or her designee, of its intent to request that the Controller transfer the amount projected to be required from the Test Development and Administration Account to the Teacher Credentials Fund. The Controller shall transfer those funds not sooner than 30 days after this notification.	
4. Of the funds appropriated in this item, \$240,000 is provided to support 2.0 positions and other costs associated with the development and implementation of the teacher performance assessment pursuant to Section 44320.2 of the Education Code.	
5. Of the funds appropriated in this item, \$500,000 is provided on a one-time basis to support revalidation of the California Formative Assessment and Support System.	
6. Of the funds appropriated in this item, \$350,000 is provided to support teacher examination validation studies and examination development activities. The Commission on Teacher Credentialing shall submit an annual report to the Department of Finance in September of each year describing the teacher examination validation studies and examination development conducted during the previous fiscal year.	
6360-101-0001—For local assistance, Commission on Teacher Credentialing (Proposition 98), Program 10, Standards for Preparation and Licensing of Teachers Schedule:	33,671,000
(1) 10.20.001-Alternative Certification Program.....	26,510,000
(2) 10.20.002-California School Paraprofessional Teacher Training Program.....	7,161,000
Provisions:	
1. The funds appropriated in Schedule (1) are for school districts and county offices of education participating in the alternative certification programs established pursuant to Article 11 (commencing with Section 44380) of Chapter 2 of Part 25 of Division 3 of Title 2 of the Education Code. Of these funds, \$6,800,000 is available to increase intern grants for school districts and county offices of education that agree to enhance internship	

Item	Amount
<p>programs and address the distribution of beginning teachers pursuant to Section 44387 of the Education Code.</p> <p>2. The funds appropriated in Schedule (2) are for school districts and county offices of education participating in the California School Paraprofessional Teacher Training Program established pursuant to Article 12 (commencing with Section 44390) of Chapter 2 of Part 25 of Division 3 of Title 2 of the Education Code at a per-participant rate of \$3,500.</p>	
6420-001-0001—For support of California Postsecondary Education Commission	2,005,000
Schedule:	
(1) 100000-Personal Services	2,049,000
(2) 300000-Operating Expenses and Equipment	641,000
(2.5) 555000-Unallocated Reduction ...	-223,000
(3) Reimbursements.....	-3,000
(4) Amount payable from the Federal Trust Fund (Item 6420-001-0890).	-459,000
Provisions:	
1. To the extent that the funding in this item is not adequate to fulfill all of the California Postsecondary Education Commission's statutory responsibilities, it is the intent of the Legislature that the commission prioritize its workload to ensure at a minimum that the following statutory responsibilities are completed in a timely manner during the 2008-09 fiscal year:	
(a) All reviews and recommendations of the need for new institutions for the public higher education segments, inclusive of community colleges, pursuant to subdivision (e) of Section 66903 of the Education Code.	
(b) All reviews and recommendations of the need for new programs for the public higher education segments, inclusive of community colleges, pursuant to subdivision (f) of Section 66903 of the Education Code.	
(c) Consistent with the role of the commission pursuant to Section 67002, serve as the designated state educational agency to carry out federal education programs, pursuant to subdivision (o) of Section 66903 of the Education Code.	

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<p>(d) All data management responsibilities pursuant to subdivision (m) of Section 66903 of the Education Code and data reporting pursuant to the enactment of legislation establishing a higher education accountability framework.</p>	
6420-001-0890—For support of California Postsecondary Education Commission, for payment to Item 6420-001-0001, payable from the Federal Trust Fund	459,000
6420-101-0890—For local assistance, California Postsecondary Education Commission, payable from the Federal Trust Fund	8,579,000
Provisions:	
<p>1. The funds appropriated in this item are for local assistance activities funded through the No Child Left Behind Act (P.L. 107-110).</p>	
*6440-001-0001—For support of University of California	3,000,920,000
	2,995,520,000

Schedule:

(1) Support	3,123,516,000
	3,118,116,000
(2) Charles R. Drew Medical Program.	8,738,000
(3) Acquired Immune Deficiency Syndrome (AIDS) Research	9,214,000
(4) Student Financial Aid	52,199,000
(5) Loan Repayments	5,105,000
(6) San Diego Supercomputer Center ..	3,240,000
(8) Unallocated Reduction	-201,092,000

Provisions:

1. The appropriations made in this item are exempt from Section 31.00.
2. None of the funds appropriated in this item may be expended to initiate major capital outlay projects by contract without prior legislative approval, except for cogeneration and energy conservation projects. Funds appropriated in this item may be used for capital expenditures as well as payment of debt service for such exempted capital projects. Exempted projects shall be reported in a manner consistent with the reporting procedures in subdivision (e) of Section 28.00.

Funds appropriated in this item may be used for capital expenditures as well as payment of debt service associated with the Energy Partnership Program, whereby the University of California will receive financial incentives from state

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investor-owned utilities to undertake energy conservation projects. The use of state operations funding for these energy savings projects may not infringe on the university's funding for its instructional support activities. The Director of Finance may authorize program expenditures for the list of planned projects not sooner than 30 days after notification in writing is provided to the chairpersons of the committees in each house of the Legislature that consider appropriations, the chairpersons of the committees and the appropriate subcommittees in each house of the Legislature that consider the State Budget, and the Chairperson of the Joint Legislative Budget Committee. The list of planned projects submitted for approval for a given funding cycle should be all-inclusive and may include projects that eventually may not be initiated during that funding cycle. A project not included on the list of planned projects for that funding cycle, but with which the university wishes to proceed during the budget year, may be treated as an exempted project as described above and reported in a manner consistent with the reporting procedures in subdivision (e) of Section 28.00. No later than November 15 of each year, the university shall prepare a report describing the identified projects funded under the Energy Partnership Program in the prior year. The report shall include the cost of each project, how the cost is being funded, including the amount funded from support budget funds and investor-owned utility incentive awards, and the projected amount of energy savings. These reports will sunset at the end of the program.

3. The funds appropriated in Schedule (2) are for support of University of California programs of clinical health sciences education, research, and public service, conducted in conjunction with the Charles R. Drew University of Medicine and Science, as provided for in Sections 1, 2, and 3 of Chapter 1140 of the Statutes of 1973. Of the funds appropriated, \$500,000 is contingent upon the provision by the University of California of an equal amount of matching funds from its own resources. The University of California shall ensure by adequate controls that funds appropriated in

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Schedule (2) are expended solely for the support of the program identified in that schedule.	
4. The funds appropriated in Schedule (4) are for support of Program 45, Student Financial Aid, to provide financial aid to needy students attending the University of California, according to the nationally accepted needs analysis methodology.	
5. Of the funds appropriated in Schedule (1), \$2,762,129 is for payment of energy service contracts in connection with the issuance of State Public Works Board Energy Efficiency Revenue Bonds.	
6. Of the funds appropriated in Schedule (5), \$2,700,000 is for repayment of \$25,000,000 borrowed by the University of California for deferred maintenance in the 1994–95 fiscal year. It is the intent of the Legislature to annually provide funds for that repayment purpose through the 2009–10 fiscal year.	
7. Of the funds appropriated in Schedule (5), \$2,405,000 is for repayment of \$25,000,000 borrowed by the University of California for deferred maintenance in the 1995–96 fiscal year. It is the intent of the Legislature to annually provide funds for that repayment purpose through the 2010–11 fiscal year.	
8. Of the funds appropriated in Schedule (1), \$1,897,200 is for the California State Summer School for Mathematics and Science (COSMOS). The University of California shall report on the outcomes and effectiveness of COSMOS every five years, commencing April 1, 2011.	
9. The University of California (UC) shall report to the Legislature and the Governor by February 1 of each year on its progress toward increasing the quality and supply of science and mathematics teachers resulting from implementation of the Science and Math Teacher Initiative. This report shall include the following information: (a) annual number of mathematics and science teachers awarded credentials (by each UC campus) beginning with the 2004–05 academic year (before the state first provided funding for the initiative), (b) an expenditure plan on the use of the funds appropriated in this item, (c) the effectiveness of the initiative's different components and activities, including an identification of best practices, and	

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(d) the job placement of students who earn a mathematics or science teaching credential, including the location of the K-12 school of employment and whether it is in an urban, rural, or suburban setting.	
10. The University of California shall report to the Legislature by March 15, 2009, on whether it has met its 2008-09 academic year enrollment goal.	
11. Of the funds appropriated in Schedule (1), \$1,050,000 is to support 70 full-time equivalent students in the Program in Medical Education (PRIME) at the Irvine, Davis, San Diego, and San Francisco campuses. The primary purpose of this program is to train physicians specifically to serve in underrepresented communities. The University of California shall report to the Legislature by March 15, 2009, on (a) its progress in implementing the PRIME program and (b) the use of the total funds provided for this program from both state and nonstate resources.	
12. The university shall report to the Legislature and the Governor by May 1, 2009, on the total enrollment in the 2007-08 and 2008-09 academic years in the entry-level clinical and master's degree nursing programs and the master's of science nursing degree programs.	
13. It is the intent of the Legislature that the University of California submit an annual report by March 1 of each year through the 2010-11 fiscal year to the Joint Legislative Budget Committee, legislative fiscal subcommittees, and the Department of Finance on the university's progress in reforming its compensation policies and practices, reflecting the criteria specified in Provision 27 of Item 6440-001-0001 of the Budget Act of 2006 (Chs. 47 and 48, Stats. 2006).	
14. Of the funds appropriated in Schedule (1), \$19,300,000 is for student academic preparation and education programs (SAPEP) and is to be matched with \$12,000,000 from existing university resources, for a total of \$31,300,000 for these programs. The University of California shall provide a plan to the Department of Finance and the fiscal committees of each house of the Legislature for expenditure of both state and university funds for SAPEP by September 1 of each year. It is the intent of the Legislature that	

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- the university report on the use of state and university funds provided for these programs, including detailed information on the outcomes and effectiveness of academic preparation programs consistent with the accountability framework developed by the university in April 2005. The report shall be submitted to the fiscal committees of each house of the Legislature no later than April 1, 2009.
15. The amount appropriated in Schedule (1) reflects a reduction of \$32,300,000 to institutional support.
 - ~~16. Of the amount appropriated in Schedule (1), \$15,000,000 shall be redirected from funds budgeted for compensation of administrators of the University of California, including administrators at the campuses and in the Office of the President, to support salary increases and a step pay system for low wage service employees.~~
 17. Of the funds appropriated in Schedule (1), \$693,000 is for the Welfare Policy Research Project, pursuant to Article 9.7 (commencing with Section 11526) of Chapter 2 of Part 3 of Division 9 of the Welfare and Institutions Code.
 18. Of the funds appropriated in Schedule (1), \$427,500 shall be expended for the Center for Earthquake Engineering Research, contingent upon the center continuing to receive federal matching funds from the National Science Foundation.
 19. Of the funds appropriated in Schedule (1), \$346,500 shall be expended for viticulture and enology research, contingent upon the receipt of an equal amount of private sector matching funds.
 20. Of the funds appropriated in Schedule (1), \$16,200,000 is for substance abuse research at the Department of Neurology at the University of California, San Francisco.
 21. Of the funds appropriated in Schedule (1), \$693,000 shall be used for lupus research at the University of California, San Francisco.
 22. Of the funds appropriated in Schedule (1), \$1,385,100 shall be used to expand spinal cord injury research.
 23. Of the funds appropriated in Schedule (1), \$3,463,000 is to fund the Medical Investigation

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of Neurodevelopment Disorders (MIND) Institute, including \$3,150,000 for a research grants program.	
24. Of the funds appropriated in Schedule (1), \$5,400,000 \$0 is to support research on labor and employment and labor education throughout the University of California system. Of these funds, 60 percent shall be for labor research and 40 percent shall be for labor education.	
25. The amount appropriated in this item reflects a \$5,000,000 one-time reduction to the Subject Matter Projects. An identical amount is appropriated in Item 6110-195-0890 from federal Title II carryover funds to ensure the projects can be maintained in the 2008–09 fiscal year.	
26. To the extent funds are available in Schedule (1), and contingent upon the receipt of an equal amount of private sector matching funds, the University of California shall allocate funds for the California Institute for Quantitative Biosciences for the purpose of enhancing innovative, cost-effective technologies and therapies in health care.	
6440-001-0007—For support of University of California, payable from the Breast Cancer Research Account. Provisions:	12,776,000
1. Notwithstanding subdivision (a) of Section 1.80, the funds appropriated in this item shall be available for expenditure until June 30, 2011.	
6440-001-0046—For support of University of California, Institute of Transportation Studies, payable from the Public Transportation Account, State Transportation Fund	980,000
6440-001-0234—For support of the University of California, payable from the Research Account, Cigarette and Tobacco Products Surtax Fund.....	14,553,000
Provisions:	
1. The funds appropriated in this item are to be allocated for research regarding tobacco use, with an emphasis on youth and young adults, including, but not limited to, the effects of active and passive smoking, the primary prevention of tobacco use, nicotine addiction and its treatment, the effects of secondhand smoke, and public health issues surrounding tobacco use.	

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2. Notwithstanding subdivision (a) of Section 1.80, the funds appropriated in this item are available for expenditure until June 30, 2011.	
6440-001-0308—For support of the University of California, payable from the Earthquake Risk Reduction Fund of 1996.....	1,500,000
Provisions:	
1. The funds appropriated in this item shall be expended for the Center for Earthquake Engineering Research, contingent upon the center continuing to receive federal matching funds from the National Science Foundation.	
6440-001-0321—For support of University of California, payable from the Oil Spill Response Trust Fund.....	1,500,000
Provisions:	
1. The funds appropriated in this item shall be available to support the Oiled Wildlife Care Network.	
6440-001-0890—For support of University of California, payable from the Federal Trust Fund.....	3,500,000
Provisions:	
1. The funds appropriated in this item are for the federal Gaining Early Awareness and Readiness for Undergraduate Programs (GEAR UP) (20 U.S.C. Sec. 1070a-21 et seq.). These funds are provided to the University of California as the fiscal agent for this intersegmental program.	
6440-001-0945—For support of the University of California, payable from the California Breast Cancer Research Fund.....	778,000
Provisions:	
1. Notwithstanding subdivision (a) of Section 1.80 of this act, the funds appropriated in this item shall be available for expenditure until June 30, 2011.	
6440-001-3054—For support of University of California	1,908,000
Provisions:	
1. The funds appropriated in this item shall be used to support the analysis of health care-related legislation, in accordance with Chapter 684 of the Statutes of 2006, commencing with Section 127660 of the Health and Safety Code.	
6440-002-0001—For support of University of California	(55,000,000)
Provisions:	
1. Notwithstanding Section 1.80 of this act, the funds appropriated in this item are not available for expenditure or encumbrance prior to July 1, 2009. Claims for these funds shall be submitted	

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by the University of California on or after July 1, 2009, and before October 1, 2009.	
2. No reserve may be established by the Controller for this appropriation before July 1, 2009.	
6440-003-0001—For support of the University of California, for payments on lease-purchase bonds.....	175,078,000
Schedule:	
(1) Rental, insurance, and administrative payments	184,702,000
(2) Reimbursements.....	-9,624,000
Provisions:	
1. The Controller shall transfer funds appropriated in this item according to a schedule to be provided by the State Public Works Board. The schedule shall be provided on a monthly basis or as otherwise needed to ensure debt requirements are met.	
2. This item may contain adjustments pursuant to Section 4.30 that are not currently reflected. Any adjustments to this item shall be reported to the Joint Legislative Budget Committee pursuant to Section 4.30.	
6440-004-0001—For support of University of California	20,000,000
Provisions:	
1. Funds shall be available for planning and startup costs associated with academic programs to be offered in the San Joaquin Valley and planning, startup costs, and ongoing support for the Merced campus, including the following: (a) site studies, infrastructure planning, community planning and development, long-range development plans, environmental studies, and other physical planning activities, (b) academic planning activities, support of academic program offerings prior to the opening of the new campus, and faculty recruitment, (c) the acquisition of instructional materials and equipment, and (d) ongoing operating support for faculty, staff, and other annual operating expenses for the new campus.	
2. The University of California may enter into lease agreements with an option to purchase facilities in the central valley associated with the Merced campus. The lease agreement with an option to purchase shall be submitted to the Department of Finance for review and concurrence prior to execution of the lease to ensure that the proposed lease is consistent with legislative intent. The submission of the lease shall also include an eco-	

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nomic analysis detailing the cost benefit of the project. 3. \$10,000,000 of the funds appropriated in this item are one time and shall decrease in subsequent years as enrollment increases in accordance with the plan submitted by the University of California.	
6440-005-0001—For support of University of California Provisions:	4,750,000
1. Funds in this item are provided pursuant to subdivision (c) of Section 92901 of the Education Code to support the California Institutes for Science and Innovation.	
6440-011-0042—For transfer by the Controller from the State Highway Account, State Transportation Fund to the Earthquake Risk Reduction Fund of 1996.....	(1,000,000)
*6440-301-0660—For capital outlay, University of California, payable from the Public Buildings Construction Fund	204,637,000
Schedule:	
Berkeley Campus:	
(1) 99.01.270-Biomedical and Health Sciences Building—Preliminary plans, working drawings, and construction	52,700,000
Davis Campus:	
(2) 99.03.350-Veterinary Medicine 3B—Construction	64,737,000
Los Angeles Campus:	
(3) 99.04.285-Hershey Hall Seismic Renovation—Working drawings and construction.....	23,100,000
Riverside Campus:	
(4) 99.05.200-Environmental Health and Safety Expansion—Working drawings and construction.....	16,619,000
San Diego Campus:	
(5) 99.06.390-Management School Facility Phase 2—Working drawings and construction.....	26,075,000
Santa Barbara Campus:	
(6) 99.08.135-Arts Building Seismic Corrections and Renewal—Construction	21,406,000
Provisions:	
1. The State Public Works Board may issue lease-revenue bonds, notes, or bond anticipation notes	

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<p>pursuant to Chapter 5 (commencing with Section 15830) of Part 10b of Division 3 of Title 2 of the Government Code to finance the design and construction of the projects authorized by this item.</p> <p>2. The University of California is directed to execute and deliver any and all leases, contracts, agreements, or other documents necessary or advisable to consummate the sale of bonds or otherwise effectuate the financing of the scheduled projects.</p> <p>3. The State Public Works Board shall not be deemed to be the lead or responsible agency for the purposes of the California Environmental Quality Act (Division 13 (commencing with Section 21000) of the Public Resources Code) for any activities under the State Building Construction Act of 1955 (Part 10b (commencing with Section 15800) of Division 3 of Title 2 of the Government Code). This provision does not exempt the University of California from the requirements of the California Environmental Quality Act. This provision is declaratory of existing law.</p> <p>4. Notwithstanding Section 1.80 or any other provision of law, the appropriation made in this item is available for encumbrance until June 30, 2012.</p> <p>5. Notwithstanding any other provision of law, the State Public Works Board may not authorize interim financing for the project funded in Schedule (1) until the University of California provides the board with a complete funding plan for the full build-out and the board determines that the funds provided in this item may be used in conjunction with other funding sources in the funding plan.</p>	
6440-301-0705—For capital outlay, University of California, payable from the 1992 Higher Education Capital Outlay Bond Fund	2,855,000
Schedule:	
Irvine Campus:	
(7) 99.09.355-Social and Behavioral Sciences Building—Equipment.....	2,855,000
Provisions:	
1. If savings are identified in funds encumbered from this general obligation bond fund for construction contracts for capital outlay projects, remaining after completion of a capital outlay project and upon resolution of all change orders and claims, those savings may be used for the following purposes: (a) to begin working drawings	

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<p>for a project for which preliminary plan funds have been appropriated and the plans have been approved by the State Public Works Board consistent with the scope and cost approved by the Legislature as adjusted for inflation only, (b) to proceed further with the underground tank corrections program, (c) to perform engineering evaluations on buildings that have been identified as potentially in need of seismic retrofitting, (d) to proceed with design and construction of projects to meet requirements under the federal Americans with Disabilities Act of 1990 (42 U.S.C. Sec. 12101 et seq.), or (e) to fund minor capital outlay projects.</p> <p>No later than November 1 of each year, the University of California shall prepare a report showing (a) the identified savings by project and (b) the purpose for which the identified savings were used. This report shall be submitted to the Chairperson of the Joint Legislative Budget Committee and to the chairpersons of the fiscal committees in each house of the Legislature.</p> <p>2. The funds provided in this item shall be available for expenditure only if the University of California requires the payment of prevailing wage rates by the contractors and subcontractors on all projects in this item and on all other capital outlay projects undertaken by the University of California that are funded using nonstate funds or are otherwise not financed with the funds appropriated in this item. This requirement shall represent a moratorium on granting further exceptions to paying prevailing wage rates until June 30, 2009.</p>	
<p>6440-301-0791—For capital outlay, University of California, payable from the June 1990 Higher Education Capital Outlay Bond Fund</p>	910,000
<p>Schedule:</p> <p>Riverside Campus:</p> <p>(1.5) 99.05.205-Student Academic Support Services Building—</p>	
<p>Equipment</p>	910,000
<p>Provisions:</p> <p>1. If savings are identified in funds encumbered from this general obligation bond fund for construction contracts for capital outlay projects, remaining after completion of a capital outlay project and upon resolution of all change orders</p>	

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<p>and claims, those savings may be used for the following purposes: (a) to begin working drawings for a project for which preliminary plan funds have been appropriated and the plans have been approved by the State Public Works Board consistent with the scope and cost approved by the Legislature as adjusted for inflation only, (b) to proceed further with the underground tank corrections program, (c) to perform engineering evaluations on buildings that have been identified as potentially in need of seismic retrofitting, (d) to proceed with design and construction of projects to meet requirements under the federal Americans with Disabilities Act of 1990 (42 U.S.C. Sec. 12101 et seq.), or (e) to fund minor capital outlay projects.</p> <p>No later than November 1 of each year, the University of California shall prepare a report showing (a) the identified savings by project and (b) the purpose for which the identified savings were used: This report shall be submitted to the Chairperson of the Joint Legislative Budget Committee and to the chairpersons of the fiscal committees in each house of the Legislature.</p> <p>2. The funds provided in this item shall be available for expenditure only if the University of California requires the payment of prevailing wage rates by the contractors and subcontractors on all projects in this item and on all other capital outlay projects undertaken by the University of California that are funded using nonstate funds or are otherwise not financed with the funds appropriated in this item. This requirement shall represent a moratorium on granting further exceptions to paying prevailing wage rates until June 30, 2009.</p>	
<p>6440-301-6048—For capital outlay, University of California, payable from the 2006 University Capital Outlay Bond Fund.....</p>	7,210,000
<p>Schedule:</p> <p>Riverside Campus:</p> <p>(1) 99.05.190-Materials Science and Engineering Building—Equipment</p>	4,620,000
<p>Santa Barbara Campus:</p> <p>(2) 99.08.130-Education and Social Sciences Building—Equipment.....</p>	2,590,000

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Provisions:

1. If savings are identified in funds encumbered from this general obligation bond fund for construction contracts for capital outlay projects, remaining after completion of a capital outlay project and upon resolution of all change orders and claims, those savings may be used for the following purposes: (a) to begin working drawings for a project for which preliminary plan funds have been appropriated and the plans have been approved by the State Public Works Board consistent with the scope and cost approved by the Legislature as adjusted for inflation only, (b) to proceed further with the underground tank correction program, (c) to perform engineering evaluations on buildings that have been identified as potentially in need of seismic retrofitting, (d) to proceed with design and construction of projects to meet requirements under the federal Americans with Disabilities Act of 1990 (42 U.S.C. Sec. 12101 et seq.), or (e) to fund minor capital outlay projects.

Not later than November 1 of each year, the University of California shall prepare a report showing the identified savings, by project, and the purpose for which the identified savings were used. This report shall be submitted to the Chairperson of the Joint Legislative Budget Committee and to the chairpersons of the fiscal committees in each house of the Legislature.

2. The funds provided in this item shall be available for expenditure only if the University of California requires the payment of prevailing wage rates by the contractors and subcontractors on all projects in this item and on all other capital outlay projects undertaken by the University of California that are funded using nonstate funds or are otherwise not financed with the funds appropriated in this item. This requirement shall represent a moratorium on granting further exceptions to paying prevailing wage rates until June 30, 2009.

*6440-302-6041—For capital outlay, University of California, payable from the 2004 Higher Education Capital Outlay Bond Fund

5,802,000

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Schedule:	
Los Angeles Campus:	
(1) 99.04.265-Life Sciences Replacement Building—Construction	5,802,000
Provisions:	
1. Notwithstanding Section 13332.11 of the Government Code or any other provision of law, the University of California may proceed with any phase of any project identified in the above schedule, including preparation of preliminary plans, working drawings, construction, or equipment purchase, without the need for any further approvals.	
2. The University of California shall complete each project identified in the above schedule within the total funding amount specified in the schedule for that project. Notwithstanding Section 13332.11 of the Government Code or any other provision of law, the budget for any project to be funded from this item may be augmented by the University of California within the total appropriation made in this item, in an amount not to exceed 10 percent of the amount appropriated for that project. No funds appropriated in this item for equipment may be used for an augmentation under this provision, or be augmented from any other funds appropriated in this item. This condition does not limit the authority of the University of California to use non-state funds.	
3. The University of California shall complete each project identified in the above schedule without any change to its scope. The scope of a project, in this respect, means the intended purpose of the project as determined by reference to the following elements of the budget request for that project submitted by the University of California to the Department of Finance: (a) the program elements related to project type, and (b) the functional description of spaces required to deliver the academic and supporting programs as approved by the Legislature.	
4. Notwithstanding any other provision of law, the appropriation made in this item is available for encumbrance until June 30, 2010, except that funds appropriated for construction only must be bid by June 30, 2009, and are available for expenditure until June 30, 2010, and that funds appropriated for equipment purposes are available for	

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encumbrance until June 30, 2011. For the purpose of encumbrance, funds appropriated for construction management and project contingencies purposes, as well as any bid savings, shall be deemed to be encumbered at the time a contract for that purpose is awarded; these funds also may be used to initiate consulting contracts necessary for management of the project during the liquidation period. Any savings identified at the completion of the project also may be used during the liquidation period to fund the purposes described in Provision 5.

5. Identified savings in a budget for a capital outlay project, as appropriated in this item, remaining after completion of a capital outlay project and upon resolution of all change orders and claims, may be used without further approval: (a) to augment projects consistent with Provision 2, (b) to proceed further with the underground storage tank correction program, (c) to perform engineering evaluations on buildings that have been identified as potentially in need of seismic retrofitting, (d) to proceed with the design and construction of projects to meet requirements under the federal Americans with Disabilities Act of 1990 (42 U.S.C. Sec. 12101 et seq.), or (e) to fund minor capital outlay projects.

6. No later than December 1 of each year, the University of California shall submit a report outlining the expenditures for each project of the funds appropriated in this item to the Chairperson of the Joint Legislative Budget Committee, the chairpersons of the fiscal committees of each house of the Legislature, the Legislative Analyst, and the Director of Finance. The report also shall include the following elements: (a) a statement of the identified savings by project, and the purpose for which the identified savings were used; (b) a certification that each project, as proceeding or as completed, has remained within its scope and the amount funded for that project under this item; and (c) an evaluation of the outcome of the project measured against performance criteria.

*6440-304-6048—For capital outlay, University of California, payable from the 2006 University Capital Outlay Bond Fund..... 39,850,000

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Schedule:	
Statewide:	
(.5) 99.00.100-Statewide Telemedicine Services Expansion—Equipment ..	10,000,000
San Francisco Campus:	
(1) 99.02.155-Telemedicine and PRIME Urban Underserved Education Facilities—Construction and equipment	29,100,000
Davis Campus:	
(2) 99.03.365-Telemedicine Resource Center and Rural PRIME Facility—Equipment	750,000

Provisions:

1. If savings are identified in funds encumbered from this general obligation bond fund for construction contracts for capital outlay projects, remaining after completion of a capital outlay project and upon resolution of all change orders and claims, those savings may be used for the following purposes: (a) to begin working drawings for a project for which preliminary plan funds have been appropriated and the plans have been approved by the State Public Works Board consistent with the scope and cost approved by the Legislature as adjusted for inflation only, (b) to proceed further with the underground tank corrections program, (c) to perform engineering evaluations on buildings that have been identified as potentially in need of seismic retrofitting, (d) to proceed with design and construction of projects to meet requirements under the federal Americans with Disabilities Act of 1990 (42 U.S.C. Sec. 12101 et seq.), or (e) to fund minor capital outlay projects.

Not later than November 1 of each year, the University of California shall prepare a report showing the identified savings, by project, and the purpose for which the identified savings were used. This report shall be submitted to the Chairperson of the Joint Legislative Budget Committee and to the chairpersons of the fiscal committees in each house of the Legislature.

2. The funds appropriated in this item shall be available for expenditure only if the University of California requires the payment of prevailing wage

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rates by the contractors and subcontractors on all projects in this item and on all other capital outlay projects undertaken by the University of California that are funded using nonstate funds or are otherwise not financed with the funds appropriated in this item. This requirement shall represent a moratorium on granting further exceptions to paying prevailing wage rates until June 30, 2009.

6440-401—Identified savings in funds encumbered from the Higher Education Capital Outlay Bond Funds of 1986, 1988, 1990, 1992, 1996, 1998, 2002, and 2004, and from the 2006 and 2008 University Capital Outlay Bond Funds for capital outlay projects, remaining after completion of a capital outlay project and upon resolution of all change orders and claims, may be used: (a) to begin working drawings for a project for which preliminary plan funds have been appropriated and the plans have been approved by the State Public Works Board consistent with the scope and cost approved by the Legislature as adjusted for inflation only, (b) to proceed further with the underground tank corrections program, (c) to perform engineering evaluations on buildings that have been identified as potentially in need of seismic retrofitting, (d) to proceed with design and construction of projects to meet requirements under the federal Americans with Disabilities Act of 1990 (42 U.S.C. Sec. 12101 et seq.), and (e) for identified savings in funds encumbered from the Higher Education Capital Outlay Bond Funds of 1996, 1998, 2002, 2004, and 2006 to fund minor capital outlay projects.

No later than December 1 of each year, the University of California shall prepare a report showing (a) the identified savings by project and (b) the purpose for which the identified savings were used. This report shall be submitted to the Chairperson of the Joint Legislative Budget Committee and to the chairpersons of the fiscal committees in each house of the Legislature.

6440-402—University of California, San Diego Campus. The Health Sciences Biomedical Research Facility 2 project is authorized pursuant to Section 15820.21 of the Government Code.

Amount

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6440-490—Reappropriation, University of California. Notwithstanding any other provision of law, the balances as of June 30, 2008, of the appropriations provided in the following citations are reappropriated for the purposes and subject to the limitations, unless otherwise specified, provided for in the appropriations and shall be available for encumbrance or expenditure until June 30, 2009:

0001—General Fund

(1) Item 6440-001-0001 of Section 2.00 of the Budget Act of 2007 (Chs. 171 and 172, Stats. 2007)

Provisions:

1. Of the funds reappropriated in this item from Item 6440-001-0001 of Section 2.00 of the Budget Act of 2007 (Chs. 171 and 172, Stats. 2007), \$15,000,000 shall be available for deferred maintenance, special repair projects, and the replacement of instructional equipment. As of June 30, 2008, the balance of the funds from that item in excess of \$15,000,000 shall revert to the General Fund.
2. The University of California shall report to the Department of Finance and the Joint Legislative Budget Committee the amount of the balance, on June 30, 2008, of Item 6440-001-0001 of Section 2.00 of the Budget Act of 2007 (Chs. 171 and 172, Stats. 2007), by September 30, 2008, and the expenditures made pursuant to this item by September 30, 2009.

6440-491—Reappropriation, University of California. Notwithstanding any other provision of law, the balances of the appropriations provided in the following citations are reappropriated for the purposes and subject to the limitations, unless otherwise specified, provided for in the appropriations:

6048—2006 University Capital Outlay Bond Fund

(1) Item 6440-301-6048, Budget Act of 2006 (Chs. 47 and 48, Stats. 2006)

Irvine Campus:

(2.5) 99.09.360-Primary Electrical Improvements Step 3—Working drawings and construction

(2) Item 6440-301-6048, Budget Act of 2007 (Chs. 171 and 172, Stats. 2007)

Santa Barbara Campus:

(13) 99.08.145-Davidson Library Addition and Renewal—Working drawings

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Santa Cruz Campus:	
(18) 99.07.185-Infrastructure Improvements Phase 2—Working drawings	
(19) 99.07.190-Biomedical Sciences Facility— Construction	
(3) Item 6440-304-6048, Budget Act of 2007 (Chs. 171 and 172, Stats. 2007)	
Davis Campus:	
(1.5) 99.03.365-Telemedicine Resource Center and Rural PRIME Facility—Working drawings, construction, and equipment	
6440-492—Reappropriation, University of California. Notwithstanding any other provision of law, the pe- riod to liquidate encumbrances of the following ci- tation is extended to June 30, 2009 2010 :	
6041—2004 Higher Education Capital Outlay Bond Fund	
(1) Item 6440-302-6041, Budget Act of 2005 (Chs. 38 and 39, Stats. 2005)	
Davis Campus:	
(2) 99.03.325-Physical Sciences Expansion— Construction	
6440-495—Reversion, University of California. As of June 30, 2008, the unencumbered balance of the ap- propriation provided for in the following citation shall revert to the fund from which the appropriation was made:	
6028—2002 Higher Education Capital Outlay Bond Fund	
(1) Item 6440-302-6028, Budget Act of 2005 (Chs. 38 and 39, Stats. 2005), as reappropriated by Item 6440-491, Budget Act of 2006 (Chs. 47 and 48, Stats. 2006)	
Los Angeles Campus:	
(1) 99.04.265-Life Sciences Replacement Building—Construction	
6600-001-0001—For support of Hastings College of the Law	10,631,000
Provisions:	
1. The appropriation made in this item is exempt from Section 31.00.	
2. The amount appropriated in this item reflects a 10-percent reduction to institutional support.	
6610-001-0001—For support of California State Univer- sity	2,910,596,000

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Schedule:	
(1) Support	3,082,555,000
(2) Unallocated Reduction	-171,959,000

Provisions:

1. The appropriations made in this item are exempt from Section 31.00, except as otherwise provided by the applicable sections of the Government Code referred to in Section 31.00.
2. Of the amount appropriated in this item, \$350,000 is for transfer to the Affordable Student Housing Revolving Fund for the purpose of subsidizing interest costs in connection with bond financing for construction of affordable student housing at the Fullerton and Hayward campuses in accordance with Article 3 (commencing with Section 90085) of Chapter 8 of Part 55 of Division 8 of Title 3 of the Education Code.
3. Of the amount appropriated in this item, \$1,878,000 is for repayment of the \$17,000,000 financed for the California State University through a third party for deferred maintenance projects in the 1994-95 fiscal year. It is the intent of the Legislature to annually provide funds for that repayment purpose until June 30, 2010.
4. Of the amount appropriated in this item, \$2,309,000 is for repayment of the \$24,000,000 financed for the California State University through a third party for deferred maintenance projects in the 1995-96 fiscal year. It is the intent of the Legislature to annually provide funds for that repayment purpose until June 30, 2011.
5. The California State University (CSU) shall report to the Legislature and the Governor by February 1 of each year on its progress toward increasing the quality and supply of science and mathematics teachers resulting from implementation of the Science and Math Teacher Initiative. This report shall include the following information: (a) annual number of mathematics and science teachers awarded credentials (by each CSU campus) beginning with the 2004-05 academic year (before the state first provided funding for the initiative), (b) an expenditure plan on the use of the funds appropriated in this item, (c) the effectiveness of the initiative's different components and activities, including an identification of best practices, and (d) the job placement of stu-

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- dents who earn a math or science teaching credential, including the location of the K-12 school of employment and whether it is in an urban, rural, or suburban setting.
6. The California State University shall provide a preliminary report to the Legislature by March 15, 2009, and a final report by May 1, 2009, on whether it has met its 2008-09 academic year enrollment goal.
 7. The California State University shall report to the Legislature and the Governor by May 1, 2009, on the total enrollment in the 2007-08 and 2008-09 academic years in the baccalaureate nursing degree and entry-level master's nursing degree programs.
 8. The amount appropriated in Schedule (1) reflects a reduction of \$43,199,000 to institutional support.
 9. Of the amount appropriated in this item, \$33,785,000 is provided for student financial aid grants. These financial aid funds shall be provided to needy students according to the nationally accepted needs analysis methodology.
 10. Of the amount appropriated in Schedule (1), \$52,000,000 is appropriated for student academic preparation and student support services programs. The California State University shall provide \$45,000,000 to support the Early Academic Assessment Program and the Educational Opportunity Program. It is the intent of the Legislature that the university report on the outcomes and effectiveness of the Early Academic Assessment Program to the fiscal committees of each house of the Legislature no later than March 15, 2009.
- 6610-002-0001—For support of the California State University for transfer to and in augmentation of Item 6610-001-0001, for the purpose of providing direct costs and administrative overhead expenses for the Assembly, Senate, Executive, and Judicial Fellows programs and the Center for California Studies 3,111,000
- Schedule:
- | | |
|------------------------------------|---------|
| (1) Center for California Studies— | |
| Fellows Program..... | 602,000 |
| (2) Center for California Studies— | |
| Other..... | 37,000 |
| (3) Assembly Fellows..... | 565,287 |

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(4) Senate Fellows.....	565,287
(5) Executive Fellows.....	565,287
(6) Judicial Fellows	402,139
(7) LegiSchool Project.....	114,000
(8) Sacramento Semester Internship Program.....	56,000
(9) Unscheduled	328,000
(10) Unallocated Reduction.....	-124,000
6610-002-0785—For support of California State Univer- sity, payable from the 1988 Higher Education Capita- l Outlay Bond Fund.....	4,955,000
6610-002-6041—For support of California State Univer- sity, payable from the 2004 Higher Education Capita- l Outlay Bond Fund.....	13,716,000
6610-003-0001—For support of the California State Uni- versity for payments on lease-purchase bonds.....	56,999,000
Schedule:	
(1) Rental, insurance, and administra- tive payments	61,572,000
(2) Reimbursements.....	-4,573,000
Provisions:	
1. The Controller shall transfer funds appropriated in this item according to a schedule to be provided by the State Public Works Board. The schedule shall be provided on a monthly basis or as other- wise needed to ensure debt requirements are met.	
2. This item may contain adjustments pursuant to Section 4.30 that are not currently reflected. Any adjustments to this item shall be reported to the Joint Legislative Budget Committee pursuant to Section 4.30.	
*6610-301-0660—For capital outlay, California State University, payable from the Public Buildings Con- struction Fund	223,788,000
Schedule:	
(1) 06.50.066-Bakersfield: Art Center and Satellite Plant—Working drawings and construction.....	17,681,000
(2) 06.51.010-Maritime Academy: Physical Education Replacement— Preliminary plans, working draw- ings, and construction	34,751,000
(3) 06.74.008-Monterey Bay: Aca- demic Building II—Preliminary plans, working drawings, and con- struction	40,599,000

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- (4) 06.83.003-Channel Islands: Classroom and Faculty Office Renovation and Addition—Construction .. 29,686,000
- (5) 06.96.116-San Luis Obispo: Center for Science—Construction.....101,071,000

Provisions:

1. The State Public Works Board may issue lease-revenue bonds, notes, or bond anticipation notes pursuant to Chapter 5 (commencing with Section 15830) of Part 10b of Division 3 of Title 2 of the Government Code to finance the design and construction of the projects authorized by this item.
2. The California State University is directed to execute and deliver any and all leases, contracts, agreements, or other documents necessary or advisable to consummate the sale of bonds or otherwise effectuate the financing of the scheduled projects.
3. The State Public Works Board shall not be deemed to be the lead or responsible agency for the purposes of the California Environmental Quality Act (Division 13 (commencing with Section 21000) of the Public Resources Code) for any activities under the State Building Construction Act of 1955 (Part 10b (commencing with Section 15800) of Division 3 of Title 2 of the Government Code). This provision does not exempt the California State University from the requirements of the California Environmental Quality Act. This provision is declaratory of existing law.
4. Notwithstanding Section 1.80 or any other provision of law, the appropriation made in this item is available for encumbrance until June 30, 2012.

6610-301-6028—For capital outlay, California State University, payable from the 2002 Higher Education Capital Outlay Bond Fund 4,239,000

Schedule:

- (1) 06.54.081-Dominguez Hills: Education Resource Center Addition—Equipment 3,664,000
- (2) 06.73.086-Los Angeles: Forensic Science Building—Equipment 575,000

Provisions:

1. Identified savings in funds encumbered from this general obligation bond fund for construction contracts for capital outlay projects, remaining after completion of a capital outlay project and upon

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resolution of all change orders and claims, may be used prior to the appropriation reversion date: (a) to begin working drawings for a project for which preliminary plan funds have been appropriated and the plans have been approved by the State Public Works Board consistent with the scope and cost approved by the Legislature as adjusted for inflation only, (b) to proceed further with the underground tank correction program, (c) to perform engineering evaluations on buildings that have been identified as potentially in need of seismic retrofitting, or (d) to proceed with design and construction of projects to meet requirements under the federal Americans with Disabilities Act of 1990 (42 U.S.C. Sec. 12101 et seq.).

Not later than March 1 of each year, the California State University shall provide the Legislative Analyst with a progress report showing the identified savings, by project, and the purpose for which the identified savings were used.

Not later than November 1 of each year, the California State University shall prepare a report showing the identified savings, by project, and the purpose for which the identified savings were used. This report shall be submitted to the Chairperson of the Joint Legislative Budget Committee and to the chairpersons of the fiscal committees in each house of the Legislature.

6610-301-6041—For capital outlay, California State University, payable from the 2004 Higher Education Capital Outlay Bond Fund 28,217,000

Schedule:

- (.5) 06.52.109-Chico: Student Services Center—Equipment..... 2,432,000
- (2.5) 06.64.082-East Bay: Student Services Replacement Building—Equipment 1,963,000
- (3) 06.83.005-Channcl Islands: Entrance Road—Construction..... 23,822,000

Provisions:

1. Identified savings in funds encumbered from this general obligation bond fund for construction contracts for capital outlay projects, remaining after completion of a capital outlay project and upon resolution of all change orders and claims, may be

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used prior to the appropriation reversion date: (a) to begin working drawings for a project for which preliminary plan funds have been appropriated and the plans have been approved by the State Public Works Board consistent with the scope and cost approved by the Legislature as adjusted for inflation only, (b) to proceed further with the underground tank corrections program, (c) to perform engineering evaluations on buildings that have been identified as potentially in need of seismic retrofitting, or (d) to proceed with design and construction of projects to meet requirements under the federal Americans with Disabilities Act of 1990 (42 U.S.C. Sec. 12101 et seq.).

Not later than March 1 of each year, the California State University shall provide the Legislative Analyst with a progress report showing the identified savings, by project, and the purpose for which the identified savings were used.

Not later than November 1 of each year, the California State University shall prepare a report showing the identified savings, by project, and the purpose for which the identified savings were used. This report shall be submitted to the Chairperson of the Joint Legislative Budget Committee and to the chairpersons of the fiscal committees in each house of the Legislature.

6610-302-6041—For capital outlay, California State University, payable from the 2004 Higher Education Capital Outlay Bond Fund 21,041,000

Schedule:

- (1) 06.78.073-San Bernardino: Access Compliance Barrier Removal—Preliminary plans, working drawings, and construction 10,510,000
- (2) 06.82.085-Northridge: Science I Replacement Building—Equipment 4,499,000
- (3) 06.82.086-Northridge: Performing Arts Center—Equipment 6,032,000

Provisions:

- 1. Notwithstanding Section 13332.11 of the Government Code or any other provision of law, the California State University may proceed with any phase of any project identified in the above schedule, including preparation of preliminary plans,

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working drawings, construction, or equipment purchase, without the need for any further approvals.	
2. The California State University shall complete each project identified in the above schedule within the total funding amount specified in the schedule for that project. Notwithstanding Section 13332.11 of the Government Code or any other provision of law, the budget for any project to be funded from this item may be augmented by the California State University within the total appropriation made in this item, in an amount not to exceed 10 percent of the amount appropriated for that project. No funds appropriated in this item for equipment may be used for an augmentation under this provision, or be augmented from any other funds appropriated in this item. This condition does not limit the authority of the California State University to use nonstate funds for these purposes.	
3. The California State University shall complete each project identified in the above schedule without any change to its scope. The scope of a project means, in this respect, the intended purpose of the project as determined by reference to the following elements of the budget request for that project submitted by the California State University to the Department of Finance: (a) the program elements related to project type and (b) the functional description of spaces required to deliver the academic and supporting programs as approved by the Legislature.	
4. Identified savings in a budget for a capital outlay project, as appropriated in this item, remaining after completion of a capital outlay project and upon resolution of all change orders and claims, may be used (a) to begin working drawings for a project for which preliminary plans have been approved by the State Public Works Board consistent with the scope and cost approved by the Legislature as adjusted for inflation only, (b) to proceed further with the underground tank corrections program, (c) to perform engineering evaluations on buildings identified as potentially in need of seismic	

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- retrofitting, (d) to proceed with design and construction of projects to meet requirements under the federal Americans with Disabilities Act of 1990 (42 U.S.C. Sec. 12101 et seq.), (e) to fund minor capital outlay projects, or (f) to fund feasibility studies for capital outlay.
5. No later than March 1 of each year, the California State University shall submit a report detailing the expenditure for each project of the funds appropriated in this item to the Chairperson of the Joint Legislative Budget Committee, the chairpersons of the fiscal committees of each house of the Legislature, the Legislative Analyst, and the Director of Finance. The report shall include the following elements: (a) a statement of the identified savings by project, and the purpose for which the identified savings were used, (b) a certification that each project, as proceeding or as completed, has remained within its scope and the amount funded for that project under this item, and (c) an evaluation of the outcome of the project measured against performance criteria.
 6. Notwithstanding any other provision of law, the appropriation made in this item is available for encumbrance until June 30, 2010, except that the funds appropriated for construction only must be bid by June 30, 2009, and are available for expenditure until June 30, 2010, and funds appropriated for equipment purposes are available for encumbrance until June 30, 2011. For the purposes of encumbrance, funds appropriated for construction management and project contingencies purposes, as well as any bid savings, shall be deemed to be encumbered at the time a contract for that purpose is awarded; these funds also may be used to initiate consulting contracts necessary for management of the project during the liquidation period. Any savings identified at the completion of the project also may be used during the liquidation period to fund the purposes described in Provision 4.

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<p>6610-401—Identified savings in funds encumbered from the Higher Education Capital Outlay Bond Funds of 1986, 1988, 1990, 1992, 1996, 1998, 2002, and 2004, and from the 2006 and 2008 University Capital Outlay Bond Funds for capital outlay projects, remaining after completion of a capital outlay project and upon resolution of all change orders and claims, may be used: (a) to begin working drawings for a project for which preliminary plan funds have been appropriated and the plans have been approved by the State Public Works Board consistent with the scope and cost approved by the Legislature as adjusted for inflation only, (b) to proceed further with the underground tank corrections program, (c) to perform engineering evaluations on buildings that have been identified as potentially in need of seismic retrofitting, or (d) to proceed with design and construction of projects to meet requirements under the federal Americans with Disabilities Act of 1990 (42 U.S.C. Sec. 12101 et seq.).</p> <p>No later than November 1 of each year, the California State University shall prepare a report showing (a) the identified savings by project and (b) the purpose for which the identified savings were used. This report shall be submitted to the Chairperson of the Joint Legislative Budget Committee and to the chairpersons of the fiscal committees of each house of the Legislature.</p>	
<p>6610-402—In recognition of the transition of the deposit of fee revenue from the General Fund to the California State University (CSU) local trust funds, the CSU, with Department of Finance approval, shall annually calculate a base funding adjustment that represents the amount necessary to maintain fiscal neutrality for the General Fund.</p>	
<p>6610-490—Reappropriation, California State University. The balance of the appropriation provided in the following citation is reappropriated for the purposes provided for in that appropriation and shall be available for encumbrance or expenditure until June 30, 2009:</p>	
<p>0001—General Fund (1) Item 6610-001-0001, Budget Act of 2007 (Chs. 171 and 172, Stats. 2007)</p>	
<p>Provisions: 1. Of the funds reappropriated in this item from Item 6610-001-0001, Budget Act of 2007 (Chs. 171</p>	

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and 172, Stats. 2007), up to \$15,000,000 shall be available for the general support of the California State University. This \$15,000,000 limitation applies only to reappropriations generated from systemwide allocations. As of June 30, 2008, the balance generated from systemwide allocations in excess of \$15,000,000 shall revert to the General Fund.	
2. The California State University shall, by September 30, 2008, report to the Department of Finance and the Joint Legislative Budget Committee the amount of the balance as of June 30, 2008, of Item 6610-001-0001 of the Budget Act of 2007 (Chs. 171 and 172, Stats. 2007), and a proposed expenditure plan for that balance. The California State University shall report by September 30, 2009, on the expenditures made pursuant to this item.	
*6610-491—Reappropriation, California State University. Notwithstanding any other provision of law, the balances of the appropriations provided for in the following citations are reappropriated for the purposes and subject to the limitations, unless otherwise specified, in those appropriations:	
6048—2006 University Capital Outlay Bond Fund	
(1) Item 6610-301-6048, Budget Act of 2007 (Chs. 171 and 172, Stats. 2007)	
Pomona Campus:	
(14) 06.98.109-Pomona: College of Business Administration—Working drawings and construction	
6610-493—Reappropriation, California State University. Notwithstanding any other provision of law, the period to liquidate encumbrances of the following citations is extended to June 30, 2009:	
6028—2002 Higher Education Capital Outlay Bond Fund	
(1) Item 6610-301-6028, Budget Act of 2002 (Ch. 379, Stats. 2002), as reappropriated by Item 6610-491, Budget Act of 2003 (Ch. 157, Stats. 2003)	
San Diego Campus:	
(8) 06.80.152-Telecommunications Infrastructure—Construction	
6041—2004 Higher Education Capital Outlay Bond Fund	
(1) Item 6610-302-6041, Budget Act of 2004 (Ch. 208, Stats. 2004)	

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(14) 06.78.093-San Bernardino: College of Education Building—Construction	
6870-001-0001—For support of Board of Governors of the California Community Colleges.....	10,109,000
	9,778,000

Schedule:

(1) 10-Appportionments.....	907,000
(2) 20-Special Services and Operations	18,146,000
(3) 30.01-Administration.....	4,410,000
(4) 30.02-Administration—Distributed.	-4,410,000
(4.5) 97.20.001-Unallocated Reduction	-200,000 -531,000
(5) Reimbursements.....	-8,744,000

Provisions:

1. Funds appropriated in this item may be expended or encumbered to make one or more payments under a personal services contract of a visiting educator pursuant to Section 19050.8 of the Government Code, a long-term special consultant services contract, or an employment contract between an entity that is not a state agency and a person who is under the direct or daily supervision of a state agency, only if all of the following conditions are met:
 - (a) The person providing service under the contract provides full financial disclosure to the Fair Political Practices Commission in accordance with the rules and regulations of the Commission.
 - (b) The service provided under the contract does not result in the displacement of any represented civil service employee.
 - (c) The rate of compensation for salary and health benefits for the person providing service under the contract does not exceed by more than 10 percent the current rate of compensation for salary and health benefits determined by the Department of Personnel Administration for civil service personnel in a comparable position. The payment of any other compensation or any reimbursement for travel or per diem expenses shall be in accordance with the State Administrative Manual and the rules and regulations of the Department of Personnel Administration.
2. The funds appropriated in Schedule (5) reflect an interagency agreement with the Office of Home-

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land Security for \$400,000 to conduct emergency planning and preparedness training for community college districts.	
3. The funds appropriated in Schedule (5) reflect \$140,000 to support a position through an inter-agency agreement with the Department of Corrections and Rehabilitation for the purpose of coordinating and administering funds to districts for department staff training and instruction services.	
6870-001-0909—For support of Board of Governors of the California Community Colleges, Program 20.30.020-Instructional Improvement and Innovation, payable from the Special Grant Cash Account of the Community College Fund for Instructional Improvement.....	12,000
6870-001-0925—For support of Board of Governors of the California Community Colleges, Program 20.30.050-Economic Development, payable from the California Business Resources and Assistance Innovation Network Fund	12,000
6870-001-6041—For support of Board of Governors of the California Community Colleges, Program 20.40.010-Facilities Planning, payable from the 2004 Higher Education Capital Outlay Bond Fund .	1,879,000
6870-002-0890—For support of Board of Governors of the California Community Colleges, Program 20.97-Community College Logistics Program, payable from the Federal Trust Fund	251,000
Provisions:	
1. The funds appropriated in this item are available to support personnel and operating expenses necessary for the implementation of the community college logistics program pursuant to a grant from the United States Department of Labor pursuant to Public Law 105-220.	
6870-003-3085—For support of Board of Governors of the California Community Colleges, payable from the Mental Health Services Fund	175,000
Provisions:	
1. On or before June 1, 2009, the Chancellor of the California Community Colleges shall provide the Legislature and the Department of Finance with a report on the state of mental health services at the community colleges. The Office of the Chancellor shall request, but not require, data from community colleges for inclusion in the report. The report shall include all of the following for each com-	

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munity college: (a) current staffing levels of campus mental health programs; (b) the extent to which colleges utilize community providers to complement or supplement the provision of mental health services to students; (c) the current level of student access to crisis, short-term, and mid-term counseling services; (d) funding sources and levels in support of mental health services; and (e) other potential sources of funding, such as grants, that could be accessed to enhance student mental health services at the community colleges. It is the intent of the Legislature to require subsequent reports to monitor the efforts of the Office of the Chancellor to improve the delivery of mental health services at the community colleges.	
*6870-101-0001—For local assistance, Board of Governors of the California Community Colleges (Proposition 98).....	3,989,230,000
Schedule:	
(1) 10.10.010-Apportionsments	3,170,717,000
(2) 10.10.020-Apprenticeship	14,641,000
(3) 10.10.030-Growth for Apportionsments	113,500,000
(4) 20.10.004-Student Success for Basic Skills Students.....	33,100,000
(5) 20.10.005-Student Financial Aid Administration	51,269,000
(6) 20.10.020-Disabled Students.....	115,011,000
(7) 20.10.045-Special Services for CalWORKs Recipients.....	43,580,000
(8) 20.10.060-Foster Care Education Program.....	5,254,000
(9) 20.10.070-Matriculation.....	101,803,000
(10) 20.20.020-Academic Senate for the Community Colleges.....	467,000
(11) 20.20.041-Equal Employment Opportunity pursuant to Ch. 1169, Stats. 2002.....	1,747,000
(12) 20.20.050-Part-time Faculty Health Insurance	1,000,000
(13) 20.20.051-Part-time Faculty Compensation	50,828,000
(14) 20.20.055-Part-time Faculty Office Hours.....	7,172,000
(15) 20.30.011-Telecommunications and Technology Services.....	26,197,000

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(16) 20.30.050-Economic Development.....	46,790,000
(17) 20.30.070-Transfer Education and Articulation.....	1,424,000
(18) 20.40.026-Physical Plant and Instructional Support.....	27,345,000
(19) 20.10.010-Extended Opportunity Programs and Services and Special Services.....	122,291,000
(20) 20.30.045-Fund for Student Success	6,158,000
(21) 20.70.010-Career Technical Education	20,000,000
(22) 20.80.010-Campus Childcare Tax Bailout	6,836,000
(23) 20.95.010-Nursing Program Support	22,100,000

Provisions:

1. The funds appropriated in Schedules (1), (2), (3), (4), (5), (6), (7), (8), (9), (11), (12), (13), (14), (15), (16), (18), (19), and (22) are for transfer by the Controller during the 2008-09 fiscal year to Section B of the State School Fund.
2. Notwithstanding any other provision of law, apportionment funding for community college districts shall be based on the greater of the current year or prior year level of full-time equivalent students (FTES), consistent with K-12 declining enrollment practices pursuant to Section 42238.5 of the Education Code. Decreases in FTES shall result in a revenue reduction at the district's average level of apportionment funding per FTES and shall be made in the year following the initial year of decrease in FTES.
3. The funds appropriated in Schedule (1) for Apportionments include \$31,409,000 to encourage district-level accountability efforts pursuant to Section 84754.5 of the Education Code. It is intended that the Chancellor of the California Community Colleges submit an annual report on district-specific accountability measures by March 19 of each year. This report shall reflect outcomes from the most recently completed fiscal year for which data is available pursuant to Section 84754.5 of the Education Code.
4. Of the funds appropriated in Schedule (1), Apportionments:

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<ul style="list-style-type: none"> (a) Up to \$100,000 is for a maintenance allowance, pursuant to Section 54200 of Title 5 of the California Code of Regulations. (b) Up to \$500,000 is to reimburse colleges for the costs of federal aid repayments related to assessed fees for fee waiver recipients. This reimbursement only applies to students who completely withdraw from college before the census date pursuant to Section 58508 of Title 5 of the California Code of Regulations. 	
5.	
Notwithstanding any other provision of law, the Chancellor of the California Community Colleges shall not reduce district workload obligations for a lack of a funded cost-of-living adjustment.	
6.	
<ul style="list-style-type: none"> (a) Of the amount appropriated in Schedule (2) for the Apprenticeship Program, up to \$14,641,000 shall be available as necessary upon certification by the Chancellor of the California Community Colleges for the purpose of funding community college-related and supplemental instruction pursuant to Section 3074 of the Labor Code, as provided in Section 8152 of the Education Code. No community college district shall use funds available under this provision to offer any new apprenticeship training program or the expansion of any existing program unless the new program or expansion has been approved by the chancellor. (b) Notwithstanding Section 8152 of the Education Code, each 60-minute hour of teaching time devoted to each indentured apprentice enrolled in and attending classes of related and supplemental instruction as provided under Section 3074 of the Labor Code shall be reimbursed at the rate of \$5.06 per hour. For purposes of this provision, each hour of teaching time may include up to 10 minutes for passing time and breaks. 	
7.	
Funds appropriated in Schedule (3), Growth for Apportionments, shall be available first to any districts bringing online in the current fiscal year newly accredited colleges or California Postsecondary Education Commission-approved educational centers. It is the intent of the Legislature that increases in basic foundation allocations to each college be funded prior to additional growth	

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- in full-time equivalent students. The Chancellor of the California Community Colleges shall provide a report by November 1 of each year, to the Department of Finance and the Legislative Analyst, on the number of new centers and colleges added for the current fiscal year and those anticipated to be added for the prospective budget year. This report shall also detail the specific funding adjustments provided for basic foundation allocations to each college and center for the current fiscal year.
8. Notwithstanding any other provision of law, funds appropriated in Schedule (3) for Growth for Apportionments shall only be allocated for growth in full-time equivalent students (FTES), on a district-by-district basis, as determined by the Chancellor of the California Community Colleges. The chancellor shall not include any FTES from concurrent enrollment in physical education, dance, recreation, study skills, and personal development courses and other courses in conflict with existing law for the purpose of calculating a district's three-year overcap adjustment. The Board of Governors of the California Community Colleges shall implement the criteria required by subdivision (a) of Provision 5 of Item 6870-101-0001 of the Budget Act of 2003 (Ch. 157, Stats. 2003) for the allocation of funds appropriated in Schedules (1) and (3), so as to ensure that courses related to student needs for transfer, basic skills, and vocational/workforce training are accorded the highest priority and are provided to the maximum extent possible within budgeted funds.
 10. Of the amount appropriated in Schedule (1), \$10,000,000 shall only be available for non-credit instruction to prepare pupils to pass the California High School Exit Examination (CAHSEE). The first priority shall be to serve high school pupils from the class of 2007 who met all other graduation requirements except for passage of the CAHSEE. Remaining funds may be used to support other necessary noncredit courses for other pupils who not only did not pass the CAHSEE, but who did not complete other coursework necessary to meet high school

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graduation requirements. These funds are intended to supplement but not supplant existing funding for these purposes.	
II. The funds appropriated in Schedule (4), Student Success for Basic Skills Students, shall be allocated as follows:	
(a) \$1,600,000 for faculty and staff development to improve curriculum, instruction, student services, and program practices in the areas of basic skills and English as a Second Language (ESL) programs. The Office of the Chancellor of the California Community Colleges shall select a district, utilizing a competitive process, to carry out these faculty and staff development activities. All colleges receiving funds pursuant to subdivision (b) shall be provided with the opportunity to participate in the faculty and staff development programs specified in this subdivision. The chancellor shall report on the use of these funds by the selected district to the Legislative Analyst and the Department of Finance not later than September 1, 2009.	
(b) \$31,500,000 for allocation by the chancellor to community college districts for improving outcomes of students who enter college needing at least one course in ESL or basic skills, with particular emphasis on students transitioning from high school.	
(c) Funding specified in subdivisions (a) and (b) shall be distributed to eligible applicants pursuant to Chapter 489 of the Statutes of 2007.	
(d) The Office of the Chancellor shall work jointly with the Department of Finance and the Legislative Analyst to develop annual accountability measures for this program. It is the intent of the Legislature that annual performance accountability measures for this program utilize, to the extent possible, data available as part of the accountability system developed pursuant to Section 84754.5 of the Education Code. By November 1, 2009, the chancellor shall submit a report to the Governor and Legislature on the	

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	annual accountability measures developed pursuant to this process.
12. (a)	Of the funds appropriated in Schedule (5) for Student Financial Aid Administration, not less than \$9,864,000 is available to provide \$0.91 per unit reimbursement to community college districts for the provision of board of governors (BOG) fee waiver awards pursuant to paragraph (2) of subdivision (m) of Section 76300 of the Education Code.
(b)	Of the funds appropriated in Schedule (5), not less than \$4,405,000 is available to provide reimbursement of 2 percent of total waiver value to community college districts for the provision of BOG fee waiver awards pursuant to paragraph (2) of subdivision (m) of Section 76300 of the Education Code.
(c)	Funding provided to community college districts in subdivisions (a) and (b) of Provision 15 is provided to directly offset any mandated costs claimed by community college districts pursuant to Commission on State Mandates Test Claims 99-TC-13 (Enrollment Fee Collection) and 00-TC-15 (Enrollment Fee Waivers).
(d) (1)	Of the amount appropriated in Schedule (5), \$2,800,000 shall be for a contract with a community college district to conduct a statewide media campaign to promote the general message to prospective students as follows: (A) the California Community Colleges (CCC) remain affordable, (B) financial aid and tax credits are available to cover enrollment fees and help with books and other costs, and (C) the active encouragement of contact between pupils and local CCC financial aid offices. Any funds used from this source to produce radio, television, or mail campaigns must emphasize the availability of financial aid, the easiest and most reliable method of accessing the aid, a contact telephone number, an Internet Web site address, where applicable, and the physical location of a financial aid office. Any mail campaign must give priority to existing

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- pupils, recent high school graduates, and 12th graders. The outreach and information campaign should target its efforts in high schools, welfare offices, unemployment offices, churches, community centers, and any other location that will most effectively reach low-income and disadvantaged students who must overcome barriers in accessing postsecondary education. The community college district awarded the contract shall consult with the Chancellor of the California Community Colleges and the Student Aid Commission prior to performing any activities to ensure appropriate coordination with any other state efforts in this area and ensure compliance with this provision.
- (2) Of the amount appropriated in Schedule (5), not more than \$34,200,000 shall be for direct contact with potential and current financial aid applicants. Each CCC campus shall receive a minimum allocation of \$50,000. The remainder of the funding shall be allocated to campuses based upon a formula reflecting full-time equivalent students (FTES) weighted by a measure of low-income populations as demonstrated by BOG fee waiver program participation within a district. It is the intent of the Legislature, to the extent that funds are provided in this item, that all campuses provide additional staff resources to increase both financial aid participation and student access to low-income and disadvantaged students who must overcome barriers in accessing postsecondary education. Funds may be used for screening current students for possible financial aid eligibility and offering personal assistance to these students in accessing financial aid, providing individual help in multiple languages for families and students in filling out the

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- necessary paperwork to apply for financial aid, and increasing financial aid staff to process additional financial aid forms.
- (3) Funds allocated to a community college district for financial aid personnel, outreach determination of financial need, and delivery of student financial aid services shall supplement, and shall not supplant, the level of funds allocated for the administration of student financial aid programs during the 2001–02 fiscal year.
 - (4) It is the intent of the Legislature that the Office of the Chancellor of the California Community Colleges provide the Legislature with a report not later than April 1, 2009, on the use of the funds allocated pursuant to paragraphs (1) and (2) of this subdivision (d), including the distribution of the funds, specific uses of the funds, strategies employed to reach low-income and disadvantaged students potentially eligible for financial aid, and the extent to which districts were successful in increasing the number of students accessing financial aid, particularly the maximum Pell Grant award.
 - (5) It is the intent of the Legislature that the chancellor report by September 1, 2008, in the manner and using the factors set forth in paragraph (5) of subdivision (b) of Provision 11 of Item 6870-101-0001 of Section 2.00 of the Budget Act of 2004 (Ch. 208, Stats. 2004), on the impact of outreach efforts on student headcount and FTES enrollment for the 2005–06 and 2006–07 academic years.
13. Of the funds appropriated in Schedule (19) for Extended Opportunity Programs and Services, \$106,786,000 is for Extended Opportunity Programs and Services (EOPS) in accordance with Article 8 (commencing with Section 69640) of Chapter 2 of Part 42 of Division 5 of Title 3 of the Education Code. Funds provided in this item for EOPS shall be available to students on all campuses within the California Community Col-

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- lege system, including those students on new campuses or in new districts. In addition, \$15,505,000 is for funding, at all colleges, the Cooperative Agencies Resources for Education (CARE) program in accordance with Article 4 (commencing with Section 79150) of Chapter 9 of Part 48 of Division 7 of Title 3 of the Education Code. The Board of Governors of the California Community Colleges shall allocate funds on a priority basis to local programs on the basis of need for student services.
14. Of the funds appropriated in Schedule (19) for the Extended Opportunity Programs and Services, \$1,900,000 shall be available to support additional textbook assistance grants to community college students as an allowable expenditure consistent with paragraph (10) of subdivision (b) of Section 69648 of the Education Code.
 15. The funds appropriated in Schedule (20) for the Fund for Student Success is for additional targeted student services, to be expended as follows:
 - (a) \$1,921,000 is for the Puente Project to support up to 75 colleges. These funds are available if matched by \$200,000 of private funds and the participating community colleges and University of California campuses maintain their 1995-96 fiscal year support level for the Puente Project. All funding shall be allocated directly to participating districts in accordance with their participation agreement.
 - (b) Up to \$2,459,000 is for the Mathematics, Engineering and Science Achievement (MESA) Program. For each dollar allocated, the recipient district shall provide \$1 in matching funds.
 - (c) No less than \$1,778,000 is for the Middle College High School Program. With the exception of fully compliant special part-time students at the community colleges pursuant to Sections 48802 and 76001 of the Education Code, student workload based on participation in the Middle College High School Program shall not be eligible for community college state apportionment. Further, no community college state appor-

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	tionment shall be made available for physical education classes, noncredit classes, nor other courses specified in Provision 8.
16. (a)	The funds appropriated in Schedule (6) for the Disabled Students Program are for assisting districts in funding the excess direct instructional cost of providing special support services or instruction, or both, to disabled students enrolled at community colleges, and for state hospital programs, as mandated by federal law.
(b)	Of the amount appropriated in Schedule (6), no less than \$3,945,000 shall be used to address deficiencies identified by the federal Office of Civil Rights (OCR), as determined by the Office of the Chancellor of the California Community Colleges.
(c)	Of the amount appropriated in Schedule (6), at least \$943,000 shall be used for support of the High Tech Centers for activities including, but not limited to, training of district employees, staff, and students in the use of specialized computer equipment for the disabled. All High Tech Centers shall meet standards developed by the Office of the Chancellor. Colleges that receive these augmentations shall not supplant existing resources provided to the centers.
(d)	Notwithstanding any other provision of law, of the funds appropriated in Schedule (6), \$1,246,000 shall be for state hospital adult education programs at the hospitals served by the Coast and Kern Community College Districts since the 1986-87 fiscal year. If adult education services at any of the three hospitals are not supported by the community colleges in any portion of the 2008-09 fiscal year, remaining funds shall, upon order of the Department of Finance, after 30 days' notice to the Chairperson of the Joint Legislative Budget Committee, be transferred to the State Department of Developmental Services (DDS). For any transfer of funds to DDS during the 2008-09 fiscal year, the Proposition 98 base funding levels for community colleges and DDS shall be adjusted accordingly.

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(e) Of the funds appropriated in Schedule (6) for the Disabled Student Services, no less than \$9,600,000 shall be allocated to support high-cost sign language interpreter services and real-time captioning equipment or other communication accommodations for hearing-impaired students based on a 4-to-1 state-to-local district match.	
17. The funds appropriated in Schedule (7), Special Services for CalWORKs Recipients, are for the purpose of assisting welfare recipient students and those in transition off of welfare to achieve long-term self-sufficiency through coordinated student services offered at community colleges, including workstudy, other educational related work experience, job placement services, child care services, and coordination with county welfare offices to determine eligibility and availability of services. All services funded in Schedule (7) shall be for current CalWORKs recipients or prior CalWORKs recipients who are in transition off of cash assistance for no more than two years. Current cash-assistance recipients may utilize these services until their initial educational objectives are met. Former recipients in transition off of cash assistance may utilize these services for a period of up to two years after leaving cash assistance subject to the conditions of this provision. These funds shall be used to supplement and not supplant existing funds and services provided for CalWORKs recipients attending community colleges. The Chancellor of the California Community Colleges shall develop an equitable method for allocating funds to all districts and colleges based on the relative numbers of CalWORKs recipients in attendance and shall allocate funds for the following purposes: (a) Job placement. (b) Coordination with county welfare offices and other local agencies, including local workforce investment boards. (c) Curriculum development and redesign. (d) Child care and workstudy. (e) Instruction. (f) Postemployment skills training and related skills.	

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(g) Campus-based case management, limited to on-campus assistance and services not provided by county case workers that do not supplant other counseling and academic support services funded through existing California Community Colleges categorical programs.

Of the amount appropriated in Schedule (7), \$15,000,000 is for child care and does not require a district match. For the remaining funds, districts shall, as a condition of receipt of these funds, provide a \$1 match for every \$1 provided by the state.

Funds utilized for subsidized child care shall be for children of CalWORKs recipients through campus-based centers or parental choice vouchers at rates and with rules consistent with those applied to related programs operated by the State Department of Education in the 2008-09 fiscal year, including eligibility, reimbursement rates, and parental contribution schedules. Subsidized campus child care for CalWORKs recipients may be provided during the period they are engaged in qualifying state and federal work activities through attainment of their initial education and training plan and for up to three months thereafter or until the end of the academic year, whichever period of time is greater.

Funds utilized for workstudy shall be used solely for payments to employers that currently participate in campus-based workstudy programs or are providing work experiences that are directly related to and in furtherance of student educational programs and work participation requirements, provided that those payments may not exceed 75 percent of the wage for the workstudy positions, and the employers shall pay at least 25 percent of the wage for the workstudy positions. These funds may be expended only if the total hours of education, employment, and workstudy for the student are sufficient to meet both state and federal minimum requirements for qualifying work-related activities.

Funds may be used to provide credit or non-credit classes for CalWORKs students if a district has committed all of its funded full-time equivalent students (FTES) and is unable to offer

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the additional instructional services to meet the demand for CalWORKs students. This determination shall be based on fall enrollment information. Districts shall submit applications to the Office of the Chancellor by October 15 of each year. If the chancellor approves the use of funds for direct instructional workload, the Office of the Chancellor shall submit a report to the Department of Finance and the Joint Legislative Budget Committee by November 15, 2008, that (a) identifies the enrollment of new CalWORKs students, (b) states whether and why additional classes were needed to accommodate the needs of CalWORKs students, and (c) sets forth an expenditure plan for the balance of funds.

As a condition of receipt of the funds appropriated in Schedule (7), by the fourth week following the end of the semester or quarter term commencing in January 2009, each participating community college shall submit to the Office of the Chancellor a report, in the format specified by the chancellor in consultation with the State Department of Social Services, that includes, but is not limited to, the funded components, the number of hours of child care provided, the average monthly enrollment of CalWORKs dependents served in child care, the number of work-study hours provided, the hourly salaries and type of jobs, the number of students being case managed, the short-term programs available, the student participation rates, and other outcome data. It is intended that, to the extent practical, reporting from colleges utilize data gathered for federal reporting requirements at the state and local level. Further, it is intended that the Office of the Chancellor compile the information for annual reports to the Legislature, the Governor, the Legislative Analyst, the Department of Finance, and the State Department of Social Services by November 15 of each year.

First priority for expenditures of any funds appropriated in Schedule (7) shall be in support of current CalWORKs recipients. However, if caseloads are insufficient to fully utilize all of the funding in this schedule in a cost-beneficial way, it is intended that up to \$5,000,000 of the funds subject to local matching requirements may be

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allocated for providing postemployment services to former CalWORKs recipients who have been off of cash assistance for no longer than two years to assist them in upgrading skills, job retention, and advancement. Allowable services include direct instruction that cannot be funded under available growth funding, child care to support attendance in these classes consistent with this provision, job development and placement services, and career counseling and assessment activities which cannot be funded through other programs. Child care services may only be provided for periods commensurate with a student's need for postemployment training within the two-year transitional period.

Prior to allocation of funds for postemployment services, the chancellor shall first secure the approval of the Department of Finance for the allocations, complete a cumulative report on the outcomes, activities, and cost-effectiveness of the program no later than November 15, 2008, in compliance with the Budget Acts of 1998 (Ch. 324, Stats. 1998) and 1999 (Ch. 50, Stats. 1999) and this act, and shall provide the rationale and justification for the proposed allocation of postemployment services to districts for transitional students.

If a district is unable to fully expend its share of child care funds, it may request that the Office of the Chancellor approve a reallocation to other CalWORKs purposes authorized by this provision, subject to all pertinent limitations and district match required for these purposes under this provision.

Of the funds appropriated in Schedule (7) for the Special Services for CalWORKs Recipients Program, no less than \$8,000,000 is to provide direct workstudy wage reimbursement for students served under this program, and \$1,000,000 is available for campus job development and placement services.

18. Funds appropriated in Schedule (7) for the Special Services for CalWORKs Recipients Program have been budgeted to meet the state's Temporary Assistance for Needy Families maintenance-of-effort requirement pursuant to the federal Personal Responsibility and Work

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Opportunity Reconciliation Act of 1996 (P.L. 104-193) and may not be expended in any way that would cause their disqualification as a federally allowable maintenance-of-effort expenditure.	
19. (a) Funds provided in Schedule (8) for the Foster Care Education Program shall be allocated to provide foster and relative/kinship care education and training. Districts shall ensure that education and training required by Sections 1529.1 and 1529.2 of the Health and Safety Code and Section 16003 of the Welfare and Institutions Code receive priority. Districts may use any remaining funds for additional parenting skills training.	
(b) Funds provided in Schedule (8) shall be used for foster parent and relative/kinship care provider education training services consistent with the following criteria:	
(1) The Chancellor of the California Community Colleges shall use these funds exclusively for foster parent and relative/kinship care provider education and training, as specified by the chancellor in consultation with an advisory committee that includes foster parents, representatives of statewide foster parent organizations, parent and relative/kinship care providers, and representatives from the State Department of Social Services.	
(2) Acceptance of funds under this program shall constitute agreement by the district to comply with such reporting requirements, guidelines, and other conditions for receipt of funding as the chancellor may establish.	
(3) Each college plan for foster and relative/kinship care education programs shall include the provision of training to facilitate the development of foster family homes, small family homes, and relative/kinship homes to care for no more than six children who have special mental, emotional, developmental, or physical needs.	

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<p>(4) The State Department of Social Services shall facilitate the participation of county welfare departments in the foster and relative/kinship care education program.</p> <p>20. (a) Funds appropriated in Schedule (9) for the Matriculation Program are for the purpose of student matriculation pursuant to Article 1 (commencing with Section 78210) of Chapter 2 of Part 48 of Division 7 of Title 3 of the Education Code.</p> <p>(b) Of the amount appropriated in Schedule (9), \$20,000,000 shall be allocated to community college districts on a one-to-one matching funds basis to provide matriculation services, including, but not limited to, orientation, assessment, and counseling, for students enrolled in designated noncredit classes and programs who may benefit most, as determined by the Chancellor of the California Community Colleges pursuant to Sections 78216 to 78218, inclusive, of the Education Code.</p> <p>21. The funds in Schedule (13) for the Part-time Faculty Compensation Program shall be allocated solely to increase compensation for part-time faculty from the amounts previously authorized. Funds shall be distributed to districts based on the total actual full-time equivalent students served in the previous fiscal year and include a small district factor as determined by the Chancellor of the California Community Colleges. These funds are to be used to assist districts in making part-time faculty salaries more comparable to full-time salaries for similar work, as determined through each district's local collective bargaining process. These funds shall not supplant the amount of resources each district used to compensate part-time faculty or be used to exceed parity of each part-time faculty employed by each district with regular full-time faculty at the same district, as certified by the chancellor. If a district achieves parity, its allocation may be used for any other educational purpose.</p> <p>22. (a) \$24,197,000 of the funds provided in Schedule (15) for the Telecommunications and</p>	

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Technology Services Program shall be for the purpose of supporting technical and application innovations and for coordination of activities that serve to maximize the utility of the technology investments of the community college system towards improving learning outcomes. Allocations shall be made by the Chancellor of the California Community Colleges, based on criteria and guidelines as developed by the chancellor, on a competitive basis through the RFA/RFP application process for the following purposes:

- (1) Provision of access to statewide multimedia hosting and delivery services for system colleges and districts.
- (2) Provision of systemwide Internet, audio bridging, and telephony.
- (3) Technical assistance and planning, cooperative purchase agreements, and faculty and staff development in a manner consistent with paragraph (3) of subdivision (b) of Provision 17 of Item 6870-101-0001 of Section 2.00 of the Budget Act of 1996 (Ch. 162, Stats. 1996).
- (4) Ongoing support for the California Virtual University Distance Education Program.
- (5) Ongoing support for programs designed to use technology in assisting accreditation and the alignment of curricula across K-20 segments in California.
- (6) Support for technology pilots and ongoing technology programs and applications that serve to maximize the utility and economy of scale of the technology investments of the community college system towards improving learning outcomes.

In addition, a portion of the funds provided in this subdivision shall be available for allocations to districts. It is the intent of the Legislature that these funds be used by colleges to maintain the technology capabilities specified in subdivision (a) of Provision 21 of Item 6870-101-0001 of the Budget Act of 2003 (Ch. 157, Stats. 2003). These funds

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| <p>shall not supplant existing funds used for those purposes, and colleges shall match maintenance and ongoing costs with other funds as provided by Provision 21(a) of Item 6870-101-0001 of the Budget Act of 2003 (Ch. 157, Stats. 2003).</p> <p>(b) The Office of the Chancellor of the California Community Colleges shall develop the reporting criteria for all programs funded by this item and shall submit that for review along with an annual progress report on program implementation to the Legislative Analyst, the Office of the Secretary for Education, and the Department of Finance no later than December 1 of each year. Reporting shall include summaries of allocations and expenditures by program and by district, where applicable.</p> <p>(c) Of the funds provided in Schedule (15), \$2,000,000 is for ongoing support and expansion of the California Partnership for Achieving Student Success (Cal-PASS) program. As a condition of receipt of these funds, the grantee shall submit to the Office of the Chancellor, by October 15 of each year, all of the following: (1) a report that includes the numbers and percentages of institutions and school districts that have signed agreements and the number and percentage that have actively submitted data in the current year, (2) the results of an annual program evaluation, as prescribed by the chancellor, that sufficiently documents the value and productivity of the program, and (3) an annual financial audit, as prescribed by the chancellor, that includes an accounting of all funding sources and all uses of funds by funding source. It is the intent of the Legislature that all reporting requirements contained in this subdivision shall be completed using funds provided to the grantee.</p> <p>23. Of the funds provided in Schedule (16) for the Economic and Workforce Development Program:</p> <p>(a) \$22,830,000 is allocated for grants for regional business resources assistance and innovation network centers. Each grant</p> | |

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- awarded to a district for Centers for International Development shall contain sufficient funds, as determined by the Chancellor of the California Community Colleges, for the continued operation of Mexican International Trade Centers.
- (b) \$7,822,000 is allocated for industry-driven regional education and training collaboratives. These grants shall be made on a competitive basis and the award amounts shall not be restricted to any predetermined limit, but rather shall be funded on their individual merits.
 - (c) \$3,609,000 is allocated for statewide network leadership, organizational development, coordination, information and support services, or other program purposes.
 - (d) \$4,529,000 is available for Job Development Incentive Training programs focused on job creation for public assistance recipients. Any annual savings from this subdivision shall only be available for expenditure for one-time activities listed under subdivision (j) of Section 88531 of the Education Code.
 - (e) \$8,000,000 is allocated for the establishment of a Responsive Incumbent Worker Training Fund, which will serve to expand the delivery of performance improvement training to employers and incumbent workers in high-growth industries. Funds shall also be used to develop programs that integrate basic skills and career technical education curriculum in ways that provide students with seamless educational coursework that transitions students into high-tech and high-demand job sectors.
 - (f) The following provisions apply to the expenditure of funds within subdivisions (a) and (b): Funds allocated for centers and regional collaboratives shall seek to maximize the use of state funds for subdivisions (g) to (j), inclusive, of Section 88531 of the Education Code. Funds allocated to districts for purposes of subdivisions (g) and (i) of Section 88531 of the Education Code for performance-based training and student internships

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shall be matched by a minimum of \$1 of private business and industry funding for each \$1 of state funds. Funds allocated for purposes of subdivision (h) of Section 88531 of the Education Code for credit and noncredit instruction may be transferred to Schedule (1) or (3) to facilitate distribution at the chancellor's discretion. Any funds that become available from network centers due to savings, discontinuance, or reduction of amounts shall first be made available for additional allocations in subdivision (h) to increase the level of subsidized training otherwise available.	
(g) Funds allocated by the Board of Governors of the California Community Colleges under this provision may not be used by community college districts to supplant existing courses or contract education offerings. The chancellor shall ensure that funds are spent only for expanded services and shall implement accountability reporting for districts receiving these funds to ensure that training, credit, and noncredit programs remain relevant to business needs. Programs that do not demonstrate continued relevance and support by business shall not be eligible for continued funding. The board of governors shall consider the level of involvement and financial commitments of business and industry as primary factors in making awards. The chancellor shall incorporate grant requirements into the guidelines for audits of economic development grants.	
(h) Primary objectives of the Economic and Workforce Development Program are to maximize instruction, to prepare students for entry-level jobs, to increase skills of the current workforce, and to stimulate the growth of businesses through training so that more jobs are created. As part of the annual report on the performance of the Economic and Workforce Development Program, the chancellor shall provide disaggregated data detailing the funding provided to each economic development regional center and each industry-driven re-	

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- gional education and training collaborative, and to the extent practicable, the total number of hours of contract education services, performance improvement training, credit and noncredit instruction, and job placements created as a result of each center and collaborative.
24. (a) The funds appropriated in Schedule (17) for the Transfer Education and Articulation Program are available to support transfer and articulation projects and common course numbering projects.
- (b) Funding provided to community college districts from Schedule (17) is provided to directly offset any mandated costs claimed by community college districts pursuant to Chapter 737 of the Statutes of 2004.
25. (a) \$13,673,000 of the funds appropriated in Schedule (18) is available for the following purposes:
- (1) Scheduled maintenance and special repairs of facilities. The Chancellor of the California Community Colleges shall allocate funds to districts on the basis of actual reported full-time equivalent students (FTES), and may establish a minimum allocation per district. As a condition for receiving and expending these funds for maintenance or special repairs, a district shall certify that it will increase its operations and maintenance spending from the 1995-96 fiscal year by the amount it allocates from this appropriation for maintenance and special repairs, plus an equal amount to be provided from district discretionary funds. The chancellor may waive all or a portion of the matching requirement based upon a review of a district's financial condition. The question of whether a district has complied with its resolution shall be reviewed under the annual audit of that district. For every \$1 a district expends from this appropriation for scheduled maintenance and special repairs, the recipient district shall provide \$1 in matching funds.

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<ul style="list-style-type: none"> (2) Hazardous substances abatement, cleanup, and repairs. (3) Architectural barrier removal projects that meet the requirements of the federal Americans with Disabilities Act of 1990 (42 U.S.C. Sec. 12101 et seq.) and seismic retrofit projects limited to \$400,000. Districts that receive funds for architectural barrier removal projects shall provide a \$1 match for every \$1 provided by the state. 	
<ul style="list-style-type: none"> (b) \$13,672,000 of the funds appropriated in Schedule (18) is available for replacement of instructional equipment and library materials. For every \$3 a district expends from this appropriation for replacement of instructional equipment or library materials, the recipient district shall provide \$1 in matching funds. The chancellor may waive all or a portion of the matching requirement based upon a review of a district's financial condition. The funds provided for instructional equipment and library materials shall not be used for personal services costs or operating expenses. The chancellor shall allocate funds to districts on the basis of actual reported FTES and may establish a minimum allocation per district. The question of whether a district has complied with its resolution shall be reviewed under the annual audit of that district. (c) The funds appropriated in Schedule (18) shall be available for expenditure until June 30, 2010. 	
<p>26. Pursuant to Sections 69648.5, 78216, and 84850, and subdivision (b) of Section 87108, of the Education Code, the Board of Governors of the California Community Colleges may allocate funds appropriated in Schedules (6), (9), (11), and (19) by grant or contract, or through the apportionment process, to one or more districts for the purpose of providing program evaluation, accountability, monitoring, or program development services, as appropriate under the applicable statute.</p>	
<p>27. The funds appropriated in Schedule (21) for the Career Technical Education Program are for the</p>	

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purpose of aligning career-technical education curriculum between K-12 and community colleges in targeted industry-driven programs offered through the Economic and Workforce Development Program. Prior to the allocation of these funds, the Chancellor of the California Community Colleges, in conjunction with the State Department of Education, shall submit a proposed expenditure plan for the funds contained in this item, and the rationale therefor, to the Department of Finance by August 1, 2003, for approval.

Of the funds appropriated in Schedule (21), \$2,500,000 is available for the development and enhancement of health-related career pathway programs in grades 7 to 12, inclusive, and for the articulation and alignment of health-related curriculum between schools with pupils in kindergarten and grades 1 to 12, inclusive, and the California Community Colleges.

28. The funds appropriated in Schedule (22) for the Campus Childcare Tax Bailout shall be allocated by the Chancellor of the California Community Colleges to community college districts that levied child care permissive override taxes in the 1977-78 fiscal year pursuant to Sections 8329 and 8330 of the Education Code in an amount equal to the property tax revenues, tax relief subventions, and state aid required to be made available by the district to its child care and development program for the 1979-80 fiscal year pursuant to Section 30 of Chapter 1035 of the Statutes of 1979, increased by any cost-of-living increases granted in subsequent fiscal years. These funds shall be used only for the purpose of community college child care and development programs.
29. With regard to the funds appropriated in Schedule (23), Nursing Program Support, all of the following shall apply:
- (a) \$14,000,000 shall be used to provide support for nursing program enrollment and equipment needs consistent with paragraph (2) of subdivision (a) of Section 2 of Chapter 514 of the Statutes of 2001. Grant funding for nursing enrollment shall provide a marginal increase in funding in addition to the amount

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- provided for each full-time equivalent student for regular growth in apportionments.
- (b) \$8,100,000 shall be used to provide diagnostic and support services, preentry coursework, alternative program delivery model development, and other services to reduce the incidence of student attrition in nursing programs.
 - (d) The Board of Governors of the California Community Colleges shall develop a request for applications (RFA) to allocate the additional \$5,214,000 of funds in subdivision (b) to community college districts. Criteria for assessing each RFA shall include all of the following:
 - (1) The degree to which the funds provided would be used to increase student enrollment in nursing programs beyond the level of full-time equivalent students served in the 2007-08 academic year.
 - (2) The district's level of attrition from nursing programs and the suitability of planned expenditures to address attrition levels.
 - (3) The degree to which funds provided would be used to support infrastructure or equipment needs with the intent of building capacity and increasing the number of nursing students served.
 - (4) For districts with attrition rates of 15 percent or more, new grant funding shall focus on attrition reduction. For districts with attrition rates below 15 percent, new grant funding shall focus on enrollment expansion.
 - (e) The board of governors shall release the RFA no sooner than 30 days after submitting it to the Legislature and the Department of Finance for review.
 - (f) On or before March 1 of each year, the Chancellor of the California Community Colleges shall provide the Legislature and the Department of Finance with a report on the allocation of funding. For each district receiving funding under this item, the report shall include all of the following: (1) the amount of funding received, (2) the number of nursing

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<p>full-time equivalent students served in the 2006-07 academic year, and the additional number of nursing full-time equivalent students served with funding provided in this item in each subsequent year, (3) the district's attrition and completion rates in the 2006-07 academic year and subsequent years, (4) any equipment or infrastructure-related items acquired with the funds appropriated in this item, and (5) the number of new and existing faculty receiving annual stipend awards.</p>	
<p>6870-101-0909—For local assistance, Board of Governors of the California Community Colleges, payable from the Community College Fund for Instructional Improvement</p>	302,000
<p>Schedule:</p>	
<p>(2) 20.30.022-Instructional Improvement Loans.....</p>	302,000
<p>6870-101-0925—For local assistance, Board of Governors of the California Community Colleges, Program 20.30.050-Economic Development, payable from California Business Resources and Assistance Innovation Network Fund</p>	15,000
<p>6870-103-0001—For local assistance, Board of Governors of the California Community Colleges (Proposition 98), to allow selected community colleges to make required lease-purchase payments</p>	68,122,000
<p>Schedule:</p>	
<p>(1) Rental and administration.....</p>	68,873,000
<p>(2) Reimbursements.....</p>	-751,000
<p>Provisions:</p>	
<p>1. The funds appropriated in this item are for transfer by the Controller to Section B of the State School Fund.</p>	
<p>2. The Controller shall transfer funds appropriated in this item according to a schedule to be provided by the State Public Works Board. The schedule shall be provided on a monthly basis or as otherwise needed to ensure debt requirements are met.</p>	
<p>3. This item may contain adjustments pursuant to Section 4.30 that are not currently reflected. Any adjustments to this item shall be reported to the Joint Legislative Budget Committee pursuant to Section 4.30.</p>	

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6870-107-0001—For local assistance, Board of Governors of the California Community Colleges (Proposition 98), for local district financial oversight and evaluation.....	570,000

Provisions:

1. The funds appropriated in this item are available to the Board of Governors of the California Community Colleges to reimburse the Fiscal Crisis and Management Assistance Team (FCMAT) for costs incurred by FCMAT for the following activities:
 - (a) The performance of audits, examinations, or reviews of any community college districts pursuant to Section 84041 of the Education Code.
 - (b) The provision of technical assistance, training, and short-term institutional research necessary to address existing or potential accreditation deficiencies. No more than \$150,000 of the funds annually appropriated in this item may be used for these purposes.
2. The Board of Governors of the California Community Colleges may request unsolicited reviews of local community college districts if the board determines that there is an imminent threat to the fiscal integrity of a district as a result of fraud, misappropriation of funds, or other illegal fiscal practices.
3. All proposed contracts and reimbursements for Fiscal Crisis and Management Assistance Team services shall be subject to the approval of the Department of Finance.

6870-111-0001—For local assistance, Board of Governors of the California Community Colleges.....	0
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Schedule:

- | | |
|---|-------------|
| (1) 10.20-CalWORKs Services..... | 8,000,000 |
| (2) 20.10.060-Foster Parent Training ... | 6,112,000 |
| (3) 20.30.030-Vocational Education..... | 62,941,000 |
| (3.5) 20.30.034-Corrections Training Program..... | 2,610,000 |
| (4) 20.30.011-Telecommunications and Technology Infrastructure..... | 292,000 |
| (5) 20.30.050-Economic Development. | 1,340,000 |
| (6) Reimbursements..... | -81,295,000 |

Item	Amount
Provisions:	
1. The funds appropriated in Schedules (1) and (3) are for transfer by the Controller to Section B of the State School Fund.	
2. The funds appropriated in Schedule (1) are to fund additional fixed, variable, and one-time costs for providing support services and instruction for CalWORKs students that include, but are not limited to, job placement and coordination, curriculum development and redesign, child care and workstudy, and instruction. As a condition of receiving funding, colleges are required to submit a plan to the Office of the Chancellor of the California Community Colleges describing how the funds will be utilized, which shall be based on collaboration with county welfare offices regarding the services and instruction that are needed for CalWORKs recipients.	
2.5. The funds appropriated in Schedule (3.5) reflect an interagency agreement with the Department of Corrections and Rehabilitation to support the delivery of staff training and instruction services to the department's staff throughout the state. These funds shall not be made available to the community colleges until 30 days after the interagency agreement is provided to the Legislature.	
3. The funds appropriated in Schedule (4) shall be used to support Phase 2 of the CCCTran project.	
4. The funds appropriated in Schedule (5) shall be used to support an interagency agreement between the Office of the Chancellor of the California Community Colleges and the Department of Transportation for the purpose of providing assistance and training in business management practices to small and disadvantaged businesses in an effort to increase their capacity to be successful in bidding for state transportation contracts.	
5. Of the funds appropriated in Schedule (3), \$6,200,000 is a one-time carryover available for the support of additional vocational education instruction activities. These funds shall be used during the 2008-09 academic year to support additional alignment and articulation of K-12 technical preparation programs with local community college economic development programs in an effort to incorporate greater participation of	

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K-12 pupils in sequenced, industry-driven coursework that leads to meaningful employment in today's high-tech, high-demand, and emerging technology areas of industry employment.	
6870-295-0001—For local assistance, Board of Governors of the California Community Colleges (Proposition 98), for reimbursement, in accordance with provisions of Section 6 of Article XIII B of the California Constitution or Section 17561 of the Government Code, of the costs of any new program or increased level of service of an existing program mandated by statute or executive order, for disbursement by the Controller.....	4,004,000

Schedule:

- (1) 98.01.000.184-Health Fees (Ch. 1, Stats. 1984, 2nd Ex. Sess.) (CSM-4206)..... 3,989,000
- (2) 98.01.090.896-Sex Offenders: Disclosure Requirements (Ch. 908, Stats. 1996) (CSM-97-TC-15) 11,000
- (3) 98.01.028.498-Law Enforcement Jurisdiction Agreements (Ch. 284, Stats. 1998) (CSM-98-TC-20) 4,000

Provisions:

1. Allocation of funds appropriated in this item to the appropriate local entities shall be made by the Controller in accordance with the provisions of each statute or executive order that mandates the reimbursement of the costs, and shall be audited to verify the actual amount of the mandated costs in accordance with subdivision (d) of Section 17561 of the Government Code. Audit adjustments to prior year claims may be paid from this item. Funds appropriated by this item may be used to provide reimbursement pursuant to Article 5 (commencing with Section 17615) of Chapter 4 of Part 7 of Division 4 of Title 2 of the Government Code.
2. If any of the scheduled amounts are insufficient to provide full reimbursement of costs, the Controller may, upon notifying the Director of Finance in writing, augment those deficient amounts from the unencumbered balance of any other scheduled amounts therein. No order may be issued pursuant to this provision unless written notification of the necessity therefor is provided to the chairpersons of the committees in each house of the Legislature

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that consider appropriations, and the Chairperson of the Joint Legislative Budget Committee or his or her designee.	
6870-301-0705—For capital outlay, Board of Governors of the California Community Colleges, to be allocated by the board of governors to community college districts for expenditure as set forth in the schedule below, payable from the Higher Education Capital Outlay Bond Fund of 1992	1,106,000
Schedule:	
Los Angeles Community College District	
Los Angeles Harbor College	
(1) 40.26.305-Library/Learning Resource Center—Equipment	302,000
San Joaquin Delta Community College District	
San Joaquin Delta College	
(2) 40.49.109-Cunningham Math/Science Replacement—Equipment	804,000
6870-301-0785—For capital outlay, Board of Governors of the California Community Colleges, to be allocated by the board of governors to community college districts for expenditure as set forth in the schedule below, payable from the 1988 Higher Education Capital Outlay Bond Fund	4,946,000
Schedule:	
Los Angeles Community College District	
Los Angeles City College	
(1) 40.26.209-Jefferson Hall Modernization—Construction and equipment	3,680,000
South Orange County Community College District	
Irvine Valley College	
(2) 40.45.131-Life Sciences Building—Preliminary plans and working drawings	1,266,000
6870-301-6041—For capital outlay, Board of Governors of the California Community Colleges, to be allocated by the board of governors to community college districts for expenditure as set forth in the schedule below, payable from the 2004 Higher Education Capital Outlay Bond Fund	16,594,000
Schedule:	
Cerritos Community College District	
Cerritos College	
(1) 40.07.121-Gymnasium Seismic Retrofit—Construction	9,678,000

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South Orange County Community College District	
Irvine Valley College	
(2) 40.45.103-Business Technology and Innovation Center—	
Equipment.....	2,721,000
San Jose-Evergreen Community College District	
Evergreen Valley College	
(2.5) 40.50.105-Arts Complex—	
Equipment.....	1,848,000
Siskiyou Joint Community College District	
College of the Siskiyous	
(3) 40.59.104-Science Complex Modernization—Preliminary plans and working drawings.....	1,140,000
West Valley-Mission Community College District	
Districtwide	
(4) 40.69.301-Fire Alarm System Replacement—Preliminary plans and working drawings.....	1,207,000
6870-301-6049—For capital outlay, Board of Governors of the California Community Colleges, to be allocated by the board of governors to community college districts for expenditure as set forth in the schedule below, payable from the 2006 California Community College Capital Outlay Bond Fund.....	402,391,000
Schedule:	
Antelope Valley Community College District	
Antelope Valley College	
(1) 40.03.115-Health and Science Building—Construction.....	34,974,000
Barstow Community College District	
Barstow College	
(2) 40.04.105-Wellness Center—	
Construction and equipment.....	9,722,000
Chaffey Community College District	
Ralph M. Lewis Fontana Center	
(3) 40.08.201-Fontana Center Phase III, Academic Building—	
Construction and equipment.....	9,091,000
Coast Community College District	
Orange Coast College	
(4) 40.11.312-Consumer and Science Laboratory Building—Construction and equipment.....	15,620,000

Item	Amount
El Camino Community College District El Camino College	
(5) 40.14.115-Social Sciences Remodel for Efficiency—Construction and equipment.....	5,257,000
El Camino College Compton Center	
(5.5) 40.14.116-Infrastructure Replace- ment Phase I—Preliminary plans and working drawings.....	1,700,000
Los Angeles Community College District Los Angeles Harbor College	
(6) 40.26.305-Library/Learning Re- source Center—Construction	12,766,000
Los Angeles Trade Technical College	
(7) 40.26.705-Learning Assistance Center Renovation—Construction and equipment.....	27,246,000
Los Angeles Valley College	
(8) 40.26.805-Library/Learning Assis- tance Center—Construction and equipment.....	23,515,000
Los Rios Community College District American River College	
(9) 40.27.106-Library Expansion— Construction	3,216,000
Sacramento City College	
(10) 40.27.313-Performing Arts Modernization—Construction	16,036,000
Mt. San Antonio Community College District Mt. San Antonio College	
(11) 40.33.117-Administration Build- ing Remodel—Construction and equipment.....	8,912,000
North Orange County Community College District Fullerton College	
(12) 40.36.204-Technology and Engi- neering Complex—Construction and equipment.....	34,255,000
Palo Verde Community College District Needles Center	
(13) 40.37.200-Needles Center Equip- ment—Equipment	1,661,000
Redwoods Community College District College of the Redwoods	
(14) 40.42.106-Student Services/ Administration and Performing Arts Building—Construction	15,027,000

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(15) 40.42.107-New Science/Humanities Building Seismic Replacement—Preliminary plans and working drawings	2,258,000
Riverside Community College District Riverside City College	
(16) 40.44.104-Nursing/Science Building—Construction and equipment.	58,008,000
San Francisco Community College District City College of San Francisco, Chinatown Campus	
(17) 40.48.301-Campus Building— Equipment	5,007,000
San Joaquin Delta Community College District San Joaquin Delta College	
(18) 40.49.109-Cunningham Mathematics/Science Replacement— Construction	26,493,000
San Luis Obispo Community College District North County Center	
(19) 40.51.201-Learning Resource Center—Construction and equipment.....	22,187,000
Santa Clarita Community College District College of the Canyons	
(20) 40.54.116-Library Addition— Construction and equipment.....	14,059,000
Santa Monica Community College District Santa Monica College	
(21) 40.55.110-Student Services and Administration Building— Construction and equipment.....	15,935,000
Sequoias Community College District College of the Sequoias	
(22) 40.56.111-Physical Education and Disabled Program Center— Construction and equipment.....	13,946,000
Tulare Center	
(23) 40.56.200-Phase I Site Development and Facilities—Working drawings.....	2,526,000
Sierra Joint Community College District Sierra College	
(24) 40.58.108-Child Development Center—Construction and equipment.....	7,821,000

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Sonoma County Junior College District	
Santa Rosa Junior College	
(25) 40.61.401-Public Safety Training Center Advanced Laboratory and Office Complex—Construction and equipment	5,748,000
West Hills Community College District	
West Hills College, Coalinga	
(26) 40.67.105-Agricultural Science Facility—Construction and equipment	9,405,000
6870-303-6041—For capital outlay, Board of Governors of the California Community Colleges, to be allocated by the board of governors to community college districts for expenditure as set forth in the schedule below, payable from the 2004 Higher Education Capital Outlay Bond Fund	8,369,000
Schedule:	
Ohlone Community College District	
Ohlone College	
(1) 40.16.114-Fire Suppression—Preliminary plans, working drawings, and construction	5,741,000
Mira Costa Community College District	
Mira Costa College	
(2) 40.31.112-Campuswide Fire Line Replacement—Preliminary plans, working drawings, and construction	2,628,000
Provisions:	
1. Notwithstanding Section 13332.11 of the Government Code, the community college districts shall complete each project identified within the total funding amount specified in the schedule for that project. This condition does not limit the authority of the district to use nonstate funds to fund or augment these projects with the State Public Works Board approval.	
2. The community college districts shall complete each project identified without any change to its scope. The scope of a project means, in this respect, the intended purpose of the project as determined by reference to the following elements of the budget request for that project submitted by the Board of Governors of the California Community Colleges to the Department of Finance: (a) the program elements related to project type and	

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(b) the functional description of spaces required to deliver the academic and supporting programs as approved by the Legislature.	
3. Notwithstanding any other provision of law, the appropriation made in this item is available for encumbrance during the 2008--09 and 2009--10 fiscal years. For the purposes of encumbrance, funds appropriated for construction management and project contingencies purposes, as well as any bid savings, shall be deemed to be encumbered at the time a contract is awarded; these funds also may be used to initiate consulting contracts necessary for management of the project during the liquidation period.	
6870-303-6049—For capital outlay, Board of Governors of the California Community Colleges, to be allocated by the board of governors to community college districts for expenditure as set forth in the schedule below, payable from the 2006 California Community College Capital Outlay Bond Fund.....	10,156,000
Schedule:	
Riverside Community College District	
Riverside City College	
(1) 40.44.105-Wheelock Gymnasium Seismic Retrofit—Preliminary plans, working drawings, and con- struction	10,156,000
Provisions:	
1. Notwithstanding Section 13332.11 of the Govern- ment Code, the community college districts shall complete each project identified within the total funding amount specified in the schedule for that project. This condition does not limit the authority of the districts to use nonstate funds to fund or augment these projects with the approval of the State Public Works Board.	
2. The community college districts shall complete each project identified without any change to its scope. The scope of a project, in this context, means the intended purpose of the project as de- termined by reference to the following elements of the budget request for that project submitted by the Board of Governors of the California Com- munity Colleges to the Department of Finance: (a) the program elements related to project type and	

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(b) the functional description of spaces required to deliver the academic and supporting programs as approved by the Legislature.

3. Notwithstanding any other provision of law, the appropriation made in this item is available for encumbrance during the 2008--09 and 2009--10 fiscal years. For the purposes of encumbrance, funds appropriated for construction management and project contingencies purposes, as well as any bid savings, shall be deemed to be encumbered at the time a contract is awarded; these funds also may be used to initiate consulting contracts necessary for management of the project during the liquidation period.

6870-488—Reappropriation, California Community Colleges, Proposition 98. The amount of \$21,648,000 from the 2007-08 fiscal year appropriations pursuant to Sections 8483.5 and 8483.51 of the Education Code is hereby reappropriated for local assistance to community colleges and shall be available for encumbrance and expenditure until June 30, 2009, for the purpose of backfilling projected shortfalls in local property tax revenues from the 2007-08 fiscal year.

6870-490—Reappropriation, Board of Governors of the California Community Colleges. The balances of the appropriations provided in the following citations are reappropriated for the purposes and subject to the limitations, unless otherwise specified, in those appropriations:

6041—2004 Higher Education Capital Outlay Bond Fund

- (1) Item 6870-301-6041, Budget Act of 2004 (Ch. 208, Stats. 2004), as reappropriated by Item 6870-490, Budget Act of 2005 (Chs. 38 and 39, Stats. 2005)

Los Angeles Community College District
West Los Angeles College

(27) 40.26.907-Science Complex—Equipment

- (2) Item 6870-301-6041, Budget Act of 2005 (Chs. 38 and 39, Stats. 2005)

Rancho Santiago Community College District
Santiago Canyon College

(28) 40.41.201-Science Building—Equipment

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(3) Item 6870-301-6041, Budget Act of 2005 (Chs. 38 and 39, Stats. 2005), as reappropriated by Item 6870-491, Budget Act of 2006 (Chs. 47 and 48, Stats. 2006) San Luis Obispo County Community College District North County Center (34) 40.51.202-Technology and Trades Complex—Construction and equipment	
(4) Item 6870-301-6041, Budget Act of 2006 (Chs. 47 and 48, Stats. 2006), as reappropriated by Item 6870-490, Budget Act of 2007 (Chs. 171 and 172, Stats. 2007) Santa Barbara Community College District Santa Barbara City College (4) 40.53.123-Drama/Music Building Modernization—Construction	
6049—2006 California Community College Capital Outlay Bond Fund	
(1) Item 6870-303-6049, Budget Act of 2006 (Chs. 47 and 48, Stats. 2006) Los Angeles Community College District Los Angeles Mission College (10) 40.26.413-Culinary Arts Center—Construction and equipment Mt. San Antonio Community College District Mt. San Antonio College (16) 40.33.116-Design and Online Technologies Center—Construction and equipment Rio Hondo Community College District Rio Hondo College (20) 40.43.109-Physical Education Facilities—Construction and equipment West Kern Community College District Taft College (32) 40.68.104-Tech Arts Modernization—Construction Copper Mountain Community College District Copper Mountain College (33) 40.72.101-Remodel for Efficiency—Construction and equipment	
(2) Item 6870-301-6049, Budget Act of 2007 (Chs. 171 and 172, Stats. 2007) Allan Hancock Community College District Allan Hancock College (1) 40.02.118-One-Stop Student Services Center—Construction	

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Antelope Valley Community College District	
Antelope Valley College	
(2) 40.03.114-Theatre Arts Facility—Construction	
Contra Costa Community College District	
Los Medanos College	
(10) 40.13.316-Art Area Remodel—Construction	
Palomar Community College District	
Palomar College	
(28) 40.38.114-Multi-Disciplinary Building—Construction and equipment	
San Francisco Community College District	
City College of San Francisco, Chinatown Center	
(36) 40.48.301-Campus Building—Construction	
San Joaquin Delta Community College District	
San Joaquin Delta College	
(37) 40.49.108-Goleman Learning Resource Center Modernization—Construction and equipment	
Santa Barbara Community College District	
Santa Barbara City College	
(40) 40.53.122-High Technology Center—Construction and equipment	
West Valley-Mission Community College District	
West Valley College	
(51) 40.69.110-Science and Math Building Renovation—Construction	
Feather River Community College District	
Feather River College	
(53) 40.73.105-Learning Resource Center and Technology Building—Construction	

6870-492—Reappropriation, California Community Colleges, Proposition 98. The amount of \$47,318,000 from Schedule (1) of Item 6870-101-0001 of the Budget Act of 2006 (Chs. 47 and 48, Stats. 2006) is hereby reappropriated and shall be available for encumbrance and expenditure until June 30, 2009, for the purpose of backfilling a projected shortfall in local property tax revenues from the 2007-08 fiscal year for community colleges.

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6870-497—Reversion, Board of Governors of the California Community Colleges. As of June 30, 2008, the balances specified below of the appropriations provided for in the following citations shall revert to the funds from which the appropriations were made: 6049—2006 California Community College Capital Outlay Bond Fund	
(1) Item 6870-301-6049, Budget Act of 2006 (Chs. 47 and 48, Stats. 2006) West Valley-Mission Community College District Mission College	
(21) 40.69.209-Main Building, Second Floor Reconstruction—Preliminary plans and working drawings.....	1,893,000
(2) Item 6870-301-6049, Budget Act of 2007 (Chs. 171 and 172, Stats. 2007) West Valley-Mission Community College District Mission College	
(52) 40.69.209-Main Building, Second Floor Reconstruction—Construction.....	20,511,000
*7980-001-0001—For support of Student Aid Commission.....	14,206,000 13,527,000
Schedule:	
(1) 15-Financial Aid Grants Program...	15,421,000
(1.5) 50-California Loan Program	1,000,000 500,000
(2) 80.01-Administration and Support Services.....	3,369,000
(3) 80.02-Distributed Administration and Support Services	-3,369,000
(3.5) 97.20.001-Unallocated Reduction	-789,000 -1,468,000
(4) Reimbursements.....	-296,000
(4.5) Amount payable from the Student Loan Operating Fund (Item 7980-001-0784).....	-1,000,000 -500,000
(5) Amount payable from the Federal Trust Fund (Item 7980-001-0890).	-130,000

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Provisions:

1. The funds appropriated in this item are available only for the Student Aid Commission's state operations activities.
2. Of the funds appropriated in Schedule (1), up to \$369,000 is available for expenditure to support enhancement of the Student Aid Commission's Grant Delivery System.
3. Schedule (1) includes funding for 2.0 positions to increase program compliance reviews for institutions participating in the Cal Grant Program under Chapter 1.7 (commencing with Section 69430) of Part 42 of Division 5 of Title 3 of the Education Code and the Assumption Program of Loans for Education under Article 5 (commencing with Section 69612) of Chapter 2 of Part 42 of Division 5 of Title 3 of the Education Code, with the objective of auditing higher risk institutions once every three years. The audits shall emphasize verification of applicant eligibility, fund disbursement, and payment reconciliation. The Student Aid Commission shall prioritize its review of institutions that have demonstrated noncompliance in prior audits. The commission shall report to the Legislature and the Governor by September 30, 2008, on the institutions audited, the rate of non-compliance with each major program requirement, and the steps taken to address noncompliance.
4. (a) This item reflects ~~\$1,000,000~~ \$500,000 payable from the Student Loan Operating Fund for the purpose of funding, on a limited-term basis, 6.0 positions in the Federal Policy and Programs Division. Those positions shall be continued until a sale or other authorized transaction is completed pursuant to Chapter 182 of the Statutes of 2007, which is anticipated to occur in the 2009-10 fiscal year.
- (b) Additionally, this item reflects an increase of \$1,010,000 available on a one-time basis for necessary moving costs, furnishings, and equipment associated with relocation of the Student Aid Commission. Not later than August 1, 2008, the commission shall detail and submit for approval to the Department of Finance, and for informational purposes to the Chairperson of the Joint Legislative Budget

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<p>Committee, all one-time costs estimated to be necessary for relocation of the commission. Any funds remaining shall be available for any expenses that may be necessary or convenient to further the intent of the sale or other authorized transaction of EdFund pursuant to Chapter 182 of the Statutes of 2007 upon the written approval of the Department of Finance.</p>	
7980-001-0784—For support of Student Aid Commission, Federal Policy and Program Division, for payment to Item 7980-001-0001, payable from the Student Loan Operating Fund	1,000,000 500,000
*7980-001-0890—For support of Student Aid Commission, Cash for College Program, for payment to Item 7980-001-0001, payable from the Federal Trust Fund	130,000
*7980-101-0001—For local assistance, Student Aid Commission	823,984,000
Schedule:	
(1) 15-Financial Aid Grants Program...885,669,000	
(2) Reimbursements	-19,514,000
(3) Amount payable from the Federal Trust Fund (Item 7980-101-0890)....-18,171,000	
(4) Amount payable from the Student Loan Operating Fund (Item 7980-101-0784).....-24,000,000	
Provisions:	
1. Funds appropriated in Schedule (1) are for purposes of all of the following:	
(a) Awards in the Cal Grant Program under Chapter 1.7 (commencing with Section 69430) and Article 3 (commencing with Section 69530) of Chapter 2 of Part 42 of Division 5 of Title 3 of the Education Code.	
(b) Grants under the Law Enforcement Personnel Dependents Scholarship Program pursuant to Section 4709 of the Labor Code.	
(c) California Student Opportunity and Access Program contract agreements under Article 4 (commencing with Section 69560) of Chapter 2 of Part 42 of Division 5 of Title 3 of the Education Code.	
(d) The purchase of loan assumptions under Article 5 (commencing with Section 69612) of Chapter 2 of Part 42 of Division 5 of Title 3 of	

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	the Education Code. The Student Aid Commission shall issue 8,000 7,200 new warrants.
(e)	The purchase of loan assumptions under the Graduate Assumption Program of Loans for Education pursuant to Article 5.5 (commencing with Section 69618) of Chapter 2 of Part 42 of Division 5 of Title 3 of the Education Code.
(f)	The purchase of loan assumptions under the State Nursing Assumption Program of Loans for Education (SNAPLE) Employees of State Facilities Program pursuant to Article 2 (commencing with Section 70120) of Chapter 3 of Part 42 of Division 5 of Title 3 of the Education Code.
(g)	The purchase of loan assumptions under the State Nursing Assumption Program of Loans for Education (SNAPLE) pursuant to Article 1 (commencing with Section 70100) of Chapter 3 of Part 42 of Division 5 of Title 3 of the Education Code.
(h)	The Student Aid Commission shall report by April 1, 2009, on the State Nursing Assumption Program of Loans for Education, pursuant to the reporting requirements of Section 70108 of the Education Code.
(i)	Of the amount appropriated in Schedule (1), \$297,000 is provided for loan assumption payments to participants in the National Guard Assumption Program of Loans for Education pursuant to Article 12.5 (commencing with Section 69750) of Chapter 2 of Part 42 of the Education Code.
(j)	Notwithstanding subdivision (c) of Section 69613.8 of the Education Code, any Assumption Program of Loans for Education participant who meets the requirements of subdivision (a) or (b) of Section 69613.8 of the Education Code may receive the additional loan assumption benefits authorized by those subdivisions.
2.	If federal trust funds for the 2008–09 fiscal year exceed budgeted levels for the Leveraging Educational Assistance Partnership Program (LEAP) and the Special Leveraging Educational Assistance Partnership Program (SLEAP), the funds

Item	Amount
<p>appropriated shall, to the extent allowable by federal law, be reduced on a dollar-for-dollar basis.</p> <p>3. Eligibility for moneys appropriated in this item is limited to students who demonstrate financial need according to the nationally accepted needs analysis methodology, who meet other Student Aid Commission eligibility criteria, and, notwithstanding subdivision (k) of Section 69432.7 of the Education Code, whose income or family's gross income does not exceed \$88,300 for the purpose of determining recipients for the 2008-09 award year.</p> <p>4. Notwithstanding any other provision of law, the maximum award for:</p> <p>(a) New recipients attending private and independent institutions shall be \$9,708.</p> <p>(b) All recipients receiving Cal Grant B access awards shall be \$1,551.</p> <p>(c) All recipients receiving Cal Grant C tuition and fee awards shall be \$2,592.</p> <p>(d) All recipients receiving Cal Grant C book and supply awards shall be \$576.</p> <p>5. Of the funds appropriated in this item, \$7,349,000 is for the California Student Opportunity and Access Program established pursuant to Article 4 (commencing with Section 69560) of Chapter 2 of Part 42 of Division 5 of Title 3 of the Education Code, as amended in the current legislative session, and shall be available to provide financial aid awareness and outreach to students who are preparing to enter, or are currently enrolled in, college. Of this amount, \$1,000,000 is dedicated for career technical education and the resulting career opportunities. The Student Aid Commission shall consult with the State Department of Education and the Chancellor's Office of the California Community Colleges in determining the projects and activities for these funds. This provision reflects funds anticipated from the College Access Challenge Grant Program authorized by HR 2669 for the federal 2007-08 and 2008-09 fiscal years.</p> <p>6. Notwithstanding any other provision of law, the commission may not issue new warrants for the assumption of loans for the Graduate Assumption Program of Loans for Education pursuant to Article 5.5 (commencing with Section 69618) of</p>	

Item	Amount
Chapter 2 of Part 42 of Division 5 of Title 3 of the Education Code.	
7. Pursuant to Chapter 403 of the Statutes of 2000 and notwithstanding any other provision of law, the Director of Finance may authorize the augmentation, from the Special Fund for Economic Uncertainties established pursuant to Section 16418 of the Government Code, of the annual amount appropriated for the purposes of making Cal Grant awards pursuant to Chapter 1.7 (commencing with Section 69430) of Part 42 of Division 5 of Title 3 of the Education Code, as necessary to fully fund the number of awards required to be granted by that chapter. No augmentation may be authorized under this provision sooner than 30 days after the Director of Finance provides written notice of the proposed augmentation to the Chairperson of the Joint Legislative Budget Committee and the chairpersons of the committees in each house of the Legislature that consider appropriations, nor sooner than whatever lesser time those persons, or their designees, may in each instance determine.	
8. The Student Aid Commission is authorized to issue 100 new warrants for the State Nursing Assumption Program of Loans for Education (SNAPLE) Employees of State Facilities Program pursuant to Article 2 (commencing with Section 70120) of Chapter 3 of Part 42 of Division 5 of Title 3 of the Education Code.	
9. The Student Aid Commission shall issue 100 new State Nursing Assumption Program of Loans for Education (SNAPLE) warrants pursuant to Article 1 (commencing with Section 70100) of Chapter 3 of Part 42 of Division 5 of Title 3 of the Education Code.	
10. Of the funds appropriated in Schedule (1), as reimbursed from federal trust funds in Schedule (3), \$410,000 is for the Cash for College Program.	
7980-101-0784-----For local assistance, Student Aid Commission, Cal Grant Program, for payment to Item 7980-101-0001, payable from the Student Loan Operating Fund	24,000,000

Item	Amount
*7980-101-0890—For local assistance, Student Aid Commission, for payment to Item 7980-101-0001, payable from the Federal Trust Fund.....	18,171,000

Provisions:

1. Of the funds appropriated in this item, \$10,622,000 is available for the Leveraging Educational Assistance Partnership Program (LEAP) and Special Leveraging Educational Assistance Partnership Program (SLEAP).
2. Of the funds appropriated in this item, \$200,000 is available for the Cash for College Program. This amount reflects funds anticipated from the new College Access Challenge Grant Program authorized in HR 2669 for the 2007-08 and 2008-09 federal fiscal years.
3. Of the funds appropriated in this item, \$7,349,000 is available for the California Student Opportunity and Access Program (Cal-SOAP). This amount reflects funds anticipated from the New College Access Challenge Grant Program authorized in HR 2669 for the 2007-08 and 2008-09 federal fiscal years.

7980-490—Recapportionation, Student Aid Commission. The balance of the appropriation provided in the following citation is reappropriated for the purposes specified in Provision 1 and shall be available for encumbrance or expenditure until June 30, 2009:

- (1) Item 7980-001-0001, Budget Act of 2007 (Chs. 171 and 172, Stats. 2007)

Provisions:

1. These funds are available for relocation costs of the Student Aid Commission or for any expenses that may be necessary or convenient to further the intent of the sale or other authorized transaction of EdFund pursuant to Chapter 182 of the Statutes of 2007. These funds shall not be expended unless first approved by the Department of Finance.

7980-495—Reversion, Student Aid Commission. The unencumbered balance as of June 30, 2008, of the appropriation provided in the following citation shall revert to the fund balance of the fund from which the appropriation was made:

0001—General Fund

- (1) Item 7980-101-0001, Budget Act of 2007 (Chs. 171 and 172, Stats. 2007)

Item	Amount
LABOR AND WORKFORCE DEVELOPMENT AGENCY	
7100-001-0001—For support of Employment Development Department, for payment to Item 7100-001-0870.....	25,418,000
Provisions:	
1. (a) Of the funds appropriated in this item, \$2,559,000 is to support the development of the Automated Collection Enhancement System (ACES). These funds may not be used for any other purpose or for items outside the approved project scope. Changes in the project scope must receive approval using the established administrative and legislative reporting requirements.	
(b) The Director of Finance is authorized to increase this item to fund ACES implementation workload upon receipt of a new post-vendor procurement special project report. Notwithstanding any other provision of law, any augmentation under this provision shall be authorized not sooner than 30 days after notification in writing to the chairpersons of the fiscal committees of each house of the Legislature and the Chairperson of the Joint Legislative Budget Committee. The ACES procurement process for the prime solution provider is in accordance with Chapter 556 of the Statutes of 2005.	
(c) The Department of Finance shall report to the Legislature the number of positions to be administratively established for the Employment Development Department.	
7100-001-0184—For support of Employment Development Department, for payment to Item 7100-001-0870, payable from the Employment Development Department Benefit Audit Fund	14,700,000
Provisions:	
1. The amount appropriated in this item includes revenues derived from the assessment of fines and penalties imposed as specified in Section 13332.18 of the Government Code.	
7100-001-0185—For support of Employment Development Department, for payment to Item 7100-001-0870, payable from the Employment Development Contingent Fund	71,209,000

Item	Amount
Provisions:	
1. Funds appropriated in this item are in lieu of the amounts that otherwise would have been appropriated for administration pursuant to Section 1586 of the Unemployment Insurance Code.	
2. The amount appropriated in this item includes revenues derived from the assessment of fines and penalties imposed as specified in Section 13332.18 of the Government Code.	
3. Notwithstanding any other provision of law and sections of this act, the Director of Employment Development may augment this item by up to \$3,000,000 to make interest payments on an Unemployment Fund loan secured to pay Unemployment Insurance (UI) benefits. The Employment Development Department will notify the Department of Finance by October 1, 2008, of a planned augmentation by submitting an estimated interest calculation for review. The amount disbursed under this augmentation is limited to actual interest due on an Unemployment Fund loan secured to pay UI benefits. Pursuant to Provision 1 of Item 7100-011-0185, any amount not disbursed for the purpose specified above shall be transferred to the General Fund.	
4. Of the funds appropriated in this item, \$6,000 is to support the development of the Automated Collection Enhancement System. These funds may not be used for any other purpose or for items outside the approved project scope. Changes in the project scope must receive approval using the established administrative and legislative reporting requirements.	
5. Subdivision (b) of Provision 1 of Item 7100-001-0001 also applies to this item.	
6. The Employment Development Department shall notify the Department of Finance on the federal allocation for Unemployment Insurance program administration within 30 days of receipt. The Employment Development Department may request an increase to this item in support of the Unemployment Insurance program to the extent that federal funds are insufficient to maintain fiscal year 2007-08 service levels for the Unemployment Insurance program. Any increase approved shall not exceed the amount of available Contingent Fund. The Department of Finance shall ap-	

Item	Amount
<p>prove or modify the request for an increase within 10 working days of receipt of the request. Any augmentation made pursuant to this provision shall be reported in writing to the chairpersons of the fiscal committees of each house of the Legislature and the Chairperson of the Joint Legislative Budget Committee within 30 days of the date of the augmentation.</p>	
<p>7100-001-0514—For support of Employment Development Department, for payment to Item 7100-001-0870, payable from the Employment Training Fund Provisions:</p>	62,269,000
<ol style="list-style-type: none"> 1. Upon order of the Director of Finance, funds encumbered from Employment Training Fund training contracts during the 2008–09 fiscal year that have not reverted as of July 1, 2008, may be appropriated in augmentation of this item. 2. Notwithstanding subparagraph (B) of paragraph (2) of subdivision (a) of Section 10206 of the Unemployment Insurance Code, the Employment Training Panel’s administrative costs may exceed 15 percent of the amount appropriated in this item. 3. Of the funds appropriated in this item, \$6,000 is to support the development of the Automated Collection Enhancement System. These funds may not be used for any other purpose or for items outside the approved project scope. Changes in the project scope must receive approval using the established administrative and legislative reporting requirements. 4. Subdivision (b) of Provision 1 of Item 7100-001-0001 also applies to this item. 5. In keeping with their Strategic Workforce Plan, the Employment Training Panel shall prioritize training funding to industries and funding requests that have a green technology or green collar job aspect to them. 	
<p>7100-001-0588—For support of Employment Development Department, for payment to Item 7100-001-0870, payable from the Unemployment Compensation Disability Fund.....</p>	224,766,000
<p>Provisions:</p> <ol style="list-style-type: none"> 1. The Employment Development Department shall submit on October 1, 2008, and April 20, 2009, to the Department of Finance for its review and approval, an estimate of expenditures for both the 	

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Amount

current and budget year, including the assumptions and calculations underlying Employment Development Department projections for expenditures from this item. The Department of Finance shall approve, or modify, the assumptions underlying all estimates within 15 working days of the due date. If the Department of Finance does not approve or modify in writing the assumptions underlying all estimates within 15 working days of the due date, the Employment Development Department shall consider the assumptions and calculations approved as submitted. If the Department of Finance determines that the estimate of expenditures differs from the amount appropriated by this item, the Director of Finance shall so report to the Legislature. At the time the report is made, the amount of this appropriation shall be adjusted by the difference between this Budget Act appropriation and the approved estimate of the Department of Finance. Revisions reported pursuant to this provision are not subject to Section 28.00.

2. Of the funds appropriated in this item, \$239,000 is to support the development of the Automated Collection Enhancement System. These funds may not be used for any other purpose or for items outside the approved project scope. Changes in the project scope must receive approval using the established administrative and legislative reporting requirements.
3. Subdivision (b) of Provision 1 of Item 7100-001-0001 also applies to this item.

7100-001-0869—For support of state programs under the Workforce Investment Act (WIA), Employment Development Department, payable from the Consolidated Work Program Fund 158,018,000

Schedule:

- (1) 61.35-WIA Administration and Program Services 19,794,000
- (2) 61.40-WIA Growth Industries 7,409,000
- (3) 61.50-WIA Industries with a State-wide Need 13,200,000
- (4) 61.60-WIA Removing Barriers for Special Needs Populations 20,129,000
- (5) 61.70-WIA Rapid Response Activities 42,064,000
- (5.5) 61.80-WIA Special Grants 10,422,000

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(6) 62.10-National Emergency Grant Program.....	45,000,000
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Provisions:

1. Provision 1 of Item 7100-001-0588 also applies to Schedules (1) and (5) of this item.
- 1.5. For Schedules (2), (3), and (4), the Employment Development Department (EDD) shall submit on October 1, 2008, and April 20, 2009, to the Department of Finance for its review and approval an estimate of expenditures for both the current and prior budget fiscal years, including the assumptions and calculations underlying the EDD's projections for expenditures from these schedules. To the extent the EDD identifies unspent or receives unanticipated additional federal WIA 15-percent discretionary funds, the Department of Finance may increase expenditure authority for Schedules (2) to (4), inclusive, if the additional funding is consistent with the expenditure plan for WIA discretionary funds in this item and meets the four requirements set forth in subdivision (b) of Section 28.00. Any such augmentation exceeding \$250,000 may be authorized not sooner than 30 days after written notification is provided to the chairpersons of the committees in each house of the Legislature that consider the State Budget, and the Chairperson of the Joint Legislative Budget Committee, or not sooner than whatever lesser time the Chairperson of the Joint Legislative Budget Committee, or his or her designee, may in each instance determine.
- 1.7. For Schedules (2), (3), and (4), in the event that the Employment Development Department is notified of a reduction in federal Workforce Investment Act (WIA) 15-percent discretionary funds, the Department of Finance may decrease expenditure authority for Schedules (2) to (4), inclusive. Any such decrease that exceeds \$250,000 may be authorized not sooner than 30 days after notification in writing is provided to the chairpersons of the committees in each house of the Legislature that consider the State Budget, and the Chairperson of the Joint Legislative Budget Committee, or not sooner than whatever lesser time the Chairperson of the

Item	Amount
<p>Joint Legislative Budget Committee, or his or her designee, may in each instance determine.</p>	
2.	<p>The Secretary of Labor and Workforce Development is authorized to transfer up to \$500,000 of the funds appropriated in this item to the California Workforce Investment Board, Federal Trust Fund, Item 7120-001-0890, to facilitate the implementation and operation of the WIA Program. Any transfer made pursuant to this provision shall be reported in writing to the Department of Finance, the chairpersons of the fiscal committees of each house of the Legislature, and the Chairperson of the Joint Legislative Budget Committee within 30 days of the date of the transfer.</p>
3.	<p>Notwithstanding any other provision of law, the Secretary of Labor and Workforce Development is authorized to transfer funds between categories (Schedules (1) to (4), inclusive) as included in the schedule to be used for projects. Any transfer made pursuant to this provision shall be reported in writing to the Department of Finance, the chairpersons of the fiscal committees of each house of the Legislature, and the Chairperson of the Joint Legislative Budget Committee within 30 days of the date of the transfer.</p>
7100-001-0870—	<p>For support of Employment Development Department, payable from the Unemployment Administration Fund-Federal..... 517,676,000</p>
<p>Schedule:</p>	
(1)	<p>10-Employment and Employment Related Services167,810,000</p>
(2)	<p>21-Tax Collections and Benefit Payments643,362,000</p>
(3)	<p>22-California Unemployment Insurance Appeals Board 72,694,000</p>
(4)	<p>30.01-General Administration 53,215,000</p>
(5)	<p>30.02-Distributed General Administration.....-51,004,000</p>
(6)	<p>50-Employment Training Panel..... 56,924,000</p>
(7)	<p>Reimbursements.....-22,916,000</p>
(8)	<p>Amount payable from the General Fund (Item 7100-001-0001).....-25,418,000</p>
(9)	<p>Amount payable from the Employment Development Department Benefit Audit Fund (Item 7100-001-0184).....-14,700,000</p>

Item	Amount
(10) Amount payable from the Employment Development Contingent Fund (Item 7100-001-0185).....	-71,209,000
(11) Amount payable from the Employment Training Fund (Item 7100-001-0514).....	-62,269,000
(12) Amount payable from the Unemployment Compensation Disability Fund (Item 7100-001-0588)....	-224,766,000
(12.5) Amount payable from the Unemployment Fund-Federal (Item 7100-001-0871)	-3,122,000
(13) Amount payable from the School Employees Fund (Item 7100-001-0908).....	-925,000
Provisions:	
1. Funds appropriated in this item are in lieu of the amounts that otherwise would have been appropriated pursuant to Section 1555 of the Unemployment Insurance Code.	
2. Provision 1 of Item 7100-001-0588 also applies to funds appropriated in this item for the Unemployment Insurance Program.	
7100-001-0871—For support of the Employment Development Department, for payment to Item 7100-001-0870, payable from the Unemployment Fund—Federal.....	3,122,000
7100-001-0908—For support of Employment Development Department, for payment to Item 7100-001-0870, payable from the School Employees Fund	925,000
Provisions:	
1. Funds appropriated in this item are in lieu of the amounts that otherwise would have been appropriated for administration pursuant to Section 822 of the Unemployment Insurance Code.	
2. Provision 1 of Item 7100-001-0588 also applies to this item.	
7100-011-0184—For transfer by the Controller, upon order of the Director of Finance, from the Employment Development Department Benefit Audit Fund, to the General Fund.....	(2,931,000)
Provisions:	
1. The unencumbered balance in the Employment Development Department Benefit Audit Fund as of June 30, 2009, shall be transferred to the General Fund.	

Item	Amount
7100-011-0185—For transfer by the Controller from the Employment Development Department Contingent Fund, to the General Fund	(23,773,000)
Provisions:	
1. Notwithstanding any other provision of law, the Controller shall transfer to the General Fund the unencumbered balance, as determined by the Director of Finance, in the Employment Development Department Contingent Fund as of June 30, 2009.	
7100-011-0890—For support of Employment Development Department, payable from the Federal Trust Fund, for transfer to the Unemployment Administration Fund—Federal	(517,676,000)
7100-012-0890—For support of the Employment Development Department, payable from the Federal Trust Fund, for transfer to the Unemployment Fund—Federal.....	(3,122,000)
7100-021-0890—For support of Employment Development Department, payable from the Federal Trust Fund, for transfer to the Consolidated Work Program Fund.....	(158,018,000)
7100-101-0588—For local assistance, Employment Development Department, for Program 21—Tax collections and benefit payments, payable from the Unemployment Compensation Disability Fund	4,806,430,000
Provisions:	
1. Provision 1 of Item 7100-001-0588 also applies to this item.	
2. Funds appropriated in this item are in lieu of the amounts that otherwise would have been appropriated pursuant to Section 3012 of the Unemployment Insurance Code.	
3. Apart from the estimate of expenditures that the Employment Development Department provides to the Department of Finance on October 1 and April 20 of each year, the Department of Finance is authorized to approve requests for expenditure adjustments for this item in those amounts made necessary by changes in either workload or payments, any rule or regulation adopted as a result of the enactment of a federal or state law, the adoption of a federal regulation, or the following of a court decision during the 2008–09 fiscal year that are within or in excess of amounts appropriated in this act for that year. The Department of Finance shall approve or modify the request for change in	

Item	Amount
<p>expenditures within seven working days of receipt of the request. If the Department of Finance does not approve or modify the request, the Employment Development Department shall consider the assumptions and calculations approved as submitted. The Department of Finance shall notify the Legislature of any modifications to expenditures made pursuant to this provision.</p>	
7100-101-0869—For local assistance under Workforce Investment Act (WIA), Employment Development Department, Program 61-WIA Program, payable from the Consolidated Work Program Fund.....	320,616,000
Provisions:	
1. Provision 1 of Item 7100-001-0588 also applies to this item.	
7100-101-0871—For local assistance, Employment Development Department, for Program 21—Tax collections and benefit payments, payable from the Unemployment Fund—Federal	6,673,206,000
Provisions:	
1. Funds appropriated in this item are in lieu of the amounts that would have otherwise been appropriated pursuant to Section 1521 of the Unemployment Insurance Code.	
2. Provision 1 of Item 7100-001-0588 also applies to this item.	
3. Provision 3 of Item 7100-101-0588 also applies to this item.	
7100-101-0890—For local assistance, Employment Development Department, payable from the Federal Trust Fund, for transfer to the Consolidated Work Program Fund.....	(320,616,000)
7100-101-0908—For local assistance, Employment Development Department, for Program 21—Tax collections and benefit payments, payable from the School Employees Fund	146,998,000
Provisions:	
1. Provision 1 of Item 7100-001-0588 also applies to this item.	
2. Funds appropriated in this item are in lieu of the amounts that otherwise would have been appropriated for benefits pursuant to Section 822 of the Unemployment Insurance Code.	
3. Provision 3 of Item 7100-101-0588 also applies to this item.	

Item	Amount
7100-111-0890—For local assistance, Employment Development Department, payable from the Federal Trust Fund, for transfer to the Unemployment Fund— Federal	(6,673,206,000)
7100-311-0690—For capital outlay, Employment Development Department. To prevent the loss of funds in the Employment Development Department Building Fund, the unencumbered balances of the funds deposited in the Employment Development Department Building Fund shall be transferred to the Federal Unemployment Fund. Provisions: 1. The Employment Development Department shall report to the Legislature by September 1, 2009, the amount of funds transferred pursuant to this item.	
7120-001-0890—For support of the California Workforce Investment Board, payable from the Federal Trust Fund.....	3,544,000
Schedule:	
(1) 10-California Workforce Investment Program	4,409,000
(2) Reimbursements	-865,000
Provisions: 1. The Secretary of the Labor and Workforce Development Agency, with the approvals of the California Workforce Investment Board and Department of Finance, and not sooner than 30 days after notification to the Joint Legislative Budget Committee, is authorized to transfer funds appropriated in this item to the Employment Development Department, Consolidated Work Program Fund, Item 7100-001-0869, to facilitate the implementation and operation of the Workforce Investment Act Program.	
7300-001-0001—For support of Agricultural Labor Relations Board.....	5,148,000
Schedule:	
(1) 10-Board Administration	2,174,000
(2) 20-General Counsel Administration	2,974,000
(3) 30.01-Administration Services	275,000
(4) 30.02-Distributed Administration Services	-275,000
7350-001-0001—For support of Department of Industrial Relations.....	67,719,000
Schedule:	
(1) 10-Self-Insurance Plans	3,907,000

Item	Amount
(2) 20-Mediation/Conciliation	2,162,000
(3) 30-Division of Workers' Compensation	177,639,000
(4) 36-Commission on Health and Safety and Workers' Compensation	3,439,000
(5) 40-Division of Occupational Safety and Health	103,642,000
(6) 50-Division of Labor Standards Enforcement	49,633,000
(7) 60-Division of Apprenticeship Standards	13,051,000
(8) 70-Division of Labor Statistics and Research	3,658,000
(9) 80-Claims, Wages, and Contingencies	1,182,000
(10) 94.01-Administration	32,530,000
(11) 94.02-Distributed Administration	-32,530,000
(13) Reimbursements	-2,068,000
(14) Reimbursements for Division of Workers' Compensation	-1,558,000
(15) Amount payable from the Farmworker Remedial Account (Item 7350-001-0023)	-102,000
(16) Amount payable from the Cal-OSHA Targeted Inspection and Consultation Fund (Item 7350-001-0096)	-9,379,000
(17) Amount payable from the Workers' Compensation Managed Care Fund (Item 7350-001-0132)	-355,000
(18) Amount payable from the Industrial Relations Construction Industry Enforcement Fund (Item 7350-001-0216)	-54,000
(19) Amount payable from the Workers' Compensation Administration Revolving Fund (Item 7350-001-0223)	-178,642,000
(20) Amount payable from the Asbestos Consultant Certification Account (Item 7350-001-0368)	-348,000
(21) Amount payable from the Asbestos Training Approval Account (Item 7350-001-0369)	-123,000
(22) Amount payable from the Self-Insurance Plans Fund (Item 7350-001-0396)	-3,867,000

Item	Amount
(23) Amount payable from the Elevator Safety Account (Item 7350-001-0452).....	-20,588,000
(24) Amount payable from the Pressure Vessel Account (Item 7350-001-0453).....	-5,103,000
(25) Amount payable from the Garment Manufacturers Special Account (Item 7350-001-0481)	-500,000
(26) Amount payable from the Uninsured Employers' Account, Uninsured Employers Benefits Trust Fund (Item 7350-001-0571).....	-2,691,000
(27) Amount payable from the Employment Training Fund (Item 7350-001-0514).....	-3,318,000
(28) Amount payable from the Federal Trust Fund (Item 7350-001-0890).....	-29,959,000
(29) Amount payable from the Industrial Relations Unpaid Wage Fund (Item 7350-001-0913)	-3,196,000
(30) Amount payable from the Industrial Relations Unpaid Wage Fund (Section 96.6 of the Labor Code) .	-500,000
(31) Amount payable from the Electrician Certification Fund (Item 7350-001-3002)	-2,736,000
(32) Amount payable from the Garment Industry Regulations Fund (Item 7350-001-3004)	-3,052,000
(33) Amount payable from the Apprenticeship Training Contribution Fund (Item 7350-001-3022).....	-6,895,000
(34) Amount payable from the Workers' Occupational Safety and Health Education Fund (Item 7350-001-3030)	-1,234,000
(35) Amount payable from the Workers' Compensation Return-to-Work Fund (Item 7350-001-3031).....	-499,000
(36) Amount payable from the Car Wash Worker Restitution Fund (Item 7350-001-3071)	-80,000
(37) Amount payable from the Car Wash Worker Fund (Item 7350-001-3072)	-193,000

Item	Amount
(38) Amount payable from the Occupational Safety and Health Fund (Item 7350-001- 3122 3121)	-13,518,000
(39) Amount payable from the Worker Safety Bilingual Investigative Support, Enforcement, and Training Account (Item 7350-001-8024).....	-36,000
Provisions:	
1. The Secretary of Labor and Workforce Development shall report to the Director of Finance and the Joint Legislative Budget Committee on the progress of the Underground Economy Enforcement Program and shall provide justification for its continuance by September 13, 2009.	
7350-001-0023—For support of Department of Industrial Relations, for payment to Item 7350-001-0001, payable from the Farmworkers Remedial Account	102,000
Provisions:	
1. Upon approval by the Department of Finance and notification to the chairpersons of the fiscal committees of each house of the Legislature and the Chairperson of the Joint Legislative Budget Committee, the Department of Industrial Relations may augment this item for the payment of valid claims against and up to the fund balance.	
7350-001-0096—For support of Department of Industrial Relations, for payment to Item 7350-001-0001, payable from the Cal-OSHA Targeted Inspection and Consultation Fund	9,379,000
Provisions:	
1. The amount appropriated in this item includes revenues derived from the assessment of fines and penalties imposed as specified in Section 13332.18 of the Government Code.	
7350-001-0132—For support of Department of Industrial Relations, for payment to Item 7350-001-0001, payable from the Workers' Compensation Managed Care Fund	355,000
7350-001-0216—For support of Department of Industrial Relations, for payment to Item 7350-001-0001, payable from the Industrial Relations Construction Industry Enforcement Fund.....	54,000
7350-001-0223—For support of Department of Industrial Relations, for payment to Item 7350-001-0001, payable from the Workers' Compensation Administration Revolving Fund.....	178,642,000

Item

Amount

Provisions:

1. The Director of Finance may authorize a loan from the General Fund to the Workers' Compensation Administration Revolving Fund, in an amount not to exceed 60 percent of the amount appropriated in this item, provided that:
 - (a) The loan is to meet cash needs resulting from the delay in receipt of employer assessments to support the Workers' Compensation Administration Revolving Fund, the Subsequent Injuries Benefits Trust Fund, and the Uninsured Employers Benefits Trust Fund.
 - (b) The loan is short term and shall be repaid in two equal installments due on March 31 and June 30 of the fiscal year in which the loan is authorized.
 - (c) Interest charges may be waived pursuant to subdivision (e) of Section 16314 of the Government Code.
 - (d) The Director of Finance may not approve the loan unless the approval is made in writing and filed with the Chairperson of the Joint Legislative Budget Committee and the chairpersons of the committees in each house of the Legislature that consider appropriations not later than 30 days prior to the effective date of the approval, or not sooner than whatever lesser time the chairperson of the joint committee or his or her designee may determine.
2. Notwithstanding any other provision of law, the funds appropriated in this item may be used to pay workers' compensation benefits for the Subsequent Injuries Program and the Uninsured Employers Program, if either or both of those funds' reserves are insufficient to make the payments. Any expenditures made pursuant to this provision shall be credited to the Workers' Compensation Administration Revolving Fund upon receipt of sufficient revenues.
3. Notwithstanding Item 9840-001-0494, upon approval of the Director of Finance with concurrence of the State Chief Information Officer, the Director of Finance may augment this item not sooner than 30 days after notification in writing to the chairpersons of the fiscal committees in each house of the Legislature and the Chairperson of

Item	Amount
the Joint Legislative Budget Committee. Any augmentation shall not exceed 10 percent of the total project costs as identified in the latest Special Project Report approved by the State Chief Information Officer. These funds may only be used for the purchase of licenses, additional equipment, or other expenditures necessary to increase and improve access to the Division of Workers' Compensation Electronic Adjudication Management System.	
7350-001-0368—For support of Department of Industrial Relations, for payment to Item 7350-001-0001, payable from the Asbestos Consultant Certification Account.....	348,000
7350-001-0369—For support of Department of Industrial Relations, for payment to Item 7350-001-0001, payable from the Asbestos Training Approval Account.	123,000
7350-001-0396—For support of Department of Industrial Relations, for payment to Item 7350-001-0001, payable from the Self-Insurance Plans Fund.....	3,867,000
7350-001-0452—For support of Department of Industrial Relations, for payment to Item 7350-001-0001, payable from the Elevator Safety Account.....	20,588,000
7350-001-0453—For support of Department of Industrial Relations, for payment to Item 7350-001-0001, payable from the Pressure Vessel Account.....	5,103,000
Provisions:	
1. The amount appropriated in this item includes revenues derived from the assessment of fines and penalties imposed as specified in Section 13332.18 of the Government Code.	
7350-001-0481—For support of Department of Industrial Relations, for payment to Item 7350-001-0001, payable from the Garment Manufacturers Special Account.....	500,000
Provisions:	
1. Upon approval by the Department of Finance and notification to the chairpersons for the fiscal committees of each house of the Legislature and the Chairperson of the Joint Legislative Budget Committee, the Department of Industrial Relations may augment this item for the payment of valid claims against and up to the fund balance.	
7350-001-0514—For support of Department of Industrial Relations, for payment to Item 7350-001-0001, payable from the Employment Training Fund.....	3,318,000

Item	Amount
Provisions:	
1. Notwithstanding Section 1611 of, and Chapter 3.5 (commencing with Section 10200) of Part 1 of Division 3 of, the Unemployment Insurance Code, \$3,327,000 from the Employment Training Fund shall be transferred by the Controller to the Department of Industrial Relations for the support of the Division of Apprenticeship Standards.	
7350-001-0571—For support of Department of Industrial Relations, for payment to Item 7350-001-0001, payable from the Uninsured Employers Benefits Trust Fund	2,691,000
Provisions:	
1. Notwithstanding any other provision of law, the amount available for expenditure in this appropriation may be used for the Underground Economy Enforcement Program.	
7350-001-0890—For support of Department of Industrial Relations, for payment to Item 7350-001-0001, payable from the Federal Trust Fund	29,959,000
7350-001-0913—For support of Department of Industrial Relations, for payment to Item 7350-001-0001, payable from the Industrial Relations Unpaid Wage Fund	3,196,000
Provisions:	
1. Notwithstanding any other provision of law, funds appropriated in this item shall be expended by the Department of Industrial Relations and the Division of Labor Standards Enforcement to administer the following: (a) the Targeted Industries Partnership Program to increase enforcement and compliance in the agricultural, garment, and restaurant industries and (b) the Economic and Employment Enforcement Coalition (Underground Economy Enforcement Program).	
2. It is the intent of the Legislature that the Targeted Industries Partnership Program result in increased enforcement of, and compliance by, the agricultural, garment, and restaurant industries regarding wages, hours, conditions of employment, licensing, registration, child labor laws, and regulations.	
7350-001-3002—For support of Department of Industrial Relations, for payment to Item 7350-001-0001, payable from the Electrician Certification Fund	2,736,000
7350-001-3004—For support of Department of Industrial Relations, for payment to Item 7350-001-0001, payable from the Garment Industry Regulations Fund..	3,052,000

Item	Amount
7350-001-3022—For support of Department of Industrial Relations, for payment to Item 7350-001-0001, payable from the Apprenticeship Training Contribution Fund	6,895,000
7350-001-3030—For support of Department of Industrial Relations, for payment to Item 7350-001-0001, payable from the Workers' Occupational Safety and Health Education Fund	1,234,000
7350-001-3031—For support of the Department of Industrial Relations, for payment to Item 7350-001-0001, payable from the Workers' Compensation Return-to-Work Fund	499,000
7350-001-3071—For support of Department of Industrial Relations, for payment to Item 7350-001-0001, payable from the Car Wash Worker Restitution Fund... Provisions:	80,000
<p>1. Upon approval by the Department of Finance and notification to the chairpersons for the fiscal committees of each house of the Legislature and the Chairperson of the Joint Legislative Budget Committee, the Department of Industrial Relations may augment this item for the payment of valid claims against and up to the fund balance.</p>	
7350-001-3072—For support of Department of Industrial Relations, for payment to Item 7350-001-0001, payable from the Car Wash Worker Fund	193,000
7350-001-3121—For support of Department of Industrial Relations, for payment to Item 7350-001-0001, payable from the Occupational Safety and Health Fund	13,518,000
7350-001-8024—For support of Department of Industrial Relations, for payment to Item 7350-001-0001, payable from the Worker Safety Bilingual Investigative Support, Enforcement, and Training Account..... Provisions:	36,000
<p>1. Notwithstanding any other provision of law, upon approval of the Director of Finance, this item may be augmented if revenues become available.</p>	
7350-011-0913—For transfer by the Controller, upon order of the Director of Finance, from the Industrial Relations Unpaid Wage Fund to the General Fund.. Provisions:	(1,000)
<p>1. Notwithstanding any other provision of law, the Controller shall transfer to the General Fund the unencumbered balance, less six months of expenditures, as determined by the Director of Finance, in the Industrial Relations Unpaid Wage Fund as of June 30, 2008.</p>	

Item	Amount
2. The Department of Industrial Relations shall provide an estimate of the transfer amount to the Department of Finance no later than April 15, 2008.	

GENERAL GOVERNMENT

8120-001-0268—For support of Commission on Peace Officer Standards and Training, payable from the Peace Officers' Training Fund.....	15,765,000
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Schedule:

- | | |
|--|------------|
| (1) 10-Standards | 5,675,000 |
| (2) 20-Training | 32,952,000 |
| (3) 30-Peace Officer Training..... | 118,000 |
| (4) 40.01-Administration..... | 6,484,000 |
| (5) 40.02-Distributed Administration ... | -6,484,000 |
| (6) Reimbursements..... | -1,259,000 |

(7) Amount payable from the Peace Officers' Training Fund (Item 8120-011-0268).....	-20,165,000
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(8) Amount payable from the Peace Officers' Training Fund (Item 8120-012-0268).....	-1,556,000
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8120-011-0268—For support of Commission on Peace Officer Standards and Training, for payment to Item 8120-001-0268, payable from the Peace Officers' Training Fund.....	20,165,000
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Provisions:

1. Funds appropriated in this item are to be used for contractual services in support of local training programs, pursuant to subdivision (c) of Section 13503 of the Penal Code.
2. Funds may be transferred between this item and Item 8120-101-0268 to meet the needs of local training programs.

8120-012-0268—For support of Commission on Peace Officer Standards and Training, for payment to Item 8120-001-0268, payable from the Peace Officers' Training Fund.....	1,556,000
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Provisions:

1. Funds appropriated in this item are to be used for contractual services in support of the "Tools for Tolerance" training program for law enforcement personnel operated by the Simon Wiesenthal Center-Museum of Tolerance. Eligibility to receive funds appropriated by this item as reimbursements is limited to law enforcement agencies authorized by law to receive training

Item	Amount
<p>reimbursements from the Peace Officers' Training Fund. Both sworn officers and nonsworn personnel who have contact with the public shall, at the discretion of the head of the law enforcement agency seeking reimbursement under this provision, be eligible for reimbursement, provided that the Museum of Tolerance gives priority to training sworn officers.</p> <p>2. Funds may be transferred between this item and Item 8120-102-0268 to meet the needs of local and state agency training programs.</p> <p>8120-101-0268—For local assistance, Commission on Peace Officer Standards and Training, Program 30-Peace Officer Training, for allocation to cities, counties, and cities and counties pursuant to Section 13523 of the Penal Code, payable from the Peace Officers' Training Fund</p>	20,382,000
<p>Provisions:</p> <p>1. Funds may be transferred between this item and Item 8120-011-0268 to meet the needs of local training programs.</p> <p>8120-102-0268—For local assistance, Commission on Peace Officer Standards and Training, Program 30-Peace Officer Training, payable from the Peace Officers' Training Fund</p>	444,000
<p>Provisions:</p> <p>1. Funds appropriated in this item are to be used for allocation to cities, counties, and cities and counties for the "Tools for Tolerance" training program for law enforcement personnel operated by the Simon Wiesenthal Center-Museum of Tolerance. Eligibility to receive funds appropriated by this item as reimbursements is limited to law enforcement agencies authorized by law to receive training reimbursements from the Peace Officers' Training Fund. Both sworn officers and nonsworn personnel who have contact with the public shall, at the discretion of the head of the law enforcement agency seeking reimbursement under this provision, be eligible for reimbursement, provided that the Museum of Tolerance gives priority to training sworn officers.</p> <p>2. To the extent that funding is available from Provision 1, peace officers employed by state law enforcement or correctional agencies shall be eligible to attend this training and receive training reimbursement.</p>	

Item	Amount
3. Funds may be transferred between this item and Item 8120-012-0268 to meet the needs of local and state agency training programs.	
8140-001-0001—For support of State Public Defender..	11,551,000
	10,928,000
Schedule:	
(1) 10-State Public Defender.....	11,551,000
	10,928,000
Provisions:	
1. Any federal funds received by the office of the State Public Defender as reimbursements for legal services provided for capital cases shall revert to the unappropriated surplus of the General Fund.	
8180-101-0001—For local assistance, payment to local government for costs of homicide trials, for payment by the Controller	1,000
Provisions:	
1. It is the intent of the Legislature that counties that qualify for reimbursement of homicide trial costs pursuant to Chapter 3 (commencing with Section 15200) of Part 6 of Division 3 of Title 2 of the Government Code shall forward claims for payment to the Controller. Upon review and approval of those claims by the Controller, reimbursement for approved costs shall be provided to counties through the supplemental appropriation process.	
2. By May 1, 2009, the Controller shall provide the Department of Finance and the committees in each house of the Legislature that consider the budget with copies of those claims approved for payment. Claims not approved for payment by that date shall be paid in the following fiscal year.	
8260-001-0001—For support of California Arts Council	1,114,000
Schedule:	
(1) 90-California Arts Council.....	3,159,000
(2) Reimbursements.....	-197,000
(3) Amount payable from the Graphic Design License Plate Account (Item 8260-001-0078)	-862,000
(4) Amount payable from the Federal Trust Fund (Item 8260-001-0890).	-986,000
8260-001-0078—For support of California Arts Council, for payment to Item 8260-001-0001, payable from the Graphic Design License Plate Account	862,000
8260-001-0890—For support of California Arts Council, for payment to Item 8260-001-0001, payable from the Federal Trust Fund.....	986,000

Item	Amount
8260-101-0078—For local assistance, California Arts Council, payable from the Graphic Design License Plate Account	2,310,000
Provisions:	
1. The funds appropriated in this item are to be expended for the purposes identified in Chapter 393 of the Statutes of 2004.	
8260-101-0890—For local assistance, California Arts Council, payable from the Federal Trust Fund.....	100,000
8320-001-0001—For support of Public Employment Relations Board.....	6,264,000
Schedule:	
(1) 11-Public Employment Relations ...	6,276,000
(2) Reimbursements.....	-12,000
*8380-001-0001—For support of Department of Personnel Administration	6,285,000
Schedule:	
(1) 10-Classification and Compensation.....	6,442,000 6,414,000
(2) 20-Labor Relations.....	3,430,000 3,464,000
(3) 25-Legal	7,947,000 7,919,000
(4) 40.01-Administration.....	4,370,000
(5) 40.02-Distributed Administration ...	4,457,000 -4,370,000
(6) 54-Benefits Administration	32,972,000 32,957,000
(7) Reimbursements.....	-19,254,000
(8) Amount payable from the Flexelect Benefit Fund (Item 8380-001-0821).....	-1,183,000
(9) Amount payable from the Deferred Compensation Plan Fund (Item 8380-001-0915)	-13,837,000
(10) Amount payable from the Vision Care Program for State Annuitants Fund (Item 8380-001-8049).....	-6,500,000
(11) Amount payable from the Central Service Cost Recovery Fund (Item 8380-001-9740)	-3,695,000
Provisions:	
1. The Department of Personnel Administration may use funds appropriated in this item to complete comprehensive salary surveys that include private and public employers, geographical data, and to-	

Item

Amount

tal compensation. The department shall provide to the appropriate fiscal and policy committees of each house of the Legislature and the Legislative Analyst, within 30 days of completion, each completed salary survey report.

- 2. Of the funds appropriated in this item, \$350,000 may be spent by the Department of Personnel Administration to contract with one or more recruitment contractors to locate and develop a pool of prospective health care professionals for various state departments that employ medical, mental health, or dental professionals. It is the intent of the Legislature that these contracts will be structured on a performance basis with payments tied to the successful hiring of state staff. Should the Director of Finance, upon receiving a recommendation of the Director of the Department of Personnel Administration, determine that it would be in the interests of the state to expand the dollar amount committed to this project, he or she may submit to the Chairperson of the Joint Legislative Budget Committee and the Legislative Analyst a report describing the number of individuals who have been successfully hired to permanent positions in affected departments as a result of the recruitment contractors' work to date and the anticipated benefits (including funds that affected departments would revert to the State Treasury due to decreased overtime and contracted personnel costs) that would result from an expansion of the funds committed to this project. Not less than 30 days after submitting the report described above, the Director of Finance may augment this item by an amount not exceeding \$1,500,000 in order to increase health care personnel recruitment efforts.

8380-001-0821—For support of Department of Personnel Administration, for payment to Item 8380-001-0001, payable from the Flexelect Benefit Fund.....	1,183,000
8380-001-0915—For support of Department of Personnel Administration, for payment to Item 8380-001-0001, payable from the Deferred Compensation Plan Fund	13,837,000
8380-001-8049—For support of Department of Personnel Administration, for payment to Item 8380-001-0001, payable from the Vision Care Program for State Annuitants Fund.....	6,500,000

Item	Amount
8380-001-9740—For support of Department of Personnel Administration, for payment to Item 8380-001-0001, payable from the Central Service Cost Recovery Fund	3,695,000
8380-002-0001—For support of Department of Personnel Administration, for the Human Resources Modernization Project.....	2,739,000
Schedule:	
(1) 15-Human Resources Modernization Project.....	5,654,000
(2) Amount Payable from Other Unallocated Special Funds (Item 8380-002-0494).....	-1,604,000
(3) Amount Payable from Other Unallocated Bond Funds (Item 8380-002-0797).....	-349,000
(4) Amount Payable from Other Unallocated Nongovernmental Funds (Item 8380-002-0988)	-962,000
8380-002-0494—For support of Department of Personnel Administration, for the Human Resources Modernization Project, for payment to Item 8380-002-0001, payable from Other Unallocated Special Funds.....	1,604,000
8380-002-0797—For support of Department of Personnel Administration, for the Human Resources Modernization Project, for payment to Item 8380-002-0001, payable from Other Unallocated Bond Funds.....	349,000
8380-002-0988—For support of Department of Personnel Administration, for the Human Resources Modernization Project, for payment to Item 8380-002-0001, payable from Other Unallocated Nongovernmental Funds	962,000
8380-004-0001—For support of Department of Personnel Administration	15,734,000
Schedule:	
(1) 54-Benefits Administration	15,734,000
Provisions:	
1. The funds appropriated in this item are available for expenditure until January 1, 2012.	
8380-490—Reappropriation, Department of Personnel Administration. Notwithstanding any other provision of law, as of June 30, 2008, the balance of the appropriation provided for in the following citation is reappropriated for purposes provided in that appropriation and shall be available for encumbrance or expenditure until June 30, 2009:	

Item	Amount
0367—Indian Gaming Special Distribution Fund	
(1) Item 8380-001-0367, Budget Act of 2000 (Ch. 52, Stats. 2000), as reappropriated by Item 8380-490, Budget Act of 2001 (Ch. 106, Stats. 2001), Item 8380-490, Budget Act of 2002 (Ch. 379, Stats. 2002), and Item 8380-490, Budget Act of 2003 (Ch. 157, Stats. 2003), Budget Act of 2004 (Ch. 208, Stats. 2004), Budget Act of 2005 (Chs. 38 and 39, Stats. 2005), and Budget Act of 2006 (Chs. 47 and 48, Stats. 2006).	
8385-001-0001—For support of California Citizens Compensation Commission, Program 10	14,000
8500-001-0152—For support of Board of Chiropractic Examiners, payable from the State Board of Chiropractic Examiners Fund	3,639,000
Schedule:	
(1) 10-Board of Chiropractic Examiners	3,683,000
(2) Reimbursements	-44,000
Provisions:	
1. The amount appropriated in this item may include revenues derived from the assessment of fines and penalties imposed as specified in Section 13332.18 of the Government Code.	
2. Notwithstanding any other provision of law, upon the request of the Department of Consumer Affairs and the State Board of Chiropractic Examiners, the Department of Finance may augment the amount available for expenditure to pay iLicensing project costs. The augmentation may be made no sooner than 30 days after notification in writing to the chairpersons of the committees in each house of the Legislature that consider appropriations and the Chairperson of the Joint Legislative Budget Committee, or not sooner than whatever lesser time the chairperson of the joint committee may in each instance determine. The amount of funds augmented pursuant to the authority of this provision shall be consistent with project cost increases approved by the office of the State Chief Information Officer based on its review and approval of the most recent iLicensing Special Project Report to be submitted at the conclusion of procurement activities.	
3. The State Board of Chiropractic Examiners shall report by March 1, 2009, and by every March 1 thereafter through 2013, to the chairpersons of the	

Item	Amount
committees in each house of the Legislature that consider the budget and to the Legislative Analyst's Office all of the following: (a) details regarding progress made toward addressing the recommendations of the March 2008 report by the State Auditor, and (b) investigative workload and projected workload data for each fiscal year from the 2007-08 fiscal year to the 2012-13 fiscal year, inclusive. Workload data shall include, at a minimum, the number of complaints processed, the number of cases investigated, the number of legal actions filed, and the timeline for disposition of the complaints.	
8530-001-0290—For support of Board of Pilot Commissioners for the Bays of San Francisco, San Pablo, and Suisun, payable from the Board of Pilot Commissioners' Special Fund.....	2,494,000
Schedule:	
(1) 10.01-Support	1,131,000
(2) 10.03-Training.....	1,363,000
Provisions:	
1. The amount appropriated in this item may include revenues derived from the assessment of fines and penalties imposed as specified in Section 13332.18 of the Government Code.	
8550-001-0191—For support of California Horse Racing Board, payable from the Fair and Exposition Fund.	9,701,000
Schedule:	
(1) 10-California Horse Racing Board.	11,116,000
(2) Amount payable from the Racetrack Security Account, Special Deposit Fund (Item 8550-001-0942).....	-1,415,000
8550-001-0942—For support of California Horse Racing Board, for payment to Item 8550-001-0191, payable from the Racetrack Security Account, Special Deposit Fund	1,415,000
8550-011-0942—Notwithstanding paragraph (1) of subdivision (b) of Section 19641 of the Business and Professions Code, there is hereby transferred to the General Fund the unencumbered balance of the Racetrack Security Account, Special Deposit Fund, as of June 30, 2009	(400,000)
8570-001-0001—For support of Department of Food and Agriculture	83,730,000 80,341,000

Item Amount

Schedule:

- (1) 11-Agricultural Plant and Animal Health; Pest Prevention; Food Safety Services ~~122,861,000~~
~~123,005,000~~
124,616,000
- (2) 21-Marketing, Commodities, and Agricultural Services..... ~~17,680,000~~
15,680,000
- (3) 31-Assistance to Fairs and County Agricultural Activities 3,269,000
- (4) 41.01-Executive, Management, and Administrative Services..... 17,910,000
- (5) 41.02-Distributed Executive, Management, and Administrative Services.....-16,672,000
- (6) 51-General Agricultural Activities.. ~~6,559,000~~
9,415,000
-9,918,000
- (7) Reimbursements.....
- (8) Amount payable from the Motor Vehicle Account, State Transportation Fund (Item 8570-001-0044)... -7,099,000
- (9) Amount payable from the Department of Agriculture Account, Department of Agriculture Fund (Item 8570-001-0111).....-15,848,000
- (10) Amount payable from the Fair and Exposition Fund (Item 8570-001-0191)..... -3,933,000
- (11) Amount payable from the Harbors and Watercraft Revolving Fund (Item 8570-001-0516) -3,508,000
- (12) Amount payable from the Agriculture Building Fund (Item 8570-001-0601) -3,541,000
- (13) Amount payable from the Federal Trust Fund (Item 8570-001-0890).-28,999,000
- (14) Amount payable from the Antiterrorism Fund (Item 8570-001-3034) -548,000
- (15) Amount payable from the Satellite Wagering Account (Item 8570-012-0192) -483,000

Provisions:

- 1. The Secretary of Food and Agriculture shall furnish annual reports on all expenditures from all fund sources for emergency detection and eradication activities relating to agricultural plant or

Item	Amount
<p>animal pests or diseases as defined by (a) no other program funds are available to be used to detect or eradicate such pest or disease; and (b) the pest or disease is not considered established in California and the pest or disease infests or infects plants or animals of commercial or noncommercial agriculture, ornamental horticultural, or habitat of significance, to the Director of Finance and the Chairperson of the Joint Legislative Budget Committee. The report shall specify the amount expended by funding source, the activities performed, the pest or disease, the location where the pest was detected, the location where the eradication efforts were performed, and the animal or plant affected for each emergency detection or eradication.</p> <p>2. Notwithstanding any other provision of law, \$1,500,000 of the amount appropriated in Schedule (1) shall be made available for use by the Department of Food and Agriculture for the Weed Management Area Program.</p> <p>3. On or before January 10, 2011, the Department of Food and Agriculture shall submit to the office of the State Chief Information Officer and the Joint Legislative Budget Committee, a report identifying the workload levels for positions supporting the information technology projects that are part of the Emerging Threats budget augmentation.</p> <p>4. Notwithstanding any other provision of law, \$338,000 of the funds appropriated in this item shall be made available for the implementation of the Global Warming Solutions Act of 2006. Funding made available in this provision to implement the act shall not result in a reduction of funding for county agricultural commissioners.</p> <p>Of the amounts appropriated in this section to implement the Global Warming Solutions Act of 2006, expenditures shall only be used to develop improved greenhouse gas emission reduction methods that are the maximum technology feasible and cost-effective while maintaining a viable food production system. Such methods shall be demonstrated as part of an agricultural system and may include, but are not limited to, energy efficiency improvements, manure management, animal husbandry practices, methane capture, conservation tillage practices, agricultural biomass</p>	

Item	Amount
recycling and reuse, water conservation and improved irrigation efficiency, increase integrated pest management activities, and improved cropping system.	
5. Of the funds appropriated in this item, no funding shall be expended for aerial spraying for the Light Brown Apple Moth until toxicology studies on the long-term comprehensive health impacts of the synthetic pheromones used in spraying have been completed by the Office of Health and Hazard Assessment, State Department of Public Health, and the Department of Food and Agriculture and their results are reported to the Legislature through a letter to the Joint Legislative Budget Committee.	
6. Of the funds appropriated in this item, \$2,000,000 is to fund, beginning July 1, 2008, 18.0 positions, each limited to 5-year terms, to provide support staffing and logistical support for the Light Brown Apple Moth Eradication Program.	
8570-001-0044—For support of Department of Food and Agriculture, for payment to Item 8570-001-0001, payable from the Motor Vehicle Account, State Transportation Fund.....	7,099,000
8570-001-0111—For support of Department of Food and Agriculture, for payment to Item 8570-001-0001, payable from the Department of Agriculture Account, Department of Agriculture Fund	15,848,000
Provisions:	
1. The amount appropriated in this item includes revenues derived from the assessment of fines and penalties imposed as specified in Section 13332.18 of the Government Code.	
8570-001-0191—For support of Department of Food and Agriculture, for payment to Item 8570-001-0001, payable from the Fair and Exposition Fund.....	3,933,000
8570-001-0516—For support of Department of Food and Agriculture, for payment to Item 8570-001-0001, payable from the Harbors and Watercraft Revolving Fund	3,508,000
8570-001-0601—For support of Department of Food and Agriculture, for payment to Item 8570-001-0001, payable from the Department of Agriculture Building Fund	3,541,000
Provisions:	
1. Funds appropriated in this item are in lieu of the appropriation made by Section 624 of the Food and Agricultural Code.	

Item	Amount
8570-001-0890—For support of Department of Food and Agriculture, for payment to Item 8570-001-0001, payable from the Federal Trust Fund.....	28,999,000
8570-001-3034—For support of Department of Food and Agriculture, for payment to Item 8570-001-0001, payable from the Antiterrorism Fund.....	548,000
8570-001-3101—For support of Department of Food and Agriculture, payable from the Analytical Laboratory Account, Department of Food and Agriculture Fund	513,000
8570-003-0001—For support of Department of Food and Agriculture, for rental payments on lease-revenue bonds	2,590,000
Schedule:	
(1) Base Rental and Fees	2,573,000
(2) Insurance	17,000
Provisions:	
1. The Controller shall transfer funds appropriated in this item according to a schedule to be provided by the State Public Works Board. The schedule shall be provided on a monthly basis or as otherwise might be needed to ensure debt requirements are met.	
2. This item may contain adjustments pursuant to Section 4.30 that are not currently reflected. Any adjustments to this item shall be reported to the Joint Legislative Budget Committee pursuant to Section 4.30.	
8570-003-0111—For support of Department of Food and Agriculture, for rental payments on lease-revenue bonds, payable from the Department of Agriculture Account, Department of Food and Agriculture Fund	40,000
Schedule:	
(1) Base Rental.....	40,000
Provisions:	
1. The Controller shall transfer funds appropriated in this item according to a schedule to be provided by the State Public Works Board. The schedule shall be provided on a monthly basis or as otherwise might be needed to ensure debt requirements are met.	
2. This item may contain adjustments pursuant to Section 4.30 that are not currently reflected. Any adjustments to this item shall be reported to the Joint Legislative Budget Committee pursuant to Section 4.30.	

Item	Amount
8570-003-0601—For support of Department of Food and Agriculture, for rental payments on lease-revenue bonds, payable from the Agriculture Building Fund.	313,000
Schedule:	
(1) Base Rental.....	311,000
(2) Insurance	2,000
Provisions:	
1. The Controller shall transfer funds appropriated in this item according to a schedule to be provided by the State Public Works Board. The schedule shall be provided on a monthly basis or as otherwise might be needed to ensure debt requirements are met.	
2. This item may contain adjustments pursuant to Section 4.30 that are not currently reflected. Any adjustments to this item shall be reported to the Joint Legislative Budget Committee pursuant to Section 4.30.	
8570-004-0001—For transfer by the Controller to the Pierce's Disease Management Account.....	4,380,000 4,150,000
Provisions:	
1. The funds appropriated in this item shall be deposited in the Pierce's Disease Management Account in the Department of Food and Agriculture Fund and shall be available for expenditure for the purpose of combating Pierce's disease and its vectors.	
8570-011-0191—For transfer by the Controller from the Fair and Exposition Fund to the General Fund, for health benefits for retired employees of district agricultural associations.....	(246,000)
8570-011-0890—For transfer by the Controller from the Federal Trust Fund to the Pierce's Disease Management Account	15,665,000
Provisions:	
1. The funds appropriated in this item shall be deposited in the Pierce's Disease Management Account in the Department of Food and Agriculture Fund and shall be available for expenditure for the purpose of combating Pierce's disease and its vectors.	
8570-012-0192—For support of Department of Food and Agriculture, for payment to Item 8570-001-0001, payable from the Satellite Wagering Account	483,000
8570-101-0001—For local assistance, Department of Food and Agriculture.....	9,795,000

Item	Amount
Schedule:	
(1) 11-Agricultural Plant and Animal Health; Pest Prevention; Food Safety Services	11,123,000 9,795,000
(1.5) 31-Assistance to Fairs and County Agricultural Activities	950,000
(1.6) 51-General Agricultural Activities	383,000
(2) Amount payable from the Fair and Exposition Fund (Item 8570-101-0191).....	-950,000
(3) Amount payable from the General Fund (Item 8570-111-0001).....	-383,000
8570-101-0191—For local assistance, Department of Food and Agriculture, for payment to Item 8570-101-0001, payable from the Fair and Exposition Fund	950,000
Provisions:	
1. The funds appropriated in this item are for unemployment insurance at local fairs.	
2. The funds appropriated in this item are for the contributions, or the cost of benefits in lieu of contributions, payable from the Fair and Exposition Fund to the Unemployment Fund by all entities conducting fairs, including county, district, combined county and district, and citrus fruit fairs receiving funds pursuant to Chapter 4 (commencing with Section 19400) of Division 8 of the Business and Professions Code, as a result of unemployment insurance coverage pursuant to Section 605 of the Unemployment Insurance Code.	
8570-102-0001—For local assistance, Department of Food and Agriculture	760,000
Provisions:	
1. The funds appropriated in this item are to be expended for the purposes identified in Chapter 631 of the Statutes of 2004.	
8570-111-0001—For local assistance, Department of Food and Agriculture, for payment to Item 8570-101-0001	383,000
Provisions:	
1. The funds appropriated in this item are also available for compensation for services performed for agricultural departments and are to be expended in accordance with the provisions of Sections 2221 to 2224, inclusive, of the Food and Agricultural Code.	

Item	Amount
8570-301-0601—For capital outlay, Department of Food and Agriculture, payable from the Department of Agriculture Building Fund.....	2,300,000

Schedule:

- (1) 90.80.020-California Animal Health and Food Safety Laboratory: San Bernardino—Acquisition 2,300,000

Provisions:

- 1. Purchase of the land occupied by the San Bernardino Veterinary Laboratory will be paid out of the Department of Agriculture Building Fund. These costs, including staff costs and interest, are to be repaid from the General Fund, subject to an appropriation for this purpose, to the Department of Agriculture Building Fund, beginning in the 2009-10 fiscal year, with payment in full to be made no later than June 30, 2019.

8570-301-0660—For capital outlay, Department of Food and Agriculture, payable from the Public Buildings Construction Fund	44,937,000
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Schedule:

- (1) 90.31.010-California Animal Health and Food Safety Laboratory: Tulare/Fresno: Laboratory Consolidation and Replacement—Working drawings, construction, and equipment 44,937,000

Provisions:

- 1. The State Public Works Board may issue lease-revenue bonds, notes, or bond anticipation notes pursuant to Chapter 5 (commencing with Section 15830) of Part 10b of Division 3 of Title 2 of the Government Code to finance the design and construction of the project authorized by this item.
- 2. The Department of Food and Agriculture and the State Public Works Board are authorized and directed to execute and deliver any and all leases, contracts, agreements, or other documents necessary or advisable to consummate the sale of bonds or otherwise effectuate the financing of the scheduled project.
- 3. Notwithstanding any other provision of law, the funds appropriated in this item shall be available for expenditure until June 30, 2010, except for appropriations for construction and equipment, which shall be available for expenditure until June 30, 2012. In addition, the balance of funds appro-

Item	Amount
<p>appropriated for construction that have not been allocated, through fund transfer or approval to bid, by the Department of Finance on or before June 30, 2010, shall revert as of that date to the fund from which the appropriation was made.</p> <p>4. The State Public Works Board shall not be deemed a lead or responsible agency for purposes of the California Environmental Quality Act (Division 13 (commencing with Section 21000) of the Public Resources Code) for any activities under the State Building Construction Act of 1955 (Part 10b (commencing with Section 15800) of Division 3 of Title 2 of the Government Code). This provision does not exempt the Department of Food and Agriculture from the requirements of the California Environmental Quality Act. This provision is declaratory of existing law.</p> <p>8570-401—For support of Department of Food and Agriculture: If a county declines to participate in a pest detection/trapping program, or fails to conduct the program to the state's satisfaction, the secretary shall reduce, by the amount that would otherwise be allocated to the county, funds available pursuant to subdivision (e) of Section 224 and other state allocations from Item 8570-101-0001. These funds are hereby appropriated to the Department of Food and Agriculture Item 8570-001-0001 for purposes of operating the pest detection/trapping programs in the counties.</p> <p>8570-403—For Department of Food and Agriculture: Notwithstanding any other provision of law, 30 days prior to the Department of Food and Agriculture's entering into interim financing or long-term financing, including bond agreements, pursuant to Article 9 (commencing with Section 19590) of Chapter 4 of Division 8 of the Business and Professions Code, the department shall submit a report to the Chairperson of the Joint Legislative Budget Committee with copies to the Chairpersons of Senate Budget and Fiscal Review Subcommittee No. 2, Assembly Budget Subcommittee No. 3, the Senate Select Committee on Fairs and Rural Issues, the Subcommittee on Fairs and Expositions of the Assembly Committee on Agriculture, and the Department of Finance. The report shall list: (a) proposed individual satellite wagering expansion projects at fairs, (b) costs for constructing, operating, and maintaining individual satellite wa-</p>	

Item	Amount
gering projects, (c) net revenue projections for individual satellite wagering projects, and (d) projected effect on net Satellite Wagering Account revenue resulting from individual satellite wagering projects and satellite wagering-related projects. Additional notification is not required for financing proposals unless refinancing will result in the expenditure of additional funds, in which case the report shall include the above-requested information relating only to the new debt. Reporting shall be required only for satellite wagering projects that are funded by interim financing or long-term financing, including bond agreements.	
8620-001-0001—For support of Fair Political Practices Commission	3,593,000
Schedule:	
(1) 10.10-Local enforcement.....	1,822,000
(2) 10.20-Legal, technical assistance, and state enforcement	1,771,000
8640-001-0001—For support of Political Reform Act of 1974, the following sums are appropriated to, and in augmentation of, the following agencies and officers for the administration, investigation, and regulation of political campaigns, officials, and lobbyists.....	2,745,000
	2,470,000
Schedule:	
(1) 10-Secretary of State	790,000 711,000
For transfer by the Controller to Item 0890-001-0001 as follows:	
(2) 20-Elections.....	(790,000) (711,000)
(2) 20-Franchise Tax Board.....	1,747,000 1,572,000
For transfer by the Controller to Item 1730-001-0001 as follows:	
(3) 30-Political Reform Audit.....	(1,747,000) (1,572,000)
(3) 30-Department of Justice.....	216,000 195,000
For transfer by the Controller to Item 0820-001-0001 as follows:	
(7) 40-Criminal Law ...	(78,000) (68,000)

Item	Amount
(9) 50-Law Enforcement.....	(138,000)
	(127,000)
(4) 40-Fair Political Practices Commission	(4,086,000)
(5) Reimbursements.....	-8,000
For transfer by the Controller to Item 0890-001-0001	
Provisions:	
1. The Controller shall transfer funds as specified above, including any allocations made by the Department of Finance, on January 1, 2009.	
*8660-001-0042—For support of Public Utilities Commission, for payment to Item 8660-001-0462, payable from the State Highway Account, State Transportation Fund	3,280,000
*8660-001-0046—For support of Public Utilities Commission, for payment to Item 8660-001-0462, payable from the Public Transportation Account, State Transportation Fund.....	3,423,000
*8660-001-0412—For support of Public Utilities Commission, for payment to Item 8660-001-0462, payable from the Transportation Rate Fund	2,702,000
*8660-001-0461—For support of Public Utilities Commission, for payment to Item 8660-001-0462, payable from the Public Utilities Commission Transportation Reimbursement Account.....	10,681,000
*8660-001-0462—For support of Public Utilities Commission, payable from the Public Utilities Commission Utilities Reimbursement Account.....	77,148,000
Schedule:	
(1) 10-Regulation of Utilities	120,360,000
(2) 15-Universal Service Telephone Programs	663,655,000
(3) 20-Regulation of Transportation.....	19,588,000
(4) 30.01-Administration	29,123,000
(5) 30.02-Distributed Administration ...	-29,123,000
(6) Reimbursements.....	-14,874,000
(6.5) Reimbursement to the Office of Ratepayer Advocates.....	-3,910,000
(7) Amount payable from the State Highway Account, State Transportation Fund (Item 8660-001-0042).	-3,280,000
(8) Amount payable from the Public Transportation Account, State Transportation Fund (Item 8660-001-0046)	-3,423,000

Item	Amount
(9) Amount payable from the Transportation Rate Fund (Item 8660-001-0412).....	-2,702,000
(10) Amount payable from the Public Utilities Commission Transportation Reimbursement Account (Item 8660-001-0461)	-10,681,000
(11) Amount payable from California High-Cost Fund-A Administrative Committee Fund (Item 8660-001-0464).....	-56,361,000
(12) Amount payable from California High-Cost Fund-B Administrative Committee Fund (Item 8660-001-0470)	-196,148,000
(13) Amount payable from Universal Lifeline Telephone Service Trust Administrative Committee Fund (Item 8660-001-0471).....	-308,154,000
(14) Amount payable from Deaf and Disabled Telecommunications Program Administrative Committee Fund (Item 8660-001-0483).....	-69,046,000
(15) Amount payable from Payphone Service Providers Committee Fund (Item 8660-001-0491)	-495,000
(16) Amount payable from California Teleconnect Fund Administrative Committee Fund (Item 8660-001-0493).....	-33,451,000
(17) Amount payable from the Federal Trust Fund (Item 8660-001-0890).	-1,272,000
(18) Amount payable from the Public Utilities Commission Ratepayer Advocate Account (Item 8660-001-3089)	-22,658,000
Provisions:	
1. The Public Utilities Commission shall require any public utility requesting a merger to reimburse the commission for those necessary expenses that the commission incurs in its consideration of the proposed merger.	
8660-001-0464—For support of Public Utilities Commission, for payment to Item 8660-001-0462, payable from the California High-Cost Fund-A Administrative Committee Fund	56,361,000

Amount

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Provisions:

- 1. Of the amount appropriated in this item, up to \$360,000 shall be used by the Public Utilities Commission to fund administrative and staffing costs for the California High-Cost Fund-A Administrative Committee Program.

8660-001-0470—For support of Public Utilities Commission, for payment to Item 8660-001-0462, payable from the California High-Cost Fund-B Administrative Committee Fund..... 196,148,000

Provisions:

- 1. Of the amount appropriated in this item, up to \$2,056,000 shall be used by the Public Utilities Commission to fund administrative and staffing costs for the California High-Cost Fund-B Administrative Committee Program.

8660-001-0471—For support of Public Utilities Commission, for payment to Item 8660-001-0462, payable from the Universal Lifeline Telephone Service Trust Administrative Committee Fund..... 308,154,000

Provisions:

- 1. Of the amount appropriated in this item, up to \$4,124,000 shall be used by the Public Utilities Commission to fund administrative and staffing costs for the Universal Lifeline Telephone Service Trust Administrative Committee Program.

8660-001-0483—For support of Public Utilities Commission, for payment to Item 8660-001-0462, payable from the Deaf and Disabled Telecommunications Program Administrative Committee Fund..... 69,046,000

Provisions:

- 1. Of the amount appropriated in this item, up to \$603,000 shall be used by the Public Utilities Commission to fund administrative and staffing costs for the Deaf and Disabled Telecommunications Administrative Committee Program.

8660-001-0491—For support of Public Utilities Commission, for payment to Item 8660-001-0462, payable from the Payphone Service Providers Committee Fund..... 495,000

Provisions:

- 1. Of the amount appropriated in this item, up to \$495,000 shall be used by the Public Utilities Commission to fund administrative and staffing costs for the Payphone Service Providers Committee Program.

Item	Amount
8660-001-0493—For support of Public Utilities Commission, for payment to Item 8660-001-0462, payable from the California Teleconnect Fund Administrative Committee Fund.....	33,451,000
Provisions:	
1. Of the amount appropriated in this item, up to \$391,000 shall be used by the Public Utilities Commission to fund administrative and staffing costs for the California Teleconnect Fund Administrative Committee Program.	
2. Notwithstanding any other provision of law, upon request of the Public Utilities Commission, the Department of Finance may augment the amount available for expenditure in this item to pay claims made to the California Teleconnect Fund Administrative Committee Fund Program. The augmentation may be made no sooner than 30 days after notification in writing to the chairpersons of the committees in each house of the Legislature that consider appropriations and the Chairperson of the Joint Legislative Budget Committee. The amount of funds augmented pursuant to the authority of this provision shall be consistent with the amount approved by the Department of Finance based on its review of the amount of claims received by the Public Utilities Commission from telecommunications carriers.	
3. Notwithstanding any other provision of law, the amount appropriated in this item shall remain available for encumbrance or expenditure until June 30, 2010.	
8660-001-0890—For support of Public Utilities Commission, for payment to Item 8660-001-0462, payable from the Federal Trust Fund.....	1,272,000
8660-001-3089—For support of the Public Utilities Commission, for payment to Item 8660-001-0462, payable from the Public Utilities Commission Ratepayer Advocate Account.....	22,658,000
8660-003-0412—For support of Public Utilities Commission for rental payments on lease-revenue bonds, payable from the Transportation Rate Fund.....	152,000
Schedule:	
(1) Base Rental and Fees.....	150,000
(2) Insurance	2,000
Provisions:	
1. The Controller shall transfer funds appropriated in this item according to a schedule to be provided	

Item	Amount
<p>by the State Public Works Board. The schedule shall be provided on a monthly basis or as otherwise might be needed to ensure debt requirements are met.</p> <p>2. This item may contain adjustments pursuant to Section 4.30 that are not currently reflected. Any adjustments to this item shall be reported to the Joint Legislative Budget Committee pursuant to Section 4.30.</p>	
<p>8660-003-0461—For support of Public Utilities Commission, for rental payments on lease-revenue bonds, payable from the Public Utilities Commission Transportation Reimbursement Account.....</p>	562,000.
<p>Schedule:</p> <p>(1) Base Rental and Fees 554,000</p> <p>(2) Insurance 8,000</p>	
<p>Provisions:</p> <p>1. The Controller shall transfer funds appropriated in this item according to a schedule to be provided by the State Public Works Board. The schedule shall be provided on a monthly basis or as otherwise may be needed to ensure debt requirements are met.</p> <p>2. This item may contain adjustments pursuant to Section 4.30 that are not currently reflected. Any adjustments to this item shall be reported to the Joint Legislative Budget Committee pursuant to Section 4.30.</p>	
<p>8660-003-0462—For support of Public Utilities Commission, for rental payments on lease-revenue bonds, payable from the Public Utilities Commission Utilities Reimbursement Account.....</p>	4,383,000
<p>Schedule:</p> <p>(1) Base Rental and Fees 4,320,000</p> <p>(2) Insurance 63,000</p>	
<p>Provisions:</p> <p>1. The Controller shall transfer funds appropriated in this item according to a schedule to be provided by the State Public Works Board. The schedule shall be provided on a monthly basis or as otherwise may be needed to ensure debt requirements are met.</p> <p>2. This item may contain adjustments pursuant to Section 4.30 that are not currently reflected. Any adjustments to this item shall be reported to the Joint Legislative Budget Committee pursuant to Section 4.30.</p>	

Item	Amount
8660-011-0462—For transfer by the Controller from the Public Utilities Commission Utilities Reimbursement Account to the Public Utilities Commission Ratepayer Advocate Account, as prescribed by subdivision (f) of Section 309.5 of the Public Utilities Code	(22,868,000)
Provisions:	
1. The Department of Finance may adjust the amounts transferred by this item pursuant to statewide budget adjustments made pursuant to authorities contained in this act.	
*8660-011-0470—For transfer by the Controller from the California High-Cost Fund-B Administrative Committee Fund to the General Fund.....	(35,000,000)
Provisions:	
1. The amount transferred in this item is a loan to the General Fund and shall be repaid by June 30, 2011. Repayment shall be made so as to ensure that the programs supported by the California High-Cost Fund-B Administrative Committee Fund are not adversely affected by the loan.	
*8660-011-0471—For transfer by the Controller from the Universal Lifeline Telephone Service Trust Administrative Committee Fund to the General Fund	(30,000,000)
Provisions:	
1. The amount transferred in this item is a loan to the General Fund and shall be repaid by June 30, 2011. Repayment shall be made so as to ensure that the programs supported by the Universal Lifeline Telephone Service Trust Administrative Committee Fund are not adversely affected by the loan.	
*8660-011-0483—For transfer by the Controller from the Deaf and Disabled Telecommunications Program Administrative Committee Fund to the General Fund	(85,000,000)
Provisions:	
1. The amount transferred in this item is a loan to the General Fund and shall be repaid by June 30, 2011. Repayment shall be made so as to ensure that the programs supported by the Deaf and Disabled Telecommunications Program Administrative Committee Fund are not adversely affected by the loan.	

Item	Amount
8660-490—Reappropriation, Public Utilities Commission. The balances of the appropriations provided in the following citations are reappropriated for the purposes provided for in those appropriations, and shall be available for encumbrance or expenditure until June 30, 2010:	
0493—California Teleconnect Fund Administrative Committee Fund	
(1) Item 8660-001-0493, Budget Act of 2003 (Ch. 157, Stats. 2003), as reappropriated by Item 8660-491, Budget Act of 2006 (Chs. 47 and 48, Stats. 2006), and for the purposes specified by Chapter 870 of the Statutes of 2006.	
8780-001-0001—For support of Milton Marks “Little Hoover” Commission on California State Government Organization and Economy	939,000
Schedule:	
(1) 10-Milton Marks Commission on California State Government Organization and Economy.....	941,000
(2) Reimbursements.....	-2,000
8820-001-0001—For support of Commission on the Status of Women.....	486,000
Schedule:	
(1) 10-Administration, Legislation, Research, and Information.....	488,000
(2) Reimbursements.....	-2,000
8830-001-0001—For support of California Law Revision Commission	662,000
Schedule:	
(1) 10-Law Revision Commission	677,000
(2) Reimbursements.....	-15,000
8840-001-0001—For support of the California Commission on Uniform State Laws	148,000
8855-001-0001—For support of Bureau of State Audits, for transfer to the State Audit Fund.....	8,820,000
Schedule:	
(1) 10-State Auditor.....	8,820,000
8855-001-9740—For support of the Bureau of State Audits, for transfer from the Central Service Cost Recovery Fund, payable to the State Audit Fund	7,455,000
*8860-001-0001—For support of Department of Finance	16,243,000
Schedule:	
(1) 10-Annual Financial Plan	22,767,000
(2) 15-Statewide Systems Development.....	1,915,000

Item	Amount
(3) 20-Program and Information System Assessments	12,699,000
(4) 30-Supportive Data	12,603,000
(5) 40.01-Administration	8,230,000
(6) 40.02-Distributed Administration ...	-5,595,000
(7) Reimbursements	-19,679,000
(8) Amount payable from Unallocated Special Funds (Item 8860-011-0494)	-547,000
(9) Amount payable from Unallocated Bond Funds—Select (Item 8860-011-0797)	-120,000
(10) Amount payable from Other Unallocated Nongovernmental Cost Funds (Item 8860-011-0988)	-327,000
(11) Amount payable from Local Streets and Road Improvement, Congestion Relief, and Traffic Safety Account of 2006, Highway Safety, Traffic Reduction, Air Quality, and Port Security Fund of 2006 (Item 8860-001-6065)	-119,000
(12) Amount payable from Central Service Cost Recovery Fund (Item 8860-001-9740)	-15,584,000

Provisions:

1. The funds appropriated in this item for CALSTARS shall be transferred by the Controller, upon order of the Director of Finance, or made available by the Department of Finance as a reimbursement, to other items and departments for CALSTARS-related activities by the Department of Finance.
2. The funds appropriated in this act for purposes of CALSTARS-related data-processing costs may be transferred between any items in this act by the Controller upon order of the Director of Finance. Any funds so transferred shall be used only for support of CALSTARS-related data-processing costs incurred.
3. Notwithstanding any other provision of law, the Director of Finance may authorize a loan from the General Fund to the Department of Finance for the purpose of meeting operational cashflow obligations for the 2008–09 fiscal year. The loan

Item	Amount
shall not exceed the estimated amount of uncollected reimbursements for the final quarter of the fiscal year.	
4. From the funds appropriated in Schedule (3) for the purpose of evaluating and continuing development and enhancement of the Governor's Budget Presentation System (GBPS), the following provisions apply:	
(a) From time to time, but no later than December 1, 2008, the Department of Finance shall update the Legislature on anticipated changes to the GBPS. In addition, the Department of Finance shall (1) no later than the approximate same time the Governor's Budget is formally presented in electronic or any other Web-based form, provide printed and bound hard copies of the Governor's Budget and Governor's Budget Summary as follows: to the Legislative Analyst's Office—45 copies, the Office of the Legislative Counsel—six copies, offices of the Members of the Legislature—120 copies, the Rules Committees of the Assembly and Senate—5 copies each, and the fiscal committees of the Legislature—60 copies, and (2) no later than four weeks after the Governor's Budget is formally presented in electronic or any other Web-based form, 131 printed and bound hard copies of the Governor's Budget and Governor's Budget Summary shall be provided as follows: two copies to the State Library, to ensure that the State Librarian maintains at least one public copy and one for the permanent research collections, and 129 copies: one copy to each depository public library in the state. Additional copies, either bound or unbound, shall be available for purchase by the public based on the cost of producing the documents requested. Whenever the Department of Finance submits to the Legislature changes to the Governor's Budget or to the Budget Bill, these requests shall be provided in hard copy form to the Legislature including the appropriate staff of the fiscal committees and the Legislative Analyst's Office. Whenever the Department of Finance releases a document summarizing changes proposed for the Gov-	

Item	Amount
<p>ernor's Budget or to the Budget Bill, the Department of Finance shall provide the summaries in hard copy form to the Legislature including the appropriate staff of the fiscal committees and the Legislative Analyst's Office.</p>	
<p>(b) Notwithstanding any other provision of law, the Department of Finance may amend its existing contract with the Web development firm to augment and continue consulting services until June 30, 2009, for the purpose of providing continuity of services.</p>	
8860-001-6065—For support of Department of Finance, for payment to Item 8860-001-0001, payable from Local Streets and Road Improvement, Congestion Relief, and Traffic Safety Account of 2006, Highway Safety, Traffic Reduction, Air Quality, and Port Security Fund of 2006.....	119,000
8860-001-9740—For support of Department of Finance, for payment to Item 8860-001-0001, payable from Central Service Cost Recovery Fund.....	15,584,000
8860-011-0494—For support of Department of Finance, for payment to Item 8860-001-0001, payable from Other Unallocated Special Funds	547,000
<p>Provisions:</p>	
<p>1. Notwithstanding any other provision of law, the Director of Finance may authorize expenditures in excess of the amount appropriated in this item not sooner than 30 days after notification in writing of the necessity therefor is provided to the chairpersons of the fiscal committees and the Chairperson of the Joint Legislative Budget Committee, or not sooner than whatever lesser time the chairperson of the committee, or his or her designee, may in each instance determine.</p>	
8860-011-0797—For support of Department of Finance, for payment to Item 8860-001-0001, payable from Unallocated Bond Funds—Select.....	120,000
<p>Provisions:</p>	
<p>1. Notwithstanding any other provision of law, the Director of Finance may authorize expenditures in excess of the amount appropriated in this item not sooner than 30 days after notification in writing of the necessity therefor is provided to the chairpersons of the fiscal committees and the Chairperson of the Joint Legislative Budget Committee, or not sooner than whatever lesser time the</p>	

Item	Amount
chairperson of the committee, or his or her designee, may in each instance determine.	
8860-011-0988—For support of Department of Finance, for payment to Item 8860-001-0001, payable from Various Other Unallocated Nongovernmental Cost Funds	327,000
Provisions:	
1. Notwithstanding any other provision of law, the Director of Finance may authorize expenditures in excess of the amount appropriated in this item not sooner than 30 days after notification in writing of the necessity therefor is provided to the chairpersons of the fiscal committees and the Chairperson of the Joint Legislative Budget Committee, or not sooner than whatever lesser time the chairperson of the joint committee, or his or her designee, may in each instance determine.	
8880-001-0001—For support of Financial Information System for California, for payment to Item 8880-001-9737	2,175,000
*8880-001-9737—For support of Financial Information System for California, payable from the FISCAL Internal Service Fund	37,650,000
Schedule:	
(1) 15-Statewide Systems Development	39,825,000
(2) Amount payable from General Fund (Item 8880-001-0001)	-2,175,000
Provisions:	
1. The Department of Finance is authorized to approve and make expenditures from this item until the Office of the Financial Information System for California is established through legislation.	
2. Control agency delegations for administrative services approved for the administrative services provider department to the Financial Information System for California (FISCAL) project shall be extended to the FISCAL project and the FISCAL Office until such time as the project and office obtain separate delegation approvals.	
8885-001-0001—For support of Commission on State Mandates.....	1,571,000
Schedule:	
(1) 10-Commission on State Mandates.	1,571,000
Provisions:	
1. In the case where the Commission on State Mandates receives one or more county applications for	

Item

Amount

a finding of significant financial distress pursuant to Section 17000.6 of the Welfare and Institutions Code, notwithstanding the provisions of Section 17000.6 of the Welfare and Institutions Code, the time limit imposed on the commission to reach its preliminary and final decisions shall be tolled until such time as the commission has received an appropriation from the Legislature to carry out its duties as prescribed in Section 17000.5 of the Welfare and Institutions Code.

- 2. The Commission on State Mandates shall, on or before September 15, 2008, and annually thereafter, submit to the Director of Finance a report identifying the workload levels and any backlog for the staff of the commission.

8885-295-0001—For local assistance for reimbursement, in accordance with the provisions of Section 6 of Article XIII B of the California Constitution or Section 17561 of the Government Code, of the costs of any new program or increased level of service of an existing program mandated by statute or executive order, for disbursement by the Controller for claims for costs incurred in the 2005–06 and 2006–07 fiscal years

11,000,000

Schedule:

- (1) For payment of the following mandate claims for costs incurred in 2005–06 and 2006–07 fiscal years. 11,000,000
 - (a) Crime Victim Rights (Ch. 411, Stats. 1995) (CSM-96-358-01)
 - (b) Threats Against Peace Officers (Ch. 1249, Stats. 1992; Ch. 666, Stats. 1995) (CSM-96-365-02)
 - (c) Custody of Minors-Child Abduction and Recovery (Ch. 1399, Stats. 1976; Ch. 162, Stats. 1992; and Ch. 988, Stats. 1996) (CSM-4237)
 - (d) Stolen Vehicle Notification (Ch. 337, Stats. 1990) (CSM-4403)
 - (e) Absentee Ballots (Ch. 77, Stats. 1978) (CSM-3713)
 - (f) Permanent Absent Voters (Ch. 1422, Stats. 1982) (CSM-4358)
 - (g) Voter Registration Procedures (Ch. 704, Stats. 1975) (04-LM-04)
 - (h) Absentee Ballots-Tabulation by Precinct (Ch. 697, Stats. 1999) (00-TC-08)

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(i) Brendon Maguire Act (Ch. 391, Stats. 1988) (CSM-4357)	
(j) Medi-Cal Beneficiary Death Notices (Chs. 102 and 1163, Stats. 1981) (CSM-4032)	
(k) Pacific Beach Safety (Ch. 961, Stats. 1992) (CSM-4432)	
(l) Perinatal Services (Ch. 1603, Stats. 1990) (CSM-4397)	
(m) AIDS/Search Warrant (Ch. 1088, Stats. 1988) (CSM-4392)	
(n) Mentally Retarded Defendants Representation (Ch. 1253, Stats. 1980) (04-IM-12)	
(o) Judicial Proceedings (Ch. 644, Stats. 1980) (CSM-4366)	
(p) Conservatorship: Developmentally Disabled Adults (Ch. 1304, Stats. 1980) (04-IM-13)	
(q) Developmentally Disabled Attorneys' Services (Ch. 694, Stats. 1975) (04-LM-03)	
(r) Coroners Costs (Ch. 498, Stats. 1977) (04-IM-07)	
(s) Not Guilty by Reason of Insanity (Ch. 1114, Stats. 1979) (CSM-2753)	
(t) Mentally Disordered Offenders' Extended Commitments Proceedings (Ch. 435, Stats. 1991) (98-TC-09)	
(u) Sexually Violent Predators (Chs. 762 and 763, Stats. 1995) (CSM-4509)	
(v) Mentally Disordered Sex Offenders' Recommitments (Ch. 1036, Stats. 1978) (04-LM-09)	
(w) Domestic Violence Treatment Services (Ch. 183, Stats. 1992) (CSM-96-281-01)	
(x) Police Officer's Cancer Presumption (Ch. 1171, Stats. 1989) (CSM-4416)	
(y) Firefighter's Cancer Presumption (Ch. 1568, Stats. 1982) (CSM-4081)	
(z) Domestic Violence Arrest Policies (Ch. 246, Stats. 1995) (CSM-96-362-02)	
(aa) Animal Adoption (Ch. 752, Stats. 1998) (98-TC-11)	
(bb) Unitary Countywide Tax Rates (Ch. 921, Stats. 1987) (CSM-4355 and CSM-4317)	
(cc) Senior Citizens Property Tax Deferral (Ch. 1242, Stats. 1977) (CSM-4359)	

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- (dd) Allocation of Property Tax Revenues (Ch. 697, Stats. 1992) (CSM-4448)
 - (ee) Photographic Record of Evidence (Ch. 875, Stats. 1985) (98-TC-07)
 - (ff) Rape Victim Counseling (Ch. 999, Stats. 1991) (CSM-4426)
 - (gg) Health Benefits for Survivors of Peace Officers and Firefighters (Ch. 1120, Stats. 1996) (97-TC-25)
 - (hh) Post Mortem Examinations (Ch. 284, Stats. 2000) (00-TC-18)
 - (ii) False Reports of Police Misconduct (Ch. 590, Stats. 1995) (00-TC-26)
 - (jj) Crime Victim's Domestic Violence Incident Reports (Ch. 1022, Stats. 1999) (99-TC-08)
 - (kk) Peace Officer Personnel Records: Unfounded Complaints and Discovery (Ch. 630, Stats. 1978; Ch. 741, Stats. 1994) (00-TC-24)
 - (ll) Domestic Violence Arrests and Victims Assistance (Chs. 698, 701, and 703, Stats. 1998) (98-TC-14)
 - (mm) Post Conviction: DNA Court Proceedings (Ch. 943, Stats. 2001) (00-TC-21, 01-TC-08)
 - (nn) DNA Database and Amendment to Post Mortem Examinations: Unidentified Bodies (Ch. 822, Stats. 2000; Ch. 467, Stats. 2001) (00-TC-27; 02-TC-39)
 - (oo) Handicapped and Disabled Students II (Ch. 1128, Stats. 1994; Ch. 654, Stats. 1996) (02-TC-40; 02-TC-49)
- (2) For payment of mandate claims for the 2005-06 and 2006-07 fiscal years for the Public Safety Officers Procedural Bill of Rights Act (Ch. 675, Stats. 1990) (CSM-4499)..... 0
- (3) Pursuant to the provisions of Section 17581 of the Government Code, the mandates identified in the following schedule are specifically identified by the Legislature for suspension during the 2008-09 fiscal year..... 0

Item	Amount
(a) Grand Jury Proceedings (Ch. 1170, Stats. 1996) (98-TC-27)	
(b) Sex Crime Confidentiality (Ch. 502, Stats. 1992; Ch. 36, Stats. 1994, 1st Ex. Sess.) (98-TC-21)	
(c) Deaf Teletype Equipment (Ch. 1032, Stats. 1980) (04-LM-11)	
(d) Sex Offenders: Disclosure by Law Enforcement Officers (Chs. 908 and 909, Stats. 1996) (97-TC-15)	
(e) Missing Persons Report (Ch. 1456, Stats. 1988; Ch. 59, Stats. 1993) (CSM-4255, CSM-4484, and CSM-4368)	
(f) Handicapped Voter Access Information (Ch. 494, Stats. 1979) (CSM-4363)	
(g) Substandard Housing (Ch. 238, Stats. 1974) (CSM-4303)	
(h) Adult Felony Restitution (Ch. 1123, Stats. 1977) (04-LM-08)	
(i) Very High Fire Hazard Severity Zones (Ch. 1188, Stats. 1992) (97-TC-13)	
(j) Local Coastal Plans (Ch. 1330, Stats. 1976) (CSM-4431)	
(k) SIDS Training for Firefighters (Ch. 1111, Stats. 1989) (CSM-4412)	
(l) SIDS Contacts by Local Health Officers (Ch. 268, Stats. 1991) (CSM-4424)	
(m) SIDS Autopsies (Ch. 955, Stats. 1989) (CSM-4393)	
(n) Inmate AIDS Testing (Ch. 1597, Stats. 1988) (CSM-4369)	
(o) SIDS Notices (Ch. 453, Stats. 1974) (04-LM-01)	
(p) Guardianship/Conservatorship Filings (Ch. 1357, Stats. 1976) (04-LM-15)	
(q) Victims' Statements-Minors (Ch. 332, Stats. 1981) (04-LM-14)	
(r) Extended Commitment, Youth Authority (Ch. 267, Stats. 1998) (98-TC-13)	
(s) Prisoner Parental Rights (Ch. 820, Stats. 1991) (CSM-4427)	
(t) Structural and Wildland Firefighter Safety Clothing and Equipment (8 Cal. Code Regs. 3401 to 3410, incl.) (CSM-4261-4281)	

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Amount

- (u) Personal Alarm Devices (8 Cal. Code Regs. 3401(c)) (CSM-4087)
- (v) Law Enforcement Sexual Harassment Training (Ch. 126, Stats. 1993) (97-TC-07)
- (w) Elder Abuse, Law Enforcement Training (Ch. 444, Stats. 1997) (98-TC-12)
- (x) Redevelopment Agencies Tax Disbursement Reporting (Ch. 39, Stats. 1998) (99-TC-06)
- (y) Mandate Reimbursement Process (Ch. 486, Stats. 1975) (CSM-4204, CSM-4485)
- (z) Filipino Employee Surveys (Ch. 845, Stats. 1978) (CSM-2142)
- (aa) Domestic Violence Information (Ch. 1609, Stats. 1984) (CSM-4222)
- (bb) Pocket Masks (Ch. 1334, Stats. 1987) (CSM-4291)

Provisions:

1. Allocations of funds provided in this item to the appropriate local entities shall be made by the Controller in accordance with the provisions of each statute or executive order that mandates the reimbursement of the costs, and shall be audited to verify the actual amount of the mandated costs in accordance with subdivision (d) of Section 17561 of the Government Code. Audit adjustments to prior-year claims may be paid from this item. The funds appropriated in this item shall be allocated only for the payment of claims as required by Chapter 4 (commencing with Section 17550) of Part 7 of Division 4 of Title 2 of the Government Code, and that payment shall be made pursuant to Article 5 (commencing with Section 17615) of that chapter. Notwithstanding any other provision of law, interest shall be paid from funds appropriated in this item only to the extent, and in the amount, authorized by Section 17561.5 of the Government Code.
2. Notwithstanding any other provision of law, the payment of estimated reimbursement claims for the 2007-08 fiscal year shall not be made from this appropriation.
3. The Controller shall offset payments made from the appropriation in this item and in Item 8885-299-0001 to recoup the amount of any unallowable mandate claim costs determined by desk or field audits of such claims.

Amount

Item

4. Notwithstanding any other provision of law, accounts receivable for recoveries that result in savings as described in Provision 3 shall have no effect upon the positive balance of the General Fund. The savings may be used to pay claims for costs incurred to carry out the cited state mandates in this item and Item 8885-299-0001.

8885-295-0042—For local assistance, Department of Transportation, for reimbursement, in accordance with the provisions of Section 6 of Article XIII B of the California Constitution or Section 17561 of the Government Code, of the costs of any new program or increased level of service of an existing program mandated by statute or executive order, for disbursement by the State Controller.....

0

Schedule:

(1) 98.01.064-Airport Land Use Commission/Plans (Ch. 644, Stats. 1994) (CSM-4507).....

0

Provisions:

1. Allocations of funds provided in this item to the appropriate local entities shall be made by the Controller in accordance with the provisions of each statute or executive order that mandates the reimbursement of the costs, and shall be audited to verify the actual amount of the mandated costs in accordance with subdivision (d) of Section 17561 of the Government Code. Audit adjustments to prior year claims may be paid from this item. Funds appropriated in this item may be used to provide reimbursement pursuant to Article 5 (commencing with Section 17615) of Chapter 4 of Part 7 of Division 4 of Title 2 of the Government Code.

2. Pursuant to Section 17581 of the Government Code, mandates identified in the appropriation schedule of this item with an appropriation of \$0 and included in the language of this provision are specifically identified by the Legislature for suspension during the 2008-09 fiscal year:

(1) Airport Land Use Commission/Plans (Ch. 644, Stats. 1994) (CSM-4507)

Item	Amount
8885-295-0044—For local assistance, Department of Motor Vehicles, payable from the Motor Vehicle Account, State Transportation Fund, for reimbursement, in accordance with the provisions of Section 6 of Article XIII B of the California Constitution or Section 17561 of the Government Code, of the costs of any new program or increased level of service of an existing program mandated by statute or executive order, for disbursement by the Controller for claims for costs incurred in the 2005–06 and 2006–07 fiscal years.....	1,700,000

Schedule:

- (1) 98.00.146.089-Administrative License Suspension, Per Se (Ch. 1460, Stats. 1989) (98-TC-16)..... 1,700,000

Provisions:

1. Allocations of funds provided in this item to the appropriate local entities shall be made by the Controller in accordance with the provisions of each statute or executive order that mandates the reimbursement of the costs, and shall be audited to verify the actual amount of the mandated costs in accordance with subdivision (d) of Section 17561 of the Government Code. Audit adjustments to prior-year claims may be paid from this item. Funds appropriated in this item may be used to provide reimbursement pursuant to Article 5 (commencing with Section 17615) of Chapter 4 of Part 7 of Division 4 of Title 2 of the Government Code.

8885-295-0106—For local assistance, Department of Pesticide Regulation, payable from the Department of Pesticide Regulation Fund for reimbursement, in accordance with the provisions of Section 6 of Article XIII B of the California Constitution or Section 17561 of the Government Code, of the costs of any new program or increased level of service of an existing program mandated by statute or executive order, for disbursement by the Controller for claims for costs incurred in the 2005–06 and 2006–07 fiscal years	160,000
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Schedule:

- (1) 98.01.120.089-Pesticide Use Reports (Ch. 1200, Stats. 1989) (CSM-4420)..... 160,000

Amount

Item

Provisions:

1. Allocations of funds provided in this item to the appropriate local entities shall be made by the Controller in accordance with the provisions of each statute or executive order that mandates the reimbursement of the costs, and shall be audited to verify the actual amount of the mandated costs in accordance with subdivision (d) of Section 17561 of the Government Code. Audit adjustments to prior-year claims may be paid from this item. Funds appropriated in this item may be used to provide reimbursement pursuant to Article 5 (commencing with Section 17615) of Chapter 4 of Part 7 of Division 4 of Title 2 of the Government Code.

8885-299-0001—For local assistance for reimbursement, in accordance with the provisions of Section 6 of Article XIII B of the California Constitution or Section 17561 of the Government Code, of the costs of any new program or increased level of service of an existing program mandated by statute or executive order, for disbursement by the Controller 0
Schedule:

(1) For the third year of payment of mandate claims filed prior to July 1, 2004..... 0

Provisions:

1. Allocations of funds provided in this item to the appropriate local entities shall be made by the Controller in accordance with the provisions of each statute or executive order that mandates the reimbursement of the costs, and shall be audited to verify the actual amount of the mandated costs in accordance with subdivision (d) of Section 17561 of the Government Code. Audit adjustments to prior-year claims may be paid from this item. The funds appropriated in this item shall be allocated only for the payment of claims as required by Chapter 4 (commencing with Section 17550) of Part 7 of Division 4 of Title 2 of the Government Code, that shall be made pursuant to Article 5 (commencing with Section 17615) of that chapter. Notwithstanding any other provision of law, interest shall be paid from funds appropriated in this item only to the extent, and in the amount, authorized by Section 17561.5 of the Government Code.

Item	Amount
8910-001-0001—For support of Office of Administrative Law	1,485,000
Schedule:	
(1) 10-Regulatory Oversight.....	2,766,000
(2) Amount payable from the Central Service Cost Recovery Fund (Item 8910-001-9740)	-1,281,000
8910-001-9740—For support of the Office of Administrative Law, for payment to Item 8910-001-0001, payable from the Central Service Cost Recovery Fund	1,281,000
*8940-001-0001—For support of Military Department..	40,326,000
Schedule:	
(1) 10-Army National Guard.....	71,658,000
(2) 20-Air National Guard	20,821,000
(3) 30.01-Office of the Adjutant General.....	10,786,000
(4) 30.02-Distributed Office of the Adjutant General	-10,699,000
(5) 35-Military Support to Civil Authority	19,090,000
(6) 40-Military Retirement.....	3,035,000
(7) 50-California Cadet Corps.....	330,000
(8) 55-California State Military Reserve.....	456,000
(9) 65-California National Guard Youth Programs	16,592,000
(11) Reimbursements	-18,870,000
(12) Amount payable from the Armory Discretionary Improvement Account (Item 8940-001-0485).....	-150,000
(13) Amount payable from the Federal Trust Fund (Item 8940-001-0890).....	-72,723,000
Provisions:	
1. No expenditures shall be made from the funds appropriated in this item as a substitution for personnel, equipment, facilities, or other assistance, or for any portion thereof, that, in the absence of the expenditure, or of this appropriation, would be available to the Adjutant General of the State Military Forces, the California State Military, or the California State Military Reserve from the federal government.	
2. The funds appropriated in Schedule (6) shall be for military retirements, in accordance with Sections 228 and 256 of the Military and Veterans Code.	

Item	Amount
3. Of the funds appropriated in this item, \$604,000 shall be used to provide mandatory employee compensation increases for state active duty employees, as follows: (a) \$302,000 shall provide the remaining half-year funding needed for the compensation increase effective January 1, 2008; (b) \$302,000 shall provide half-year funding for a compensation increase effective January 1, 2009, and shall only be available for expenditure upon passage of a federal active duty compensation increase in the federal budget. The funds provided in this paragraph shall be expended pursuant to Sections 320 and 321 of the Military and Veterans Code, which requires state active duty employees to receive the same compensation increases as their counterparts on federal active duty. Any unspent funds pursuant to this paragraph shall revert to the General Fund.	
8940-001-0485—For support of Military Department, for payment to Item 8940-001-0001, payable from the Armory Discretionary Improvement Account.....	150,000
8940-001-0890—For support of Military Department, for payment to Item 8940-001-0001, payable from the Federal Trust Fund	72,723,000
Provisions:	
1. Of the funds appropriated in this item, \$722,000 shall be used to provide mandatory employee compensation increases for state active duty employees, as follows: (a) \$361,000 shall provide the remaining half-year funding needed for the compensation increase effective January 1, 2008; (b) \$361,000 shall provide half-year funding needed for a compensation increase effective January 1, 2009, and shall only be available for expenditure upon passage of a federal active duty compensation increase in the federal budget. The funds provided in this paragraph shall be expended pursuant to Sections 320 and 321 of the Military and Veterans Code, which require state active duty employees to receive the same compensation increases as their counterparts on federal active duty.	
8940-001-1014—For support of Military Department, for payment to Item 8940-001-0001, payable from the Emergency Response Account.....	1,171,000
8940-101-0001—For local assistance, Military Department.....	60,000

Item	Amount
Schedule:	
(1) 30.01-Office of the Adjutant General.....	60,000
Provisions:	
1. Funds appropriated in this item are for benefit payments related to the California National Guard Surviving Spouses and Children Relief Act of 2004 pursuant to Section 850 of the Military and Veterans Code.	
8940-101-8022—For local assistance, Military Department, payable from the California Military Family Relief Fund	250,000
Schedule:	
(1) 30.01-Office of the Adjutant General.....	250,000
Provisions:	
1. Funds appropriated in this item are for benefit payments related to the California Military Family Relief Fund pursuant to Article 1.5 (commencing with Section 18705) of Chapter 3 of Part 10.2 of Division 2 of the Revenue and Taxation Code.	
8940-301-0001—For capital outlay, Military Department	232,000
Schedule:	
(2) 70.90.004-Minor Projects	232,000
Provisions:	
3. Funds appropriated in Schedule (2) will be matched by \$347,000 in federal funds. These federal funds do not flow through the Treasury of the State of California because they are paid by the Department of Defense directly to the United States Army Corps of Engineers for the purpose of management and execution of the project. Thus, the federal contribution to this project will not be reflected in the Budget Act.	
8955-001-0001—For support of Department of Veterans Affairs.....	168,753,000
Schedule:	
(1) 10-Farm and Home Loans to Veterans	2,247,000
(2) 20-Veterans Claims and Rights	2,933,000
(3) 30.01-Headquarters	21,661,000
(4) 30.10-Veterans Home of California at Yountville	88,458,000
(5) 30.20-Veterans Home of California at Barstow	20,622,000
(6) 30.30-Veterans Home of California at Chula Vista	29,896,000

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(7) 30.40-Veterans Home of California-Greater Los Angeles Ventura County (GLAVC).....	6,776,000
(8) 30.50-Veterans Home of California at Redding.....	0
(9) 30.60-Veterans Home of California at Fresno.....	0
(10) 50.01-General Administration.....	22,784,000
(11) 50.02-Distributed General Administration.....	-22,784,000
(12) Reimbursements.....	-1,093,000
(13) Amount payable from the Veterans Service Office Fund (Item 8955-001-0083).....	-52,000
(14) Amount payable from the Northern California Veterans Cemetery Perpetual Maintenance Fund (Item 8955-001-0238).....	-50,000
(15) Amount payable from the Veterans' Farm and Home Building Fund of 1943 (Item 8955-001-0592).....	-2,247,000
(16) Amount payable from the Federal Trust Fund (Item 8955-001-0890).	-172,000
(17) Amount payable from the Mental Health Services Fund (Item 8955-001-3085).....	-226,000

Provisions:

2. Of the funds appropriated in this item, \$2,000,000 shall be expended only for the replacement of equipment and furnishings directly related to the care of the members at Veterans Homes of California.
3. The Secretary of Veterans Affairs shall report annually on all expenditures pursuant to Provision 2 to the Director of Finance, the Chairperson of the Joint Legislative Budget Committee, and the chairpersons of the fiscal committees of each house of the Legislature. The report shall specify the following: (a) the equipment purchased, (b) the amount expended, (c) the vendor from whom it was purchased, (d) the method of purchase, (e) the purpose and use of the equipment, (f) the location of the equipment by Home and Program Unit, and (g) the life expectancy of the equipment.

Item	Amount
The report shall also include planned expenditures of equipment as specified for the forthcoming five fiscal years.	
4. Of the funds appropriated in Schedule (4), the amount of \$500,000 is available for special projects that provide a direct benefit to the members of the Veterans Home of California at Yountville, including the maintenance of facilities used by members and the public. The Allied Council at the Veterans Home of California may submit special project requests to the administration for consideration. After consultation with the Allied Council, a budget for expenditure of these funds shall be approved by the administrator, and the Secretary of Veterans Affairs.	
5. Of the funds appropriated in Schedule (4), up to \$118,000 shall be used to restore the Yountville Veterans Home's no-cost nonprescription drug benefit to the level provided in the 2004-05 fiscal year. It is the intent of the Legislature that this benefit shall be consistent with that provided at the Chula Vista and Barstow Veterans Homes.	
6. Notwithstanding any other provision of law, the Department of Veterans Affairs is not required to comply with Chapter 615 of the Statutes of 2006 during the 2008-09 fiscal year because no appropriation has been provided to support the activities required by Chapter 615 of the Statutes of 2006.	
8955-001-0083—For support of Department of Veterans Affairs, for payment to Item 8955-001-0001, payable from the Veterans Service Office Fund	52,000
8955-001-0238—For support of Department of Veterans Affairs, for payment to Item 8955-001-0001, payable from the Veterans Cemetery Perpetual Maintenance Fund.....	50,000
8955-001-0592—For support of Department of Veterans Affairs, for payment to Item 8955-001-0001, payable from the Veterans' Farm and Home Building Fund of 1943.....	2,247,000
8955-001-0701—For support of Department of Veterans Affairs, payable from the Veterans' Home Fund	281,000
8955-001-0890—For support of Department of Veterans Affairs, for payment to Item 8955-001-0001, payable from the Federal Trust Fund.....	172,000

Item	Amount
8955-001-3085—For support of the Department of Veterans Affairs, for payment to Item 8955-001-0001, payable from the Mental Health Services Fund	226,000
8955-001-8037—For support of Department of Veterans Affairs, Veterans' Quality of Life Fund	110,000
8955-003-0001—For support of the Department of Veterans Affairs, for rental payments on lease-revenue bonds	2,743,000
Schedule:	
(1) Base Rental and Fees-Barstow.....	1,205,000
(2) Base Rental and Fees-Chula Vista .	1,385,000
(3) Insurance-Chula Vista.....	22,000
(4) Insurance-Barstow.....	131,000
Provisions:	
1. The Controller shall transfer funds appropriated in this item according to a schedule to be provided by the State Public Works Board. The schedule shall be provided on a monthly basis or as otherwise might be needed to ensure debt requirements are met.	
2. This item may contain adjustments pursuant to Control Section 4.30 that are not currently reflected. Any adjustments to this item shall be reported to the Joint Legislative Budget Committee pursuant to Control Section 4.30.	
8955-017-0001—For support of Department of Veterans Affairs, for implementation of the Health Insurance Portability and Accountability Act.....	125,000
Schedule:	
(1) 30.01-Headquarters	125,000
8955-101-0001—For local assistance, Department of Veterans Affairs, for contribution to counties toward compensation and expenses of county veterans services offices, to be expended in accordance with Section 972 and following of the Military and Veterans Code	2,600,000
Schedule:	
(1) 20-Veterans Claims and Rights	3,438,000
(2) Reimbursements.....	-838,000
8955-101-0083—For local assistance, Department of Veterans Affairs, county veterans services offices, payable from the Veterans Service Office Fund	554,000
8955-101-3085—For local assistance, Department of Veterans Affairs, payable from the Mental Health Services Fund.....	270,000
8955-301-0001—For capital outlay, Department of Veterans Affairs.....	627,000

Item	Amount
Schedule:	
(1) 80.20.500-Yountville: Upgrade Fire Alarm System—Preliminary plans and working drawings.....	339,000
(2) 80.20.511-Yountville: Wastewater System Study.....	199,000
(3) 80.60.220-Barstow: Emergency Generator and Improve Kitchen Cooling System—Working drawings.....	89,000

Provisions:

1. The project funded in Schedule (3) of this item shall be the same project that was originally funded in Schedules (1) and (2) of Item 8965-301-0001 in the Budget Act of 2007 (Chs. 171 and 172, Stats. 2007).

8955-496—Reversion, Department of Veterans Affairs.

As of June 30, 2008, the unencumbered balances of the appropriations provided in the following citations shall revert to the balances in the funds from which the appropriations were made:

0001—General Fund

- (1) Item 8965-301-0001, Budget Act of 2007 (Chs. 171 and 172, Stats. 2007)

(1) 80.40.220-Emergency Generator—Preliminary plans, working drawings, and construction

(2) 80.40.260-Improve Kitchen Cooling System—Preliminary plans, working drawings, and construction

9100-101-0001—For local assistance, Tax Relief	693,885,000
	503,005,000

Schedule:

(1) 10-Senior Citizens' Property Tax Assistance.....	40,562,000
(2) 20-Senior Citizens' Property Tax Deferral Program.....	25,800,000
(3) 30-Senior Citizen Renters' Tax Assistance.....	150,318,000
(4) 50-Homeowners' Property Tax Relief	442,465,000
(5) 60-Subventions for Open Space.....	34,740,000

Provisions:

1. Schedule (2) is for property tax postponement and assistance to claimants in accordance with the Senior Citizens Property Tax Assistance and Postponement Law (Part 10.5 (commencing with Sec-

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tion 20501) of Division 2 of the Revenue and Taxation Code). The appropriation made in that schedule shall be in lieu of the appropriation for the same purpose contained in Section 16100 of the Government Code.

2. Schedule (3) is for property tax assistance to renter claimants in accordance with the Senior Citizens Property Tax Assistance and Postponement Law (Part 10.5 (commencing with Section 20501) of Division 2 of the Revenue and Taxation Code). Any unexpended balance in Schedule (3) may be used to make payments to senior citizen homeowner claimants under Schedule (1).
3. Schedule (4) is for reimbursement to local taxing authorities for revenue lost by reason of the homeowners' property tax exemption granted pursuant to subdivision (k) of Section 3 of Article XIII of the California Constitution. The appropriation made in that schedule shall be in lieu of the appropriation required pursuant to Section 25 of Article XIII of the California Constitution and the appropriation for the same purposes contained in Section 16100 or 16120 of the Government Code.
4. Schedule (5) is for providing reimbursement to local taxing authorities for revenue lost by reason of the assessment of open-space lands under Sections 422, 422.3, 422.4, and 422.5 of the Revenue and Taxation Code, and in accordance with Chapter 3 (commencing with Section 16140) of Part 1 of Division 4 of Title 2 of the Government Code. The appropriation made in that schedule shall be in lieu of the appropriation for the same purpose contained in Section 16100 or 16140 of the Government Code. The Controller shall allocate these funds in accordance with Section 16144 of the Government Code.
5. Notwithstanding any other provision of law, the Director of Finance may authorize expenditures for Schedules (1), (2), (3), (4), and (5) in excess of or less than the amount appropriated not sooner than 30 days after notification in writing of the necessity therefor is provided to the chairpersons of the fiscal committees of each house of the Legislature and the Chairperson of the Joint Legislative Budget Committee, or not sooner than whatever

Item	Amount
<p>lesser time the chairperson of the joint committee, or his or her designee, may in each instance determine.</p> <p>6. Schedule (1) is for property tax assistance to homeowner claimants in accordance with the Senior Citizens Property Tax Assistance and Postponement Law (Part 10.5 (commencing with Section 20501) of Division 2 of the Revenue and Taxation Code). Any unexpended balance in Schedule (1) may be used to make payments to senior citizen renter claimants under Schedule (3):</p>	
*9210-101-0001—For local assistance, Local Government Financing.....	214,200,000
Provisions:	
1. For allocation by the Controller to local jurisdictions for public safety as determined by the Director of Finance pursuant to Chapter 6.7 (commencing with Section 30061) of Division 3 of Title 3 of the Government Code.	
2. Notwithstanding any other provision of law, the funds appropriated in this item shall be available for expenditure until June 30, 2010. These funds shall be used to supplement and not supplant existing services.	
9210-103-0001—For local assistance, Local Government Financing.....	789,000
Provisions:	
1. For disaster relief associated with reimbursement to local taxing authorities for property tax revenue losses, pursuant to Chapters 222, 223, and 224, Statutes of 2007.	
*9210-105-0001—For local assistance, Local Government Financing.....	31,500,000
Provisions:	
1. For reimbursement of actual costs incurred by cities and other entities for local detention facilities subventions, charged pursuant to subdivision (a) of Section 29552 of the Government Code during the 2007-08 fiscal year. Any funds not disbursed shall revert to the General Fund no later than June 30, 2009.	
2. No later than December 1, 2008, the Controller shall allocate the funds appropriated in this item to all eligible cities and other entities, and shall certify to the Director of Finance the actual amount of moneys allocated for the payment of local detention facilities subventions, as described	

Item	Amount
<p>in Section 29552 of the Government Code. Any city or other entity that applies for funding pursuant to this item shall comply with all requests made by the Controller.</p> <p>3. The Controller shall reduce payments proportionally if the amount appropriated in this item is not sufficient to pay all valid claims in full.</p>	
<p>9210-106-0001—For local assistance, Local Government Financing. For assistance to redevelopment agencies, to be allocated by the Controller</p>	500,000
<p>Provisions:</p> <p>1. The appropriation made in this item shall be in lieu of any appropriation required pursuant to Chapter 1.5 (commencing with Section 16110) of Part 1 of Division 4 of Title 2 of the Government Code.</p> <p>2. The Controller shall allocate funds appropriated in this item to redevelopment agencies that have pledged, pursuant to bond instruments and supporting documents, special supplemental subventions as security for payment of the principal and interest on bonds, and have demonstrated that gross tax increment revenues allocated to them in the 2007-08 fiscal year (as reported for inclusion in the Controller's "Annual Report of Financial Transactions Concerning Community Redevelopment Agencies of California, Fiscal Year 2007-08"), less housing set-aside amounts not available for debt service, and less any reserve requirement deficiency existing as of December 31, 2008, would be insufficient to cover their maximum annual debt service requirements on bonds to which special supplemental subventions have been pledged. The amount allocated to any redevelopment agency shall not exceed the lesser of: (a) the amount that the redevelopment agency would otherwise be entitled to receive pursuant to paragraph (3) of subdivision (c) of Section 16111 of the Government Code, or (b) the amount required by the redevelopment agency to cover its maximum annual debt service requirements on bonds to which special supplemental subventions have been pledged, plus any reserve requirement deficiency existing as of December 31, 2008, less the amount of gross tax increment revenues allocated to it in the 2007-08 fiscal year, less housing set-aside amounts not available for debt service.</p>	

Item	Amount
3.5. Notwithstanding any other provision of law, the Director of Finance may authorize an expenditure in excess of the amount appropriated in this item, to the extent necessary to fund all allocations required by Provision 2, not sooner than 30 days after notification in writing of the necessity therefor is provided to the chairpersons of the fiscal committees in each house of the Legislature and the Chairperson of the Joint Legislative Budget Committee, or not sooner than whatever lesser time the chairperson of the joint committee, or his or her designee, may in each instance determine.	
4. Notwithstanding Section 2.00, the Controller shall allocate up to 50 percent of the appropriation in this item on or before December 31, 2008, and up to the remaining amount of the appropriation in this item on or before July 31, 2009. Expenditure of the amount to be allocated on July 31, 2009, shall be accounted by the Controller as an expenditure of the 2009-10 fiscal year.	
*9350-104-6065—Local assistance-shared revenues for support of Local Streets and Road Improvement, Congestion Relief, and Traffic Safety Account of 2006, Highway Safety, Traffic Reduction, Air Quality, and Port Security Fund of 2006	250,000,000
Provisions:	
1. Of the funds appropriated in this item, \$187,000,000 is for allocation to cities or a city and county and \$63,000,000 is for allocation to counties or a city and county.	
2. The Controller shall allocate these funds to cities or a city and county, on a first-come, first-served basis, following notification from the Department of Finance that the city or city and county has submitted a complete plan for the expenditure of these funds, pursuant to subdivision (b) of Section 8879.65 of the Government Code.	
3. For purposes of this item, the following conditions shall apply for cities or a city and county receiving funds:	
(a) A city or city and county shall have received its full allocation for the 2007-08 fiscal year.	
(b) A city or city and county shall have submitted information for the 2007-08 fiscal year allocation as required in subdivision (c) of Section 8879.65 of the Government Code.	

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- (c) A city or city and county shall agree that funds from the 2008–09 fiscal year allocation will be used for projects that are not currently fully funded with a dedicated funding source or sources.
- (d) A city or city and county shall agree to encumber funds from the 2008–09 fiscal year allocation before July 1, 2009.
- (e) A city or city and county shall report to the Department of Finance the total balance of unencumbered funds in the city's or city and county's existing account as described in subparagraphs (A) and (C) of paragraph (2) of subdivision (f) of Section 8879.23 of the Government Code.
- (f) A city or city and county shall certify that the total balance of unencumbered funds in the account as described in subparagraphs (A) and (C) of paragraph (2) of subdivision (f) of Section 8879.23 of the Government Code is no more than the sum balance of three months of anticipated income from the Highway Users Tax Account in the Transportation Tax Fund, as described in Sections 2104, 2105, 2106, 2107, and 2107.5 of the Streets and Highways Code, and from the Transportation Investment Fund, as described in Section 7104 of the Revenue and Taxation Code. If a city or city and county has an unencumbered balance that exceeds the sum balance of the three months of anticipated income from the Highway Users Tax Account in the Transportation Tax Fund and the Transportation Investment Fund, the city or city and county shall reduce its existing unencumbered road fund balance, before the next report submitted to the Controller pursuant to Section 2151 of the Streets and Highways Code, by either of the following:
 - (1) By an amount equivalent to the allocation received under this subdivision.
 - (2) Until the unencumbered balance is no more than the sum balance of three months of anticipated income from the Highway Users Tax Account in the Transportation Tax Fund and the Transportation Investment Fund.

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(g) For the purpose of this item, "unencumbered" means any portion of funding that is not designated, through prior approval by the city council, for use on the planning, review, design, or construction phase of a project currently underway at the time of the road fund report.	
4. These funds shall be available for allocation by the Controller until June 30, 2011.	
9612-001-0001—For allocation by the Department of Finance to the trustee of the Golden State Tobacco Securitization Corporation, for payment of debt service on the Enhanced Tobacco Settlement Asset-Backed Bonds and operating expenses of the Golden State Tobacco Securitization Corporation in accordance with Section 63049.1 of the Government Code.....	1,000
Provisions:	
1. Notwithstanding any other provision of law, upon certification by the Golden State Tobacco Securitization Corporation, the Department of Finance may authorize expenditures of up to \$200,000,000 in excess of the amount appropriated in this item for the payment of debt service on the Enhanced Tobacco Settlement Asset-Backed Bonds and the payment of operating expenses of the Golden State Tobacco Securitization Corporation in the event tobacco settlement revenues and certain other available amounts are insufficient to pay the costs of debt service and operating costs for the 12 months following such certification. The Department of Finance shall provide notification in writing to the chairpersons of the fiscal committees of each house of the Legislature and the Chairperson of the Joint Legislative Budget Committee not more than 30 days after such authorization.	
9620-001-0001—For payment of interest on General Fund loans, upon order of the Director of Finance, for any General Fund loan	50,000,000
Provisions:	
1. The Director of Finance, the Controller, and the Treasurer shall satisfy any need of the General Fund for borrowed funds in a manner consistent with the Legislature's objective of conducting General Fund borrowing in a manner that best meets the state's interest. The state fiscal officers may, among other factors, take into consideration	

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<p>the costs of external versus internal borrowings and potential impact on other borrowings of the state.</p> <p>2. In the event that interest expenses related to internal borrowing exceed the amount appropriated by this item, there is hereby appropriated any amount necessary to pay the interest. Funds appropriated by this item shall not be expended prior to 30 days after the Department of Finance notifies the Joint Legislative Budget Committee of the amounts necessary or not sooner than such lesser time as the Chairperson of the Joint Legislative Budget Committee may determine.</p> <p>3. In the event that Revenue Anticipation Warrants are issued, there is hereby appropriated any amount necessary, in excess of the amount appropriated by this item, to pay the expenses incurred by the Controller, Treasurer, Attorney General, and the Department of Finance in providing for the preparation, sale, issuance, advertising, legal services, credit enhancement, liquidity facility, or any other act which, as approved by the Department of Finance, is necessary for such issuance. Funds appropriated by this item shall not be expended prior to 30 days after the Department of Finance notifies the Joint Legislative Budget Committee of the amounts necessary or not sooner than such lesser time as the Chairperson of the Joint Legislative Budget Committee may determine.</p>	
<p>9620-002-0001—For payment of interest on General Fund loans, upon order of the Director of Finance, for any General Fund loan repaid in the 2008–09 fiscal year from loans made previously</p>	7,785,000
<p>Provisions:</p> <p>1. In the event that interest expenses related to internal borrowing exceed the amount appropriated by this item, there is hereby appropriated any amount necessary to pay the interest.</p> <p>2. The Director of Finance shall notify, in writing, the Chairperson of the Joint Legislative Budget Committee within 30 days of ordering the repayment of any loan included within the provisions of this item.</p>	
<p>9625-001-0001—For interest payments to the federal government arising from the federal Cash Management Improvement Act of 1990</p>	30,000,000

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Provisions:	
1. Expenditures from the funds appropriated by this item shall be made by the Controller, subject to the approval of the Department of Finance, and shall be charged to the fiscal year in which the disbursement is issued.	
2. In the event that expenditures for interest payments to the federal government arising from the federal Cash Management Improvement Act of 1990 exceed the amount appropriated by this item, the Director of Finance may allocate an additional amount not to exceed \$10,000,000 over the amount appropriated by this item. This allocation shall be made no sooner than 30 days after notification to the Chairperson of the Joint Legislative Budget Committee and the chairperson of the fiscal committees in each house.	
9625-001-0042—For interest payments to the federal government arising from the federal Cash Management Improvement Act of 1990, payable from the State Highway Account, State Transportation Fund.	1,000,000
Provisions:	
1. Provision 1 of Item 9625-001-0001 also applies to this item.	
2. In the event that expenditures for interest payments to the federal government arising from the Cash Management Improvement Act of 1990 exceed the amount appropriated by this item, the Director of Finance may allocate an additional amount not to exceed \$1,000,000 over the amount appropriated by this item. This allocation shall be made no sooner than 30 days after notification to the Chairperson of the Joint Legislative Budget Committee and the chairpersons of the fiscal committees in each house of the Legislature.	
9625-001-0494—For interest payments to the federal government arising from the federal Cash Management Improvement Act of 1990, payable from the appropriate special fund.....	1,000
Provisions:	
1. Provision 1 of Item 9625-001-0001 and Provision 2 of Item 9625-001-0042 also apply to this item.	
9625-001-0988—For interest payments to the federal government arising from the federal Cash Management Improvement Act of 1990, payable from the appropriate nongovernmental cost fund	1,000

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Provisions:

- 1. Provision 1 of Item 9625-001-0001 and Provision 2 of Item 9625-001-0042 also apply to this item.

9650-001-0001—For support of Health and Dental Benefits for Annuitants. For the state's contribution for the cost of a health benefits plan and dental care premiums, for annuitants and other employees, in accordance with Sections 22820, 22879, 22881, 22883, and 22953 of the Government Code, which cost is not chargeable to any other appropriation..... 1,164,392,000

Schedule:

- (1) Health benefit premiums..... 1,130,021,000
- (2) Dental care premiums 70,934,000
- (3) Amount payable from the Public Employees' Contingency Reserve Fund (Item 9650-001-0950).....-36,563,000

Provisions:

- 1. The maximum transfer amounts specified in subdivision (c) of Section 26.00 do not apply to this item.
- 2. Notwithstanding Section 22844 of the Government Code or any other provision of law, annuitants and their family members who were employed by the California State University, and who become eligible for Part A and Part B of Medicare during the 2008-09 fiscal year, shall not be enrolled in a basic health benefits plan during the 2008-09 fiscal year. If the annuitant or family member is enrolled in Part A and Part B of Medicare, he or she may enroll in a supplement to the Medicare plan. This provision does not apply to employees and family members who are specifically excluded from enrollment in a supplement to the Medicare plan by federal law or regulation.
- 3. The maximum monthly contribution for an annuitant's health benefits plan shall be \$478 for a single enrollee, \$909 for an enrollee and one dependent, and \$1,167 for an enrollee and two or more dependents for 2008. The maximum monthly contribution shall be adjusted based on Section 22871 of the Government Code to reflect the health benefit plan premium rates approved by the Board of Administration of the Public Employees' Retirement System for 2009.

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9650-001-0950—For support of the Health and Dental Benefits for Annuitants, for payment to Item 9650-001-0001, payable from the Public Employees' Contingency Reserve Fund.....	36,563,000

Provisions:

1. The maximum transfer amounts specified in subdivision (c) of Section 26.00 do not apply to this item.
2. Notwithstanding Section 22844 of the Government Code or any other provision of law, annuitants and their family members who were employed by the California State University, and who become eligible for Part A and Part B of Medicare during the 2008–09 fiscal year, shall not be enrolled in a basic health benefits plan during the 2008–09 fiscal year. If the annuitant or family member is enrolled in Part A and Part B of Medicare, he or she may enroll in a supplement to the Medicare plan. This provision does not apply to employees and family members who are specifically excluded from enrollment in a supplement to the Medicare plan by federal law or regulation.
3. The maximum monthly contribution for an annuitant's health benefits plan shall be \$478 for a single enrollee, \$909 for an enrollee and one dependent, and \$1,167 for an enrollee and two or more dependents.
4. Notwithstanding any other provision of law, this amount shall be reduced by the Director of Finance if he or she determines that all available funds in the Account for Retiree Drug Subsidy Payments in the Public Employees' Contingency Reserve Fund by the end of the 2008–09 fiscal year will be less than the amount listed in this item after providing within the account for the portion of the expenditures provided for in Provision 2 of Item 1900-001-0950 that will be paid from the account plus an administrative reserve equal to no more than 5 percent of state government and California State University Medicare Drug Subsidy revenues expected to be received as a result of applications for subsidies related to the 2008 calendar year.
5. Funds payable to Item 9650-001-0001 as a result of this item shall be used in lieu of the amounts that otherwise would have been paid by the General Fund for health and dental benefits for annu-

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<p>itants in order to reduce state government's General Fund contributions toward health benefits for annuitants, including prescription drug benefits for annuitants, consistent with Section 22910.5 of the Government Code.</p> <p>9650-495—Reversion, Health and Dental Benefits for Annuitants. As of June 30, 2008, the unencumbered balance of the appropriation in Item 9650-001-0001, Budget Act of 2006 (Chs. 47 and 48, Stats. 2006), shall revert to the fund balance from which the appropriation was made.</p> <p>9670-001-0001—For equity claims before the California Victim Compensation and Government Claims Board and for settlements and judgments in cases in which the state is represented by the Department of Justice for the administration and payment of tort liability claims, settlements, compromises, and judgments against the state, its officers, servants and employees of state agencies, departments, boards, bureaus, or commissions supported from the General Fund, for expenditure by the Department of Justice, subject to approval of the Department of Finance in its discretion.....</p> <p>Provisions:</p> <ol style="list-style-type: none"> 1. There is hereby appropriated from each fund, other than the General Fund, an amount sufficient for payment of tort liability claims, settlements, compromises, and judgments against the state, its officers, servants and employees of state agencies, departments, boards, bureaus, or commissions arising from activities supported from that fund. No expenditure from any appropriation from a fund other than the General Fund for payment of tort liability claims, settlements, compromises, and judgments shall be made unless approved by the Department of Finance in its discretion. 2. Expenditures made under this item shall be charged to the fiscal year in which the warrant is issued by the Controller. 3. Payment under this item is limited in amount to claims, settlements, compromises, and judgments which do not exceed \$70,000, exclusive of interest, and no payment from this item exceeding that amount shall be approved by the Department of Finance or made by the Department of Justice. 4. No payment shall be approved by the Department of Finance or made by the Department of Justice 	0

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<p>from this item except in full and final satisfaction of the claim, settlement, compromise, or judgment upon which the payment is based.</p> <p>5. Funding for the payment of tort liability claims, settlements, compromises, and judgments which require the approval of the Director of Finance shall first be considered from within the affected agency's, department's, board's, bureau's, or commission's existing budgeted resources. Payment pursuant to this item (from funds other than the General Fund) shall be made only after the affected agency, department, board, bureau, or commission has demonstrated to the Department of Finance that insufficient funds are available for payment of all or a portion of the claim.</p> <p>9670-401—For maintenance of accounting records by the State Controller's office or any other agency maintaining these records, appropriations made in this act for Organization Code 9670 (Equity Claims of California Victim Compensation and Government Claims Board and Settlements and Judgments by Department of Justice) are to be recorded under Organization Code 9671 (Equity Claims of California Victim Compensation and Government Claims Board) and Organization Code 9672 (Settlements and Judgments by Department of Justice).</p>	
<p>9800-001-0001—For Augmentation for Employee Compensation Provisions:</p> <ol style="list-style-type: none"> 1. The amount appropriated in this item shall not be construed to control or influence collective bargaining between the state employer and employee representatives. 2. The funds appropriated in this item are for compensation increases and increases in benefits related thereto of employees whose compensation, or portion thereof, is chargeable to the General Fund, to be allocated by executive order by the Department of Finance to the several state offices, departments, boards, bureaus, commissions, and other state agencies, in augmentation of their respective appropriations or allocations, in accordance with approved memoranda of understanding or, for employees excluded from collective bargaining, in accordance with salary and benefit schedules established by the Department of Personnel Administration. 	124,111,000

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3. It is the intent of the Legislature that all proposed augmentations for increased employee compensation costs, including, but not limited to, base salary increases, pay increases to bring one group of employees into a pay equity position with another group of public employees, and recruitment and retention differentials, be budgeted and considered on a comprehensive, statewide basis. Therefore, the Legislature declares its intent to reject any proposed augmentations that are not included in Item 9800 in the 2009-10 Budget Act, given that this is the item where the funds to implement comprehensive statewide compensation policies, including those adopted pursuant to collective bargaining, are considered. This provision shall not apply to augmentations for increased employee compensation costs resulting from mandatory judicial orders to raise pay for any group of employees or augmentations for increased compensation costs, or approvals for departments to provide increased employee compensation levels, that are included in bills separate from the Budget Act.
4. The funds appropriated by this item and any other item may not be used or expended to fund any compensation proposal in the last, best, and final offer made by the state employer to State Bargaining Unit 6 implemented on September 18, 2007. Nothing in this act shall be construed as legislative approval for the expenditure of funds in accordance with that state employer's last, best, and final offer, as required by subdivision (b) of Section 3517.8 of the Government Code.
5. This item contains funds estimated to be necessary to implement side letters, appendices, or other addenda to a memorandum of understanding (collectively referred to as "pending agreements") that have been determined by the Joint Legislative Budget Committee to require legislative approval prior to their implementation, but which may not have been approved in separate legislation as of the date of the passage of this act. In the event that the Legislature does not approve separate legislation to authorize implementation of any of the pending agreements, the Department of Finance shall not allocate any funds related to those pending agreements pursuant to Provision

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2, and the expenditure of funds for those pending agreements shall not be deemed to have been approved by the Legislature.	
9800-001-0494—For Augmentation for Employee Compensation, payable from other unallocated special funds.....	135,800,000

Provisions:

1. The amount appropriated in this item shall not be construed to control or influence collective bargaining between the state employer and employee representatives.
2. The funds appropriated in this item are for compensation increases and increases in benefits related thereto of employees whose compensation, or portion thereof, is chargeable to special funds, to be allocated by executive order by the Department of Finance to the several state offices, departments, boards, bureaus, commissions, and other state agencies, in augmentation of their respective appropriations or allocations, in accordance with approved memoranda of understanding or, for employees excluded from collective bargaining, in accordance with salary and benefit schedules established by the Department of Personnel Administration.
3. Notwithstanding any other provision of law, upon approval of the Department of Finance, expenditure authority may be transferred between this item and Item 9800-001-0988 as necessary to fund costs for approved memoranda of understanding or, for employees excluded from collective bargaining, in accordance with salary and benefit schedules established by the Department of Personnel Administration.
4. It is the intent of the Legislature that all proposed augmentations for increased employee compensation costs, including, but not limited to, base salary increases, pay increases to bring one group of employees into a pay equity position with another group of public employees, and recruitment and retention differentials, be budgeted and considered on a comprehensive, statewide basis. Therefore, the Legislature declares its intent to reject any proposed augmentations that are not included in Item 9800 in the 2009-10 Budget Act, given that this is the item where the funds to implement comprehensive statewide compensation policies,

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including those adopted pursuant to collective bargaining, are considered. This provision shall not apply to augmentations for increased employee compensation costs resulting from mandatory judicial orders to raise pay for any group of employees or augmentations for increased compensation costs, or approvals for departments to provide increased employee compensation levels, that are included in bills separate from the Budget Act.

5. The funds appropriated by this item and any other item may not be used or expended to fund any compensation proposal in the last, best, and final offer made by the state employer to State Bargaining Unit 6 implemented on September 18, 2007. Nothing in this act shall be construed as legislative approval for the expenditure of funds in accordance with that state employer's last, best, and final offer, as required by subdivision (b) of Section 3517.8 of the Government Code.

6. This item contains funds estimated to be necessary to implement side letters, appendices, or other addenda to a memorandum of understanding (collectively referred to as "pending agreements") that have been determined by the Joint Legislative Budget Committee to require legislative approval prior to their implementation, but which may not have been approved in separate legislation as of the date of the passage of this act. In the event that the Legislature does not approve separate legislation to authorize implementation of any of the pending agreements, the Department of Finance shall not allocate any funds related to those pending agreements pursuant to Provision 2, and the expenditure of funds for those pending agreements shall not be deemed to have been approved by the Legislature.

9800-001-0988—For Augmentation for Employee Compensation, payable from other unallocated nongovernmental cost funds..... 66,886,000

Provisions:

- 1. The amount appropriated in this item shall not be construed to control or influence collective bargaining between the state employer and employee representatives.
- 2. The funds appropriated in this item are for employee compensation increases, and increases in

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benefits related thereto, whose compensation or portion thereof is chargeable to nongovernmental cost funds, to be allocated by executive order by the Department of Finance to the several state offices, departments, boards, bureaus, commissions, and other state agencies, in augmentation of their respective appropriations or allocations, in accordance with approved memoranda of understanding or, for employees excluded from collective bargaining, in accordance with salary and benefit schedules established by the Department of Personnel Administration.	
3. Notwithstanding any other provision of law, upon approval of the Department of Finance, expenditure authority may be transferred between Item 9800-001-0494 and this item as necessary to fund costs for approved memoranda of understanding or, for employees excluded from collective bargaining, in accordance with salary and benefit schedules established by the Department of Personnel Administration.	
4. It is the intent of the Legislature that all proposed augmentations for increased employee compensation costs, including, but not limited to, base salary increases, pay increases to bring one group of employees into a pay equity position with another group of public employees, and recruitment and retention differentials, be budgeted and considered on a comprehensive, statewide basis. Therefore, the Legislature declares its intent to reject any proposed augmentations that are not included in Item 9800 in the 2009-10 Budget Act, given that this is the item where the funds to implement comprehensive statewide compensation policies, including those adopted pursuant to collective bargaining, are considered. This provision shall not apply to augmentations for increased employee compensation costs resulting from mandatory judicial orders to raise pay for any group of employees or augmentations for increased compensation costs, or approvals for departments to provide increased employee compensation levels, that are included in bills separate from the Budget Act.	
5. The funds appropriated by this item and any other item may not be used or expended to fund any compensation proposal in the last, best, and final	

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offer made by the state employer to State Bargaining Unit 6 implemented on September 18, 2007. Nothing in this act shall be construed as legislative approval for the expenditure of funds in accordance with that state employer's last, best, and final offer, as required by subdivision (b) of Section 3517.8 of the Government Code.	
6. This item contains funds estimated to be necessary to implement side letters, appendices, or other addenda to a memorandum of understanding (collectively referred to as "pending agreements") that have been determined by the Joint Legislative Budget Committee to require legislative approval prior to their implementation, but which may not have been approved in separate legislation as of the date of the passage of this act. In the event that the Legislature does not approve separate legislation to authorize implementation of any of the pending agreements, the Department of Finance shall not allocate any funds related to those pending agreements pursuant to Provision 2, and the expenditure of funds for those pending agreements shall not be deemed to have been approved by the Legislature.	
9840-001-0001—For Augmentation for Contingencies or Emergencies	44,100,000
Provisions:	
1. Subject to the conditions set forth in this item, amounts appropriated by this item shall be transferred, upon approval by the Director of Finance, to augment any other General Fund item of appropriation that is made under this act to an agency, department, board, commission, or other state entity. Such a transfer may be made to fund unanticipated expenses to be incurred for the 2008-09 fiscal year under an existing program that is funded by that item of appropriation, but only in a case of actual necessity as determined by the Director of Finance. For purposes of this item, an "existing program" is one that is authorized by law.	
2. The Director of Finance may not approve a transfer under this item, nor may any funds appropriated in augmentation of this item be allocated, to fund any of the following: (a) capital outlay, (b) any expense attributable to a prior fiscal year, (c) any expense related to legislation enacted without	

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an appropriation, (d) startup costs of programs not yet authorized by the Legislature, (e) costs that the administration had knowledge of in time to include in the May Revision, or (f) costs that the administration has the discretion to incur or not incur.

3. A transfer of funds approved by the Director of Finance under this item shall become effective no sooner than 30 days after the director files written notification thereof with the Chairperson of the Joint Legislative Budget Committee, and the chairpersons of the fiscal committees in each house of the Legislature, or no sooner than any lesser time the chairperson of the joint committee, or his or her designee, may in each instance determine, except for an approval for an emergency expense as defined in Provision 5.
4. Each notification shall include all of the following: (a) the date the recipient state entity reported to the Department of Finance the need to increase its appropriation, (b) the reason for the expense, (c) the transfer amount approved by the Director of Finance, and (d) the basis of the director's determination that the expense is actually needed. Each notification shall also include a determination by the director as to whether the expense was considered in a legislative budget committee and formal action was taken not to approve the expense for the 2008-09 fiscal year. Any increase in a department's appropriation to fund unanticipated expenses shall be approved by the Director of Finance.
5. The Director of Finance may approve a transfer under this item for an emergency expense only if the approval is set forth in a written notification that is filed with the Chairperson of the Joint Legislative Budget Committee, and the chairpersons of the fiscal committees in each house of the Legislature, no later than 10 days after the effective date of the approval. Each notification for an emergency expense shall state the reason for the expense, the transfer amount approved by the director, and the basis of the director's determination that the expense is an emergency expense. For the purposes of this item, "emergency expense" means an expense incurred in response to conditions of disaster or extreme peril that

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threaten the immediate health or safety of persons or property in this state.	
6. Within 15 days of receipt, the Department of Finance shall provide, to the Chairperson of the Joint Legislative Budget Committee and the chairpersons of the fiscal committees in each house of the Legislature, copies of all requests, including any supporting documentation, from any agency, department, board, commission, or other state entity for a transfer under this item. The submission to the Legislature of a copy of such a request does not constitute approval of the request by the Director of Finance. Within 15 days of receipt, the director shall also provide copies to these chairpersons of all other requests received by the Department of Finance from any state agency, department, board, commission, or other state entity to fund a contingency or emergency through a supplemental appropriations bill augmenting this item.	
7. For any transfer of funds pursuant to this item, the augmentation of a General Fund item of appropriation shall not exceed the following during any fiscal year:	
(a) 30 percent of the amount scheduled on that line for those appropriations made by this act that are \$4,000,000 or less.	
(b) 20 percent of the amount scheduled on that line for those appropriations made by this act that are more than \$4,000,000.	
8. The Director of Finance may withhold authorization for the expenditure of funds transferred pursuant to this item until such time as, and to the extent that, preliminary estimates of potential unanticipated expenses are verified.	
9. The Director of Finance shall submit any requests for supplemental appropriations in augmentation of this item to the Chairperson of the Joint Legislative Budget Committee and the chairpersons of the fiscal committees in each house of the Legislature. Requests shall include the information and determinations required by Provision 4 excluding subdivision (c), and a determination that requests meet the requirements of Provision 2.	
9840-001-0494—For Augmentation for Contingencies or Emergencies, payable from unallocated special funds.....	15,000,000

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Provisions:	
1. Provisions 1, 2, 3, 4, 5, 6, 7, 8, and 9 of Item 9840-001-0001 also apply to this item, except references to General Fund appropriations shall instead refer to special fund appropriations.	
2. For the Augmentation for Contingencies or Emergencies, payable from special funds, there are appropriated from each special fund sums necessary to meet contingencies or emergencies, to be expended only upon written authorization of the Director of Finance.	
9840-001-0988—For Augmentation for Contingencies or Emergencies, payable from unallocated nongovernmental cost funds	15,000,000
Provisions:	
1. Provisions 1, 2, 3, 4, 5, 6, 7, 8, and 9 of Item 9840-001-0001 also apply to this item, except references to General Fund appropriations shall instead refer to nongovernmental cost fund appropriations.	
2. For Augmentation for Contingencies or Emergencies, payable from nongovernmental cost funds, there are appropriated from each nongovernmental cost fund that is subject to control or limited by this act, sums necessary to meet contingencies or emergencies, to be expended only upon written authorization of the Director of Finance.	
9850-011-0001—For Augmentation for Contingencies or Emergencies (Loans)	(2,500,000)
Provisions:	
1. This appropriation is for loans that may be made to state agencies which derive their support from the General Fund or from sources other than the General Fund, upon terms and conditions for repayment as may be prescribed by the Department of Finance. Any sum so loaned shall, if ordered by the Department of Finance, be transferred by the State Controller to the fund from which the support of the agency is derived.	
2. No loan shall be made which requires repayment from a future legislative appropriation.	
3. Authorizations for loans shall become effective no sooner than 30 days after notification in writing to the Joint Legislative Budget Committee, or no sooner than a lesser time which the committee, or its designee, may in each instance determine, except that this limit shall not apply if the Director	

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of Finance states in writing to the Chairperson of the Joint Legislative Budget Committee the necessity and urgency for the loan which, in the judgment of the director, makes prior approval impractical.	
4. Within 10 days after approval, the Director of Finance shall file with the Joint Legislative Budget Committee copies of all executive orders for loans stating the reasons for, and the amount of, all of these authorizations.	
9860-301-0001—For capital outlay, planning, and studies funding (10.10.010).....	1,000,000
Provisions:	
1. The funds appropriated in this item are to be allocated by the Department of Finance to state agencies to develop design and cost information for new projects for which funds have not been appropriated previously, but which are anticipated to be included in the 2009–10 or 2010–11 Governor’s Budget or 2009–10 five-year capital outlay plans. The amount appropriated in this item shall not be construed as a commitment by the Legislature as to the amount of capital outlay funds it will appropriate in any future fiscal year.	

GENERAL SECTIONS
STATEWIDE

SEC. 3.00. Whenever herein an appropriation is made for support, it shall include salaries and all other proper expenses, including repairs and equipment, incurred in connection with the institution, department, board, bureau, commission, officer, employee, or other agency for which the appropriation is made.

Each item appropriating funds for salaries and wages includes the additional funds necessary to continue the payment of the amount of salaries in effect on June 30, 2008, for the state officers whose salaries are specified by statute.

Whenever herein an appropriation is made for capital outlay, it shall include acquisition of land or other real property, major construction, improvements, equipment, designs, working plans, specifications, repairs, and equipment necessary in connection with a construction or improvement project.

Whenever herein any item of appropriation contains provisions for acquisition of land or other real property, it shall include all necessary expenses in connection with the acquisition of the property.

Whenever herein an appropriation is made in accordance with a schedule set forth after the appropriation, the expenditures from that

item for each category, program, or project included in the schedule shall be limited to the amount specified for that category, program, or project, except as otherwise provided in this act. Each schedule is a restriction or limitation upon the expenditure of the respective appropriation made by this act, does not itself appropriate any moneys, and is not itself an item of appropriation.

As used in this act in reference to the schedules "category," "program," or "project" means a class of expenditure such as, but not limited to:

(a) "Personal services," which shall include all expenditures for payment of officers and employees of the state, including: salaries and wages, workers' compensation, compensation paid to employees on approved leave of absence on account of sickness, unemployment compensation benefits, insurance premiums for workers' compensation coverage, industrial disability leave and payments, nonindustrial disability benefits and payments, the state's contributions to the Public Employees' Retirement Fund, the State Teachers' Retirement Fund, the University of California Retirement Fund to provide for that portion of retirement costs to be provided for Hastings College of the Law in Item 6600-001-0001 of Section 2.00, the Old Age and Survivors' Insurance Revolving Fund, the Public Employees' Contingency Reserve Fund, and the state's cost of health benefits plans; but shall not include compensation of independent contractors rendering personal services to the state under contract.

(b) "Operating expenses and equipment," which shall include all expenditures for purchase of materials, supplies, equipment, services (other than services of state officers and employees), departmental services (services provided by other organizational units within a department, including indirect distributed costs), and all other proper expenses.

(c) "Preliminary plans" are defined as a site plan, architectural floor plans, elevations, outline specifications, and a cost estimate. For each utility, site development, conversion, and remodeling project, the drawings shall be sufficiently descriptive to accurately convey the location, scope, cost, and the nature of the improvement being proposed.

(d) "Working drawings" are defined as a complete set of plans and specifications showing and describing all phases of a project, architectural, structural, mechanical, electrical, civil engineering, and landscaping systems to the degree necessary for the purposes of accurate bidding by contractors and for the use of artisans in constructing the project. All necessary professional fees and administrative service costs are included in the preparation of these drawings.

(e) "Construction," when used in connection with a capital outlay project, shall include all such related things as fixtures, installed equipment, auxiliary facilities, contingencies, project construction, management, administration, and associated costs.

(f) "Minor projects" include planning, working drawings, construction, improvements, and equipment projects not specifically set forth in the schedule.

(g) "Programs" include all expenditures, regardless of category, required to carry out the objectives of the named activity.

For the purpose of further interpreting the meaning of the words, terms and phrases, and uniform codes used in the schedules, reference is hereby made to those documents entitled, "State of California Governor's Budget for 2008-09," submitted by the Governor to the Legislature at the 2008 portion of the 2007-08 Regular Session, the uniform accounting system prescribed by the Department of Finance under the provisions of Section 13300 and following of the Government Code, the Uniform Codes Manual, and the appropriate portions thereof. The Department of Finance shall establish interpretations necessary to carry out the provisions of this section and shall furnish the same to the Controller and to every state agency to which appropriations are made under this act.

SFC. 3.50. Whenever an appropriation is made in this act for support or other expenses for an institution, department, board, bureau, commission, officer, employee, or other agency, the following shall be charged to the appropriation from which salaries and wages are paid: workers' compensation, compensation paid to employees on approved leave of absence on account of sickness, unemployment compensation benefits, industrial disability leave and payments, nonindustrial disability benefits and payments, the administrative costs of the Merit Award Program provided by Section 19823 of the Government Code, the state's contribution to the Public Employees' Retirement Fund as provided by Sections 20822 and 20824 of the Government Code, the state's contribution to the Teachers' Retirement Fund as provided by Sections 22950, 22951, and 23000 of the Education Code, the state's contribution to the Old Age and Survivors' Insurance Revolving Fund as provided by Sections 22601 and 22602 of the Government Code, the state's contribution to the Old Age and Survivors' Insurance Revolving Fund for payment of hospital insurance taxes imposed by the Internal Revenue Code, the state's contribution to the Public Employees' Contingency Reserve Fund, the state's contribution for the cost of health benefits plans as provided by Sections 22871 and 22881, and subdivision (b) of Section 22883, of the Government Code, and the state's contribution for costs of other employee benefits and the administrative costs associated with the provision of benefits established by any state agency legally authorized to negotiate and set salary and benefit levels.

As of the effective date of this act, the state's contributions as provided by Sections 22871 and 22881, and subdivision (b) of Section 22883, of the Government Code and for costs of any other employee benefits and the administrative costs associated with the provisions of these benefits established by any state agency legally authorized to negotiate and set salary and benefit levels for any month shall be charged

to the same appropriations used for payment of salaries and wages from which the employee premium contributions for such month are deducted.

The appropriations made by Sections 20822, 20824, 22871, and 22881, and subdivision (b) of Section 22883, of the Government Code and by Sections 22950, 22951, and 23000 of the Education Code shall continue to be available for expenditure and shall be charged for any expenditure that is not chargeable to an appropriation for support or other expenses as provided in this section. This transfer may be chargeable to such appropriation for a previous fiscal year if there are no funds available from that fiscal year.

The Controller may transfer to the State Payroll Revolving Fund the contributions required by Sections 20822, 20824, 22871, and 22881, and subdivision (b) of Section 22883, of the Government Code, contributions required for payment of the hospital insurance tax, and upon certification by the Board of Administration of the Public Employees' Retirement System as required by Section 20826 of the Government Code, may transfer from the State Payroll Revolving Fund to the Public Employees' Retirement Fund and the Old Age and Survivors' Insurance Revolving Fund the amounts of contributions.

SEC. 3.60. (a) Notwithstanding any other provision of law, the employers' retirement contributions for the 2008-09 fiscal year that are chargeable to an appropriation made in this act, with respect to each state officer and employee who is a member of the California Public Employees' Retirement System (CalPERS) and who is in that employment or office, including university members as provided by Section 20751 of the Government Code, shall be the percentage of salaries and wages by state member category, as follows:

Miscellaneous, First Tier	16.574%
Miscellaneous, Second Tier.....	16.470%
State Industrial.....	17.236%
State Safety	18.411%
Peace Officer/Firefighter	26.064%
Highway Patrol.....	32.149%

The Director of Finance may adjust amounts in any appropriation item, or in any category thereof, in this act as a result of changes from amounts budgeted for employer contribution for 2008-09 fiscal year retirement benefits to achieve the percentages specified in this subdivision.

(b) Notwithstanding any other provision of law, the Director of Finance shall require retirement contributions computed pursuant to subdivision (a) to be offset by the Controller with surplus funds in the Public Employees' Retirement Fund, employer surplus asset accounts.

(c) Notwithstanding any other provision of law, for purposes of calculating the "appropriations subject to limitation" as defined in Section 8 of Article XIII B of the California Constitution, the appropriations in

this act shall be deemed to be the amounts remaining after the adjustments required by subdivisions (a) and (b) are made.

SEC. 4.01. (a) Notwithstanding any other provision of law, the Director of Finance shall reduce items of appropriation in this act to reflect savings achieved pursuant to the Alternate Retirement Program (Chapter 214 of the Statutes of 2004). These reductions shall not apply to the University of California, California State University, the Legislature, or the judicial branch.

(b) Notwithstanding any other provision of law, the Director of Finance shall reduce items of appropriation in this act to reflect savings achieved through reforms in employee compensation, subject to memoranda of understanding negotiated with collective bargaining units and ratified by the Legislature. These reductions shall apply to all agencies and departments whose employees are subject to collective bargaining agreements negotiated by the Department of Personnel Administration or are excluded employees as defined in Section 3527 of the Government Code.

(c) The Director of Finance shall report to the Chairperson of the Joint Legislative Budget Committee and the chairpersons of the committees of each house of the Legislature that consider appropriations not more than 30 days after the reductions are made pursuant to this section. The report shall list reductions by department and agency.

(d) Nothing within this section shall be interpreted to confer any authority upon the Director of Finance to modify or eliminate any other provision of existing law.

*SEC. 4.07. (a) The Director of Finance shall reduce General Fund appropriations in the 2008–09 fiscal year by a total of \$50,000,000. To the extent practical, these reductions shall capture savings in departmental personal services budgets resulting from position vacancies that, in the aggregate, exceed those estimated for purposes of salary savings in each applicable appropriation item. The reductions may include, but are not limited to, savings related to the elimination of vacant positions in the 2008–09 fiscal year or in other fiscal years pursuant to Section 12439 of the Government Code.

(b) The Director of Finance shall not reduce, pursuant to subdivision (a), the amounts appropriated for the following: higher education; the judicial branch; the Legislature; the Legislative Counsel Bureau; constitutional officers; debt service, including, but not limited to, tobacco settlement revenue shortfall, payment of interest on General Fund loans, and interest payments to the federal government; health and dental benefits for annuitants; equity claims before the California Victim Compensation and Government Claims Board; or augmentations for contingencies or emergencies, unless the savings identified would not negatively affect program needs as provided for in this act or current law, and provided that the affected entity or the state official responsible for that expenditure concurs with the reduction.

(c) Nothing within this section shall be construed to confer any authority upon the Director of Finance to modify or eliminate any other provision of existing law.

(d) Not later than April 15, 2009, the Director of Finance shall report to the Chairperson of the Joint Legislative Budget Committee and the chairpersons of the committees of each house of the Legislature that consider appropriations the amount of reductions made in each item of appropriation pursuant to this section. The report shall include at least the following: the total dollar amount of vacancy-related reductions by department and agency; the savings achieved related to positions abolished by Section 12439 of the Government Code; the savings from position vacancies unrelated to Section 12439 of the Government Code; the positions and the amount of savings that the Administration proposes as permanent, if any; a description of any major programmatic effects relating to the reductions; and any other description necessary to fully disclose the reduction's impact.

(e) If reductions related to position vacancies are not sufficient to reduce General Fund appropriations by a total of \$50,000,000, the Director of Finance shall make reductions that are not related to position vacancies in order to achieve the total reduction required in subdivision (a). In the report described in subdivision (d), the Director of Finance shall include a description of each reduction by department, agency, and program; whether those reductions are proposed to be one-time or ongoing; a description of any major programmatic effects related to those reductions; and any other description necessary to fully disclose the impact of those reductions.

(f) A state operations appropriation and a program, project, or function designated in any line of any schedule set forth by that appropriation may not be reduced pursuant to this section by more than 20 percent. A local assistance appropriation and a program, project, or function designated in any line of any schedule set forth by that appropriation may not be reduced pursuant to this section by more than 5 percent.

SEC. 4.11. All new positions approved in this act shall be established effective July 1, 2008, unless otherwise approved by the Department of Finance. Before the end of each month, the Controller's office shall provide to the Department of Finance a listing of each new position approved by this act that will be abolished pursuant to Section 12439 of the Government Code as a result of the position being vacant for 6 consecutive pay periods at the end of the immediately preceding month. The report provided by the Controller's office shall include the department, division, position classification, position number, and the date the position was established.

SEC. 4.20. Notwithstanding any other provision of law, the employer's contributions to the Public Employees' Contingency Reserve Fund, as required by Section 22885 of the Government Code, shall be 0.450 percent of the gross health insurance premiums paid by the employer and employee for administrative expenses. The Director of Fi-

nance may, not sooner than 30 days after notification to the Joint Legislative Budget Committee, adjust the rate to ensure a three-month reserve in the Public Employees' Contingency Reserve Fund.

SEC. 4.30. (a) Notwithstanding any other provision of law, the Director of Finance may adjust amounts in appropriation items for rental payments on lease-purchase and lease-revenue bonds, or in any category thereof including fees, insurance, and reimbursements in this act as a result of changes from amounts budgeted for the costs for the 2008-09 fiscal year:

(b) Notwithstanding any other provision of law, the allocation may be made from funds appropriated for this purpose or from any other funds legally available for this purpose.

(c) Within 30 days of making any adjustment pursuant to this section, the Department of Finance shall report the adjustment in writing to the Joint Legislative Budget Committee.

SEC. 4.70. (a) Notwithstanding any other provision of law, the Department of General Services (DGS) shall recover the Architecture Revolving Fund (ARF) deficit beginning in the 2008-09 fiscal year. DGS shall work with the Department of Finance to allocate and collect at least half of the \$27,200,000 deficit incurred by client agencies as identified by DGS over the 2008-09, 2009-10, 2010-11, 2011-12, and 2012-13 fiscal years. DGS shall also assess a surcharge to specified new ARF projects during those fiscal years sufficient to recover the remainder of the ARF deficit.

(b) DGS shall provide to the chairpersons of the budget committees of each house of the Legislature and to the Legislative Analyst an annual written update on the following: DGS progress towards recovering the ARF deficit; the rate of the surcharge imposed on new ARF projects; ARF project management training and accountability enhancements; and any unfunded project costs incurred through June 30, 2013.

(c) In implementing this section, DGS may not establish a reserve in the ARF.

SEC. 4.80. In the event bonds authorized for issuance by the State Public Works Board are not sold and interim financing costs have been incurred, departments that have incurred those costs shall commit a sufficient portion of their support appropriations to repay the interim financing costs.

SEC. 4.90. Notwithstanding any other provision of law, the Department of Finance may transfer any funds previously transferred from the General Fund to the Architecture Revolving Fund back to the General Fund.

SEC. 4.95. Notwithstanding any other provision of law, the Department of Finance may transfer any funds previously transferred from the General Fund to the Inmate Construction Revolving Account back to the General Fund.

SEC. 5.25. (a) Payment of the attorney's fees specified in paragraphs (1) and (2) arising from actions in state courts against the state,

its officers, and officers and employees of state agencies, departments, boards, bureaus, or commissions, shall be paid from items of appropriation in this act that support the state operations of the affected agency, department, board, bureau, or commission:

(1) State court actions filed pursuant to Section 1021.5 of the Code of Civil Procedure, the "private attorney general" doctrine, or the "substantial benefit" doctrine.

(2) Writ of mandate actions filed pursuant to Section 10962 of the Welfare and Institutions Code.

(b) Expenditures pursuant to subdivision (a) shall be made by the Controller, subject to the approval of the Director of Finance, and shall be charged to the fiscal year in which the disbursement is issued.

(c) A payment shall not be made by the Controller for expenditures pursuant to subdivision (a) except in full and final satisfaction of the claim, settlement, compromise, or judgment for attorney's fees incurred in connection with a single action.

(d) The Director of Finance shall notify the Chairperson of the Joint Legislative Budget Committee, the Chairperson of the Senate Committee on Budget and Fiscal Review, and the Chairperson of the Assembly Committee on Budget pursuant to Items 9840-001-0001, 9840-001-0494, and 9840-001-0988 of Section 2.00 when there are insufficient funds appropriated in this act in support of the state operations of the affected agency, department, board, bureau, or commission to satisfy the claim completely.

SEC. 5.40. (a) It is the intent of the Legislature that all amounts appropriated by this act to the following departments to implement the CALFED Bay-Delta Program shall be available for expenditure in accordance with the schedule of expenditures for the CALFED Bay-Delta Program, broken down by program element, as set forth in Item 0540 of the supplemental report to this act:

- (1) Item 0540—Secretary for Resources.
- (2) Item 3480—Department of Conservation.
- (3) Item 3540—Department of Forestry and Fire Protection.
- (4) Item 3560—State Lands Commission.
- (5) Item 3600—Department of Fish and Game.
- (6) Item 3640—Wildlife Conservation Board.
- (7) Item 3760—State Coastal Conservancy.
- (8) Item 3820—San Francisco Bay Conservation and Development Commission.
- (9) Item 3860—Department of Water Resources.
- (10) Item 3940—State Water Resources Control Board.
- (11) Item 8570—Department of Food and Agriculture.

(b) The amounts appropriated by this act to implement the CALFED Bay-Delta Program shall be available only for projects, activities, and purposes that are consistent with the CALFED Record of Decision, including the accompanying environmental impact statement/environmental impact report previously certified by the state lead

agency pursuant to Division 13 (commencing with Section 21000) of the Public Resources Code.

(c) The amounts appropriated from accounts established under Division 24 (commencing with Section 78500) and Division 26 (commencing with Section 79000) of the Water Code shall be limited to the purposes provided for by those provisions.

(d) Notwithstanding Sections 26.00 and 28.50, the Director of Finance may, pursuant to a request by an affected agency specified in subdivision (a) seeking the transfer, or pursuant to a joint request of these agencies where more than one agency is affected, authorize a transfer of an amount that exceeds \$200,000 from an amount available for expenditure in one scheduled program element to one or more of the other scheduled elements. Any transfer may be authorized pursuant to this provision not sooner than 30 days after notification in writing of the transfer is provided to the chairpersons of the fiscal committees in each house of the Legislature and the Chairperson of the Joint Legislative Budget Committee, or not sooner than whatever lesser time the Chairperson of the Joint Legislative Budget Committee, or his or her designee, may in each instance determine. The notification to the Legislature shall specify the justification for the transfer.

SEC. 5.45. (a) The Department of Finance shall provide information to the Legislature on resources bond funds for the CALFED Bay-Delta Program contained in the base budget at the time the Governor's Budget is submitted to the Legislature. Information provided should include the amount of bond funds, the source of bond funds, and the activities and positions supported by the funds.

(b) The Department of Finance shall annually submit budget change proposals to the Legislature for CALFED-related local assistance and capital outlay expenditures supported by resources bond funds.

SEC. 6.00. No more than \$100,000 of the funds appropriated for support purposes under Section 1.80 or any other sections of this act may be encumbered for preliminary plans, working drawings, or construction of any project for the alteration of a state facility unless the Director of Finance determines that the proposed alteration is critical and that it is necessary to proceed using funds appropriated for support purposes. Any approved critical project costing more than \$100,000 shall be reported to the Chairperson of the Joint Legislative Budget Committee or his or her designee, not less than 30 days prior to requesting bids for the project. The report shall detail those factors that make the project so critical that it must proceed using support funds. No project described by this section may cost more than \$400,000.

SEC. 8.00. (a) Notwithstanding Section 28.00, any amounts received from the federal government for the purposes of funding anti-terrorism costs in the state that exceed the current appropriation of federal funds for that purpose, are hereby appropriated. These federal funds shall be allocated upon order of the Director of Finance to state departments for state or local assistance purposes or directly to local governments to address high-priority needs for costs of funding anti-

terrorism incurred in the 2007–08 fiscal year and ongoing or new costs for the 2008–09 fiscal year.

(b) Allocations made to state departments may be used to offset expenditures paid or to be paid from other funding sources. Allocations made for the purpose of an offset shall be applied as a negative expenditure to the appropriation where the expenditure has been or will be charged.

(c) Allocations pursuant to this section may be authorized not sooner than 30 days after notification, to the Chairperson of the Joint Legislative Budget Committee, or not sooner than whatever lesser time the Chairperson of the Joint Legislative Budget Committee, or his or her designee, may in each instance determine.

SEC. 8.50. (a) In making appropriations to state agencies that are eligible for federal programs, it is the intent and understanding of the Legislature that applications made by the agencies for federal funds under federal programs shall be for the maximum amount allowable under federal law. Therefore, any amounts received from the federal government are hereby appropriated from federal funds for expenditure or for transfer to, and disbursement from, the State Treasury fund established for the purpose of receiving the federal assistance subject to any provisions of this act that apply to the expenditure of these funds, including Section 28.00.

(b) However, if federal funds for block grant programs assumed by the state or for any item receiving federal funds are reduced by more than 5 percent of the amount appropriated in this act, the Director of Finance shall notify the chairpersons of the committees in each house of the Legislature which consider appropriations, and the Chairperson of the Joint Legislative Budget Committee, in writing within 30 days after notification by the federal government that federal funds have been reduced, and shall include an estimate of the amount of the available or anticipated federal funds, the 2008–09 fiscal year expenditures of each program affected by the reduction, the effect of reduced funding on service levels authorized by this act, and a plan of reduced expenditures for each program affected by the reduction. The plan shall be operational on an interim basis for up to 45 days pending legislative review, after which time the plan shall become permanent.

(c) Any expenditure of federal Temporary Assistance for Needy Families (TANF) block grant funds in excess of the amounts specified and appropriated in this act are subject to the notification procedures and requirements set forth in Section 28.00, or Provision 4 of Item 5180-101-0001, or Item 5180-403, of Section 2.00, whichever is applicable. The notification and other requirements of Section 28.00 also shall apply to any proposed substitution of TANF block grant funds for other state or federal funds.

SEC. 8.51. Each state agency shall, by certification to the Controller, identify the account within the Federal Trust Fund when charges are made against any appropriation made herein from the Federal Trust Fund.

SEC. 8.52. (a) The Director of Finance may reduce items of appropriation upon receipt or expenditure of federal trust funds in lieu of the amount appropriated for the same purpose and may make allocations for the purpose of offsetting expenditures. Allocations made for the purpose of offsetting existing expenditures shall be applied as a negative expenditure to the appropriation where the expenditure was charged.

(b) The director shall notify in writing the Chairperson of the Joint Legislative Budget Committee and the chairpersons of the fiscal committees in each house of the Legislature not less than 30 days prior to the effective date of any adjustments to items of appropriations made pursuant to this section or not sooner than whatever lesser time the Chairperson of the Joint Legislative Budget Committee, or his or her designee, may in each instance determine. The notification shall include, but not be limited to, the basis for the proposed appropriation adjustments, a description of the fiscal assumptions used in making the appropriation adjustments, and any necessary background information regarding the programs to be adjusted. Any expenditure of federal funds for purposes other than offsetting other fund appropriations shall continue to be subject to the provisions of Section 28.00.

SEC. 8.53. It is the intent of the Legislature that reductions to federal funds appropriated in the Budget Bill enacted for each fiscal year, resulting from federal audits, be communicated to the Legislature in a timely manner. Therefore, notwithstanding any other provision of law, an agency, department, or other state entity receiving a final federal audit or deferral letter shall provide a copy of it to the Chairperson of the Joint Legislative Budget Committee within 30 days.

SEC. 9.20. Notwithstanding Section 15860 of the Government Code, the amount of funds expended for administrative costs associated with any appropriation contained in this act for acquisition of property pursuant to the Property Acquisition Law (Part 11 (commencing with Section 15850) of Division 3 of Title 2 of the Government Code) shall be limited to the amount specified for those costs in the Supplemental Report of the Budget Act of 2008. Amounts for administrative costs may be augmented by no more than 5 percent by the State Public Works Board. Notwithstanding the foregoing, any amounts needed for administrative costs associated with acquisition through the condemnation authority of the State Public Works Board shall be provided through augmentation of the affected appropriations as authorized by existing law.

SEC. 9.30. In the event that federal courts issue writs of execution for the levy of state funds and such writs are executed, the State Controller shall so notify the Department of Finance. The Department of Finance shall then notify the State Controller of the specific appropriation or fund to be charged. Federal writs of execution for the levy of state funds may only be charged against appropriations or funds having a direct programmatic link to the circumstances under which the federal writ was issued. If the appropriate department or agency no

longer exists, or no linkage can be identified, the federal writ shall be charged to the unappropriated surplus of the General Fund. In the event that an appropriation in the act would have insufficient funding by such a charge, funding augmentations must follow the regular budget processes.

SEC. 9.45. (a) Any state agency, department, board, or commission shall provide notification to the Department of Finance and the Joint Legislative Budget Committee not less than 30 days prior to committing funding from Proposition 40, 50, or 84 if all of the following criteria apply:

(1) The funds will be used, either directly or through a grant, for the purchase of interests in or the restoration or rehabilitation of property.

(2) The funds will be used for a grant or project that is not appropriated in statute by name or description.

(3) The total expenditure for the project, including, but not limited to, Proposition 40, 50, or 84 funds is in excess of \$25,000,000.

(b) The notification shall include a detailed description of the portion of the project being funded and a detailed description of the whole project. For the purposes of this section, the criteria set forth in subdivision (a) shall apply to both single transactions and cumulative transactions that involve the purchase of properties near or adjacent to each other.

(c) For purchases and grants meeting the criteria set forth in subdivision (a), the state agency, department, board, or commission may take public actions and hold public meetings prior to 30 days following notification only if such actions are expressly approved pending the completion of the 30-day review by the Department of Finance and the Joint Legislative Budget Committee, or not sooner than whatever lesser time the Chairperson of the Joint Legislative Budget Committee, or his or her designee, may in each instance determine. The seller or grantee must be explicitly notified in writing of this condition 10 days prior to any action taken.

SEC. 9.50. For minor capital outlay projects for which, pursuant to Sections 10108 and 10108.5 of the Public Contract Code, the services of the Department of General Services are not required and a state agency or department is authorized to carry out its own project, the amount of the unencumbered balance of the project shall be determined in accordance with Section 14959 of the Government Code. Upon receipt of bids for the project, an estimate of any amount necessary for the completion of the project, including supervision, engineering, and other items, if any, shall be deemed a valid encumbrance and shall be included with any other valid encumbrance in determining the amount of an unencumbered balance.

SEC. 11.00. (a) A state agency to which state funds are appropriated by one or more statutes, including this act, for an information technology project may not enter into, or agree to, any contract or any contract amendment in the 2008-09 fiscal year that results, in the aggregate, in an increase in the budgeted cost of the project exceeding

\$500,000, or 10 percent of the budgeted cost of the project, whichever is less, unless the approval of the Director of Finance is first obtained and written notification of that approval is provided by the department to the Chairperson of the Joint Legislative Budget Committee, and the chairpersons of the budget committees of each house of the Legislature, not less than 30 days prior to the effective date of the approval, or not sooner than whatever lesser time the chairperson of the joint committee, or his or her designee, may in each instance determine. Each notification required by this section shall (1) explain the necessity and rationale for the proposed contract or amendment, (2) identify the cost savings, revenue increase, or other fiscal benefit of the proposed contract or amendment, and (3) identify the funding source for the proposed contract or amendment.

(b) Subdivision (a) does not apply to a resulting increase in the budgeted cost of a project that is less than \$100,000, or that is funded by an augmentation authorized pursuant to Section 26.00.

(c) The following definitions apply for the purposes of this section:

(1) "Budgeted cost of a project" means the total cost of the project as identified in the most recent feasibility study report, special project report, or equivalent document submitted to the Legislature in connection with its consideration of a bill that appropriated any state funding for that project.

(2) "State agency" means each agency of the state that is subject to Article 2 (commencing with Section 13320) of Chapter 3 of Part 3 of Division 3 of Title 2 of the Government Code, except that this section shall not apply to the University of California, the California State University, the State Compensation Insurance Fund, the community college districts, agencies provided for by Article VI of the California Constitution, or the Legislature.

SEC. 11.10. (a) Before a department may enter into or amend a statewide software license agreement not previously approved by the Legislature that obligates state funds in the current year or future years, the Director of Finance shall notify the Legislature whether or not the obligation will result in a net expenditure or savings. A department shall prepare and submit to the Department of Finance a business proposal containing the following elements: installed base analysis, future use (including assumptions for future use), the reason for choosing a statewide license agreement rather than any other procurement method such as a volume purchase agreement, a cost-benefit analysis, a cost allocation methodology, and funding plan. A statewide software license agreement may not be entered into or amended unless the approval of the Director of Finance is first obtained and written notification of that approval is provided by the department to the Chairperson of the Joint Legislative Budget Committee, and the chairpersons of the budget committees of each house of the Legislature, not less than 30 days prior to the effective date of the approval, or not sooner than whatever lesser

time the chairperson of the joint committee, or his or her designee, may in each instance determine. Each notification required by this section shall:

- (1) Explain the necessity and rationale for the proposed agreement.
- (2) Identify the cost savings, revenue increase, or other fiscal benefit of the proposed agreement.
- (3) Identify the funding source for the proposed agreement.

(b) For purposes of this section, "statewide software license agreement" means a software license contract that can be used by multiple state agencies subject to Article 2 (commencing with Section 13320) of Chapter 3 of Part 3 of Division 3 of Title 2 of the Government Code except that this section shall not apply to the University of California, the California State University, the State Compensation Insurance Fund, the community college districts, agencies provided for by Article VI of the California Constitution, or the Legislature.

(c) Subdivision (a) does not apply if the amount of the proposed contract or amendment is less than \$1,000,000 in the aggregate.

SEC. 11.11. In order to protect the privacy of state employees and ensure the security of the payment of public funds, all departments, boards, offices, and other agencies and entities of the state shall distribute pay warrants and direct deposit advices to employees in a manner that ensures that personal and confidential information contained on the warrants and direct deposit advices is protected from unauthorized access. The Department of Personnel Administration shall advise all departments, boards, offices, and other agencies and entities of state government of the requirements contained in this section.

SEC. 12.00. For the purposes of Article XIII B of the California Constitution, there is hereby established a state "appropriations limit" of ~~\$79,808,000,000~~ \$79,858,000,000 for the 2008-09 fiscal year.

Any judicial action or proceeding to attack, review, set aside, void, or annul the "appropriations limit" for the 2008-09 fiscal year shall be commenced within 45 days of the effective date of this act.

SEC. 12.30. There is hereby appropriated from the General Fund for transfer to the Special Fund for Economic Uncertainties by the Controller, upon order of the Director of Finance, an amount necessary to bring the balance of this special fund up to the amount stated in the 2008-09 Final Change Book for the 2008-09 fiscal year ending balance in the Special Fund for Economic Uncertainties. The amount so transferred shall be reduced by the amount of excess revenues subject to Section 2 of Article XIII B of the California Constitution, as determined by the Director of Finance.

*SEC. 12.32. (a) It is the intent of the Legislature that appropriations that are subject to Section 8 of Article XVI of the California Constitution be designated with the wording "Proposition 98." In the event these appropriations are not so designated, they may be designated as such by the Department of Finance, where that designation is consistent with legislative intent, within 30 days after notification in writing of the proposed designation to the chairpersons of the committees in

each house of the Legislature that consider appropriations and the Chairperson of the Joint Legislative Budget Committee, or within a lesser time that the chairperson of the joint committee, or his or her designee, determines.

(b) Pursuant to the Proposition 98 funding requirements established in Chapter 2 (commencing with Section 41200) of Part 24 of Division 3 of Title 2 of the Education Code, the total appropriations for Proposition 98 for the 2008-09 fiscal year are ~~\$41,943,000,000~~ \$41,943,000,000 or 42.5 percent of total General Fund revenues and transfers subject to the state appropriations limit. General Fund revenues appropriated for school districts are ~~\$27,540,946,000~~ \$37,535,042,000 or 38.0 percent of total General Fund revenues and transfers subject to the state appropriations limit. General Fund revenues appropriated for community college districts are \$4,301,706,000 or 4.4 percent of total General Fund revenues and transfers subject to the state appropriations limit. General Fund revenues appropriated for other state agencies that provide direct elementary and secondary level education, as defined in Section 41302.5 of the Education Code, are ~~\$106,248,000~~ \$106,252,000 or 0.1 percent of total General Fund revenues and transfers subject to the state appropriations limit.

SEC. 12.40. (a) Notwithstanding any other provision of law, not more than 10 percent of the amount apportioned to any local educational agency under the programs funded in this act that were funded in Item 6110-230-0001 of Section 2.00 of Senate Bill 160 of the 1999-2000 Regular Session, as introduced on January 8, 1999, may be expended by that recipient for the purposes of any other program for which the recipient is eligible for funding under those items, except that the total amount of funding allocated to the recipient under this item that is expended by the recipient for the purposes of any of those programs shall not exceed 115 percent of the amount of state funding allocated pursuant to the appropriations to that recipient for those programs in this act for the fiscal year. Notwithstanding any other provision of law, for the fiscal year, local educational agencies may also use this authority to provide the funds necessary to initiate a conflict resolution program pursuant to Chapter 2.5 (commencing with Section 32260) of Part 19 of Division 1 of Title 1 of the Education Code, and to continue to support following the three-to-five year state grant period.

(b) The education programs that are eligible for the flexibility provided in subdivision (a) included the following items: Items 6110-111-0001, 6110-122-0001, 6110-124-0001, 6110-150-0001, 6110-167-0001, 6110-181-0001, 6110-193-0001, 6110-209-0001, and 6110-224-0001 of Section 2.00.

(c) Notwithstanding any other provision of law, not more than 10 percent of the amount apportioned to any local educational agency from each of Items 6110-111-0001, 6110-122-0001, 6110-124-0001, 6110-167-0001, 6110-181-0001, 6110-193-0001, 6110-209-0001, and 6110-224-0001 may be expended by that recipient for programs in Items

6110-119-0001, 6110-128-0001, and 6110-203-0001 so that the total expended does not exceed 115 percent of the state funding for the programs in Items 6110-119-0001, 6110-128-0001, and 6110-203-0001 for the 2008-09 fiscal year.

(d) As a condition of receiving the funds provided for the programs identified in subdivision (b), local educational agencies shall report to the State Department of Education by October 15 of each year, on any amounts shifted between these programs pursuant to the flexibility provided in subdivision (a). The State Department of Education shall collect and provide this information to the Joint Legislative Budget Committee, chairpersons and vice chairpersons of the fiscal committees of each house of the Legislature for education, and the Department of Finance by February 1 of each year.

SEC. 12.60. It is the intent of the Legislature that education programs with voluntary participation be funded at statutorily authorized levels. Notwithstanding any other provision of law, the Controller, upon approval of the Director of Finance, shall transfer unobligated funds between any of the following voluntary participation programs to the extent needed to fully fund eligible participation. First priority for allocation of savings shall be given to the Cal-SAFE Program, Item 6110-198-0001. The Department of Finance shall notify the Joint Legislative Budget Committee of any transfers made under this section. The items between which the Controller may transfer funds pursuant to this section are the following: Items 6110-104-0001, 6110-113-0001, 6110-190-0001, 6110-195-0001, 6110-198-0001, 6110-211-0001, 6110-232-0001, and 6110-234-0001 of Section 2.00.

SEC. 13.00. (a) Notwithstanding any other provision of law, expenditures under Item 0160-001-0001 of Section 2.00 or any appropriation in augmentation of that item shall be exempt from Chapter 7 (commencing with Section 11700) of Part 1 of, and Article 2 (commencing with Section 13320) of Chapter 3 of Part 3 of, Division 3 of Title 2 of the Government Code, Division 2 (commencing with Section 1100) of the Public Contract Code, and subdivision (a) of Section 713 of Title 2 of the California Code of Regulations, and may be expended as set forth in the Governor's Budget, or for other purposes, including expenditures for the number of positions in various classifications authorized by the Joint Committee on Rules.

(b) Notwithstanding any other provision of law, the unencumbered balances as of June 30, 2009, of the appropriations made by Items 0160-001-0001 and 8840-001-0001 of Section 2.00 are reappropriated and shall be available for encumbrance until June 30, 2010, for the same programs and purposes for which appropriations for these items have been made by this act.

(c) Notwithstanding any other provision of law, all monies that are received as payment for the sale of services or personal property by the agency that have not been taken into consideration in the schedule of Item 0160-001-0001 of Section 2.00 or are in excess of the amount so taken into consideration are to be credited to that item and are hereby

appropriated in augmentation of that item for the same programs and purposes for which appropriations for that item have been made by this act.

(d) Notwithstanding any other provision of law, the Legislative Counsel Bureau may convert or reclassify positions in the bureau, as deemed appropriate by the Legislative Counsel, for inclusion, or redesignation, in the career executive assignment band, to the extent that the total number of positions in the career executive assignment band in the bureau does not exceed 3 percent of the positions in the bureau. Any position that is converted or reclassified shall not be subject to review or approval by the Department of Personnel Administration or State Personnel Board.

SFC. 14.00. (a) Notwithstanding any other provision of law, if the Director of Consumer Affairs determines in writing that there is insufficient cash in a special fund under the authority of a board, commission, or bureau of the Department of Consumer Affairs to make one or more payments currently due and payable, the director may order the transfer of moneys to that special fund, in the amount necessary to make the payment or payments, as a loan from a special fund under the authority of another board, commission, or bureau of the department. That loan shall be subject to all of the following conditions:

(1) No loan from a special fund shall be made that would interfere with the carrying out of the object for which the special fund was created.

(2) The loan shall be repaid as soon as there are sufficient moneys in the recipient fund to repay the amount loaned, but no later than a date 18 months after the date of the loan. Interest on the loan shall be paid from the recipient fund at the rate accruing during the loan period to moneys in the Pooled Money Investment Account.

(3) The amount loaned shall not exceed the amount that the appropriate board, commission, or bureau is statutorily authorized at the time of the loan to expend during the 2008–09 fiscal year from the recipient fund.

(4) The terms and conditions of the loan are approved, prior to the transfer of funds, by the Department of Finance pursuant to appropriate fiscal standards.

(b) (1) Notwithstanding any other provision of law, the Department of Consumer Affairs, during the 2008–09 fiscal year, may order the release of moneys from the clearing account in the Consumer Affairs Fund in an amount exceeding the amount advanced to the clearing account from a special fund within the department, as a loan to make one or more payments on behalf of that special fund that are currently due and payable. To the extent that the amount of moneys currently in the clearing account is insufficient to make the payment or payments on behalf of that special fund, the department may transfer additional moneys to the clearing account from any other special fund under the authority

of a board, commission, or bureau of the department to include in the loan. A loan made to a special fund under this subdivision shall be subject to all of the following conditions:

(A) The loan shall not be made if it would reduce the amount advanced to the clearing account from another special fund, or the amount contained in that special fund, as applicable, to an extent that would interfere with the carrying out of the object for which that special fund was created.

(B) The loan shall be repaid as soon as there are sufficient moneys in the recipient fund to repay the amount loaned, but no later than a date 60 days after the date of the loan.

(C) The amount loaned shall not exceed the amount that the appropriate board, commission, or bureau is statutorily authorized at the time of the loan to expend during the 2008-09 fiscal year from the recipient fund.

(2) For purposes of this subdivision, the "clearing account" in the Consumer Affairs Fund is the account established in that fund, consisting of moneys advanced from the various special funds within the department, from which the Department of Consumer Affairs pays operating and other expenses of each special fund in an amount ordinarily not exceeding the amount advanced from that special fund.

(c) The Director of Consumer Affairs shall provide a report by March 1, 2009, on all loans initiated or repayments made pursuant to subdivision (a) or (b) within the preceding fiscal year to the chairperson of the budget committee, and the chairperson of the appropriate legislative oversight committee, of each house of the Legislature.

(d) At least 10 days prior to initiating a loan to be made pursuant to subdivision (a) or (b), the Director of Consumer Affairs shall provide written notification to the Joint Legislative Budget Committee if either (1) any loan from any one fund exceeds \$200,000 or (2) the aggregate amount of loans from any one fund exceeds \$200,000.

SEC. 15.25. (a) Notwithstanding any other provision of law, the Director of Finance may adjust amounts in any item of appropriation in Section 2.00 resulting from changes in rates for data center services approved by the Technology Services Board in the 2008 or 2009 calendar year.

(b) The aggregate amount of General Fund appropriation increases provided under this section during the fiscal year may not exceed the aggregate amount of General Fund appropriation decreases.

(c) Within 30 days of making any adjustment pursuant to this section, the Department of Finance shall report the adjustment in writing to the Joint Legislative Budget Committee.

SEC. 17.00. The Budget Act of 2008 includes \$68,105,000 (\$17,374,000 from the General Fund, \$45,972,000 from federal funds, \$930,000 from special funds, and \$3,829,000 from reimbursements) for applicant state agencies, departments, boards, commissions, or other entities of state government in support of federal Health Insurance Portability and Accountability Act (HIPAA) of 1996 activities.

These funds are allocated to the following entities:

California Health and Human Services Agency	
General Fund.....	2,555,000
Reimbursements.....	867,000
Public Employees' Retirement System	
Special Funds.....	247,000
Office of Statewide Health Planning and Development	
Special Funds.....	111,000
Department of Aging	
General Fund.....	12,000
Reimbursements.....	12,000
Department of Alcohol and Drug Programs	
General Fund.....	783,000
Reimbursements.....	916,000
Department of Health Care Services	
General Fund.....	11,803,000
Federal Funds.....	45,912,000
Reimbursements.....	26,000
Department of Public Health	
Special Funds.....	551,000
Managed Risk Medical Insurance Board	
General Fund.....	27,000
Special Funds.....	21,000
Federal Funds.....	60,000
Department of Developmental Services	
General Fund.....	957,000
Reimbursements.....	869,000
Department of Mental Health	
General Fund.....	1,112,000
Reimbursements.....	1,139,000
Department of Veterans Affairs	
General Fund.....	125,000

SEC. 24.00. For each fiscal year, the donations and oil and mineral revenues from federal lands that are deposited in the State School Fund shall be divided between Sections A and B of the State School Fund, with 85 percent of these revenues to be credited to Section A of the fund exclusively for regular apportionments for school districts serving pupils in kindergarten or any of grades 1 to 12, inclusive, and 15 percent to Section B of the fund exclusively for community college district regular apportionments. The amounts accruing to the State School Fund under this section shall be disbursed fully before any General Fund transfers to Section A or B of the State School Fund are disbursed for regular apportionments.

SEC. 24.03. Notwithstanding any other provision of law, funds appropriated by Section 2.00, 8.50, 28.00, 28.50, or any other provision of this act may not be expended for the support of any program, network, or material, with the exception of instruction to pupils who are

identified as deaf or hearing impaired pursuant to paragraphs (3) and (5) of Section 300.8(c) of Title 34 of the Code of Federal Regulations, that promotes or uses reading instruction methodologies that emphasize contextual clues in lieu of fluent decoding.

SEC. 24.10. (a) Notwithstanding Section 1464 of the Penal Code or Section 41304 of the Education Code, the first \$1,626,000 received by the Driver Training Penalty Assessment Fund for the 2008--09 fiscal year shall be available for the purposes of Item 6110-001-0178 of Section 2.00. The amount retained by the Driver Training Penalty Assessment Fund for the purposes of Item 6110-001-0178 may be adjusted by the Department of Finance for actions pursuant to any section of this act.

(b) After moneys are retained by the Driver Training Penalty Assessment Fund pursuant to subdivision (a), the Controller shall transfer any remaining balances as follows: \$4,121,000 to the Victim-Witness Assistance Fund; \$9,800,000 to the Corrections Training Fund; and \$8,000,000 to the Peace Officers' Training Fund. Any remaining unallocated moneys in the Driver Training Penalty Assessment Fund shall be transferred to the General Fund.

SEC. 24.30. Notwithstanding any other provision of law, the Controller, upon the order of the Director of Finance, shall transfer sale and lease revenues received pursuant to Sections 17089 and 17089.2 of the Education Code, in an amount determined by the Department of Finance, from the State School Building Aid Fund to the General Fund.

SEC. 24.60. Each state entity receiving lottery funds shall annually report to the Governor and the Legislature on or before May 15 the amount of lottery funds that the entity received and the purposes for which those funds were expended in the prior fiscal year, including administrative costs. The State Department of Education shall report on behalf of K-12 entities. If applicable, the entity shall also report the amount of lottery funds received on the basis of adult education average daily attendance (ADA) and the amount of lottery funds expended for adult education.

SEC. 24.70. From the funds appropriated to the State Department of Education for local assistance, the department shall ensure that the expenditure of funds allocated to a local educational agency (LEA), through a contract between the department and the LEA or through a grant from the department to the LEA, shall be subject to the LEA's fiscal accountability policies and procedures. If it is necessary for the LEA to establish a separate entity to complete the work scope of the contract or grant, the fiscal accountability policies and procedures for that entity shall be the same as those of the LEA, or amended only with the approval of both the superintendent of schools of the LEA and a fiscal representative of the department designated by the Superintendent of Public Instruction. Further, the department shall have the authority to provide for an audit of the expenditures under the contract or grant between the department and the LEA to verify conformance with

appropriate fiscal accountability policies and procedures. The cost of the audit, if required, shall be charged to the audited contract or grant.

*SEC. 24.85. (a) Notwithstanding any other provision of law, the Director of Finance is authorized to reimburse General Fund expenditures for the purpose of offsetting the costs of the Home-to-School Transportation Program for the 2008-09 fiscal year from the Public Transportation Account. A sum not to exceed \$588,826,000 from the Public Transportation Account may be used to reimburse General Fund expenditures for the Home-to-School Transportation Program. The total reimbursement shall not reduce the balance in the Public Transportation Account below a prudent reserve as determined by the Director of Finance.

(b) It is not the intent of the Legislature in enacting this section to provide additional expenditure authority to state programs.

(c) Funds provided from the Public Transportation Account for this purpose are derived from the sales tax on fuels and are dedicated to mass transportation purposes pursuant to Section 99310.5 of the Public Utilities Code. The Legislature hereby finds that transporting students to schools is a component of the state's mass transportation program.

SEC. 25.25. Notwithstanding any other provision of law, a sum not to exceed \$16,446,000 is appropriated from various special and nongovernmental cost funds and reimbursements to the Controller for payment of costs to support the replacement of the existing automated human resource/payroll systems known as the 21st Century Project. The Controller shall assess these funds in sufficient amounts to pay for the authorized 21st Century Project costs that are attributable to such funds pursuant to Section 12432 of the Government Code. Assessments in support of the expenditures for the 21st Century Project shall be made quarterly and the total amount assessed from these funds in the 2008-09 fiscal year shall not exceed the total expenditures incurred by the Controller for the 21st Century Project that are attributable to those funds in the 2008-09 fiscal year.

SEC. 25.50. Notwithstanding any other provision of law, an amount not to exceed \$834,000 is hereby appropriated from various funds to the Controller, as specified below, for reimbursement of costs for the ongoing maintenance and support of the Apportionment Payment System:

0046	Public Transportation Account	\$ 18,000
0062	Highway Users Tax Account	286,000
0064	Motor Vehicle License Fee Account	16,000
0330	Local Revenue Fund	94,000
0877	DMV Local Agency Collection Fund	2,000
0932	Trial Court Trust Fund	164,000
0965	Timber Tax Fund	1,000
0969	Public Safety Account	253,000
	Total, All Funds	\$834,000

The Controller shall assess these funds for the costs of the Apportionment Payment System because apportionment payments in excess of \$10,000,000 are made annually from these funds. Assessments in support of the expenditures for the Apportionment Payment System shall be made monthly, and the total amount assessed from these funds may not exceed the total expenditures incurred by the Controller for the Apportionment Payment System for the 2008–09 fiscal year.

SBC. 26.00. (a) It is the intent of the Legislature, in enacting this section, to provide flexibility for the administrative approval of intraschedule transfers within individual items of appropriation in those instances where the transfers are necessary for the efficient and cost-effective implementation of the programs, projects, and functions funded by this act. No transfer shall be authorized under this section to either eliminate any program, project, or function, except when implementation is found to be no longer feasible in light of changing circumstances or new information, or establish any new program, project, or function.

(b) The Director of Finance may, pursuant to a request by the officer, department, division, bureau, board, commission, or other agency to which an appropriation is made by this act, authorize the augmentation of the amount available for expenditure in any schedule set forth for that appropriation, by making a transfer from any of the other designated programs, projects, or functions within the same schedule. No intraschedule transfer may be made under this section to fund any capital outlay purpose, regardless of whether budgeted in a capital outlay or a local assistance appropriation. Upon the conclusion of the 2008–09 fiscal year, the Director of Finance shall furnish the chairpersons of the committees in each house of the Legislature that consider appropriations and the State Budget, and the Chairperson of the Joint Legislative Budget Committee, with a report on all authorizations given pursuant to this section during that fiscal year.

(c) Intraschedule transfers of the amounts available for expenditure for a program, project, or function designated in any line of any schedule set forth for that appropriation by transfer from any of the other designated programs, projects, or functions within the same schedule shall not exceed, during any fiscal year:

- (1) 20 percent of the amount so scheduled on that line for those appropriations made by this act that are \$2,000,000 or less.
- (2) \$400,000 of the amount so scheduled on that line for those appropriations made by this act that are more than \$2,000,000 but equal to or less than \$4,000,000.
- (3) 10 percent of the amount so scheduled on that line for those appropriations made by this act that are more than \$4,000,000.
- (4) The Department of Transportation Highway Program shall be limited to a schedule change of 10 percent.

(d) Any transfer in excess of \$200,000 may be authorized pursuant to this section not sooner than 30 days after notification in writing of the necessity therefor is provided to the chairpersons of the committees in

each house of the Legislature that consider appropriations and the Chairperson of the Joint Legislative Budget Committee, or not sooner than whatever lesser time the Chairperson of the Joint Legislative Budget Committee, or his or her designee, may in each instance determine.

(e) Any transfer in excess of the limitations provided in subdivision (c) may be authorized not sooner than 30 days after notification in writing of the necessity to exceed the limitations is provided to the chairpersons of the committees in each house of the Legislature that consider appropriations and the Chairperson of the Joint Legislative Budget Committee or his or her designee, may in each instance determine.

SEC. 28.00. (a) It is the intent of the Legislature in enacting this section to provide flexibility for administrative approval of augmentations for the expenditure of unanticipated federal funds or other nonstate funds in cases that meet the criteria set forth in this section. However, this section does not provide an alternative budget process, and proposals for additional spending ordinarily should be considered in the annual State Budget or other state legislation. Specifically, augmentations for items which the administration had knowledge to include in its 2008–09 budget plan should not be submitted through the process provided by this section. Augmentations for items which can be deferred to 2009–10 should be included in the administration's 2009–10 budget proposals.

(b) The Director of Finance may authorize the augmentation of the amount available for expenditure for any program, project, or function in the schedule of any appropriation in this act or any additional program, project, or function equal to the amount of any additional, unanticipated funds that he or she estimates will be received by the state during the 2008–09 fiscal year from any agency of local government or the federal government, or from any other nonstate source, provided that the additional funding meets all of the following requirements:

(1) The funds will be expended for a purpose that is consistent with state law.

(2) The funds are made available to the state under conditions permitting their use only for a specified purpose, and the additional expenditure proposed under this section would apply to that specified funding purpose.

(3) Acceptance of the additional funding does not impose on the state any requirement to commit or expend new state funds for any program or purpose.

(4) The need exists to expend the additional funding during the 2008–09 fiscal year.

(c) In order to receive consideration for an augmentation, an agency shall either (1) notify the director within 45 days of receiving official notice of the availability of additional, unanticipated funds, or (2) explain in writing to the director why that notification was infeasible or impractical. In either case, the recipient agency shall provide the director a copy of the official notice of fund availability.

(d) The director also may reduce any program, project, or function whenever he or she determines that funds to be received will be less than the amount taken into consideration in the schedule.

(e) Any augmentation or reduction that exceeds either (1) \$400,000 or (2) 10 percent of the amount available for expenditure in the affected program, project, or function may be authorized not sooner than 30 days after notification in writing of the necessity therefor is provided to the chairpersons of the committees in each house of the Legislature that consider appropriations, the chairpersons of the committees, and the appropriate subcommittees, in each house of the Legislature that consider the State Budget, and the Chairperson of the Joint Legislative Budget Committee, or not sooner than whatever lesser time the Chairperson of the Joint Legislative Budget Committee, or his or her designee, may in each instance determine. With regard to any proposed augmentation, the notification shall state the basis for the determination by the director that the augmentation meets each of the requirements set forth in subdivisions (b) and (c). This notification shall include the date that the recipient department received official notice of the additional funds, and a copy of the agency's written explanation if a 45-day notice was not provided to the director. This notification requirement does not apply to federal funds related to caseload increases in Medi-Cal, California Work Opportunity and Responsibility to Kids (CalWORKs), and Supplemental Security Income/State Supplementary Program (SSI/SSP).

(f) Any personnel action that is dependent on funds subject to this section shall not be effective until after the provisions of this section have been complied with. Any authorization made pursuant to this section shall remain in effect for the period the director may determine in each instance, but in no event after June 30, 2009.

SEC. 28.50. (a) Except as otherwise provided by law, an officer, department, division, bureau, or other agency of the state may expend for the 2008-09 fiscal year all moneys received as reimbursement from another officer, department, division, bureau, or other agency of the state that has not been taken into consideration by this act or any other statute, upon the prior written approval of the Director of Finance. The Department of Finance may also reduce any reimbursement amount and related program, project, or function amount if funds received from another officer, department, division, bureau, or other agency of the state will be less than the amount taken into consideration in the schedule.

(b) For any expenditure of reimbursements or any transfer for the 2008-09 fiscal year that exceeds \$200,000, the Director of Finance shall provide notification in writing of any approval granted under this section, not less than 30 days prior to the effective date of that approval, to the chairpersons of the committees in each house of the Legislature that consider appropriations, the chairpersons of the committees and the appropriate subcommittees in each house of the Legislature that consider the State Budget, and the Chairperson of the Joint Legislative

Budget Committee, or not sooner than whatever lesser time the Chairperson of the Joint Legislative Budget Committee, or his or her designee, may in each instance determine. Increases to reimbursements are not reportable under this section if the funding for the other officer, department, division, bureau, or other agency of the state providing the reimbursement has already been approved by the Legislature. These adjustments are considered technical in nature and are authorized in Section 1.50.

SEC. 29.00. The Department of Finance shall calculate and publish a listing of total personnel-years and estimated salary savings for each department and agency. These listings shall be published by the Department of Finance at the same time as the publication of (a) the Governor's Budget, (b) the May Revision, and (c) the Final Change Book.

(a) The listing provided at the time of the publication of the Governor's Budget shall contain estimates of personnel-years for the prior year, current year, and budget year.

(b) The listing provided at the time of publication of the May Revision shall contain estimates of personnel-years proposed for the budget year.

(c) The listing provided at the time of the publication of the Final Change Book shall contain estimates of personnel-years for the fiscal year just enacted.

SEC. 30.00. Section 13340 of the Government Code is amended to read:

13340. (a) Except as provided in subdivision (b), on and after July 1, 2009, no moneys in any fund that, by any statute other than a Budget Act, are continuously appropriated without regard to fiscal years, may be encumbered unless the Legislature, by statute, specifies that the moneys in the fund are appropriated for encumbrance.

(b) Subdivision (a) does not apply to any of the following:

(1) The scheduled disbursement of any local sales and use tax proceeds to an entity of local government pursuant to Part 1.5 (commencing with Section 7200) of Division 2 of the Revenue and Taxation Code.

(2) The scheduled disbursement of any transactions and use tax proceeds to an entity of local government pursuant to Part 1.6 (commencing with Section 7251) of Division 2 of the Revenue and Taxation Code.

(3) The scheduled disbursement of any funds by a state or local agency or department that issues bonds and administers related programs for which funds are continuously appropriated as of June 30, 2009.

(4) Moneys that are deposited in proprietary or fiduciary funds of the California State University and that are continuously appropriated without regard to fiscal years.

(5) The scheduled disbursement of any motor vehicle license fee revenues to an entity of local government pursuant to the Vehicle Li-

cense Fee Law (Part 5 (commencing with Section 10701) of Division 2 of the Revenue and Taxation Code).

SFC. 31.00. (a) The appropriations made by this act shall be subject, unless otherwise provided by law, to Section 13320 and Article 2.5 (commencing with Section 13332) of Chapter 3 of Part 3 of Division 3 of Title 2 of the Government Code, requiring expenditures to be made in accordance with the allotments and other provisions of fiscal year budgets approved by the Department of Finance.

(b) The fiscal year budgets shall authorize, in the manner that the Department of Finance shall prescribe, all established positions whose continuance for the year is approved and all new positions. No new position shall be established unless authorized by the Department of Finance on the basis of work program and organization.

(c) The Department of Finance shall, for a period of not less than two years, keep and preserve documentation concerning (1) the authorization of any position not authorized for that fiscal year by the Legislature and (2) any reclassification to a position with a minimum step per month of \$6,808, which is equivalent to the top step of the Staff Services Manager II (Managerial) classification as of July 1, 2008. The department may use electronic means to keep and preserve this documentation.

(d) It is the intent of the Legislature that all positions administratively established pursuant to this section that are intended by the administration to be ongoing be submitted to the Legislature for approval through the regular budget process as soon as possible. All positions administratively established pursuant to this section during the 2008-09 fiscal year shall terminate on June 30, 2009, except for those positions that have been (1) approved by the Legislature as part of the regular budget process for the 2009-10 fiscal year as new positions, or (2) approved by the Department of Finance after the 2009-10 Governor's Budget submission to the Legislature and subsequently reported to the Legislature prior to July 1, 2009. The positions identified in (2) above may be reestablished by the Department of Finance during the 2009-10 fiscal year, provided that these positions are shown in the Governor's Budget for the 2010-11 fiscal year as submitted to the Legislature, and provided that these positions do not result in the reestablishment of positions deleted by the Legislature through the budget process for the 2009-10 fiscal year. The Department of Finance will notify the Legislature within 30 days of the reestablishment of positions approved in the 2009-10 fiscal year pursuant to (2) above.

(e) Moneys appropriated in the 2008-09 fiscal year may be expended for increases in salary ranges or any other employee compensation action only if appropriated for that purpose, or if the Department of Finance certifies to the salary and other compensation-setting authority, prior to the adoption of the action, that funds are available to pay the increased salary or employee compensation resulting from the action. Prior to certification, the Department of Finance shall determine whether the increase in salary range or employee compensation action

will require supplemental funding in the 2009–10 fiscal year. If the Department of Finance determines that supplemental funding will be required, the department may certify only if it notifies in writing, at least 30 days before, the chairpersons of the committees in each house of the Legislature that consider appropriations and the Chairperson of the Joint Legislative Budget Committee, or a lesser time which the chairperson of the joint committee, or his or her designee, determines.

(f) A certification on a payroll claim that expenditures therein are in accordance with current budgetary provisions as approved by the Department of Finance shall be sufficient evidence to the Controller that these expenditures comply with this section.

SEC. 32.00. (a) The officers of the various departments, boards, commissions, and institutions, for whose benefit and support appropriations are made in this act, are expressly forbidden to make any expenditures in excess of these appropriations. Any indebtedness attempted to be created against the state in violation of this section shall be null and void, and shall not be allowed by the Controller nor paid out of any state appropriation.

(b) Any member of a department, board, commission, or institution who shall vote for any expenditure, or create any indebtedness against the state in excess of the respective appropriations made by this act shall be liable both personally and on his or her official bond for the amount of the indebtedness, to be recovered in any court of competent jurisdiction by the person or persons, firm, or corporation to which the indebtedness is owing. Notwithstanding the foregoing or any other provision of law, a person may not be held personally liable for the amount of any indebtedness created by an expenditure in excess of an appropriation made by this act if all of the following occur: (1) the expenditure is in response to increases in enrollment, population, or caseload by the State Department of Social Services, the Department of Corrections and Rehabilitation, the State Department of Developmental Services, the State Department of Mental Health, the State Department of Health Care Services, or the State Department of Public Health; (2) that expenditure is incurred no sooner than 30 days after the Director of Finance provides written notification of its necessity to the Chairperson of the Joint Legislative Budget Committee; and (3) if the chairperson does not advise in response that the expenditure shall not occur. The director's notification shall include a certification of any amounts required by enrollment, population, or caseload, rather than management decisions or policy changes.

(c) Neither subdivision (a) nor (b) applies to the expenditure of moneys to fund continuous appropriations, including appropriations made in the California Constitution, and federal laws mandating the expenditure of funds.

SEC. 33.00. If any item of appropriation in this act is vetoed, eliminated, or reduced by the Governor under Section 10 of Article IV of the California Constitution, while approving portions of this act, such veto, elimination, or reduction shall not affect the other portions

of this act, and these other portions of this act, so approved, shall have the same effect in law as if any vetoed or eliminated items of appropriation had not been present in this act, and as if any reduced item of appropriation had not been reduced.

SEC. 34.00. If any portion of this act is held unconstitutional, that decision shall not affect the validity of any other portion of this act. The Legislature hereby declares that it would have passed this act, and each portion thereof, irrespective of the fact that any other portion be declared unconstitutional.

*SEC. 35.20. If legislation is enacted amending Section 13302 of the Government Code to allow the accrual of tax payments due more than two months after the close of the fiscal year for transactions occurring in the prior fiscal year, the Department of Finance shall provide guidance pursuant to Section 13310 of the Government Code with respect to the methodology to be employed in determining accruals and the timing of implementation of any changes in tax accrual practices. This change to accrual treatment of corporation and franchise tax payments and all of the change to the treatment of personal income tax payments shall apply to the 2007-08 fiscal year.

SEC. 35.50. (a) For purposes of paragraph (1) of subdivision (f) of Section 10, and subdivision (f) of Section 12, of Article IV of the California Constitution, "General Fund revenues" means the total resources available to the General Fund for a fiscal year before any transfer to the Budget Stabilization Account.

(b) For purposes of subdivision (f) of Section 12 of Article IV of the California Constitution, "all appropriations from the General Fund for that fiscal year" shall not include any transfer to the Budget Stabilization Account to retire Economic Recovery Bonds because that amount is reflected in the "amount of any General Fund moncoys transferred to the Budget Stabilization Account."

(c) For purposes of subdivision (f) of Section 12 of Article IV of the California Constitution, the estimate of General Fund revenues for the 2008-09 fiscal year pursuant to this act, as passed by the Legislature, is ~~\$106,355,000,000~~ \$105,990,000,000.

(d) For purposes of subdivision (b) of Section 20 of Article XVI of the California Constitution, General Fund revenues shall be defined as revenues and transfers before any transfer to the Budget Stabilization Account, excluding any proceeds from Economic Recovery Bonds, as estimated in the enacted State Budget.

SEC. 35.60. (a) Whenever the Director of Finance determines that there is a shortfall in the General Fund reserve, the director shall order the transfer from the Budget Stabilization Account to the General Fund the amount determined by the Director of Finance to be sufficient to ensure there is a prudent General Fund reserve. Upon receipt of the order from the Director of Finance, the Controller shall make the transfer in the amount ordered.

(b) The Director of Finance shall notify the Chairperson of the Joint Legislative Budget Committee and the chairpersons of the committees

of each house of the Legislature that consider appropriations not more than 15 days after ordering the transfer pursuant to this section.

SEC. 35.80. (a) Notwithstanding Sections 84320, 84321, and 84321.5 of the Education Code and any other provisions of law that cover the regulations adopted by the Chancellor of the California Community Colleges to disburse funds, payment of apportionments to districts pursuant to Sections 84320, 84321, and 84321.5 of the Education Code for January, February, and March shall be deferred to April, May, and June, respectively. The total amount of these apportionment payments deferred for the months of January, February, and March combined shall be \$245,000,000.

(b) Notwithstanding any other provision of law, the state shall defer \$2,800,000,000 in disbursements for K-12 local educational agencies from February to April. The disbursement changes shall be made in the following manner:

(1) Notwithstanding paragraph (3) of subdivision (a) of Section 14041 of the Education Code, one half of the payment to be made in February pursuant to paragraph (3) of subdivision (a) of Section 14041 of the Education Code shall be made in February, with the other half paid in April.

(2) The remaining deferral shall be made from Item 6110-234-0001 of Section 2.00. The deferred funds from that item shall be allocated no sooner than April 20, 2009.

(c) The Director of Finance may exempt from a payment deferral made pursuant to subdivision (a) or (b) an entity that submits documentation to the Director of Finance establishing to his or her satisfaction that the entity would experience a resulting hardship. The entity shall submit documentation to the Department of Finance not later than November 1, 2008.

(d) This section shall apply to payments in the 2008-09 fiscal year only.

SEC. 36.00. This act, inasmuch as it provides for appropriations for the usual and current expenses of the state, shall, under the provisions of Section 8 of Article IV of the California Constitution, take effect immediately.

SEC. 37.00. 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:

This act makes appropriations and contains related provisions for support of state and local government for the 2008-09 fiscal year and provides for capital outlay appropriations in continuance of existing programs and to promote and sustain the economy of the state. It is imperative that these appropriations be made available for expenditure not later than July 1, 2008. It is therefore necessary that this act go into immediate effect.

INDEX BY BUDGET TITLE

SFC. 99.00. The following provides an index to the appropriations and related provisions of this act, by organization in alphabetical order, with the code number of the affected organization. The organization code is the first four numbers of any item number in this act. For ease of reference, the appropriation items in this act are organized in numerical order, and all of the appropriation items for any one organization are adjacent to one another.

Department	Organization Code
"A"	
Administrative Law, Office of	8910
Aging, Commission on	4180
Aging, Department of	4170
Agricultural Labor Relations Board	7300
Air Resources Board, State	3900
Alcohol and Drug Programs, Department of	4200
Alcoholic Beverage Control, Department of	2100
Alcoholic Beverage Control Appeals Board	2120
Alfred E. Alquist Seismic Safety Commission	1690
Alternative Energy and Advanced Transportation Financing Authority, California	0971
Arts Council, California	8260
Assembly	0120
Audits, Bureau of State	8855
"B"	
Baldwin Hills Conservancy	3835
Boards. See subject (e.g., Air Resources, Control, etc.)	
Boating and Waterways, Department of	3680
Business, Transportation and Housing, Secretary of...	0520
"C"	
Capital Outlay Planning and Studies Funding	9860
Career Resource Network, California	6330
Chief Information Officer, Office of the	0502
Child Support Services, Department of	5175
Chiropractic Examiners, Board of	8500
Citizens' Compensation Commission, California	8385
Coachella Valley Mountains Conservancy	3850
Coastal Commission, California	3720
Coastal Conservancy, State	3760

Department	Organization Code
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Community Colleges, Board of Governors of the California.....	6870
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Consumer Affairs-Bureaus, Programs, and Divisions, Department of.....	1111
Consumer Affairs-Regulatory Boards, Department of.....	1110
Contingencies or Emergencies, Augmentation for.....	9840
Contingencies or Emergencies, Loans for.....	9850
Contributions to. See subject (e.g., Judges' Retirement, Teachers' Retirement, etc.)	
Controller, State.....	0840
Corporations, Department of.....	2180
Corrections and Rehabilitation, Department of.....	5225
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"D"

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Debt Limit Allocation Committee, California.....	0959
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Developmental Disabilities, State Council on.....	4100
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"E"

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Electricity Oversight Board.....	8770
Emergency Medical Services Authority.....	4120
Emergency Services, Office of.....	0690
Employee Compensation, Augmentation for.....	9800
Employment Development Department.....	7100
Energy Resources Conservation and Development Commission.....	3360
Environmental Health Hazard Assessment, Office of.....	3980
Environmental Protection, Secretary for.....	0555
Equalization, State Board of.....	0860

Department	Organization Code
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“F”	
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Fair Employment and Housing, Department of.....	1700
Fair Political Practices Commission.....	8620
Finance, Department of.....	8860
Financial Information System for California.....	8880
Financial Institutions, Department of.....	2150
Fish and Game, Department of.....	3600
Food and Agriculture, Department of.....	8570
Forestry and Fire Protection, Department of.....	3540
Franchise Tax Board.....	1730
“G”	
Gambling Control Commission, California.....	0855
General Services, Department of.....	1760
Golden State Tobacco Securitization Corporation.....	9612
Governor’s Office.....	0500
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Hastings College of the Law.....	6600
Health Facilities Financing Authority, California.....	0977
Health and Human Services, Secretary for California.....	0530
Health and Dental Benefits for Annuitants.....	9650
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"L"

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Legislative Analyst, Office of the	0130
Legislative Counsel Bureau	0160
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INDEX FOR CONTROL SECTIONS

SFC. 99.50. The following is an index to the general sections of this act. These sections serve to define terms and identify restrictions concerning the appropriations contained in this act.

- 1.00 Budget Act Citation
- 1.50 Intent and Format
- 1.80 Availability of Appropriations
- 2.00 Items of Appropriation
- 3.00 Defines Purposes of Appropriations
- 3.50 Benefit Charges Against Salaries and Wages
- 3.60 Contribution to Public Employees' Retirement Benefits
- 4.01 Employee Compensation Savings
- 4.07 Unallocated General Fund Reduction
- 4.11 Establishing New Positions
- 4.20 Contribution to Public Employees' Contingency Reserve Fund
- 4.30 Lease-Revenue Payment Adjustments
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