AMENDED IN SENATE JUNE 24, 2003

AMENDED IN SENATE JUNE 23, 2003

ASSEMBLY BILL No. 1769

Introduced by ~~Committee on Budget (Oropeza (Chair), Bermudez, Chan, Chu, Diaz, Dutra, Dymally, Goldberg, Hancock, Jackson, Liu, Montanez, Nakano, Pavley, Reyes, Simitian, and Wolk)~~
Assembly Member Oropeza

March 11, 2003

An act ~~relating to the Budget Act of 2003~~ *making appropriations for the support of the government of the State of California and for several public purposes in accordance with the provisions of Section 12 of Article IV of the Constitution of the State of California, and declaring the urgency thereof, to take effect immediately* .

LEGISLATIVE COUNSEL'S DIGEST

AB 1769, as amended, Oropeza. 2003–04 Budget Act.

This bill would make appropriations for support of state government for the 2003–04 fiscal year.

This bill would become operative only if it and AB 1766 both are enacted and become effective and if AB 1766 enacts a temporary ~~$0.05~~ *half-percent* sales tax increase to finance the deficit occurring in the 2003–04 fiscal year.

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

Vote: ⅔. Appropriation: yes. Fiscal committee: yes. State-mandated local program: no.

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

~~SECTION 1. It is the intent of the Legislature to enact statutory changes relating to the Budget Act of 2003.~~

SECTION 1.00. This act shall be known and may be cited as the "Budget Act of 2003."

SEC. 1.50. (a) In accordance with Section 13338 of the Government Code, as added by Chapter 1284, Statutes of 1978, and as amended by Chapter 1286, Statutes of 1984, it is the intent of the Legislature that this act utilize a coding scheme compatible with the Governor's Budget and the records of the Controller, and provide for the appropriation of federal funds received by the state and deposited in the State Treasury.

(b) Essentially, the format and style are as follows:

(1) Appropriation item numbers have a code which is common to all the state's fiscal systems. The meaning of this common coded item number is as follows:

2720—Organization Code (this code represents the California Highway Patrol)

001—Reference Code (first appropriation for a particular fund for support of each department)

0044—Fund Code (Motor Vehicle Account, State Transportation Fund)

(2) Appropriation items are organized in organization code order as reflected in the Governor's Budget.

(3) All the appropriation items, reappropriation items, and reversion items, if any, for each department or entity are adjacent to one another.

(4) Federal funds received by the state and deposited in the State Treasury are appropriated in separate items.

(c) The Department of Finance may authorize revisions to the codes used in this act in order to provide compatibility between the codes used in this act and those used in the Governor's Budget and in the records of the State Controller.

(d) Notwithstanding any other provision of this act, the Department of Finance may revise the schedule of any appropriation made in this act where the revision is of a technical nature and is consistent with legislative intent. These revisions may include, but shall not be limited to, the substitution of category for program or program for category limitations, the proper categorization of allocated administration costs and cost recoveries, the distribution of any unallocated amounts within an appropriation and the adjustment of schedules to facilitate departmental accounting operations, including the elimination of categories providing for amounts payable from other items or other appropriations and the distribution of unscheduled amounts to programs or categories. These revisions shall include a certification that the revisions comply with the intent and limitation of expenditures as appropriated by the Legislature.

(e) Notwithstanding any other provision of this act, when the Department of Finance, pursuant to subdivision (d), approves the schedule or revision of any appropriation relating to the elimination of amounts payable, the language authorizing the transfer shall also be eliminated.

SEC. 2.00. (a) The following sums of money and those appropriated by any other sections of this act, or so much thereof as may be necessary unless otherwise provided herein, are hereby appropriated for the use and support of the State of California for the 2003–04 fiscal year beginning July 1, 2003, and ending June 30, 2004. All of these appropriations, unless otherwise provided herein, shall be paid out of the General Fund in the State Treasury.

(b) Appropriations and reappropriations for capital outlay, unless otherwise provided herein, shall be available for expenditure during the 2003–04, 2004–05 and 2005–06 fiscal years, except that appropriations and reappropriations for studies, preliminary plans, working drawings, or minor capital outlay, except as provided herein, shall be available for expenditure only during the 2003–04 fiscal year. In addition, the balance of every appropriation or reappropriation made in this act that contains funding for construction that has not been allocated, through fund transfer or approval to proceed to bid, by the Department of Finance on or before June 30, 2004, except as provided herein, shall revert as of that date to the fund from which the appropriation was made.

(c) Whenever by constitutional or statutory provision the revenues or receipts of any institution, department, board, bureau, commission, officer, employee, or other agency, or any moneys in any special fund created by law therefor, are to be used for salaries, support or any proper purpose, expenditures shall be made therefrom for any such purpose only to the extent of the amount therein appropriated, unless otherwise stated herein, or authorized pursuant to Section 11006 of the Government Code.

(d) Appropriations for purposes not otherwise provided for herein that have been heretofore made by any existing constitutional or statutory provision shall continue to be governed thereby.

LEGISLATIVE/JUDICIAL/EXECUTIVE

Legislative

Item		Amount
0110-001-0001—For support of Senate		87,293,000
Schedule:		
(1) 101001-Salaries of Senators	4,800,000	
(2) 317295-Mileage	10,000	
(3) 317292-Expenses	1,320,000	
(4) 500004-Operating Expenses	80,331,000	
(5) 317296-Automotive Expenses	832,000	

Provisions:

1. The funds appropriated in Schedule (4) are for operating expenses of the Senate, including personal services for officers, clerks, and all other employees, and legislative committees thereof composed in whole or in part of Members of the Senate, and for support of joint expenses of the Legislature, to be transferred by the Controller to the Senate Operating Fund.
2. The funds appropriated in Schedule (5) are for operating expenses of the Senate relating to the purchase, maintenance, repair, insurance, and other

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costs of operating automobiles for the use of Members of the Senate, to be transferred by the Controller to the Senate Operating Fund.

3. The funds appropriated in Schedules (1), (2), (3), and (5) may be transferred to or from the Senate Operating Fund.

0120-011-0001—For support of Assembly 118,455,000

Schedule:

(1) 101001-Salaries of Assembly Members 9,479,000

(2) 317295-Mileage 8,000

(3) 317292-Expenses 2,496,000

(4) 500004-Operating Expenses.....105,888,000

(5) 317296-Automotive Expenses..... 584,000

Provisions:

1. The funds appropriated in Schedule (4) are for operating expenses of the Assembly, including personal services for officers, clerks, and all other employees, and legislative committees thereof composed in whole or in part of Members of the Assembly, and for support of joint expenses of the Legislature, to be transferred by the Controller to the Assembly Operating Fund.

2. The funds appropriated in Schedule (5) are for operating expenses of the Assembly relating to the lease, maintenance, repair, insurance, and other costs of operating automobiles for the use of Members of the Assembly, to be transferred by the Controller to the Assembly Operating Fund.

3. The funds appropriated by Schedules (1), (2), (3), and (5) may be transferred to or from the Assembly Operating Fund.

0130-021-0001—For support of Office of the Legislative Analyst..... 0

Schedule:

(1) Expenses of the Office of the Legislative Analyst 5,673,000

(2) Transferred from Item 0110-001-0001 ..... –2,836,000

(3) Transferred from Item 0120-011-0001 ..... –2,837,000

Provisions:

1. The funds appropriated in Schedule (1) are for the expenses of the Office of the Legislative Analyst and of the Joint Legislative Budget Committee for

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any charges, expenses, or claims either may incur, available without regard to fiscal years, to be paid on certification of the Chairperson of the Joint Legislative Budget Committee.

2. Funds identified in Schedules (2) and (3) may be transferred from the Senate Operating Fund, by the Senate Committee on Rules, and the Assembly Operating Fund, by the Assembly Committee on Rules.

0160-001-0001—For support of Legislative Counsel Bureau 77,491,000

Schedule:

(1) Support 77,622,000

(2) Reimbursements ..... –131,000

Judicial

0250-001-0001—For support of Judiciary ..... ~~284,034,000~~ *280,490,000*

Schedule:

(1) 10-Supreme Court ..... ~~38,290,000~~ *38,000,000*

(2) 20-Courts of Appeal ..... ~~174,340,000~~ *170,960,000*

(3) 30-Judicial Council 79,019,000

(4) 50-Habeas Corpus Resource Center 10,361,000

(5) 97.20.001-Unallocated Reduction... –8,500,000

(6) Reimbursements ..... –3,152,000

(7) Amount payable from the Motor Vehicle Account, State Transportation Fund (Item 0250-001-0044)... –135,000

(8) Amount payable from the Court Interpreters' Fund (Item 0250-001-0327) ..... –84,000

(9) Amount payable from the Federal Trust Fund (Item 0250-001-0890). –2,435,000

(10) Amount payable from the Appellate Court Trust Fund (Item 0250-001-3060) ..... ~~–3,670,000~~ *–3,544,000*

Provisions:

1. Notwithstanding Section 26.00 of this act, the funds appropriated or scheduled in this item may be allocated or reallocated among categories by order of the Judicial Council.

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2. Of the funds appropriated in this item, $200,000 is available for reimbursement to the Attorney General, or for hiring outside counsel, for prelitigation and litigation fees and costs, including any judgment, stipulated judgment, offer of judgment or settlement. This amount is for use in connection with (a) matters arising from the actions of appellate courts, appellate court bench officers, or appellate court employees; (b) matters arising from the actions of the Judicial Council, council members or council employees or agents; (c) matters arising from the actions of the Administrative Office of the Courts or its employees; or (d) employment litigation arising from the actions of trial courts, trial court bench officers, or trial court employees. Either the state or the Judicial Council must be named as a defendant or alleged to be the responsible party. Any funds not used for this purpose shall revert to the General Fund.
3. Notwithstanding any other provision of law, up to $5,000,000 appropriated in this item may be transferred to Item 0250-101-0001 by the Controller at the request of the Administrative Office of the Courts, to cover any short-term cashflow issues that occur. Any funds transferred shall be repaid to this item from Item 0250-101-0001. The Judicial Council shall notify the Department of Finance and the Joint Legislative Budget Committee when any transfer is made pursuant to this provision, and upon repayment of the transfer.
4. The funds appropriated by Schedule (4) shall be available for costs associated directly or indirectly with the California Habeas Corpus Resource Center (CHCRC). The CHCRC shall report to the Legislature and the Department of Finance on September 1, 2003, and April 1, 2004, on expenditures, specifically detailing personal services expenditures, and operating expenses and equipment expenditures.
5. Notwithstanding any other provision of law, upon approval and order of the Department of Finance, the amount appropriated in this item shall be reduced by the amount transferred in Item 0250-011-0001 to provide adequate resources to the Judicial Branch Workers' Compensation Fund to pay workers' compensation claims for judicial

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branch employees and administrative costs pursuant to Section 68114.10 of the Government Code.

0250-001-0044—For support of Judiciary, for payment to Item 0250-001-0001, payable from the Motor Vehicle Account, State Transportation Fund..... 135,000

0250-001-0327—For support of Judiciary, for payment to Item 0250-001-0001, payable from the Court Interpreters' Fund 84,000

0250-001-0890—For support of Judiciary, for payment to Item 0250-001-0001, payable from the Federal Trust Fund..... 2,435,000

0250-001-3037—For support of Judiciary, payable from the State Court Facilities Construction Fund..... 10,752,000

Schedule:

(1) 30-Judicial Council 10,752,000

0250-001-3060—For support of Judiciary, for payment to Item 0250-001-0001, payable from the Appellate Court Trust Fund ..... ~~3,670,000~~ *3,544,000*

0250-003-0001—For support of Judiciary for rental payments on lease revenue bonds 1,018,000

Schedule:

(1) Base Rental and Fees 1,011,000

(2) Insurance 7,000

Provisions:

1. The funds appropriated in this item shall be made available for costs associated with rental payments on lease revenue bonds for the Courts of Appeal, 4th District, Division 2, in Riverside, California.
2. The Controller shall transfer funds appropriated in this item according to a schedule to be provided 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.

0250-011-0001—For transfer, upon order of the Director of Finance, to the Judicial Branch Workers' Compensation Fund 1,000

Provisions:

1. Notwithstanding any other provision of law, upon approval and order of the Department of Finance, the Judicial Council shall adjust the amount of this transfer to provide adequate resources to the Judicial Branch Workers' Compensation Fund to pay workers compensation claims for judicial

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branch employees and administrative costs pursuant to Government Code Section 68114.10.		
0250-101-0001—For local assistance, Judiciary		13,556,000
Schedule:		
(1) 30.10-Child Support Commissioner Program (AB 1058)	42,824,000	
(2) 30.20-California Drug Court Projects	2,858,000	
(3) 30.30-Federal Child Access and Visitation Grant Program.....	800,000	
(4) 30.50-Federal Court Improvement Grant Program	700,000	
(5) 30.60-Court Appointed Special Advocate (CASA) Program	1,924,000	
(6) 30.65-Model Self-Help Program	832,000	
(8) 30.80-Federal Grants—Other	775,000	
(9) 30.90-Equal Access Fund	9,500,000	
(10) 30.95-Family Law Information Centers	300,000	
(11) Reimbursements	–44,682,000	
(12) Amount payable from Federal Trust Fund (Item 0250-101-0890).	–2,275,000	

Provisions:

1. Notwithstanding any other provision of law, up to $5,000,000 appropriated in Item 0250-001-0001 may be transferred to Item 0250-101-0001 by the Controller at the request of the Administrative Office of the Courts, to cover any short-term cash-flow issues that occur. Any funds transferred shall be repaid from this item to Item 0250-001-0001. The Judicial Council shall notify the Department of Finance and the Joint Legislative Budget Committee when any transfer is made pursuant to this provision, and upon repayment of the transfer.
2. In order to improve equal access and the fair administration of justice, the funds appropriated in Schedule (9) are to be distributed by the Judicial Council through the Legal Services Trust Fund Commission to qualified legal services projects and support centers as defined in Sections 6213 through 6215 of the Business and Professions Code, to be used for legal services in civil matters for indigent persons. The Judicial Council shall approve awards made by the commission if the council determines that the awards comply with statutory and other relevant guidelines. Ten percent of the funds in Schedule (9) shall be for joint

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projects of courts and legal services programs to make legal assistance available to proper litigants and 90 percent of the funds in Schedule (9) shall be distributed consistent with Sections 6216 through 6223 of the Business and Professions Code. The Judicial Council may establish additional reporting or quality control requirements consistent with Sections 6213 through 6223 of the Business and Professions Code.

0250-101-0890—For local assistance of Judiciary, for payment to Item 0250-101-0001, payable from the Federal Trust Fund 2,275,000

0250-490—Reappropriation, Judicial Council. The balance of the appropriations provided in the following citations is reappropriated for the purposes provided for in the appropriations and shall be available for encumbrance until June 30, 2005:

0001—General Fund

(a) Item 0250-301-0660, Budget Act of 2002 (Ch. 379, Stats. 2002)

(1) 90.20.401-Court of Appeal, Fourth Appellate District, Orange County: New Courthouse—Acquisition

0660—Public Buildings Construction Fund

(a) Item 0250-301-0660, Budget Act of 2002 (Ch. 379, Stats. 2002)

(1) 90.20.401—Court of Appeal, Fourth Appellate District Orange County: New Courthouse-~~Site acquisition, working drawings,~~ *house-Working drawings* and construction

(2) 90.20.501—Court of Appeal, Fifth Appellate District Fresno: New Courthouse-Working drawings and construction

Provisions:

~~1. Notwithstanding any other provision of law, the site selection for the project in Schedule (1) above shall be exempt from approval by the State Public Works Board.~~

2. Consistent with Chapter 4.2 (commencing with Section 69202) of Title 8 of the Government Code, the Judicial Council shall provide the project implementation, including, but not limited to, the establishment of site criteria and selection, acquisition, design, construction, and operation, of the new courthouse construction in the Fourth Appellate District.

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3. The Judicial Council shall review all appropriate sites for the replacement of the Courthouse for the Fourth Appellate District. This review shall include, but not be limited to, the reevaluation of previously rejected locations.	
0280-001-0001—For support of the Commission on Judicial Performance, Program 10	~~3,817,000~~ *3,734,000*
Provisions:	
1. Notwithstanding any other provision of law, upon approval and order of the Department of Finance, the amount appropriated in this item shall be reduced by the amount transferred in Item 0280-011-0001 to provide adequate resources to the Judicial Branch Workers' Compensation Fund to pay workers compensation claims for judicial branch employees and administrative costs pursuant to Government Code Section 68114.10.	
0280-011-0001—For transfer, upon order of the Director of Finance, to the Judicial Branch Workers' Compensation Fund	1,000
Provisions:	
1. Notwithstanding any other provision of law, upon approval and order of the Department of Finance, the Commission on Judicial Performance shall adjust the amount of this transfer to provide adequate resources to the Judicial Branch Workers' Compensation Fund to pay workers compensation claims for judicial branch employees and administrative costs pursuant to Government Code Section 68114.10.	
0390-001-0001—For transfer by the Controller to the Judges' Retirement Fund, for Supreme Court and Appellate Court Justices	1,150,000
Provisions:	
1. Upon order of the Department of Finance, the Controller shall transfer such funds as are necessary between Item 0390-001-0001 and Item 0390-101-0001.	
0390-101-0001—For transfer by the Controller to the Judges' Retirement Fund for Superior Court and Municipal Court Judges	87,420,000
Provisions:	
1. Upon order of the Department of Finance, the Controller shall transfer such funds as are necessary between Item 0390-001-0001 and Item 0390-101-0001.	

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0450-101-0001—For local assistance, State Trial Court Funding..... 3,000,000

Provisions:

1. The amount appropriated in this item shall only be used for the payment of service of process fees billed to the trial courts as a result of Chapter 1009 of the Statutes of 2002. The Judicial Council shall distribute funds appropriated in this item to the individual trial courts on a reimbursement basis.
2. Any funds in this item not used pursuant to Provision 1 shall revert to the General Fund.
3. The Judicial Council shall provide the Department of Finance with a report, by September 1, 2004, detailing the number of services of process billed to the courts under Chapter 1009 of the Statutes of 2002, the cost of these services, and information on any agreements reached with local law enforcement to provide this service free of charge or at a reduced rate.

0450-101-0932—For local assistance, State Trial Court Funding, payable from Trial Court Trust Fund.... 2,197,864,000

Schedule:

(1) 10-Support for operation of the Trial Courts..... 1,893,487,000
(2) 25-Compensation of Superior Court Judges 216,601,000
(3) 35-Assigned Judges..... 19,740,000
(4) 45-Court Interpreters 68,036,000

Provisions:

1. Notwithstanding Section 26.00 of this act, the funds appropriated or scheduled in this item may be allocated or reallocated among categories by the Judicial Council.
2. The amount appropriated in Schedule (3) shall be made available for all judicial assignments. Schedule (3) expenditures for necessary chamber staff may not exceed the staffing level that is necessary to support the equivalent of three judicial officers sitting on assignments at the appellate court level.
3. The funds appropriated in Schedule (2) shall be made available for the payment of workers' compensation claims for trial court judges.
4. The funds appropriated in Schedule (4) shall be for payments for services of contractual court interpreters, and certified and registered court interpreters employed by the courts, and the following

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court interpreter coordinators: one each in counties of the 1st through the 15th classes, 0.5 each in counties of the 16th through the 31st classes, and 0.25 each in counties of the 32nd through 58th classes. Courts in counties with a population of 500,000 or less are encouraged, but not required, to coordinate interpreter services on a regional basis. For the purposes of this provision, ''court interpreter coordinators'' may be full- or part-time court employees, or those contracted by the court to perform these services.

The Judicial Council shall set statewide or regional rates and policies for payment of court interpreters, not to exceed the rate paid to certified interpreters in the federal court system. The Judicial Council shall adopt appropriate rules and procedures for the administration of these funds. The Judicial Council shall report to the Legislature and Director of the Department of Finance annually regarding expenditures from this schedule.

5. Of the amount appropriated in this item, $44,000,000 shall not be available for allocation to the trial courts except to the extent that civil fee revenues above the $154,590,000 that is currently projected for 2003–04 are deposited in the Trial Court Trust Fund.

6. Notwithstanding any other provision of law, the distribution of fines, fees, forfeitures, and penalties reported by the County of San Bernardino for the 1993–94, 1994–95, and 1995–96 fiscal years shall be deemed to be correct and no further reductions or increases shall be made to the distribution for those fiscal years, except for those amounts owed to other local agencies.

7. The funds appropriated in Schedule (1) include an augmentation of $1,175,000 for Court Operations related to Chapter 561 of the Statutes of 1999. It is the intent of the Legislature that these funds only be used for the processing of elder abuse protective orders. Any funds not used for this purpose shall revert to the General Fund.

8. In addition to funding approved and appropriated through the program budget process, on an annual basis, it is the intent of the Legislature that the state shall provide, upon the order of the Director of Finance, to the Judicial Council an amount of discretionary funding that is deemed to be fair,

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reasonable, and fiscally responsible and meets specific criteria established and agreed upon by the Director of the Department of Personnel Administration, Director of Finance, and the Administration Director of the Courts. The level of funding shall be based on factors such as workload, population growth, agreed-upon policy goals, changes in local geographical circumstances and other agreed-upon criteria, which shall include the average percentage salary and benefit increases provided to state employees.

The Judicial Council shall allocate these funds to meet the various needs of the trial courts. This includes the need to negotiate local memoranda of understanding with recognized bargaining agents and to meet other salary and benefit needs of the trial courts.

9. Notwithstanding any other provision of law, upon approval and order of the Department of Finance, the amount appropriated in this item shall be reduced by the amount transferred in Item 0450-115-0932 to provide adequate resources to the Judicial Branch Workers' Compensation Fund to pay workers compensation claims for judicial branch employees and administrative costs pursuant to Government Code Section 68114.10.

10. Of the amount appropriated in Schedule (4), up to $3,862,000 shall be available for costs for transitioning court interpreters from independent contractors to court employees, including, but not limited to, the costs of the employer contributions to social security or an equivalent employer contribution of 6.2 percent to an alternative pension plan provided by a court in lieu of social security.

11. On or after April 1, 2003, any trial court receiving cleaning or maintenance services from persons employed directly by the court or county shall continue to receive those services from persons employed directly by a trial court or county in which the trial court is located.

0450-111-0001—For transfer by the Controller to the Trial Court Trust Fund ..... ~~1,039,064~~ *1,012,001,000*

Provisions:

1. To the extent that an amount of discretionary funding is provided to the Judicial Council pursu-

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ant to Item 0450-101-0932, Provision 8, upon the order of the Director of Finance, the appropriation in this item may be increased by the corresponding General Fund amount.	
0450-111-0159—For transfer by the Controller, upon order of the Director of Finance, from the Trial Court Improvement Fund to the General Fund	(10,000,000)
0450-111-3037—For transfer by the Controller, upon order of the Director of Finance, from the State Court Facilities Construction Fund to the Trial Court Trust Fund	(80,000,000)
Provisions:	
1. Transfers authorized by this item may only take place after the revenue collected by the State Court Facilities Construction Fund exceeds the amount appropriated pursuant to Item 0250-001-3037.	
2. The transfer made by this item is a loan to the Trial Court Trust Fund by the General Fund to be repaid in a timeframe to be determined by the Department of Finance, but no later than January 1, ~~2005~~ *2006* . This loan shall be repaid with interest calculated at the rate earned by the Pooled Money Investment Account at the time of the transfer.	
3. It is the intent of the Legislature that funding for court operations, programs, and services is not adversely impacted as a result of this loan. Consequently, upon determination that the total funding transferred pursuant to this item shall be less than $80,000,000, the Administrative Office of the Courts is authorized to submit a request for deficiency funding for Item 0450-111-0001 in accordance with the requirements of Section 27.00.	
0450-112-0001—For transfer by the Controller to the Judicial Administration Efficiency and Modernization Fund	29,822,000
0450-112-0556—For local assistance, State Trial Court Funding, payable from the Judicial Administration Efficiency and Modernization Fund.....	29,822,000
0450-115-0932—For transfer, upon order of the Director of Finance, to the Judicial Branch Workers Compensation Fund	1,000
Provisions:	
1. Notwithstanding any other provision of law, upon approval and order of the Department of Finance, the Judicial Council shall adjust the amount of this transfer to provide adequate resources to the	

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Judicial Branch Workers' Compensation Fund to pay workers compensation claims for judicial branch employees and administrative costs pursuant to Government Code Section 68114.10.	
Executive	
0500-001-0001—For support of Governor and of Governor's office	5,943,000
Schedule:	
(1) Support 5,868,000	
(2) Governor's Residence (Support) 35,000	
(3) Special Contingent Expenses 40,000	
Provisions:	
1. The funds appropriated in Schedules (2) and (3) of this item are exempt from the provisions of Sections 925.6, 12410, and 13320 of the Government Code.	
0510-001-0001—For support of Secretary of State and Consumer Services	774,000
Schedule:	
(1) Support 1,316,000	
(2) Reimbursements ..... −542,000	
0520-001-0044—For support of Secretary for Business, Transportation and Housing, payable from the Motor Vehicle Account, State Transportation Fund	~~1,681,000~~ *1,337,000*
Schedule:	
(1) 10-Administration of Business, Transportation and Housing Agency 2,651,000	
(2) 30-Agency Audits Office 414,000	
(5) Reimbursements ..... −1,728,000	
Provisions:	
1. The agency shall include in future Governor's Budget presentations a display of all positions currently on assignment with the agency from other departments and the source of these positions.	
0530-001-0001—For support of Secretary for California Health and Human Services	1,292,000
Schedule:	
(1) 10-Secretary for California Health and Human Services Agency 2,381,000	
(2) Reimbursements ..... −1,089,000	
0530-017-0001—For support of Secretary for California Health and Human Services Agency	2,971,000

Item		Amount
Schedule:		
(1) 21-Office of HIPAA Implementation	3,572,000	
(2) Reimbursements	−601,000	
Provisions:		
1. The funding appropriated in this item is limited to the amount specified in Control Section 17.00. These funds are to be used in support of compliance activities related to the federal Health Insurance Portability and Accountability Act (HIPAA) of 1996.		
0540-001-0001—For support of Secretary for Resources		*1,348,000*
Schedule:		
(1) 10-Administration of Resources Agency	*13,400,000*	
(2) Reimbursements	*−514,000*	
(3) Amount payable from the Safe Neighborhood Parks, Clean Water, Clean Air, and Coastal Protection Bond Fund (Item 0540-001-0005).	*−200,000*	
(4) Amount payable from the California Environmental License Plate Fund (Item 0540-001-0140)	*−2,507,000*	
(5) Amount payable from the Environmental Enhancement and Mitigation Demonstration Program Fund (Item 0540-001-0183)	*−90,000*	
(6) Amount payable from the Federal Trust Fund (Item 0540-001-0890).	*−255,000*	
(7) Amount payable from the River Protection Subaccount (Item 0540-001-6015)	*−16,000*	
(8) Amount payable from the California Clean Water, Clean Air, Safe Neighborhood Parks, and Coastal Protection Fund (Item 0540-001-6029)	*−6,462,000*	
(9) Amount payable from the Water Security, Clean Drinking Water, Coastal and Beach Protection Fund (Item 0540-001-6031)	*−2,008,000*	
0540-001-0005—For support of Secretary for Resources, for payment to Item 0540-001-0001, payable from the Safe Neighborhood Parks, Clean Water, Clean Air, and Coastal Protection Bond Fund		*200,000*

Item	Amount
0540-001-0140—For support of Secretary for Resources, for payment to Item 0540-001-0001, payable from the California Environmental License Plate Fund...	*2,507,000*
0540-001-0183—For support of Secretary for Resources, for payment to Item 0540-001-0001, payable from the Environmental Enhancement and Mitigation Demonstration Program Fund.....	*90,000*
0540-001-0890—For support of Secretary for Resources, for payment to Item 0540-001-0001, payable from the Federal Trust Fund.....	*255,000*
0540-001-6015—For support of Secretary for Resources, for payment to Item 0540-001-0001, payable from the River Protection Subaccount	*16,000*
0540-001-6029—For support of Secretary for Resources, for payment to Item 0540-001-0001, payable from the California Clean Water, Clean Air, Safe Neighborhood Parks, and Coastal Protection Fund.....	*6,462,000*
0540-001-6031—For support of Secretary for Resources, for payment to Item 0540-001-0001, payable from the Water Security, Clean Drinking Water, Coastal and Beach Protection Fund of 2002.....	*2,008,000*

Provisions:

1. Of the amount appropriated in this item, $246,000 is for the development of a public Web site for Proposition 50, and the funds shall not be encumbered until the Department of Finance reviews and approves a special project report for this project. At the time it approves the fund availability, the Department of Finance shall provide written notification of its approval to the chairperson of the committee in each house of the Legislature which considers appropriations and the Chairperson of the Joint Legislative Budget Committee. It is the intent of the Legislature that one Web site, infrastructure, and data base system be developed to display both Proposition 40 and 50 information in order to avoid any duplication in the activities to display Proposition 40 and 50 information.

0540-490—Extension of liquidation period, Resources Agency. Notwithstanding any other provision of law, funds appropriated in the following citations shall be available for liquidation until June 30, 2004:

0001—General Fund

(1) Item 0540-101-0001, Budget Act of 1999 (Ch. 50, Stats. 1999), as reappropriated for extension of liquidation by Item 0540-492, Budget Act of 2002 (Ch. 379, Stats. 2002)

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(2) Item 0540-101-0001, Budget Act of 2000 (Ch. 52, Stats. 2000)

6015—River Protection Subaccount

(1) Item 0540-101-6015, Budget Act of 2000 (Ch. 52, Stats. 2000)

0540-491—Reappropriation, Resources Agency. $175,000 of 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 and expenditure until June 30, 2004:

6029—California Clean Water, Clean Air, Safe Neighborhood Parks, and Coastal Protection Fund

(1) Item 0540-001-6029, Budget Act of 2002 (Ch. 379, Stats. 2002)

Provisions:

1. Of the amount reappropriated in this item, $175,000 is for the development of a public Web site for Proposition 40, and the funds shall not be encumbered until the Department of Finance reviews and approves a special project report for this project. At the time it approves the fund availability, the Department of Finance shall provide written notification of its approval to the chairperson of the committees in each house of the Legislature which considers appropriations and the Chairperson of the Joint Legislative Budget Committee. It is the intent of the Legislature that one Web site, infrastructure, and data base system be developed to display both Proposition 40 and 50 information in order to avoid any duplication in the activities to display Proposition 40 and 50 information.

0550-001-0001—For support of Secretary for Youth and Adult Correctional Agency 938,000

Schedule:

(1) 10-Secretary for Youth and Adult Correctional Agency 1,196,000

(2) Reimbursements ..... −258,000

0552-001-0001—For support of Office of the Inspector General, Program 10..... 7,687,000

0553-001-0001—For support of the Office of the Inspector General for Veterans Affairs 358,000

Schedule:

(1) 10-Inspector General for Veterans Affairs 457,000

Item			Amount
(2) Amount payable from the Veterans' Farm and Home Building Fund of 1943 (Item 0553-001-0592).....		–99,000	
0553-001-0592—For support of the Office of the Inspector General for Veterans Affairs, for payment to Item 0553-001-0001, payable from the Veterans' Farm and Home Building Fund of 1943.....			99,000
0555-001-0001—For support of Secretary for Environmental Protection, for payment to Item 0555-001-0044.....			1,379,000
0555-001-0014—For support of Secretary for Environmental Protection, for payment to Item 0555-001-0044, payable from the Hazardous Waste Control Account			341,000
0555-001-0028—For support of Secretary for Environmental Protection, for payment to Item 0555-001-0044, payable from the Unified Program Account ..			965,000
0555-001-0044—For support of Secretary for Environmental Protection, payable from the Motor Vehicle Account, State Transportation Fund.....			575,000
Schedule:			
(1) 10-Environmental Protection Programs		5,518,000	
(2) 20-Special Environmental Programs		(3,758,000)	
(a) 20.10-Permit Assistance Centers.....	152,000		
(b) 20.15-Scientific Peer Review.....	618,000		
(c) 20.20-Circuit Prosecutor Project	460,000		
(d) 20.30-Environmental Enforcement	2,528,000		
(3) Reimbursements.....		–2,080,000	
(4) Amount payable from the General Fund (Item 0555-001-0001).....		–1,379,000	
(5) Amount payable from the Hazardous Waste Control Account (Item 0555-001-0014)		–341,000	
(6) Amount payable from the Unified Program Account (Item 0555-001-0028).....		–965,000	
(7) Amount payable from the California Used Oil Recycling Fund (Item 0555-001-0100)		–29,000	

Item	Amount
(8) Amount payable from the Department of Pesticide Regulation Fund (Item 0555-001-0106)	–210,000
(9) Amount payable from the Recycling Market Development Revolving Loan Account (Item 0555-001-0281)	–155,000
(10) Amount payable from the Integrated Waste Management Account, Integrated Waste Management Fund (Item 0555-001-0387)	–436,000
(11) Amount payable from the Underground Storage Tank Cleanup Fund (Item 0555-001-0439)	–55,000
(12) Amount payable from the State Water Quality Control Fund (Item 0555-001-0679)	–151,000
(13) Amount payable from the Rural CUPA Reimbursement Account (Item 0555-001-1006)	–900,000
(14) Amount payable from the Environmental Enforcement and Training Account (Item 0555-001-8013)	–2,000,000
Provisions:	
1. Notwithstanding Section 48653 of the Public Resources Code, funds appropriated in this item shall be available for purposes of administration.	
0555-001-0100—For support of Secretary for Environmental Protection, for payment to Item 0555-001-0044, payable from the California Used Oil Recycling Fund	29,000
0555-001-0106—For support of Secretary for Environmental Protection, for payment to Item 0555-001-0044, payable from the Department of Pesticide Regulation Fund	210,000
0555-001-0281—For support of Secretary for Environmental Protection, for payment to Item 0555-001-0044, payable from the Recycling Market Development Revolving Loan Account, Integrated Waste Management Fund	155,000
0555-001-0387—For support of Secretary for Environmental Protection, for payment to Item 0555-001-0044, payable from the Integrated Waste Management Account, Integrated Waste Management Fund	436,000

Item	Amount
0555-001-0439—For support of Secretary for Environmental Protection, for payment to Item 0555-001-0044, payable from the Underground Storage Tank Cleanup Fund	55,000
0555-001-0679—For support of Secretary for Environmental Protection, for payment to Item 0555-001-0044, payable from the State Water Quality Control Fund	151,000
0555-001-1006—For support of Secretary for Environmental Protection, for payment to Item 0555-001-0044, payable from the Rural CUPA Reimbursement Account	900,000
0555-001-8013—For support of Secretary for Environmental Protection, for payment to Item 0555-001-0044, payable from the Environmental Enforcement and Training Account	2,000,000
0555-011-0001—For transfer by the State Controller to the Rural CUPA Reimbursement Account	900,000
0558-001-0001—For support of the Office of the Secretary for Education	855,000
Schedule:	
(1) Secretary for Education 855,000	
Provisions:	
1. The amount appropriated in this item is intended for support of the Education Agency. The appropriation is an estimate of the funding needs from January 1, 2004, to June 30, 2004, inclusive. Legislation establishing the agency will be introduced and, if enacted, would be effective on or before January 1, 2004. In the event that legislation creating the agency is not effective on or before January 1, 2004, or the funds are needed prior to January 1, 2004, the unexpended balance of the funds appropriated by this item shall be available for expenditure pursuant to Item 0650-011-0001, as authorized by the Director of Finance.	
0559-001-0001—For support of the California Labor and Workforce Development Agency	317,000
Schedule:	
(1) 10-Office of the Secretary for Labor and Workforce Development 2,311,000	
(3) Reimbursements ..... –1,994,000	
~~0575-001-0462—For support of the Governor's Office of Electricity Oversight, payable from the Public Utilities Commission Utilities Reimbursement Account.~~	~~1,614,000~~
~~Schedule:~~	
~~(1) 30-Administration ..... 1,855,000~~	

Item		Amount
~~(2) Amount payable from the Energy Resources Programs Account (Item 8770-001-0465~~	~~–241,000~~	
~~0575-001-0465—For support of the Governor's Office of Electricity Oversight, for payment to Item 8770-001-0462, payable from the Energy Resources Programs Account~~		~~241,000~~
0650-001-0001—For support of Office of Planning and Research		4,009,000
Schedule:		
(1) 11-State Planning and Policy Development	5,148,000	
(2) 21-Governor's Office on Service and Volunteerism	2,900,000	
(3) Reimbursements	–971,000	
(4) Amount payable from the Property Acquisition Law Money Account (Item 0650-001-0002)	–506,000	
(5) Amount payable from the Federal Trust Fund (Item 0650-001-0890)	–2,562,000	
0650-001-0002—For support of Office of Planning and Research, for payment to Item 0650-001-0001, payable from the Property Acquisition Law Money Account		506,000
0650-001-0890—For support of Office of Planning and Research, for payment to Item 0650-001-0001, payable from the Federal Trust Fund		2,562,000
0650-011-0001—For support of Office of Planning and Research		855,000
Schedule:		
(1) Office of the Secretary for Education	865,000	
(2) Reimbursements	–10,000	

Provisions:

1. The funds appropriated in this item are intended for support of the Education Agency. The appropriation is an estimate of the funding needs from July 1, 2003, to December 31, 2003, inclusive. Legislation establishing the agency will be introduced and, if enacted, would be effective on or before January 1, 2004. After the effective date of such legislation, and upon the determination that all obligations of the agency in the Office of Planning and Research have been met, the unexpended balance of the funds appropriated by this item shall be available for expenditure pursuant to

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Item 0558-001-0001, as authorized by the Director of Finance.

0650-101-0890—For local assistance, Office of Planning and Research, Program 21-Governor's Office on Service and Volunteerism, payable from the Federal Trust Fund..... 45,800,000

Provisions:

1. The funds appropriated in this item are for local assistance allocations approved by the Governor's Office on Service and Volunteerism.

~~0650-111-0001—For local assistance, Office of Planning and Research for the Office of the Secretary for Education (Proposition 98)..... 5,700,000~~

~~Provisions:~~

~~1. Of the funds appropriated in this item, $5,700,000 shall be allocated by the Office of the Secretary for Education for the Academic Volunteer and Mentor Service Program. If these funds are insufficient to fully fund existing grants, these grants shall be prorated on a proportionate basis.~~

0690-001-0001—For support of Office of Emergency Services 30,496,000

Schedule:

(1) 15-Mutual Aid Response 15,697,000
(2) 35-Plans and Preparedness..... 16,008,000
(3) 45-Disaster Assistance..... 21,701,000
(4) 55.01-Administration and Executive..... 5,716,000
(5) 55.02-Distributed Administration and Executive ..... –4,821,000
(6) Reimbursements..... –2,113,000
(7) Amount payable from the Unified Program Account (Item 0690-001-0028)..... –610,000
(8) Amount payable from the Nuclear Planning Assessment Special Account (Item 0690-001-0029)..... –879,000
(9) Amount payable from the Federal Trust Fund (Item 0690-001-0890).....–20,203,000

Provisions:

1. Funds appropriated in this item may be reduced by the Director of Finance, after giving notice to the Chairperson of the Joint Legislative Budget Committee, by the amount of federal funds made available for the purposes of this item in excess of

Item Amount

the federal funds scheduled in Item 0690-001-0890.

2. The Office of Emergency Services shall charge tuition for all training offered through the California Specialized Training Institute.

3. Upon the approval by the Department of Finance, the Controller shall transfer such funds as are necessary between this item and Item 0690-101-0890.

0690-001-0028—For support of Office of Emergency Services, for payment to Item 0690-001-0001, payable from the Unified Program Account 610,000

0690-001-0029—For support of Office of Emergency Services, for payment to Item 0690-001-0001, payable from the Nuclear Planning Assessment Special Account 879,000

Provisions:

1. Pursuant to Government Code Section 8610.5(f), any unexpended funds from the appropriation in the prior fiscal year for the purposes of conducting a full participation exercise are hereby appropriated in augmentation of this item.

0690-001-0890—For support of Office of Emergency Services, for payment to Item 0690-001-0001, payable from the Federal Trust Fund 20,203,000

Provisions:

1. Any funds that may become available, in addition to the funds appropriated in this item, for disaster response and recovery may be allocated by the Department of Finance subject to the conditions of Section 28.00 of this act, except that, notwithstanding subdivision (d) of that section, the allocations may be made 30 days or less after notification of the Legislature.

2. Notwithstanding any other provision of law, the funds appropriated in this item may be expended without regard to the fiscal year in which the application for reimbursement was submitted to the Federal Emergency Management Agency.

0690-101-0029—For local assistance, Office of Emergency Services, Program 35—Plans and Preparedness, payable from the Nuclear Planning Assessment Special Account..... 2,185,000

Provisions:

1. Pursuant to Government Code Section 8610.5(f), any unexpended funds from the appropriation in the prior fiscal year for the purposes of conduct-

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ing a full participation exercise are hereby appropriated in augmentation of this item.	
0690-101-0890—For local assistance, Office of Emergency Services, payable from the Federal Trust Fund	574,975,000
Schedule:	
(1) 35-Plans and Preparedness..... 17,249,000	
(2) 45-Disaster Assistance.....557,726,000	
Provisions:	
1. Any federal funds that may become available in addition to the funds appropriated in this item for Program 45—Disaster Assistance are exempt from Section 28.00 of this act.	
0690-112-0001—For local assistance, Office of Emergency Services, for disaster recovery costs	20,378,000
Provisions:	
1. The funds appropriated in this item are for the state's share of response and recovery costs for disasters.	
0690-115-0001—For local assistance, Office of Emergency Services, for volunteer disaster service worker's compensation	663,000
Provisions:	
1. The funds appropriated in this item shall be used to pay approved volunteer disaster service worker's compensation claims and administrative expenditures related to the payment of such claims by the State Compensation Insurance Fund.	
2. On or before April 1, 2004, the Office of Emergency Services shall provide to the chairs of the budget subcommittees in each house and the Chair of the Joint Legislative Budget Committee an evaluation of the alternatives for the administration and funding of this program in future fiscal years, including consideration of a cost sharing relationship between the state and local government entities who use volunteers.	
0690-295-0001—For local assistance, Office of Emergency Services, for reimbursement, in accordance with the provision 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

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Schedule:

(1) 98.01.103.280-Deaf Teletype Equipment (Ch. 1032, Stats. 1980)..... 0

~~(2) 98.01.133.487-CPR Pocket Masks (Ch. 1334, Stats. 1987)..... 0~~

Provisions:

1. Pursuant to Section 17581 of the Government Code, the mandate identified in the appropriation schedule of this item with an appropriation of $0 and included in the language of this provision is specifically identified by the Legislature for suspension during the 2003–04 fiscal year:

(1) Deaf Teletype Equipment (Ch. 1032, Stats. 1980).

~~(2) CPR Pocket Masks (Ch. 1334, Stats. 1987).~~

0690-301-0001—For capital outlay, Office of Emergency Services 235,000

Schedule:

(1) 80.10.008-Sacramento: OES Headquarters Perimeter Fence—Preliminary plans and working drawings..... 235,000

0750-001-0001—For support of Office of the Lieutenant Governor..... 2,536,000

0820-001-0001—For support of Department of Justice.. ~~305,696,000~~ *291,841,000*

Schedule:

(1) 11.01-Directorate-Administration..... 23,935,000

(2) 11.02-Distributed Directorate-Administration .....–23,935,000

(3) 12.01-Legal Support and Technology..... 41,837,000

(4) 12.02-Distributed Legal Support and Technology.....–41,837,000

(5) 25-Executive Programs..... 15,000,000

(6) 30-Civil Law.....105,288,000

(7) 40-Criminal Law.....101,203,000

(8) 45-Public Rights 58,581,000

(9) 50-Law Enforcement.....147,407,000

(10) 60-California Justice Information Services.....150,589,000

(11) 65-Gambling Control..... 14,140,000

(12) 70-Firearms..... 14,368,000

(13) Reimbursements..... –132,539,000

Item	Amount
(14) Amount payable from the Attorney General Antitrust Account (Item 0820-001-0012)	–1,133,000
(15) Amount payable from Hazardous Waste Control Account (Item 0820-001-0014)	–1,693,000
(16) Amount payable from the Fingerprint Fees Account (Item 0820-001-0017)	–58,078,000
(17) Amount payable from Firearms Safety Account (Item 0820-001-0032)	–318,000
(18) Amount payable from the Motor Vehicle Account, State Transportation Fund (Item 0820-001-0044)	–20,097,000
(19) Amount payable from the Department of Justice Sexual Habitual Offender Fund (Item 0820-001-0142)	–2,506,000
(20) Amount payable from the Travel Seller Fund (Item 0820-001-0158)	–977,000
(21) Amount payable from Conservatorship Registry Fund (Item 0820-001-0195)	–48,000
(22) Amount payable from the Sexual Predator Public Information Account (Item 0820-001-0256)	–54,000
(23) Amount payable from the Indian Gaming Special Distribution Fund (Item 0820-001-0367)	–9,971,000
(24) Amount payable from the False Claims Act Fund (Item 0820-001-0378)	~~–11,589,000~~ *–11,089,000*
(25) Amount payable from the Dealers' Record of Sale Special Account (Item 0820-001-0460)	–8,763,000
(26) Amount payable from the Toxic Substances Control Account (Item 0820-001-0557)	–2,028,000
(27) Amount payable from the Department of Justice Child Abuse Fund (Item 0820-001-0566)	–309,000

Item	Amount
(28) Amount payable from the Gambling Control Fund (Item 0820-001-0567)	–5,363,000
(29) Amount payable from the Gambling Control Fines and Penalties Account (Item 0820-001-0569)	–26,000
(30) Amount payable from the Federal Trust Fund (Item 0820-001-0890)	–28,663,000
(31) Amount payable from the Federal Asset Forfeiture Account, Special Deposit Fund (Item 0820-001-0942)	–1,514,000
(32) Amount payable from the State Asset Forfeiture Account, Special Deposit Fund (Item 0820-011-0942)	–494,000
(33) Amount payable from the Firearms Safety and Enforcement Special Fund (Item 0820-001-1008)	–2,664,000
(34) Amount payable from the Special Telephone Solicitors Fund (Item 0820-001-1009)	–8,515,000
(35) Amount payable from the Missing Persons DNA Database Fund (Item 0820-001-3016)	–3,038,000
(36) Amount payable from the Public Rights Law Enforcement Special Fund (Item 0820-001-3053)	–500,000
(37) Amount payable from the Rate Payer Relief Fund (Item 0820-001-3061)	*–14,355,000*

Provisions:

1. The Attorney General shall submit to the Legislature, the Department of Finance, and the Governor the quarterly and annual reports that he or she submits to the federal government on the activities of the Medi-Cal Fraud Unit.
2. Notwithstanding any other provision of law, the Department of Justice may purchase or lease vehicles of any type or class that, in the judgment of the Attorney General or his or her designee, are necessary to the performance of the investigatory and enforcement responsibilities of the Department of Justice, from the funds appropriated for that purpose in this item.

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3. Notwithstanding Section 28.50 of this act, the Attorney General may augment the reimbursement authority provided in this item by up to an aggregate of 10 percent above the amount approved in this act for the Civil Law Division and the Public Rights Division in cases where the legal representation needs of client agencies are secured by an interagency agreement or letter of commitment and the corresponding expenditure authority has not been provided in this item. The Attorney General shall notify the chairpersons of the budget committees, the Joint Legislative Budget Committee and the Department of Finance within 15 days after the augmentation is made as to the amount and justification of the augmentation, and the program that has been augmented.
4. Notwithstanding Section 27.00 of the 2003–04 Budget Act, the Department of Finance may submit a deficiency request if Stevens v. Harper proceeds to trial in federal or state court, or if expert consultant costs are incurred from settlement negotiations in this case.
5. Of the amount included in Schedule (8) of this item, $14,355,000 is available for costs related to litigation by the Attorney General's Energy Task Force. Upon settlement of cases in the above item by the Energy Task Force, the Attorney General shall secure an agreement or petition the courts for recovery of costs. Any recovery of costs shall be deposited in the General Fund to repay Energy Task Force costs appropriated in this item.
6. Of the funds appropriated for this item for the Bureau of Medi-Cal Fraud and Elder Abuse and the item for the Department of Mental Health Services, the two agencies shall assign a portion of those resources to develop a strike-team task force which they shall use to promptly identify, investigate, and prosecute Medi-Cal fraudulent providers. This Task Force shall be constructed in a manner that fully complies with federal statutes and regulations governing its activities.

0820-001-0012—For support of Department of Justice, for payment to Item 0820-001-0001, payable from the Attorney General Antitrust Account 1,133,000

0820-001-0014—For support of Department of Justice, for payment to Item 0820-001-0001, payable from the Hazardous Waste Control Account..... 1,693,000

Item	Amount
0820-001-0017—For support of Department of Justice, for payment to Item 0820-001-0001, payable from the Fingerprint Fees Account, pursuant to subdivision (e) of Section 11105 of the Penal Code.....	58,078,000
0820-001-0032—For support of Department of Justice, for payment to Item 0820-001-0001, payable from the Firearms Safety Account	318,000
0820-001-0044—For support of Department of Justice, for payment to Item 0820-001-0001, payable from the Motor Vehicle Account, State Transportation Fund	20,097,000
0820-001-0142—For support of Department of Justice, for payment to Item 0820-001-0001, payable from the Department of Justice Sexual Habitual Offender Fund	2,506,000
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.	
0820-001-0158—For support of Department of Justice, for payment to Item 0820-001-0001, payable from the Travel Seller Fund	977,000
0820-001-0195—For support of Department of Justice, for payment to Item 0820-001-0001, payable from the Conservatorship Registry Fund.....	48,000
0820-001-0256—For support of Department of Justice, for payment to Item 0820-001-0001, payable from the Sexual Predator Public Information Account.....	54,000
0820-001-0367—For support of Department of Justice, for payment to Item 0820-001-0001, payable from the Indian Gaming Special Distribution Fund.....	9,971,000
0820-001-0378—For support of Department of Justice, for payment to Item 0820-001-0001, payable from the False Claims Act Fund.....	~~11,589,000~~ *11,089,000*
0820-001-0460—For support of Department of Justice, for payment to Item 0820-001-0001, payable from the Dealers' Record of Sale Special Account.....	8,763,000
Provisions:	
1. Dealers' Record of Sale fees collected pursuant to the state law for the registration of assault weapons shall not exceed $20 per registrant.	
0820-001-0557—For support of Department of Justice, for payment to Item 0820-001-0001, payable from the Toxics Substances Control Account	2,028,000

Item	Amount
0820-001-0566—For support of Department of Justice, for payment to Item 0820-001-0001, payable from Department of Justice Child Abuse Fund	309,000
0820-001-0567—For support of Department of Justice, for payment to Item 0820-001-0001, payable from Gambling Control Fund	5,363,000
0820-001-0569—For support of Department of Justice, for payment to Item 0820-001-0001, payable from Gambling Control Fines and Penalties Account	26,000
0820-001-0890—For support of Department of Justice, for payment to Item 0820-001-0001, payable from the Federal Trust Fund	~~27,163,000~~ *28,663,000*
0820-001-0942—For support of Department of Justice, for payment to Item 0820-001-0006, payable from the Federal Asset Forfeiture Account, Special Deposit Fund	1,514,000
0820-001-1008—For support of Department of Justice, for payment to Item 0820-001-0001, payable from the Firearms Safety and Enforcement Special Fund.	2,664,000
0820-001-1009—For support of Department of Justice, for payment to Item 0820-001-0001, payable from the Special Telephone Solicitor Fund	8,515,000
0820-001-3016—For support of Department of Justice, for payment to Item 0820-001-3016 payable from the Missing Persons DNA Database Fund	3,038,000
0820-001-3053—For support of Department of Justice, for payment to Item 0820-001-0001, payable from the Public Rights Law Enforcement Special Fund	500,000
0820-001-3061—For support of Department of Justice, for payment to Item 0820-001-0001, payable from the Rate Payer Relief Fund	*14,355,000*
0820-003-0001—For support of Department of Justice for rental payments on lease revenue bonds	2,872,000

Schedule:

(1) Base Rental and Fees 2,872,000
(2) Insurance 9,000
(3) Reimbursements ..... –9,000

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.

Item	Amount
0820-011-0017—For transfer by the Controller, upon order of the Director of Finance, from the Fingerprint Fees Account, to the General Fund	(2,000,000)
0820-011-0378—For transfer by the Controller, upon order of the Director of Finance, from the False Claims Act Fund, to the General Fund.....	(3,500,000)
0820-011-0942—For support of Department of Justice, for payment to Item 0820-001-0001, payable from the State Asset Forfeiture Account, Special Deposit Fund	494,000
0820-101-0001—For local assistance, Department of Justice	5,991,000
Schedule:	
(1) 40-Criminal law 3,045,000	
(2) 50-Law Enforcement 2,946,000	
Provisions:	
1. The funds appropriated in Schedule (1) shall be allocated to district attorneys for vertical prosecution activities related to implementation of the Battered Women Protection Act of 1994, pursuant to Chapter 885 of the Statutes of 1997.	
2. The funds appropriated in Schedule (2) shall be allocated to support the California Witness Protection Program, pursuant to Chapter 507 of the Statutes of 1997. Any funds not expended for this specific purpose shall revert to the General Fund.	
3. Of the amount appropriated in Schedule (2) and the amount appropriated in Item 0820-001-0001, the department may expend up to $150,000 for the administration of the California Witness Protection Program, including the review of appropriate policies and procedures for the submittal and review of claims.	
0820-101-0460—For local assistance, Department of Justice payable from Dealers' Record of Sale Special Account	132,000
Schedule:	
(1) 60-California Justice Information Services 35,000	
(2) 70-Firearms..... 97,000	
0820-101-0641—For local assistance, Department of Justice, payable from the Domestic Violence Restraining Order Reimbursement Fund	2,058,000
Provisions:	
1. The funds appropriated in this item shall be expended to reimburse local law enforcement or	

Item	Amount
other criminal justice agencies pursuant to Chapter 707 of the Statutes of 1998.	
0820-111-0001—For transfer by the Controller to the Department of Justice DNA Testing Fund.....	225,000
Provisions:	
1. The amount transferred in this item shall be expended to reimburse counties pursuant to Chapter 696 of the Statutes of 1998.	
0820-111-0255—For local assistance, Department of Justice, payable from the Department of Justice DNA Testing Fund.....	540,000
Provisions:	
1. The funds appropriated in this item shall be expended to reimburse counties pursuant to Chapter 696 of the Statutes of 1998.	
0820-295-0001—For local assistance, Department of Justice, 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	2,000
Schedule:	
(1) 98.01.139.976-Custody of Minors (Ch. 1399, Stats. 1976) 1,000	
(2) 98.01.033.790-Stolen Vehicle Notification (Ch. 337, Stats. 1990)..... 1,000	
(3) 98.01.110.592-Misdemeanors: Booking/Fingerprinting (Ch. 1105, Stats. 1992) 0	
Provisions:	
1. Except as provided in Provision 2, allocations of funds provided in this item to the appropriate local entities shall be made by the State 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.	

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2. If any of the scheduled amounts are insufficient to provide full reimbursement of costs, the State 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 chairperson of the committee in each house which considers appropriation and the Chairperson of the Joint Legislative Budget Committee or his or her designee.

3. 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 2003–04 fiscal year:

(a) Misdemeanors: Booking/Fingerprinting (Ch. 1105, Stats. 1992).

0820-490—Reappropriation, Department of Justice. The balance of the appropriation provided in the following citation is reappropriated for the purpose, and subject to the limitation, unless otherwise specified, provided for in the appropriation:

0660—Public Buildings Construction Fund

Item 0820-301-0660, Budget Act of 2002 (Ch. 379, Stats. 2002)

(1) 85.60.010-Santa Barbara Replacement Laboratory—Construction

0820-491—Reappropriation, Department of Justice. The balance of the appropriations for the License 2000 Database System provided in the following citations is reappropriated for the purposes provided for in those appropriations and shall be available for encumbrance and expenditure until June 30, 2004:

0367—Indian Gaming Special Distribution Fund

(1) Item 0820-001-0367, Budget Act of 2002 (Ch. 379, Stats. 2002). Up to $1,052,000 appropriated in Program 65—Gambling Control.

0569—Gambling Control Fines and Penalties Account

(1) Item 0820-001-0569, Budget Act of 2002 (Ch. 379, Stats. 2002). Up to $263,000 appropriated in Program 65—Gambling Control.

Item		Amount
Provisions:		
1. No funds may be expended from this item until a Special Project Report has been approved by the Department of Finance.		
0840-001-0001—For support of State Controller		67,959,000
Schedule:		
(1) 100000-Personal Services	70,468,000	
(2) 300000-Operating Expenses and Equipment	38,283,000	
(3) Less funding provided by State Controller's Statewide Information Technology Projects (Item 0841-001-0001(1))	–1,071,000	
(4) Reimbursements	–31,789,000	
(5) Amount payable from the Motor Vehicle Fuel Account, Transportation Tax Fund (Item 0840-001-0061)	–3,251,000	
(6) Amount payable from the Highway Users Tax Account, Transportation Tax Fund (Item 0840-001-0062)	–928,000	
(7) Amount payable from the Local Revenue Fund (Item 0840-001-0330)	–329,000	
(8) Amount payable from the State School Building Lease-Purchase Fund (Item 0840-001-0344)	–766,000	
(9) Amount payable from the Federal Trust Fund (Item 0840-001-0890)	–1,152,000	
(10) Amount payable from the State Penalty Fund (Item 0840-001-0903)	–1,047,000	
(11) Amount payable from various other unallocated nongovernmental cost funds (Retail Sales Tax Fund) (Item 0840-001-0988)	–197,000	
(12) Amount payable from various other unallocated special funds (Item 0840-011-0494)	–43,000	
(13) Amount payable from unallocated bond funds (Item 0840-011-0797)	–177,000	
(14) Amount payable from various other unallocated nongovernmental cost funds (Item 0840-011-0988)	–42,000	

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Provisions:

1. The appropriation made in this item shall be in lieu of the appropriation in Section 1564 of the Code of Civil Procedure for all costs, expenses, or obligations connected with the administration of the Unclaimed Property Law, with the exception of payment of owners' or holders' claims pursuant to Section 1540, 1542, 1560, or 1561 of the Code of Civil Procedure, or of payment of the costs of compensating contractors for locating and recovering unclaimed property due the state.
2. Of the claims received for reimbursement of court-ordered or voluntary desegregation programs pursuant to Sections 42243.6, 42247, and 42249 of the Education Code, the Controller shall pay only those claims that have been subjected to audit by school districts in accordance with the Controller's procedures manual for conducting audits of education desegregation claims. Furthermore, the Controller shall pay only those past-year actual claims for desegregation program costs that are accompanied by all reports issued by the auditing entity, unless the auditing entity was the Controller.
3. No less than 0.9 personnel-year in the Audits Division shall be used to audit education desegregation claims.
4. The Controller may, with the concurrence of the Director of Finance and the Chairperson of the Joint Legislative Budget Committee, bill affected state departments for activities required by Section 20050 of the State Administrative Manual, relating to the administration of federal pass-through funds.

   No billing may be sent to affected departments sooner than 30 days after the Chairperson of the Joint Legislative Budget Committee has been notified by the Director of Finance that he or she concurs with the amounts specified in the billings.
5. (a) Notwithstanding subdivision (b) of Section 1531 of the Code of Civil Procedure, the Controller may publish notice in any manner that the Controller determines reasonable, provided that (1) none of the moneys used for this purpose is redirected from funding for the Controller's audit activities, (2) no photograph is used in the publication of notice, and

Item Amount

(3) no elected official's name is used in the publication of notice.

(b) No funds appropriated in this act may be expended by the Controller to provide general information to the public, other than holders (as defined in subdivision (e) of Section 1501 of the Code of Civil Procedure) of unclaimed property, concerning the unclaimed property program or possible existence of unclaimed property held by the Controller's office, except for informational announcements to the news media, through the exchange of information on electronic bulletin boards, or no more than $15,000 per year to inform the public about this program in activities already organized by the Controller for other purposes. This restriction does not apply to sending individual notices to property owners (as required in subdivision (d) of Section 1531 of the Code of Civil Procedure).

6. The Controller's office shall, through audits of Medi-Cal program and providers, enhance the General Fund resources or reduce the General Fund expenditures through identification of overpayments, cost avoidance, and other appropriate measures.

7. Of the moneys appropriated to the Controller in this act, the Controller shall not expend more than $500,000 to conduct posteligibility fraud audits of the Supplemental Security Income/State Supplementary Payment Program.

8. The Commission on State Mandates shall provide, in applicable parameters and guidelines, as follows:

(a) If a local agency or school district contracts with an independent contractor for the preparation and submission of reimbursement claims, the costs reimbursable by the state for that purpose shall not exceed the lesser of (1) 10 percent of the amount of the claims prepared and submitted by the independent contractor, or (2) the actual costs that would necessarily have been incurred for that purpose if performed by employees of the local agency or school district.

(b) The maximum amount of reimbursement provided in subdivision (a) may be exceeded

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only if the local agency or school district establishes, by appropriate documentation, that the preparation and submission of these claims could not have been accomplished without incurring the additional costs claimed by the local agency or school district.

9. The funds appropriated to the Controller in this act may not be expended for any performance review or performance audit except pursuant to specific statutory authority. It is the intent of the Legislature that audits conducted by the Controller, or under the direction of the Controller, shall be fiscal audits that focus on claims and disbursements, as provided for in Section 12410 of the Government Code. Any report, audit, analysis, or evaluation issued by the Controller for the 2003–04 fiscal year shall cite the specific statutory or constitutional provision authorizing the preparation and release of the report, audit, analysis, or evaluation.

10. The Controller shall deliver his or her monthly report on General Fund cash receipts and disbursements within 10 days after the close of each month to the Joint Legislative Budget Committee, the fiscal committees of the Legislature, the Department of Finance, the Treasurer's office, and the Office of the Legislative Analyst.

11. For purposes of the review and payment of any claim for reimbursement by local government submitted pursuant to Section 54954.4 of the Government Code, the Controller shall use the procedures that were in effect at the time the claim was submitted.

12. Pursuant to Section 1564 (c) of the Code of Civil Procedure, the Controller shall transfer all money in the Abandoned Property Account in excess of fifty thousand dollars ($50,000) to the General Fund no less frequently than at the end of each month. This transfer shall include unclaimed Proposition 103 insurance rebate moneys pursuant to Section 1861.01 of the Insurance Code and Section 1523 of the Code of Civil Procedure.

13. Of the funds appropriated for the 21st Century Project-Human Resource Management System, no amount may be expended prior to the ap-

Item	Amount
proval of a Feasibility Study Report by the Director of Finance.	
0840-001-0061—For support of State Controller, for payment to Item 0840-001-0001, payable from the Motor Vehicle Fuel Account, Transportation Tax Fund	3,251,000
0840-001-0062—For support of State Controller, for payment to Item 0840-001-0001, payable from the Highway Users Tax Account, Transportation Tax Fund	928,000
0840-001-0330—For support of State Controller, for payment to Item 0840-001-0001, payable from the Local Revenue Fund	329,000
0840-001-0344—For support of State Controller, for payment to Item 0840-001-0001, payable from the State School Building Lease-Purchase Fund	766,000
0840-001-0890—For support of State Controller, for payment to Item 0840-001-0001, payable from the Federal Trust Fund	1,152,000
0840-001-0903—For support of State Controller, for payment to Item 0840-001-0001, payable from the State Penalty Fund	1,047,000
0840-001-0988—For support of State Controller, for payment to Item 0840-001-0001, payable from various other unallocated nongovernmental cost funds (Retail Sales Tax Fund)	197,000
0840-011-0494—For support of State Controller, for payment to Item 0840-001-0001, payable from various other unallocated special funds	43,000
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 committee, or his or her designee, may in each instance determine.	
0840-011-0797—For support of State Controller, for payment to Item 0840-001-0001, payable from unallocated bond funds	177,000
Provisions:	
1. Notwithstanding any other provision of law, the Director of Finance may authorize expenditures in excess of the amount appropriated in this item	

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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.

0840-011-0988—For support of State Controller, for payment to Item 0840-001-0001, payable from various other unallocated nongovernmental cost funds.. 42,000

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 committee, or his or her designee, may in each instance determine.

0840-101-0979—For allocation by the Controller from the California Firefighters' Memorial Fund..... 500,000

Provisions:

1. The funds appropriated in this item are to be allocated as follows:
   (a) To the Franchise Tax Board and Controller for reimbursement of costs incurred in connection with duties under Article 9 (commencing with Section 18801) of Chapter 3 of Part 10.2 of Division 2 of the Revenue and Taxation Code.
   (b) To the California Fire Foundation the balance in the fund for the construction of a memorial as authorized in that article.

0840-490—Reappropriation, State Controller. The balance as of June 30, 2003, in excess of $20,000, of the appropriation provided in the following citation is reappropriated for the purpose of conducting statewide mandate claims audits and shall be available for encumbrance and expenditure until June 30, 2004.

0001—General Fund

(1) Subdivision (b) of Section 15 of Chapter 1128 of the Statutes of 2002

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0841-001-0001—For support of State Controller's Statewide Information Technology Projects, for payment to Item 0840-001-0001 0

Schedule:

(1) 10-Human Resource Management System and Automated Statewide Travel Expense Reimbursement System 1,071,000

(a) 10.02-Automated Statewide Travel Expense Reimbursement System.....(1,071,000)

(2) Reimbursements..... –1,071,000

Provisions:

1. The State Controller's office shall pay to Item 0840-001-0001, Schedules (1) Personal Services and (2) Operating Expenses and Equipment from the funds appropriated in Item 0841-001-0001, Schedule (1) at a level not to exceed the amounts budgeted in Schedules (1) and (2) of Item 0840-001-0001 for the Automated Statewide Travel Expense Reimbursement System.

0845-001-0217—For support of Department of Insurance, payable from the Insurance Fund 134,238,000

Schedule:

(1) 10-Regulation of Insurance Companies and Insurance Producers 56,812,000

(2) 12-Consumer Protection 41,748,000

(3) 20-Fraud Control..... 34,107,000

(4) 30-Tax Collection and Audit..... 1,821,000

(5) 50.01-Administration..... 23,847,000

(6) 50.02-Distributed Administration ...–23,847,000

(7) Reimbursements..... –250,000

Provisions:

1. Of the funds appropriated in this item, the Controller shall transfer $3,097,000 as of July 1, 2003, to the Department of Aging for support of the Health Insurance Counseling and Advocacy Program.

2. Of the funds appropriated in this item, the Controller shall transfer $511,000 as of July 1, 2003, to the State and Consumer Services Agency for support of the Office of Insurance Advisor, to provide assistance to the Governor on insurance-related matters. The unencumbered balance, as determined by the State and Consumer Services

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Agency for the 2003–04 fiscal year, shall revert to the Insurance Fund.

3. Of the funds appropriated in this item, an amount not to exceed $600,000 shall be used solely to cover intervenor compensation costs allowable under subdivision (b) of Section 1861.10 of the Insurance Code.

4. Notwithstanding any other provision of law, the Insurance Commissioner may publish notices relating to Holocaust era insurance claim activities in a manner that the commissioner determines reasonable, provided that (a) none of the moneys for this purpose may be redirected from other budgeted activities, (b) no photograph is used in the publication of the notice, and (c) no elected official's name is used in the publication of notice unless otherwise required by law.

0845-101-0217—For local assistance, Department of Insurance, Program 20-Fraud Control, payable from the Insurance Fund 33,746,000

0850-001-0562—For support of the California State Lottery Commission, for payment of expenses of the lottery, including all costs incurred in the operation and administration of the lottery, payable from the State Lottery Fund..... (382,375,000)

Provisions:

1. Notwithstanding any other provision of law, the California State Lottery Commission shall submit to the Department of Finance, the Joint Legislative Budget Committee, and the budget committees of the Legislature, all of the following:

(a) In conjunction with submission of the commission's quarterly financial statements, a report comparing estimated administrative costs to budgeted administrative costs for the 2004–05 fiscal year. The report shall be in sufficient detail that they may be used for legislative review purposes and for sustaining a thorough ongoing review of the expenditures of the California State Lottery Commission. These reports shall include a reporting of the lottery sales revenues and shall detail any administrative funding that is used to supplement the prize pool of any lottery game.

(b) No later than January 10, 2004, a copy of the proposed administrative budget for the California State Lottery Commission for the

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2004–05 fiscal year that is included in the Governor's Budget.

(c) No later than June 1, 2004, a copy of the proposed administrative budget and expected sales revenue for the California State Lottery Commission for the 2004–05 fiscal year that is submitted to the California State Lottery Commission's Budget Committee. This report shall detail any administrative funding that is proposed to be used to supplement the prize pool of any lottery game.

(d) No later than June 30, 2004, the final 2004–05 budget and revenue projections approved by the California State Lottery Commission. The report shall include any approved revision, and supporting documentation, to the June 1, 2004, proposed budget. The report shall detail any administrative funding that is proposed to be used to supplement the prize pool of any lottery game.

0855-001-0367—For support of California Gambling Control Commission, payable from the Indian Gaming Special Distribution Fund..... 3,344,000

Schedule:

(1) 10-California Gambling Control Commission..... 3,344,000

0855-001-0567—For support of California Gambling Control Commission, payable from the Gambling Control Fund..... 2,154,000

Schedule:

(1) 10-California Gambling Control Commission..... 2,154,000

0855-101-0366—For local assistance, California Gambling Control Commission, payable from the Indian Gaming Revenue Sharing Trust Fund..... 46,000,000

Provisions:

1. The funds appropriated in this item are for distribution to noncompact tribes.
2. Notwithstanding any other provision of law, the Director of Finance may authorize expenditures for purposes of this item in excess of the amount appropriated in this item. The Director of Finance may not approve any expenditure unless the approval is made in writing and filed with the Chairperson of the Joint Legislative Budget Committee and the chairperson of the committee in each house that considers appropriations not later than

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30 days prior to the effective date of approval, or prior to whatever lesser time the chairperson of the joint committee, or his or her designee, may determine.

3. As part of any request to augment this item, the California Gambling Control Commission shall provide the Chairperson of the Joint Legislative Budget Committee and the chairperson of the committee in each house that considers appropriations a report identifying (a) the methodology for determining a noncompact tribe, (b) a list of the noncompact tribes identified based on the commission's methodology, (c) a trust fund condition report including the amount of revenue received from each compact tribe, and (d) the amount of funds to be distributed to each noncompact tribe. Upon receiving additional expenditure authority for distributing funds under the trust fund, the commission shall submit that information to the chairpersons of the committees on a quarterly basis concurrent with the distribution of the funds to the noncompact tribes.

0855-491—Reappropriation, California Gambling Control Commission. The balance of the appropriations for the License 2000 Database System provided in the following citations is reappropriated for the purposes provided for in that appropriation and shall be available for encumberance and expenditure until June 30, 2004.

0367—Indian Gaming Special Distribution Fund

(1) Item 0855-001-0367, Budget Act of 2002 (Ch. 379, Stats. 2002). Up to $58,000 appropriated in Program 10-California Gambling Control Commission.

0567—Gambling Control Fund

(1) Item 0855-001-0567, Budget Act of 2002 (Ch. 379, Stats. 2002). Up to $15,000 appropriated in Program 10-California Gambling Control Commission.

Provisions:

1. No funds may be expended from this item until a Special Project Report has been approved by the Department of Finance.

0860-001-0001—For support of State Board of Equalization ..... ~~199,418,000~~ *201,413,000*

Item	Amount
Schedule:	
(1) 100000-Personal Services	~~237,385,000~~ *238,551,000*
(2) 300000-Operating Expenses and Equipment	~~84,323,000~~ *84,385,000*
(3) Reimbursements	~~–88,735,000~~ *–88,968,000*
(4) Amount payable from the Breast Cancer Fund (Item 0860-001-0004)	–144,000
(5) Amount payable from the State Emergency Telephone Number Account (Item 0860-001-0022)	–633,000
(6) Amount payable from the Motor Vehicle Fuel Account, Transportation Tax Fund (Item 0860-001-0061)	–21,625,000
(7) Amount payable from the Occupational Lead Poisoning Prevention Account (Item 0860-001-0070)	–618,000
(8) Amount payable from the Childhood Lead Poisoning Prevention Fund (Item 0860-001-0080)	–457,000
(9) Amount payable from the Cigarette and Tobacco Products Surtax Fund (Item 0860-001-0230)	–2,320,000
(10) Amount payable from the Oil Spill Prevention and Administration Fund (Item 0860-001-0320)	–243,000
(11) Amount payable from the Integrated Waste Management Account, Integrated Waste Management Fund (Item 0860-001-0387)	–413,000
(12) Amount payable from the Underground Storage Tank Cleanup Fund (Item 0860-001-0439)	–2,058,000
(13) Amount payable from the Energy Resources Programs Account (Item 0860-001-0465)	–250,000
(14) Amount payable from the California Children and Families First Trust Fund (Item 0860-001-0623)	–2,280,000
(15) Amount payable from the Federal Trust Fund (Item 0860-001-0890)	–103,000
(16) Amount payable from the Timber Tax Fund (Item 0860-001-0965)	–2,042,000

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(17) Amount payable from the Gas Consumption Surcharge Fund (Item 0860-001-3015) ..... –369,000

Provisions:

1. It is the intent of the Legislature that all funds appropriated to the Board of Equalization for processing tax returns, auditing, and collecting owed tax amounts, shall be used in a manner consistent with its authorized budget and the documents that were presented to the Legislature for its review in support of that budget. The Board of Equalization shall not reduce expenditures or redirect either funding or personnel resources away from direct auditing or collection activities without prior approval of the Director of Finance. The director shall not approve any such reduction or redirection sooner than 30 days after providing notification to the Joint Legislative Budget Committee. No such position may be transferred from the organizational unit to which it was assigned in the 2003–04 Governor's Budget and the Salaries and Wages Supplement as revised by legislative actions without the approval of the Department of Finance. Furthermore, the board shall expeditiously fill budgeted positions consistent with the funding provided in this act.

0860-001-0004—For support of State Board of Equalization, for payment to Item 0860-001-0001, payable from the Breast Cancer Fund 144,000

Provisions:

1. Notwithstanding Section 30461.6 of the Revenue and Taxation Code, or any other provision of law, sufficient funds to cover the costs of the State Board of Equalization for the collection and enforcement of fees to be deposited in the Breast Cancer Fund shall be retained in the fund, and be available to be appropriated to the board.

0860-001-0022—For support of State Board of Equalization, for payment to Item 0860-001-0001, payable from the State Emergency Telephone Number Account..... 633,000

0860-001-0061—For support of State Board of Equalization, for payment to Item 0860-001-0001, payable from the Motor Vehicle Fuel Account, Transportation Tax Fund..... 21,625,000

Item	Amount
0860-001-0070—For support of State Board of Equalization, for payment to Item 0860-001-0001, payable from the Occupational Lead Poisoning Prevention Account	618,000
Provisions:	
1. The amount appropriated in this item includes revenues derived from the assessment of fines and penalties imposed as specified by Section 13332.18 of the Government Code.	
0860-001-0080—For support of State Board of Equalization, for payment to Item 0860-001-0001, payable from the Childhood Lead Poisoning Prevention Fund	457,000
Provisions:	
1. The amount appropriated in this item includes revenues derived from the assessment of fines and penalties imposed as specified by Section 13332.18 of the Government Code.	
0860-001-0230—For support of State Board of Equalization, for payment to Item 0860-001-0001, payable from the Cigarette and Tobacco Products Surtax Fund	2,320,000
0860-001-0320—For support of State Board of Equalization, for payment to Item 0860-001-0001, payable from the Oil Spill Prevention and Administration Fund	243,000
0860-001-0387—For support of State Board of Equalization, for payment to Item 0860-001-0001, payable from the Integrated Waste Management Account, Integrated Waste Management Fund	413,000
Provisions:	
1. The amount appropriated in this item includes revenues derived from the assessment of fines and penalties imposed as specified by Section 13332.18 of the Government Code.	
0860-001-0439—For support of State Board of Equalization, for payment to Item 0860-001-0001, payable from the Underground Storage Tank Cleanup Fund	2,058,000
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.	
0860-001-0465—For support of State Board of Equalization, for payment to Item 0860-001-0001, payable from the Energy Resources Programs Account	250,000

Item		Amount
0860-001-0623—For support of State Board of Equalization, for payment to Item 0860-001-0001, payable from the California Children and Families First Trust Fund		2,280,000
0860-001-0890—For support of State Board of Equalization, for payment to Item 0860-001-0001, payable from the Federal Trust Fund		103,000
0860-001-0965—For support of State Board of Equalization, for payment to Item 0860-001-0001, payable from the Timber Tax Fund		2,042,000
0860-001-3015—For support of the State Board of Equalization, for payment to Item 0860-001-0001, payable from the Gas Consumption Surcharge Fund		369,000
0860-301-0001—For capital outlay, Board of Equalization		134,000
Schedule:		
(1) 99.12.005-San Jose District Office—Update the Security for the Public Lobby—Preliminary plans, working drawings, and construction	168,000	
(2) Reimbursements	–34,000	
0890-001-0001—For support of Secretary of State		18,973,000
Schedule:		
(1) 100000-Personal Services	25,619,000	
(2) 300000-Operating Expenses and Equipment	21,929,000	
(3) Special Item of Expense-Election Related Costs	8,958,000	
(4) Reimbursements	–7,339,000	
(5) Amount payable from the Secretary of State's Business Fees Fund (Item 0890-001-0228)	–30,194,000	
Provisions:		
1. The Secretary of State may not expend any special handling fees authorized by Chapter 999 of the Statutes of 1999 that are collected in excess of the cost of administering those special handling fees unless specifically authorized by the Legislature.		
0890-001-0228—For support of Secretary of State, for payment to Item 0890-001-0001, payable from the Secretary of State's Business Fees Fund		~~30,299,000~~ *30,194,000*
0890-003-0001—For support of Secretary of State for rental payments on lease-revenue bonds		8,358,000

Item	Amount
Schedule:	
(1) Base Rental and Fees 9,434,000	
(2) Structural Insurance..... 67,000	
(3) Reimbursements..... –1,143,000	
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.	
0890-003-0228—For support of Secretary of State, for rental payments on lease-revenue bonds, payable from the Secretary of State's Business Fees Fund...	2,640,000
Schedule:	
(1) Base Rental and Fees 2,979,000	
(2) Structural Insurance..... 22,000	
(3) Reimbursements..... –361,000	
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.	
0890-011-0274—For transfer by the Controller from the Business Reinvestment Fund to the General Fund ..	(193,000)
0890-295-0001—For local assistance, Secretary of State, 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	4,000
Schedule:	
(1) 98.01.007.778-Absentee ballots (Ch. 77, Stats. 1978)..... 1,000	
(2) 98.01.039.188-Brendon Maguire Act (Ch. 391, Stats. 1988)..... 1,000	
(3) 98.01.049.479-Handicapped voter access (Ch. 494, Stats. 1979)..... 0	
(4) 98.01.070.475-Voter registration procedures (Ch. 704, Stats. 1975). 1,000	
(5) 98.01.101.381-Local elections (Ch. 1013, Stats. 1981)..... 0	

Item	Amount
(6) 98.01.104.285-Election materials (Ch. 1042, Stats. 1985).....	0
(7) 98.01.140.176-Voter registration roll purge (Ch. 1401, Stats. 1976).	0
(8) 98.01.142.282-Permanent absent voters (Ch. 1422, Stats. 1982).....	1,000
(9) 98.01.160.382-Democratic presidential delegates (Ch. 1603, Stats. 1982).....	0

Provisions:

1. Except as provided in Provision 2 of this item, allocations of funds provided in this item to the appropriate local entities shall be made by the State 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. If any of the scheduled amounts are insufficient to provide full reimbursement of costs, the State 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 chairperson of the committee in each house which considers appropriations and the Chairperson of the Joint Legislative Budget Committee or his or her designee.
3. 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 2003–04 fiscal year:
   (3) Handicapped voter access (Ch. 494, Stats. 1979).
   (5) Local elections (Ch. 1013, Stats. 1981).
   (6) Election materials (Ch. 1042, Stats. 1985).

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(7) Voter registration roll purge (Ch. 1401, Stats. 1976).

(9) Democratic presidential delegates (Ch. 1603, Stats. 1982, and Ch. 8, Stats. 1988).

0950-001-0001—For support of State Treasurer 6,423,000

Schedule:

(1) 100000-Personal Services 15,126,000

(2) 300000-Operating Expenses and Equipment 5,588,000

(3) Reimbursements .....–14,291,000

Provisions:

1. The State Treasurer shall seek to increase the reimbursement rates charged to those departments or programs that receive services from the State Treasurer's Office's Item Processing System by an amount sufficient to recover from those departments or programs, over a five-year period, beginning not later than fiscal year 1999–00, their fair share of the $3.78 million cost of upgrading the system to be Year 2000 compliant. Those departments or programs include, but are not limited to, the Department of Health Services' Women, Infant and Children Program, and the Employment Development Department's Unemployment and Disability Insurance Program.

0950-295-0001—For local assistance, State Treasurer, for reimbursement, in accordance with the provisions of Section 6 of Article XIII B of the California Constitution or of 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) 98.01.078.395-Investment Reports—Cities and Counties (Ch. 783, Stats. 1995) 0

(2) 98.01.078.495-County Treasury Oversight Committees (Ch. 784, Stats. 1995 and Ch. 156, Stats. 1996) 0

Provisions:

1. Except as provided in Provision 2 of this item, allocations of funds provided in this item to the appropriate local entities shall be made by the State Controller in accordance with the provisions of each statute or executive order that mandates the

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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 State 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 chairperson of the committee in each house that considers appropriations and the Chairperson of the Joint Legislative Budget Committee or his or her designee.

3. 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 2003–04 fiscal year:

(a) Investment Reports—Cities and Counties (Ch. 783, Stats. 1995).

(b) County treasury oversight committees (Ch. 784, Stats. 1995 and Ch. 156, Stats. 1996).

0954-001-0001—For support of the Scholarshare Investment Board 1,159,000

Schedule:

(1) 20-Governor's Scholarship Programs 1,159,000

Provisions:

1. Funds appropriated in this item are for the purpose of administering the Governor's Scholars Program and the Governor's Math and Science Scholars Program, established pursuant to Article 20 (commencing with Section 69995) of Chapter 2 of Part 42 of the Education Code.

0954-001-0564—For support of the Scholarshare Investment Board, payable from the Scholarshare Administrative Fund 967,000

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Schedule:

(1) 10-Golden State Scholarshare Trust Program..... 967,000

Provisions:

1. Notwithstanding any other provision of law, the Director of Finance may authorize expenditures for the Scholarshare Investment Board in excess of 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 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.

2. Notwithstanding Provision 1 of Item 7980-011-0001 of Section 2 of Chapter 50 of the Statutes of 1999, the $829,000 General Fund loan made to the Scholarshare Administrative Fund shall be repaid over a period of seven years, with payments beginning no later than the 2002–03 fiscal year and ending no later than June 30, 2007. This loan shall be repaid with interest calculated at the rate earned by the Pooled Money Investment Account.

~~0954-101-0001—For local assistance, Scholarshare Investment Board, for the purposes of the Governor's Scholarship Programs, pursuant to Article 20 (commencing with Section 69995) of Chapter 2 of Part 42 of the Education Code..... 26,600,000~~

~~Provisions:~~

~~1. 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 purpose of making scholarship awards pursuant to Article 20 (commencing with Section 69995) of Chapter 2 of Part 42 of the Education Code, as necessary to fully fund the number of awards authorized by that article for students who earned awards in the 11th grade during the prior school year. No augmentation may be authorized sooner than 30 days after notification in writing of the Chairperson of the Joint Legislative Budget Committee and the chairperson of the committee in each house that considers appropriations, not sooner than whatever lesser time~~

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~~those persons, or their designees, may in each instance determine.~~

~~2. Awards earned by 9th and 10th grade students in the prior school year shall be recorded for purposes of determining necessary appropriations for those awards for the school year in which those students are expected to complete the 12th grade.~~

0954-495—Reversion, Scholarshare Investment Board. As of June 30, 2003, the unencumbered balance of the appropriation provided in Item 0954-101-0001, Budget Act of 2002 (Ch. 379, Stats. 2002), shall revert to the General Fund.

0956-001-0171—For support of California Debt and Investment Advisory Commission, payable from the California Debt and Investment Advisory Commission Fund 1,895,000

Schedule:

(1) 10-California Debt and Investment Advisory Commission 1,995,000

(2) Reimbursements ..... −100,000

Provisions:

1. Notwithstanding any other provision of law, the Director of Finance may authorize expenditures for the California Debt and Investment Advisory Commission in excess of 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 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.

0956-011-0171—For transfer by the Controller, upon order of the Director of Finance, from the California Debt and Investment Advisory Commission Fund to the General Fund ..... (5,500,000)

Provisions:

1. The transfer made by this item is a loan to the General Fund that shall be fully repaid by October 1, 2005. This loan shall be repaid with interest calculated at the rate earned by the Pooled Money Investment Account at the time of the transfer. The State Controller shall, within 15 working days of receipt of written notification from the Department of Finance, transfer from the General Fund to the California Debt and Investment Advisory Commission Fund the full amount of the loan or

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increments thereof as requested by the Department of Finance. It is the intent of the Legislature that repayment is made so as to ensure that current and newly authorized programs supported by this fund are fully and timely implemented as approved by the voting members of the California Debt and Investment Advisory Commission. It is also the intent of the Legislature that repayment is made to ensure compliance with federal and state statutes or requirements. Accordingly, the Department of Finance shall, within 30 days of receipt of written notification documenting the need of the loan repayment from the California Debt and Investment Advisory Commission, provide written notification to the State Controller notifying the State Controller of the amount to be transferred from the General Fund to the California Debt and Investment Advisory Commission Fund.

0959-001-0169—For support of California Debt Limit Allocation Committee, payable from the California Debt Limit Allocation Committee Fund..... 1,055,000

Schedule:

(1) 10-Debt Limit Allocation Committee 1,055,000

Provisions:

1. Notwithstanding any other provision of law, the Director of Finance may authorize expenditures for the California Debt Limit Allocation Committee in excess of 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 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.

0965-001-0215—For support of California Industrial Development Financing Advisory Commission, payable from the Industrial Development Fund..... 446,000

Schedule:

(1) 10-Industrial Development Financing Advisory Commission 521,000

(2) Reimbursements..... –75,000

Provisions:

1. Notwithstanding any other provision of law, the Director of Finance may authorize expenditures for the California Industrial Development Financ-

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ing Advisory Commission in excess of 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 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.

0968-001-0448—For support of California Tax Credit Allocation Committee, payable from the Occupancy Compliance Monitoring Account, Tax Credit Allocation Fee Account 1,019,000

Schedule:

(1) 10-California Tax Credit Allocation Committee 1,034,000

(2) Reimbursements ..... −15,000

Provisions:

1. Notwithstanding any other provision of law, the Director of Finance may authorize expenditures for the California Tax Credit Allocation Committee in excess of 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 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.

0968-001-0457—For support of California Tax Credit Allocation Committee, payable from the Tax Credit Allocation Fee Account 1,368,000

Schedule:

(1) 10-California Tax Credit Allocation Committee 1,383,000

(2) Reimbursements ..... −15,000

Provisions:

1. Notwithstanding any other provision of law, the Director of Finance may authorize expenditures for the California Tax Credit Allocation Committee in excess of 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 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.

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0968-001-3038—For support of California Tax Credit Allocation Committee, payable from the Community Revitalization Fee Fund 226,000

Schedule:

(1) 20-Community Revitalization Program 226,000

Provisions:

1. Notwithstanding any other provision of law, the Director of Finance may authorize expenditures for the California Tax Credit Allocation Committee in excess of 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 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.

0968-011-0457—For transfer by the Controller, upon order of the Director of Finance, from the Tax Credit Allocation Fee Account to the General Fund ..... (3,000,000)

Provisions:

1. The transfer made by this item is a loan to the General Fund that shall be fully repaid by October 1, 2005. This loan shall be repaid with interest calculated at the rate earned by the Pooled Money Investment Account at the time of the transfer. The State Controller shall, within 15 working days of receipt of written notification from the Department of Finance, transfer from the General Fund to the Tax Credit Allocation Fee Account the full amount of the loan or increments thereof as requested by the Department of Finance. It is the intent of the Legislature that repayment is made so as to ensure that current and newly authorized programs supported by this fund are fully and timely implemented as approved by the voting members of the California Tax Credit Allocation Committee. It is also the intent of the Legislature that repayment is made to ensure compliance with federal and state statutes or requirements. Accordingly, the Department of Finance shall, within 30 days of receipt of written notification documenting the need of the loan repayment from the California Tax Credit Allocation Committee, provide written notification to the State Controller notifying the State Controller of the amount to be trans-

Item	Amount
ferred from the General Fund to the Tax Credit Allocation Fee Account.	
0971-001-0528—For support of California Alternative Energy and Advanced Transportation Financing Authority, payable from the California Alternative Energy Authority Fund	177,000
Schedule:	
(1) 10-California Alternative Energy and Advanced Transportation Financing Authority 177,000	
Provisions:	
1. Notwithstanding any other provision of law, the Director of Finance may authorize expenditures for the California Alternative Energy and Advanced Transportation Financing Authority in excess of 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 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.	
0985-001-6040—For support of California School Finance Authority, payable from the Charter School Facilities Account, 2002 State School Facilities Fund	531,000
Schedule:	
(1) 20-Charter School Facilities Program..... 531,000	
Provisions:	
~~1. It is the intent of the Legislature to provide General Obligation Bond funding for charter school facilities in California, in an effort to ensure a long-term commitment to meeting their facilities funding needs. The funding provided in this item is intended to fund a pilot program to determine the optimum method for providing school facilities funding for charter schools.~~	
2. Of the amount appropriated in this item, $125,000 is for the one-time support of external contracts for consultants who are qualified to provide technical assistance and training in the development of financing programs for charter schools.	

Item		Amount
STATE AND CONSUMER SERVICES		
1100-001-0001—For support of California Science Center		~~10,354,000~~ *10,198,000*
Schedule:		
(1) 10-Education	~~8,440,000~~ *8,329,000*	
(2) 20-Exposition Park Management	3,274,000	
(3) 30-California African-American Museum	~~3,228,000~~ *3,183,000*	
(4) 40.01-Administration	1,176,000	
(5) 40.02-Distributed Administration	–1,176,000	
(6) Reimbursements-Education	–274,000	
(7) Reimbursements-Exposition Park Management	–350,000	
(8) Reimbursements-California African-American Museum	–1,040,000	
(9) Amount payable from the Exposition Park Improvement Fund (Item 1100-001-0267)	–2,924,000	
Provisions:		
1. The Director of General Services shall not approve a contract, permit, or lease agreement by the museum (excluding those for museum exhibits) that reduces state revenues or increases state costs by $25,000 or more unless, not sooner than 30 days prior to giving his or her approval, the director submits in writing to the Chairperson of the Joint Legislative Budget Committee notification of the director's intent to approve that contract, permit, or lease, or not sooner than such lesser time as the chairperson may in each instance determine. This provision shall have no effect as to those contracts that the legislative fiscal committees have examined as part of the budget process or otherwise.		
1100-001-0267—For support of California Science Center for payment to Item 1100-001-0001, payable from the Exposition Park Improvement Fund		2,924,000
1100-003-0001—For support of the California Science Center for rental payments on lease-revenue bonds		2,737,000
Schedule:		
(1) Base Rental and Fees	2,709,000	
(2) Insurance	32,000	

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(3) Reimbursement ..... –4,000

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.

1100-490—Reappropriation, California Science Center. The balance of the appropriation provided in the following citation is reappropriated for the purposes, and subject to the limitations unless otherwise specified, provided for in that appropriation:

0660—Lease - Revenue Bonds

(1) Item 1100-301-0660 Budget Act of 2002 (Ch. 379, Stats. 2002)

(1) 11.01-Science Center Phase II—construction.

1111-002-0166—For support of the Arbitration Certification Program, Department of Consumer Affairs, payable from the Consumer Affairs-Certification Account..... 822,000

Schedule:

(1) 23-Arbitration Certification Program..... 822,000

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.

1111-002-0208—For support of the Hearing Aid Dispensers Bureau, Department of Consumer Affairs, payable from the Hearing Aid Dispensers Fund..... 551,000

Schedule:

(1) 24-Hearing Aid Dispensers Bureau. 560,000

(2) Reimbursements..... –9,000

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.

1111-002-0239—For support of the Bureau of Security and Investigative Services, Department of Consumer Affairs, payable from the Private Security Services Fund 7,060,000

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Schedule:

(1) 25.10.010-Bureau of Security and Investigative Services, Private Security Services Program 9,514,000

(2) 25.10.020-Distributed Private Security Services..... –104,000

(3) Reimbursements..... –2,350,000

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.

1111-002-0305—For support of the Bureau for Private Postsecondary and Vocational Education, Department of Consumer Affairs, payable from the Private Postsecondary Education Administration Fund..... 5,771,000

Schedule:

(1) 27.10.010-Bureau for Private Postsecondary and Vocational Education..... 5,961,000

(2) 27.10.020-Distributed Private Postsecondary and Vocational Education..... –110,000

(3) Reimbursements..... –80,000

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.

1111-002-0325—For support of the Bureau of Electronic and Appliance Repair, Department of Consumer Affairs, payable from the Electronic and Appliance Repair Fund 1,987,000

Schedule:

(1) 28-Bureau of Electronic and Appliance Repair..... 2,000,000

(2) Reimbursements..... –13,000

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.

1111-002-0421—For support of the Bureau of Automotive Repair, Department of Consumer Affairs, payable from the Vehicle Inspection and Repair Fund.. 92,089,000

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Schedule:

(1) 31.10.016-Automotive Repair and Smog Check Programs 74,214,000

(2) 31.10.026-Consumer Relations and Outreach 6,587,000

(3) 31.10.036-Communications and Education 577,000

(4) 31.10.046-Administrative and Information Services 10,900,000

(5) 31.10.090-Distributed Automotive Repair and Smog Check Programs –71,000

(6) Reimbursements ..... –118,000

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 Section 26.00 of this act, the Department of Finance may authorize transfers among and between Schedules (1), (2), (3), and (4) of this item not to exceed 35 percent of the schedule from which funds are transferred. Transfers made by this provision may be authorized not sooner than 30 days after notification in writing of the necessity therefor is provided to the chairperson of the committee in each house of the Legislature that considers appropriations and the Chairperson of the Joint Legislative Budget Committee.

1111-002-0459—For support of the Telephone Medical Advice Services Program, Department of Consumer Affairs, payable from the Telephone Medical Advice Services Fund 128,000

Schedule:

(1) 37-Telephone Medical Advice Services Program 128,000

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.

1111-002-0582—For support of the Bureau of Automotive Repair, Department of Consumer Affairs, payable from the High Polluter Repair or Removal Account 20,717,000

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Schedule:

(1) 31.20.016-Vehicle Repair Assistance..... 12,000,000

(2) 31.20.030-Vehicle Retirement 4,525,000

(3) 31.20.040-Program Administration. 4,192,000

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 Section 26.00 of this act, the Department of Finance may authorize transfers among and between Schedules (1) and (2) of this item. Transfers made by this provision may be authorized not sooner than 30 days after notification in writing of the necessity therefor is provided to the chairperson of the committee in each house of the Legislature that considers appropriations and the Chairperson of the Joint Legislative Budget Committee.

1111-002-0702—For support of Department of Consumer Affairs, payable from the Consumer Affairs Fund, Professions and Vocations Fund..... 0

Schedule:

(1) 35.10.010-Administrative and Information Services Division 35,555,000

(2) 35.10.015-Communications and Education Division..... 1,329,000

(3) 35.10.020-Consumer Relations and Outreach Division 9,459,000

(4) 35.10.025-Division of Investigation 6,504,000

(5) 35.20.010-Distributed Administrative and Information Services Division .....–34,980,000

(6) 35.20.015-Distributed Communications and Education Division..... –1,273,000

(7) 35.20.020-Distributed Consumer Relations and Outreach Division .. –9,459,000

(8) 35.20.025-Distributed Division of Investigation ..... –6,248,000

(9) Reimbursements..... –887,000

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.

Item		Amount
1111-002-0717—For support of the Cemetery and Funeral Bureau, Department of Consumer Affairs, payable from the Cemetery Fund, Professions and Vocations Fund		1,845,000
Schedule:		
(1) 38.10.005-Cemetery Program	2,079,000	
(2) 38.10.010-Distributed Cemetery Program	−115,000	
(3) Reimbursements	−119,000	
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.		
1111-002-0750—For support of the Cemetery and Funeral Bureau, Department of Consumer Affairs, payable from the State Funeral Directors and Embalmers Fund, Professions and Vocations Fund		1,411,000
Schedule:		
(1) 38.20-Funeral Directors and Embalmers Program	1,423,000	
(2) Reimbursements	−12,000	
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.		
1111-002-0752—For support of the Bureau of Home Furnishings and Thermal Insulation, Department of Consumer Affairs, payable from the Bureau of Home Furnishings and Thermal Insulation Fund		3,708,000
Schedule:		
(1) 34-Bureau of Home Furnishings and Thermal Insulation	3,713,000	
(2) Reimbursements	−5,000	
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.		
1111-002-0769—For support of the Bureau of Security and Investigative Services, Department of Consumer Affairs, payable from the Private Investigator Fund		685,000

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Schedule:

(1) 25.20-Private Investigators Program..... 795,000

(2) Reimbursements..... –110,000

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.

1111-002-0890—For support of the Bureau for Private Postsecondary and Vocational Education, Department of Consumer Affairs, payable from the Federal Trust Fund..... 1,158,000

Schedule:

(1) 27.20-Federal Trust Program 1,158,000

Provisions:

1. Notwithstanding any other provision of law, the Federal Trust Fund Account of the Bureau for Private Postsecondary and Vocational Education may borrow from the Private Postsecondary and Vocational Education Administration Fund an amount not to exceed a cumulative total of $500,000 for the purpose of meeting cashflow needs for the purposes funded in this item due to delays in collecting federal funds. Any loan made pursuant to this provision shall be made only upon approval of the Department of Finance, and only if the bureau demonstrates and certifies that a sufficient surplus exists in the Private Postsecondary and Vocational Education Administration Fund to support the amount of the loan, and that funds will be available from the federal government to repay the loan. All moneys transferred shall be repaid to the fund as soon as possible, but not later than one year from the date of the loan.

1111-002-0960—For support of the Bureau for Private Postsecondary and Vocational Education, Department of Consumer Affairs, payable from the Student Tuition Recovery Fund 80,000

Schedule:

(1) 27.30-Student Tuition Recovery Program..... 80,000

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.

Item	Amount
1111-003-0001—For support of the Office of Privacy Protection, Department of Consumer Affairs	527,000
Schedule:	
(1) 40-Office of Privacy Protection 527,000	
1111-003-0239—For transfer by the Controller, upon order of the Director of Finance, from the Private Security Services Fund to the General Fund.....	(4,000,000)
Provisions:	
1. The transfer made by this item is a loan to the General Fund. This loan shall be repaid with interest calculated at the rate earned by the Pooled Money Investment Account at the time of the transfer. It is the intent of the Legislature that repayment be made so as to ensure that the programs supported by this fund are not adversely affected by the loan through a reduction in service or an increase in fees.	
1111-003-0421—For transfer by the Controller, upon order of the Director of Finance, from the Vehicle Inspection and Repair Fund to the General Fund	(14,000,000)
Provisions:	
1. The transfer made by this item is a loan to the General Fund. This loan shall be repaid with interest calculated at the rate earned by the Pooled Money Investment Account at the time of the transfer. It is the intent of the Legislature that repayment be made so as to ensure that the programs supported by this fund are not adversely affected by the loan through reduction in service or through increased fees.	
1120-001-0704—For support of California Board of Accountancy, payable from the Accountancy Fund, Professions and Vocations Fund	10,178,000
Schedule:	
(1) 3-California Board of Accountancy. 10,382,000	
(2) Reimbursements..... –204,000	
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.	
1130-001-0706—For support of California Board of Architectural Examiners, payable from the California Board of Architectural Examiners Fund.....	2,741,000
Schedule:	
(1) 06.10.010-California Board of Architectural Examiners..... 2,772,000	

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(2) 06.10.020-Distributed Cost-Architects/Landscape Architects ... –26,000

(3) Reimbursements ..... –5,000

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.

1130-001-0757—For support of California Board of Architectural Examiners, Landscape Architect Technical Committee, Program 06.20, payable from California Board of Architectural Examiners-Landscape Architects Fund 807,000

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.

1130-011-0706—For transfer by the Controller, upon order of the Director of Finance, from the California Board of Architectural Examiners Fund to the General Fund..... (1,800,000)

Provisions:

1. The transfer made by this item is a loan to the General Fund. This loan shall be repaid with interest calculated at the rate earned by the Pooled Money Investment Account at the time of the transfer. It is the intent of the Legislature that repayment be made so as to ensure that the programs supported by this fund are not adversely affected by the loan through reduction in service or through increased fees.

1130-011-0757—For transfer by the Controller, upon order of the Director of Finance, from the California Board of Architectural Examiners-Landscape Architects Fund to the General Fund ..... (1,225,000)

Provisions:

1. The transfer made by this item is a loan to the General Fund. This loan shall be repaid with interest calculated at the rate earned by the Pooled Money Investment Account at the time of the transfer. It is the intent of the Legislature that repayment be made so as to ensure that the programs supported by this fund are not adversely affected by the loan through reduction in service or through increased fees.

Item		Amount
1140-001-0001—For support of State Athletic Commission		643,000
Schedule:		
(1) 9-State Athletic Commission	832,000	
(2) Amount payable from the Boxer's Pension Fund (Item 1140-002-9250)	–89,000	
(3) Amount payable from the Boxer's Neurological Examination Account (Item 1140-001-0492)	–100,000	
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.		
1140-001-0492—For support of State Athletic Commission, for payment to Item 1140-001-0001, payable from the Boxer's Neurological Examination Account		100,000
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.		
1140-002-9250—For support of State Athletic Commission, for payment to Item 1140-001-0001, payable from the Boxer's Pension Fund		89,000
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.		
1165-001-0069—For support of the State Board of Barbering and Cosmetology, payable from the Barbering and Cosmetology Fund		11,795,000
Schedule:		
(1) 22-Board of Barbering and Cosmetology	11,852,000	
(2) Reimbursements	–57,000	
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.		
1170-001-0773—For support of Board of Behavioral Science, payable from the Behavioral Science Examiners Fund, Professions and Vocations Fund		4,654,000

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Schedule:

(1) 18-Board of Behavioral Science 4,830,000

(2) Reimbursements ..... –176,000

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.

1230-001-0093—For support of Contractors' State License Board, for payment to Item 1230-001-0735, payable from the Construction Management Education Account 15,000

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.

1230-001-0735—For support of Contractors' State License Board, payable from the Contractors' License Fund 46,729,000

Schedule:

(1) 30-Contractors' State License Board 47,097,000

(2) Reimbursements ..... –353,000

(3) Amount payable from the Construction Management Education Account (Item 1230-001-0093) ..... –15,000

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.

1230-011-0735—For transfer by the Controller, upon order of the Director of Finance, from the Contractors' State License Fund to the General Fund ..... (8,700,000)

Provisions:

1. The transfer made in this item is a loan to the General Fund. This loan shall be repaid by September 1, 2004, with interest calculated at the rate earned by the Pooled Money Investment Account at the time of the transfer. It is the intent of the Legislature that repayment be made so as to ensure that the programs supported by this fund are not adversely affected by the loan through reduction in service or through increased fees.

Item	Amount
1250-001-0380—For support of the Committee on Dental Auxiliaries, Board of Dentistry, payable from the State Dental Auxiliary Fund	1,496,000
Schedule:	
(1) 36.20-Committee on Dental Auxiliaries 1,718,000	
(2) Reimbursements ..... −222,000	
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.	
1250-001-0741—For support of Dental Board of California, Board of Dentistry, payable from the State Dentistry Fund	6,966,000
Schedule:	
(1) 36.10-Dental Board of California... 7,136,000	
(2) Reimbursements ..... −170,000	
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.	
1250-011-0741—For transfer by the Controller, upon order of the Director of Finance, from the State Dentistry Fund to the General Fund	(5,000,000)
Provisions:	
1. The transfer made by this item is a loan to the General Fund. This loan shall be repaid with interest calculated at the rate earned by the Pooled Money Investment Account at the time of the transfer. It is the intent of the Legislature that repayment be made so as to ensure that the programs supported by this fund are not adversely affected by the loan through reduction in services or increased fees.	
1340-001-0205—For support of Board for Geologists and Geophysicists, Program 51, payable from the Geology and Geophysics Fund	780,000
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.	
1350-001-0024—For support of State Board of Guide Dogs for the Blind, Program 54, payable from the State Board of Guide Dogs for the Blind Fund	138,000

Item		Amount
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.		
1390-001-0175—For support of Medical Board of California, Registered Dispensing Opticians, for payment to Item 1390-001-0758, payable from the Dispensing Opticians Fund		241,000
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.		
1390-001-0210—For support of Medical Board of California, Outpatient Setting, for payment to Item 1390-001-0758, payable from the Outpatient Setting Fund of the Medical Board of California		24,000
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.		
1390-001-0758—For support of Medical Board of California, payable from the Contingent Fund of the Medical Board of California		38,972,000
Schedule:		
(1) 63.10.010-Medical Board of California	40,069,000	
(2) 63.15-Registered Dispensing Opticians	241,000	
(3) 63.17-Outpatient Setting	24,000	
(4) 63.10.020-Distributed Medical Board of California	–713,000	
(5) Reimbursements	–384,000	
(6) Amount payable from the Dispensing Opticians Fund (Item 1390-001-0175)	–241,000	
(7) Amount payable from the Outpatient Setting Fund of the Medical Board of California (Item 1390-001-0210)	–24,000	
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.		

Item Amount

2. The Medical Board of California shall designate a staff liaison to assist international medical graduates through the appropriate programs to facilitate their licensure and reentry into their profession.

1400-001-0108—For support of Acupuncture Board, payable from the Acupuncture Fund 1,983,000

Schedule:

(1) 63.20-Acupuncture Board 2,006,000

(2) Reimbursements ..... –23,000

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.

1400-011-0108—For transfer by the Controller, upon order of the Director of Finance, from the Acupuncture Fund to the General Fund ..... (1,500,000)

Provisions:

1. The transfer made in this item is a loan to the General Fund. This loan shall be repaid with interest calculated at the rate earned by the Pooled Money Investment Account at the time of the transfer. It is the intent of the Legislature that repayment be made so as to ensure that the programs supported by this fund are not adversely affected by the loan through reduction in service or through increased fees.

1420-001-0759—For support of Physical Therapy Board of California, payable from the Physical Therapy Fund 2,450,000

Schedule:

(1) 63.40-Physical Therapy Board of California 2,549,000

(2) Reimbursements ..... –99,000

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.

1430-001-0280—For support of Physician Assistant Committee, payable from the Physician Assistant Fund 850,000

Schedule:

(1) 63.50-Physician Assistant Committee 875,000

(2) Reimbursements ..... –25,000

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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.

1440-001-0295—For support of California Board of Podiatric Medicine, payable from the Board of Podiatric Medicine Fund 1,084,000

Schedule:

(1) 63.60-California Board of Podiatric Medicine 1,088,000

(2) Reimbursements ..... –4,000

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.

1450-001-0310—For support of Board of Psychology, payable from the Psychology Fund 2,806,000

Schedule:

(1) 63.70-Board of Psychology 2,857,000

(2) Reimbursements ..... –51,000

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.

1455-001-0319—For support of Respiratory Care Board of California, payable from the Respiratory Care Fund 2,444,000

Schedule:

(1) 63.75-Respiratory Care Board of California 2,510,000

(2) Reimbursements ..... –66,000

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.

1460-001-0376—For support of the Speech-Language Pathology and Audiology Board, payable from the Speech-Language Pathology and Audiology Fund... 524,000

Schedule:

(1) 63.80-Speech-Language Pathology and Audiology Board 548,000

(2) Reimbursements ..... –24,000

Item	Amount
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.	
1475-001-3017—For support of California Board of Occupational Therapy, payable from the Occupational Therapy Fund	672,000
Schedule:	
(1) 67-California Board of Occupational Therapy 694,000	
(2) Reimbursements ..... –22,000	
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.	
1475-011-3017—For transfer by the Controller, upon order of the Director of Finance, from the Occupational Therapy Fund to the General Fund	(1,000,000)
Provisions:	
1. The transfer made in this item is a loan to the General Fund. This loan shall be repaid with interest calculated at the rate earned by the Pooled Money Investment Account at the time of the transfer. It is the intent of the Legislature that repayment be made so as to ensure that the programs supported by this fund are not adversely affected by the loan through reduction in service or through increased fees.	
1480-001-0763—For support of State Board of Optometry, payable from the State Optometry Fund, Professions and Vocations Fund	1,109,000
Schedule:	
(1) 69-State Board of Optometry 1,115,000	
(2) Reimbursements ..... –6,000	
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.	
1485-001-0264—For support of Osteopathic Medical Board of California, payable from the Osteopathic Medical Board of California Contingent Fund	987,000

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Schedule:

(1) 70-Osteopathic Medical Board of California 1,037,000

(2) Reimbursements ..... –50,000

Provisions:

1. The amount appropriated in this item may include revenues derived from the assessment of fines and penalties imposed as specified in Government Code Section 13332.18.

1490-001-0767—For support of California State Board of Pharmacy, payable from the Pharmacy Board Contingent Fund, Professions and Vocations Fund .. 7,374,000

Schedule:

(1) 72-California State Board of Pharmacy 7,625,000

(2) Reimbursements ..... –251,000

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.

1500-001-0770—For support of Board for Professional Engineers and Land Surveyors, payable from the Professional Engineers' and Land Surveyors' Fund. 7,244,000

Schedule:

(1) 75-Board for Professional Engineers and Land Surveyors 7,260,000

(2) Reimbursements ..... –16,000

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.

1510-001-0761—For support of Board of Registered Nursing, payable from the Board of Registered Nursing Fund, Professions and Vocations Fund..... 16,711,000

Schedule:

(1) 78-Board of Registered Nursing 17,725,000

(2) Reimbursements ..... –1,014,000

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.

1520-001-0771—For support of Court Reporters Board of California, payable from the Court Reporters Fund 630,000

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Schedule:

(1) 81-Court Reporters Board of California 648,000

(2) Reimbursements ..... –18,000

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.

1520-011-0771—For transfer by the Controller, upon order of the Director of Finance, from the Court Reporters Fund to the General Fund..... (1,250,000)

Provisions:

1. The transfer made in this item is a loan to the General Fund. This loan shall be repaid with interest calculated at the rate earned by the Pooled Money Investment Account at the time of the transfer. It is the intent of the Legislature that repayment be made so as to ensure that the programs supported by this fund are not adversely affected by the loan through reduction in service or through increased fees.

1530-001-0399—For support of Structural Pest Control Board, for payment to Item 1530-001-0775, payable from the Structural Pest Control Education and Enforcement Fund 272,000

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.

1530-001-0775—For support of Structural Pest Control Board, payable from the Structural Pest Control Fund, Professions and Vocations Fund..... 3,254,000

Schedule:

(1) 84-Structural Pest Control Board ... 3,528,000

(2) Reimbursements ..... –2,000

(3) Amount payable from the Structural Pest Control Education and Enforcement Fund (Item 1530-001-0399)..... –272,000

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.

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1550-001-0777—For support of Veterinary Medical Board, payable from the Veterinary Medical Board Contingent Fund 1,826,000

Schedule:

(1) 90-Veterinary Medical Board 1,852,000

(2) Reimbursements ..... –26,000

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.

1580-001-0779—For support of Board of Vocational Nurse and Psychiatric Technician Examiners, payable from the Vocational Nurse Examiners Fund 4,195,000

Schedule:

(1) 91.10.010-Vocational Nurses Program 4,584,000

(2) 91.10.020-Distributed Vocational Nurses ..... –37,000

(3) Reimbursements ..... –352,000

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.

1580-011-0779—For transfer by the Controller, upon order of the Director of Finance, from the Vocational Nurse Examiners Fund to the General Fund ..... (2,000,000)

Provisions:

1. The transfer made in this item is a loan to the General Fund. This loan shall be repaid with interest calculated at the rate earned by the Pooled Money Investment Account at the time of the transfer. It is the intent of the Legislature that repayment be made so as to ensure that the programs supported by this fund are not adversely affected by the loan through reduction in service or through increased fees.

1580-001-0780—For support of Board of Vocational Nurse and Psychiatric Technician Examiners, payable from the Psychiatric Technicians Account, Vocational Nurse and Psychiatric Technician Examiners Fund 1,183,000

Schedule:

(1) 91.20-Psychiatric Technician Program 1,205,000

(2) Reimbursements ..... –22,000

Item		Amount
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.		
1580-011-0780—For transfer by the Controller, upon order of the Director of Finance, from the Psychiatric Technicians Account, Vocational Nurse and Psychiatric Technician Examiners Fund to the General Fund		(1,000,000)
Provisions:		
1. The transfer made in this item is a loan to the General Fund. This loan shall be repaid with interest calculated at the rate earned by the Pooled Money Investment Account at the time of the transfer. It is the intent of the Legislature that repayment be made so as to ensure that the programs supported by this fund are not adversely affected by the loan through reduction in service or through increased fees.		
1700-001-0001—For support of Department of Fair Employment and Housing		~~15,677,000~~ *14,840,000*
Schedule:		
(1) 50-Administration of Civil Rights Law	~~19,674,000~~ *18,837,000*	
(2) Amount payable from the Federal Trust Fund (Item 1700-001-0890).	–3,997,000	
1700-001-0890—For support of Department of Fair Employment and Housing, for payment to Item 1700-001-0001, payable from the Federal Trust Fund		3,997,000
1705-001-0001—For support of the Fair Employment and Housing Commission		1,157,000
Schedule:		
(1) 10-Fair Employment and Housing Commission	1,308,000	
(2) Reimbursements	–151,000	
1730-001-0001—For support of Franchise Tax Board		~~396,840,000~~ *396,576,000*
Schedule:		
(1) 10-Tax Programs	~~380,414,000~~ *380,150,000*	
(2) 20-Homeowners and Renters Assistance	6,426,000	
~~(3) 30-Political Reform Audit~~	~~0~~	

Item	Amount
(3) 30-Political Reform Audit (1,359,000)	*0*
(4) 40-Child Support Collections	15,350,000
(5) 45-Child Support Automation	19,164,000
(6) 50-DMV Collections	5,126,000
(7) 60-Court Collections	5,665,000
(8) 70-Contract Work	~~6,037,000~~ *7,099,000*
(9) 80.01-Administration	23,051,000
(10) 80.02-Distributed Administration	–23,051,000
(11) Reimbursements	~~–6,037,000~~ *–7,099,000*
(12) Reimbursements-Child Support Existing/Expanded Collections	–10,130,000
(13) Reimbursements-Child Support Automation	–13,899,000
(14) Amount payable from the State Highway Account, State Transportation Fund (Item 1730-001-0042)	–1,000
(15) Amount payable from the Motor Vehicle Account, State Transportation Fund (Item 1730-001-0044)	–1,772,000
(16) Amount payable from the Motor Vehicle License Fee Account, Transportation Tax Fund (Item 1730-001-0064)	–3,353,000
(17) Amount payable from the Emergency Food Assistance Program Fund (Item 1730-001-0122)	–6,000
(18) Amount payable from the Delinquent Tax Collection Fund (Section 19378 of the Revenue and Taxation Code)	–404,000
(19) Amount payable from the Fish and Game Preservation Fund (Rare Fish, Wildlife, and Plant Species Conservation and Enhancement Account) (Item 1730-001-0200)	–13,000
(20) Amount payable from the Court Collection Account (Item 1730-001-0242)	–5,665,000
(21) Amount payable from the State Children's Trust Fund (Item 1730-001-0803)	–11,000

Item	Amount
(22) Amount payable from the California Alzheimer's Disease and Related Disorders Research Fund (Item 1730-001-0823)	–11,000
(23) Amount payable from the California Seniors Special Fund (Item 1730-001-0886)	–4,000
(24) Amount payable from the California Breast Cancer Research Fund (Item 1730-001-0945)	–7,000
(25) Amount payable from the California Peace Officer Memorial Foundation Fund (Item 1730-001-0974)	–5,000
(26) Amount payable from the Firefighters' Memorial Fund (Item 1730-001-0979)	–7,000
(27) Amount payable from the California Fund for Senior Citizens (Item 1730-001-0983)	–7,000
(29) Amount payable from the Asthma and Lung Disease Research Fund (Item 1730-001-8003)	–5,000
(30) Amount payable from Lupus Fund of America California Chapters Fund (Item 1730-001-8006).....	–5,000

Provisions:

1. It is the intent of the Legislature that all funds appropriated to the Franchise Tax Board for processing tax returns, auditing and collecting owed tax amounts, shall be used in a manner consistent with its authorized budget and the documents that were presented to the Legislature for its review in support of that budget. The Franchise Tax Board shall not reduce expenditures or redirect either funding or personnel resources away from direct auditing or collection activities without prior approval of the Director of Finance. The director shall not approve any such reduction or redirection sooner than 30 days after providing notification to the Joint Legislative Budget Committee. No such position may be transferred from the organizational unit to which it was assigned in the 2003–04 Governor's Budget and the Salaries and Wages Supplement as revised by legislative actions without the approval of the Department of

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Finance. Furthermore, the board shall expeditiously fill budgeted positions consistent with the funding provided in this act.

2. It is the intent of the Legislature that the Franchise Tax Board resolve tax controversies, without litigation, on a basis that is fair to both the state and the taxpayer and in a manner that will enhance voluntary compliance and public confidence in the integrity and efficiency of the board.

3. During the 2003–04 fiscal year, the collection cost recovery fee for purposes of subparagraph (A) of paragraph (1) of subdivision (a) of Section 19254 of the Revenue and Taxation Code shall be $101, and the filing enforcement cost recovery fee for purposes of subparagraph (A) of paragraph (2) of that subdivision shall be $108.

4. During the 2003–04 fiscal year, the collection cost recovery fee for purposes of subparagraph (B) of paragraph (1) of subdivision (a) of Section 19254 of the Revenue and Taxation Code shall be $150, and the filing enforcement cost recovery fee for purposes of subparagraph (B) of paragraph (2) of that subdivision shall be $175.

5. Of the amounts appropriated in this item, the amount provided in Schedule (5) and Schedule (13), Reimbursements—Child Support Automation, are, pursuant to Section 5 of Chapter 479, Statutes of 1999, available for the 2003–04 and 2004–05 fiscal years.

6. It is the intent of the Legislature that the California Child Support Automation Project shall receive the highest commitment and priority of all of the state's child support automation activities.

7. The Legislature intends that the California Child Support Automation Project shall support all child support collections activities in compliance with federal certification requirements.

8. Notwithstanding any other provision of law, upon request of the Franchise Tax Board, the Department of Finance may augment the amount available for expenditure in Schedules (5) (Child Support Automation) and (13) (Child Support Automation-Reimbursements) for expenditures associated with the implementation of the California Child Support Automation System Project. The augmentation may be effected not sooner than 30 days after notification in writing of neces-

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sity therefor to the chairperson of the committee in each house of the Legislature that considers appropriations 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. The funds appropriated by this provision shall be consistent with the amount approved by the Department of Finance based on its review and approval of the required Feasibility Study Report or Reports or equivalent document or documents.	
1730-001-0042—For support of Franchise Tax Board, for payment to Item 1730-001-0001, payable from the State Highway Account, State Transportation Fund	1,000
1730-001-0044—For support of Franchise Tax Board, for payment to Item 1730-001-0001, payable from the Motor Vehicle Account, State Transportation Fund	1,772,000
1730-001-0064—For support of Franchise Tax Board, for payment to Item 1730-001-0001, payable from the Motor Vehicle License Fee Account, Transportation Tax Fund	3,353,000
1730-001-0122—For support of Franchise Tax Board, for payment to Item 1730-001-0001, payable from the Emergency Food Assistance Program Fund	6,000
1730-001-0200—For support of Franchise Tax Board, for payment to Item 1730-001-0001, payable from the Fish and Game Preservation Fund (Rare Fish, Wildlife, and Plant Species Conservation and Enhancement Account)	13,000
1730-001-0242—For support of Franchise Tax Board, for payment to Item 1730-001-0001, payable from the Court Collection Account	5,665,000
1730-001-0803—For support of Franchise Tax Board, for payment to Item 1730-001-0001, payable from the State Children's Trust Fund	11,000
1730-001-0823—For support of Franchise Tax Board, for payment to Item 1730-001-0001, payable from the California Alzheimer's Disease and Related Disorders Research Fund	11,000
1730-001-0886—For support of Franchise Tax Board, for payment to Item 1730-001-0001, payable from the California Seniors Special Fund	4,000

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1730-001-0945—For support of Franchise Tax Board, for payment to Item 1730-001-0001, payable from the California Breast Cancer Research Fund	7,000
1730-001-0974—For support of Franchise Tax Board, for payment to Item 1730-001-0001, payable from the California Peace Officer Memorial Foundation Fund	5,000
1730-001-0979—For support of Franchise Tax Board, for payment to Item 1730-001-0001, payable from the Firefighters' Memorial Fund	7,000
1730-001-0983—For support of Franchise Tax Board, for payment to Item 1730-001-0001, payable from the California Fund for Senior Citizens.....	7,000
1730-001-8003—For support of Franchise Tax Board, for payment to Item 1730-001-0001, payable from the Asthma and Lung Disease Research Fund	5,000
1730-001-8006—For support of Franchise Tax Board, for payment to Item 1730-001-0001, payable from the Lupus Foundation of America California Chapters Fund	5,000
1730-002-0001—For support of the Franchise Tax Board for rental payments on lease revenue bonds.....	7,280,000
Schedule:	
(1) Central Office—Buildings 1 and 2. 7,302,000	
(2) Insurance 48,000	
(3) Reimbursements..... –70,000	
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.	
1730-295-0001—For local assistance, Franchise Tax Board, 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) 98.01.023.874-Substandard Housing (Ch. 238, Stats. 1974) 0	
Provisions:	
1. Pursuant to Section 17581 of the Government Code, mandates identified in the appropriation	

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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 2003–04 fiscal year:	
(1) Substandard Housing (Ch. 238, Stats. 1974).	
1760-001-0001—For support of Department of General Services, for payment to Item 1760-001-0666	7,000,000
1760-001-0002—For support of Department of General Services, for payment to Item 1760-001-0666, payable from the Property Acquisition Law Money Account	2,813,000
1760-001-0003—For support of Department of General Services, for payment to Item 1760-001-0666, payable from the Motor Vehicle Parking Facilities Moneys Account.....	3,953,000
1760-001-0022—For support of Department of General Services, for payment to Item 1760-001-0666, payable from the State Emergency Telephone Number Account	4,691,000
1760-001-0026—For support of Department of General Services, for payment to Item 1760-001-0666, payable from the State Motor Vehicle Insurance Account.....	3,832,000
Provisions:	
1. Notwithstanding any other provision of law, Section 16379 of the Government Code shall govern the payment of claims for the purposes of this item.	
1760-001-0119—For support of Department of General Services, for payment to Item 1760-001-0666, payable from the 1998 State School Facilities Fund.....	1,700,000
Provisions:	
1. The funds appropriated in this item shall be made available for any purpose approved by the State Allocation Board pursuant to Section 17070.65 of the Education Code.	
1760-001-0450—For support of Department of General Services, for payment to Item 1760-001-0666, payable from the Seismic Gas Valve Certification Fee Account	75,000
1760-001-0465—For support of Department of General Services, for payment to Item 1760-001-0666, payable from the Energy Resources Programs Account.	1,353,000
1760-001-0602—For support of Department of General Services, for payment to Item 1760-001-0666, payable from the Architecture Revolving Fund	38,455,000

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1760-001-0666—For support of Department of General Services, payable from the Service Revolving Fund 478,956,000

Schedule:

(1) Program support.....668,362,000

(2) Distributed services.....–12,994,000

(3) Amount payable from the General Fund (Item 1760-001-0001)..... –7,000,000

(4) Amount payable from the Property Acquisition Law Money Account (Item 1760-001-0002) ..... –2,813,000

(5) Amount payable from the Motor Vehicle Parking Facilities Moneys Account (Item 1760-001-0003)..... –3,953,000

(6) Amount payable from the State Emergency Telephone Number Account (Item 1760-001-0022)..... –4,691,000

(7) Amount payable from the State Motor Vehicle Insurance Account (Item 1760-001-0026) ..... –3,832,000

(8) Amount payable from the 1998 State School Facilities Fund (Item 1760-001-0119)..... –1,700,000

(9) Amount payable from the Seismic Gas Valve Certification Fee Account (Item 1760-001-0450)..... –75,000

(10) Amount payable from the Energy Resources Programs Account (Item 1760-001-0465) ..... –1,353,000

(11) Amount payable from the Architecture Revolving Fund (Item 1760-001-0602) .....–38,455,000

(12) Amount payable from the Earthquake Safety and Public Buildings Rehabilitation Fund of 1990 (Item 1760-001-0768) ..... –746,000

(13) Amount payable from the State School Deferred Maintenance Fund (Item 1760-001-0961)..... –145,000

(14) Amount payable from the 2002 State School Facilities Fund (Item 1760-001-6036) .....–10,961,000

(15) Amount payable from the Property Acquisition Law Money Account (Item 1760-015-0002)..... –250,000

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(16) Amount payable from the Motor Vehicle Parking Facilities Money Account (Item 1760-002-0003)..... –1,102,000

(17) Amount payable from the Service Revolving Fund (Item 1760-002-0666).....–84,608,000

(18) Amount payable from the Service Revolving Fund (Item 1760-003-0666).....–14,728,000

Provisions:

1. Notwithstanding any other provision of law, revenues from the sale of legislative bills and publications received by the Bill Room shall be deposited in the Service Revolving Fund.

2. Notwithstanding any other provision of law, if the Director of the Department of General Services determines in writing that there is insufficient cash in a special fund under his or her authority to make one or more payments currently due and payable, he or she may order the transfer of moneys to that special fund in the amount necessary to make payment or payments, as a loan from the Service Revolving Fund. That loan shall be subject to all of the following conditions:

(a) No loan shall be made that would interfere with the carrying out of the object for which the Service Revolving Fund was created.

(b) The loan shall be repaid as soon as there is sufficient money in the recipient fund to repay the amount loaned, but no later than 18 months after the date of the loan. The amount loaned shall not exceed the amount that the fund or program is authorized at the time of the loan to expend during the 2003–04 fiscal year from the recipient fund except as otherwise provided in Provisions 4, 5, and 6 of this item.

(c) 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.

3. Notwithstanding Item 9840-001-0988, Item 9840-001-0494, and Section 27.00 of this act, the Director of General Services may augment this item or any of Items 1760-001-0002, 1760-001-0003, 1760-001-0026, and 1760-001-0602, by up to an aggregate of 10 percent in cases where (a)

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the Legislature has approved funds for a customer for the purchase of services or equipment through the Department of General Services (DGS) and the corresponding expenditure authority has not been provided in this item or (b) a local government entity or the federal government has requested services from the DGS. Any augmentation that is deemed to be necessary on a permanent basis shall be submitted for review as part of the normal budget development process. If the Director of the Department of General Services augments this item or Item 1760-001-0002, 1760-001-0003, 1760-001-0026, or 1760-001-0602 the DGS shall notify the Department of Finance within 30 days after that augmentation is made as to the amount, justification, and the program augmented. Any augmentation made in accordance with this provision shall not result in an increase in any rate charged to other departments for services or the purchase of goods without the prior written consent of the Department of Finance.

4. Notwithstanding Item 9840-001-0988, Item 9840-001-0494, and Section 27.00 of this act, if this item or Item 1760-001-0002, 1760-001-0003, 1760-001-0026, or 1760-001-0602, is augmented pursuant to Provision 4 by the maximum allowed under that provision, the Director of Finance may further augment the item or items in cases where (a) the Legislature has approved funds for a customer for the purchase of services or equipment through the DGS and the corresponding expenditure authority has not been provided in these items, or (b) a local government entity or the federal government has requested services from the DGS. Any augmentation that is deemed to be necessary on a permanent basis shall be submitted for review as part of the normal budget development process.

5. Notwithstanding Item 9840-001-0988, Item 9840-001-0494, and Section 27.00 of this act, the Director of General Services may augment this item and Items 1760-001-0026 and 1760-001-0003 to increase authorized expenditures by the Office of State Publishing, the Office of Risk and Insurance Management, the Office of Fleet Administration, the Office of Energy Management,

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and the Office of Public Safety Radio Services. The augmentation shall be for the specific purpose of enabling the Office of State Publishing, the Office of Risk and Insurance Management, the Office of Fleet Administration, the Office of Energy Management, and the Office of Public Safety Radio Services to provide competitive services to their customers (including local government entities or the federal government) and may be made only if the office has sufficient operating reserves available to fund the augmentation. If the Director of General Services proposes to augment either of the items in this provision, the Director shall notify the Department of Finance, the chairpersons of the fiscal committees of each house, and the Chairperson of the Joint Legislative Budget Committee 30 days prior to making the augmentation, including the amount, justification, and the office augmented. Any augmentation that is deemed to be necessary on a permanent basis shall be submitted for review as part of the normal budget development process.

6. Any augmentation made pursuant to Provisions 3 and 4 of this item shall be reported in writing to the chairpersons of the fiscal committees of each house and the Chairperson of the Joint Legislative Budget Committee within 30 days of the date the augmentation is approved. This notification shall identify the amount of, and justification for, the augmentation, and the program that has been augmented. Copies of the notification shall be provided to the Department of Finance.

7. Notwithstanding any other provision of law, the Director of General Services or his or her designee, in lieu of the Director of Finance, is authorized to carry out the provisions of Section 26.00 of this act as it pertains to category transfers.

8. Notwithstanding any other provision of law, the Director of General Services or his or her designee, in lieu of the Director of Finance, is authorized to approve Budget Revision, Standard Form 26 subject to a copy being provided to the Department of Finance.

1760-001-0768—For support of Department of General Services, for payment to Item 1760-001-0666, payable from the Earthquake Safety and Public Buildings Rehabilitation Fund of 1990 746,000

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1760-001-0961—For support of Department of General Services, for payment to Item 1760-001-0666, payable from the State School Deferred Maintenance Fund 145,000

1760-001-6036—For support of Department of General Services, for payment to Item 1760-001-0666, payable from the 2002 State School Facilities Fund..... 10,961,000

Provisions:

1. Notwithstanding Section 27.00 of this act, the Director of Finance may authorize the creation of deficiencies pursuant to Section 11006 of the Government Code for the purposes of this item.

1760-002-0003—For support of Department of General Services, for rental payments on lease revenue bonds, for payment to Item 1760-001-0666, payable from the Motor Vehicle Parking Facilities Moneys Account 1,102,000

Provisions:

1. The funds appropriated in this item are for the following:
   (a) Base Rental and Fees..... 1,095,000
   (b) Insurance..... 7,000
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 might be needed to ensure debt requirements are met.

1760-002-0666—For support of Department of General Services, for rental payments on lease revenue bonds, for payment to Item 1760-001-0666, payable from the Service Revolving Fund..... 84,608,000

Provisions:

1. The funds appropriated in this item are for the following:
   (a) Base rental and fees..... 83,792,000
      (1) Capitol Area Development Authority, Sacramento 691,000
      (2) State Office Building, Riverside 2,199,000
      (3) Department of Justice Building, Sacramento..... 4,930,000

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(4) San Francisco Civic Center Building	25,644,000		
(5) Ronald Reagan Building, Los Angeles	17,724,000		
(6) Elihu M. Harris Building, Oakland	11,522,000		
(7) LA Junipero Serra II	4,799,000		
(8) State Office Building, San Diego (Suburban)	2,881,000		
(9) Capitol East End Garage	977,000		
(10) Stephen P. Teale Data Center	3,497,000		
(11) Capitol Area East End Complex	8,928,000		
(b) Insurance		818,000	
(c) Reimbursements		–2,000	

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 might be needed to ensure debt requirements are met.

1760-003-0666—For support of Department of General Services, for rental payments on California Environmental Protection Agency Building, for payment to Item 1760-001-0666, payable from the Service Revolving Fund 14,728,000

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.

1760-015-0002—For support of Department of General Services, for payment to Item 1760-001-0666, payable from the Property Acquisition Law Money Account 250,000

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1760-101-0022—For local assistance, Department of General Services, for reimbursement of local agencies and service suppliers or communications equipment companies for costs incurred pursuant to Sections 41137, 41137.1, 41138, and 41140 of the Revenue and Taxation Code, payable from the State Emergency Telephone Number Account ..... ~~142,409,000~~ *146,849,000*

1760-301-0660—For capital outlay, Department of General Services, payable from the Public Buildings Construction Fund 216,297,000

Schedule:

(1) 50.10.200-Central Plant Renovation—Acquisition, preliminary plans, working drawings, and construction 159,722,000

(2) 50.20.515-Marysville Office Building: Replacement—Construction... 56,575,000

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 construction of the projects authorized by this item.
2. The State Public Works Board and the Department of General Services may obtain interim financing for the project costs authorized in this item from any appropriate source, including, but not limited to, the Pooled Money Investment Account pursuant to Sections 16312 and 16313 of the Government Code.
3. The State Public Works Board may authorize the augmentation of the cost of construction of the project scheduled in this item pursuant to the board's authority under Section 13332.11 of the Government Code. In addition, the board may authorize any additional amount necessary to establish a reasonable construction reserve and to pay the cost of financing including the payment of interest during construction of the project, the costs of financing a debt service fund, and the cost of issuance of permanent financing for the project. This additional amount may include interest payable on any interim financing obtained.
4. The Department of General Services is authorized and directed to execute and deliver any and

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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.

5. 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 section does not exempt this department from the requirements of the California Environmental Quality Act. This section is intended to be declarative of existing law.

6. Notwithstanding Section 2.00 of the Budget Act, the funds appropriated by Schedule (1) of this item shall be available for expenditure until June 30, 2008. In addition, the balance of funds appropriated for construction by Schedule (1) that have not been allocated, through fund transfer or approval to bid, by the Department of Finance on or before June 30, 2006, shall revert as of the date to the fund from which the appropriation was made.

7. The Department of General Services may contract for the lease, lease-purchase, lease with an option to purchase, acquisition, design, design-build, construction, construction management, and other services related to the design and construction of the Central Plant Renovation Project, Schedule (1). If the Director of General Services selects design-build as the method of delivery, the department shall use the method of design-build authorized by subparagraph (i) of paragraph (A) of subdivision (3) of Section 14661 of the Government Code.

8. The Department of Finance will provide written notification to the Joint Legislative Budget Committee, within 10 days of receipt, of any request for augmentation of project costs, change in project scope, or any related change in project schedule, for projects identified in Schedule (1).

9. *For the project identified in Schedule (1), the Department of General Services shall work with the*

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affected local communities on a design that minimizes the aesthetic impact of the project on those communities.

1760-301-0768—For capital outlay, Department of General Services, payable from the Earthquake Safety and Public Buildings Rehabilitation Fund of 1990.. 2,981,000

Schedule:

(1) 50.99.029-Program Management.... 744,000

(2) 50.99.039-Department of General Services, Fresno: State Office Building: Structural Retrofit—Construction 2,237,000

Provisions:

1. Pursuant to funds appropriated in Schedule (1) and notwithstanding any other provision of law, the Director of the Department of General Services or his or her designee may contract for program management services provided by a licensed architect, registered engineer, or licensed general contractor where a firm is selected to assist DGS in project management activities, planning, designing, estimating, reviewing, and completing, a multiproject construction program.

2. If, during the validation portion of project development for projects listed in Schedules (1) and (2), the risk level of any of these projects is reduced, or where a project savings has been realized, the funding for that particular project shall be available for expenditure for any of the other projects in this appropriation or for preliminary plans for the next highest priority Risk Level V or VI building identified by the department. If this change in funding occurs, the Department of General Services shall report to the Chair of the Joint Legislative Budget Committee detailing the project or projects reduced in seismic risk level, the project or projects for which preliminary plans will be developed, or the redirection of project savings within this appropriation.

1760-490—Reappropriation, Department of General Services. The balance of the appropriation provided in the following citation is reappropriated for the purposes and subject to the limitations unless otherwise specified, provided for in the appropriations:

0660—Public Buildings Construction Fund

(1) Item 1760-301-0660, Budget Act of 2002, (Ch. 379, Stats. 2002)

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(1.5) 50.10.152-Bonderson Building Renovation, Sacramento—Working drawings and construction.

(2) 50.10.160-Office Buildings 8 and 9 Renovation, 714 P Street, Sacramento—Working drawings and construction

(3) 50.10.161-Office Building 10 Renovation, 721 Capitol Mall, Sacramento—Working drawings and construction

0768—Earthquake Safety and Public Buildings Rehabilitation Fund of 1990

(4) Item 1760-301-0768, Budget Act of 2002, (Ch. 379, Stats. 2002)

(5) 50.99.179-California Department of Corrections, San Quentin State Prison, Building 22: Modulars—Construction.

(6) 50.99.402-Department of Mental Health, Patton State Hospital-30 Building, A-E: Structural Retrofit—Working drawings, provided the amount of this appropriation shall not exceed $420,000

Provisions:

1. Notwithstanding Section 2.00 of the Budget Act, the funds reappropriated by Schedule (1.5) and (3) of this item shall be available for expenditure until June 30, 2007. In addition, the balance of funds reappropriated for construction by Schedule (1.5) and (3) that have been allocated, through fund transfer or approval to proceed to bid, by the Department of Finance on or before June 30, 2005, shall revert as of the date to the fund from which the appropriation was made.

2. Notwithstanding Section 2.00 of the Budget Act, the funds reappropriated by Schedule (2) of this item shall be available for expenditure until June 30, 2009. In addition, the balance of funds reappropriated for construction by Schedule (2) that have not been allocated, through fund transfer or approval to proceed to bid, by the Department of Finance on or before June 30, 2007, shall revert as of the date to the fund from which the appropriation was made.

1760-491—Reappropriation, for capital outlay, Department of General Services. Notwithstanding any other provision of law, the period to liquidate encumbrances of the following citations is extended to June 30, 2004.

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0768—Earthquake Safety and Public Building Rehabilitation Fund of 1990

(1) Item 1760-301-0768, Budget Act of 1998 (Ch. 324, Stats. 1998)

(1.2) 50.99.030-DSA 3—Employment Development Department, 800 Capitol Mall Structural Retrofit—Construction

(9) 50.99.053-DSA 3275, 3276, and 3277—State Department of Developmental Services, Fairview, Wards D1516, E3014, F1112: Structural Retrofit—Construction

(11) 50.99.057-DSA 4406—Department of Corrections, Folsom, Officers and Guards: Structural Retrofit—Construction

(13) 50.99.059-DSA 872 and 876—Department of Corrections, Deuel Vocational Institution Tracy, Wings L & R: Structural Retrofit—Construction

(14) 50.99.061-DSA 10788, 10795, and 10819—Department of Corrections, Soledad, North Facility Gym/Dining/Kitchen, VS-1 and Wing V Ed: Structural Retrofit—Construction

(15) 50.99.062-DSA 11178—Department of the Military, Ventura Armory: Structural Retrofit—Construction

(20) 50.99.072-DSA 406201-05—Department of Corrections, Chino, Central Guidance Center A: Structural Retrofit—Construction

(2) Item 1760-302-0768, Budget Act of 1998 (Ch. 324, Stats. 1998)

(1) 50.99.038-DSA #24, DGS Santa Ana Office Bldg. Structural Retrofit—Construction

(3) Item 1760-301-0768, Budget Act of 2000 (Ch. 50, Stats. 2000)

(4) 50.99.077-California Men's Colony, San Luis Obispo, Buildings B, D, L & Q: Structural Retrofit—Working drawings

1760-492—Reappropriation, Department of General Services. Notwithstanding any other provision of law, the balance, as of June 30, 2003, of the funds made available pursuant to Item 1760-101-0768, Budget Act of 1994 (Ch. 139, Stats. 1994), as reappropriated by Item 1760-491, Budget Act of 2002 (Ch. 379, Stats. 2002), are reappropriated and shall be available for expenditure through June 30, 2004.

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Schedule:	
(1) 3116-Richmond, Contra Costa—City Hall	1,149,975
(2) 3117-Richmond, Contra Costa—Hall of Justice	683,613
(3) 4029-Alameda, Oakland Police Administration Retrofit—Oakland	500,000
(4) 4042-Orinda, Contra Costa: Orinda Fire Station 44	57,671
1760-496—Department of General Services: As of June 30, 2003, the unencumbered balances of the appropriations provided for in the following citations shall revert to the balance of the fund from which it was made:	
0768—Earthquake Safety and Public Buildings Rehabilitation Fund of 1990	
Item 1760-301-0768, Budget Act of 2002 (Ch. 379, Stats. 2002)	
~~(6) 50.99.402-State Department of Mental Health, Patton State Hospital—30 Building A–E: Structural Retrofit—Working drawings.~~	~~(730,000)~~
(6) 50.99.402-State Department of Mental Health, Patton State Hospital—30 Building A–E: Structural Retrofit—Working drawings	*(730,000)*
(7) 50.99.403-Department of Mental Health, Patton State Hospital-70 Building, A–E: Structural Retrofit—Working drawings	
(8) 50.99.404-Department of Mental Health, Patton State Hospital-Building N: Structural Retrofit—Working drawings	
(9) 50.99.411-California Department of Corrections, Correctional Training Facility, Soledad, South Dorm C, D, E: Structural Retrofit—Working drawings and construction	
1880-001-0001—For support of State Personnel Board	3,900,000
Schedule:	
(1) 10-Merit System Administration	14,189,000
(2) 40-Local Government Services	3,003,000
(3) 50.01-Administrative Services	2,593,000
(4) 50.02-Distributed Administrative Services	–1,884,000
(5) Reimbursements	–14,001,000
Provisions:	
1. Notwithstanding any other provision of law, the Director of Finance may authorize a loan from the	

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General Fund, in an amount not to exceed 35 percent of reimbursements appropriated in this item to the State Personnel Board, provided that:

(a) The loan is to meet cash needs resulting from the delay in receipt of reimbursements for services provided.

(b) The loan is for a short term and shall be repaid by September 30, 2004.

(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 chairperson of the committee in each house that considers appropriations not later than 30 days prior to the effective date of the approval, or not sooner than whatever lesser time that the chairperson of the joint committee or his or her designee may determine.

1880-295-0001—For local assistance, State Personnel Board, 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..... 1,000

Schedule:

(1) 98.01.067.590-Peace Officers Procedural Bill of Rights (Ch. 675, Stats. 1990) 1,000

Provisions:

1. Except as provided in Provision 2 of this item, allocations of funds provided in this item to the appropriate local entities shall be made by the State 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

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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 State 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 chairperson of the committee in each house that considers appropriations and the Chairperson of the Joint Legislative Budget Committee or his or her designee.

1900-001-0950—For support of Board of Administration of the Public Employees' Retirement System, payable from the Public Employees' Contingency Reserve Fund 16,290,000

Provisions:

1. The appropriation made in this item is for support of the Board of Administration pursuant to Section 22840 of the Government Code.

1900-003-0830—For support of Board of Administration of the Public Employees' Retirement System, payable from the Public Employees' Retirement Fund..... (162,056,000)

Provisions:

1. The amount displayed in this item is based on the estimate by the Public Employees' Retirement System of expenditures for external investment advisers and other investment related expenses to be made during the 2003–04 fiscal year pursuant to Sections 20172, 20208, and 20210 of the Government Code. The Board of Administration of the Public Employees' Retirement System shall report to the fiscal committees of the Legislature and the Joint Legislative Budget Committee on or before January 10, 2004, regarding any revision of this estimate, including an accounting and explanation of changes, and the amount of, and basis for, investment adviser expenditures proposed for the 2004–05 fiscal year. The Board of Administration of the Public Employees' Retirement System shall report on or before January 10, 2005, on the final expenditures under this item, including an accounting and explanation of changes from estimates previously reported to the Legislature.

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2. Each of the two reports described in Provision 1 also shall include all of the following:
   (a) A summary and comparison of the externally managed portfolios, the internally managed portfolios, and the total fund. This information shall include the value of the assets, the gross and net returns, the benchmark returns, and the costs, by dollars and basis points, for these portfolios.
   (b) A description of the actions the Public Employees' Retirement System will take to ensure that any future expenditures for outside advisers will result in a greater return on investments, including costs for these advisers, than if in-house advisers were used.
   (c) Separate listings of adviser contracts in effect, and approved, during the 2002–03 and 2003–04 fiscal years, with (1) amounts (total contract and annual basis) for each contract for base fees and performance-based fees, and (2) summary statements of the purposes of each contract.

1900-015-0815—For support of Board of Administration of the Public Employees' Retirement System, payable from the Judges' Retirement Fund ..... (568,000)

Provisions:

1. Notwithstanding any other provision of law, the Board of Administration of the Public Employees' Retirement System (PERS), in accordance with all applicable provisions of the California Constitution, shall submit to the Controller, the Department of Finance, the Joint Legislative Budget Committee, and the fiscal committees of the Legislature, all of the following:
   (a) No later than January 10, 2004, a copy of the proposed budget for PERS for the 2004–05 fiscal year as included with the Governor's Budget.
   (b) No later than May 15, 2004, a copy of the proposed budget for PERS for the 2004–05 fiscal year as approved by the Board of Administration.
   (c) The revisions to the proposed budget for PERS for the 2003–04 fiscal year, as recommended by the PERS Finance Committee, at least 30 days prior to the consideration

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of those revisions by the Board of Administration.	
(d) Commencing October 1, 2003, all expenditure and performance workload data provided to the Board of Administration, as updated on a quarterly basis. This quarterly update information is to be submitted to the Joint Legislative Budget Committee and the fiscal committees of the Legislature, and shall be in sufficient detail to be useful for legislative oversight purposes and to sustain a thorough ongoing review of Public Employees' Retirement System expenditures.	
1900-015-0820—For support of Board of Administration of the Public Employees' Retirement System, payable from the Legislators' Retirement Fund	(280,000)
Provisions:	
1. Notwithstanding any other provisions of law, the Board of Administration of the Public Employees' Retirement System, in accordance with all applicable provisions of the California Constitution, shall submit to the Controller, the Department of Finance, the Joint Legislative Budget Committee, and the fiscal committees of the Legislature all of the following:	
(a) A copy of the proposed budget for the Public Employees' Retirement System for the 2004–05 fiscal year by January 10, 2004, as included with the Governor's Budget.	
(b) A copy of the proposed budget for the Public Employees' Retirement System for the 2004–05 fiscal year as approved by the Board of Administration by May 15, 2004.	
(c) The revisions to the proposed budget for the Public Employees' Retirement System for the 2003–04 fiscal year as recommended by the Public Employees' Retirement System Finance Committee at least 30 days prior to consideration of those revisions by the Board of Administration.	
(d) Commencing October 1, 2003, all expenditure and performance workload data provided to the Board of Administration, updated on a quarterly basis, shall be submitted to the Joint Legislative Budget Committee and the fiscal committees of the Legislature. The quarterly update information submitted to the Legisla-	

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ture shall be in sufficient detail to be useful for legislative oversight purposes and to sustain a thorough ongoing review of the expenditures of the Public Employees' Retirement System.

1900-015-0830—For support of Board of Administration of the Public Employees' Retirement System, payable from the Public Employees' Retirement Fund..... (221,620,000)

Provisions:

1. Notwithstanding any other provision of law, the Board of Administration of the Public Employees' Retirement System, in accordance with all applicable provisions of the California Constitution, shall submit to the Controller, the Department of Finance, the Joint Legislative Budget Committee, and the fiscal committees of the Legislature, all of the following:
   (a) A copy of the proposed budget for the Public Employees' Retirement System for the 2004–05 fiscal year by January 10, 2004, as included with the Governor's Budget.
   (b) A copy of the proposed budget for the Public Employees' Retirement System for the 2004–05 fiscal year as approved by the Board of Administration by May 15, 2004.
   (c) The revisions to the proposed budget for the Public Employees' Retirement System for the 2003–04 fiscal year as recommended by the Public Employees' Retirement System Finance Committee at least 30 days prior to consideration of those revisions by the Board of Administration.
2. Commencing October 1, 2003, all expenditure and performance workload data provided to the Board of Administration, updated on a quarterly basis, shall be submitted to the Joint Legislative Budget Committee and the fiscal committees of the Legislature. The quarterly update information submitted to the Legislature shall be in sufficient detail to be useful for legislative oversight purposes and to sustain a thorough ongoing review of the expenditures of the Public Employees' Retirement System.
3. Commencing July 1, 2003, reports on information technology projects that are submitted to the Board of Administration shall be submitted to the

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Joint Legislative Budget Committee, the fiscal committees of the Legislature, and the Department of Finance on an informational basis. The quarterly update information submitted to the Department of Finance shall be in sufficient detail to be useful for Department of Finance informational project status reporting purposes.	
1900-015-0884—For support of Board of Administration of the Public Employees' Retirement System, payable from the Judges' Retirement System II Fund...	(465,000)
Provisions:	
1. Notwithstanding any other provision of law, the Board of Administration of the Public Employees' Retirement System (PERS), in accordance with all applicable provisions of the California Constitution, shall submit to the Controller, the Department of Finance, the Joint Legislative Budget Committee, and the fiscal committees of the Legislature, all of the following:	
(a) No later than January 10, 2004, a copy of the proposed budget for PERS for the 2004–05 fiscal year as included with the Governor's Budget.	
(b) No later than May 15, 2004, a copy of the proposed budget for PERS for the 2004–05 fiscal year as approved by the Board of Administration.	
(c) The revisions to the proposed budget for PERS for the 2003–04 fiscal year, as recommended by the PERS Finance Committee, at least 30 days prior to the consideration of those revisions by the Board of Administration.	
(d) Commencing October 1, 2003, all expenditure and performance workload data provided to the Board of Administration, as updated on a quarterly basis. This quarterly update information is to be submitted to the Joint Legislative Budget Committee and the fiscal committees of the Legislature, and shall be in sufficient detail to be useful for legislative oversight purposes and to sustain a thorough ongoing review of Public Employees' Retirement System expenditures.	

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1900-015-0962—For support of Board of Administration of the Public Employees' Retirement System, payable from the Volunteer Firefighter Length of Service Award Fund ..... (117,000)

Provisions:

1. Notwithstanding any other provision of law, the Board of Administration of the Public Employees' Retirement System, in accordance with all applicable provisions of the California Constitution, shall submit to the Controller, the Department of Finance, the Joint Legislative Budget Committee, and the fiscal committees of the Legislature, all of the following:
   (a) A copy of the proposed budget for the Public Employees' Retirement System for the 2004–05 fiscal year by January 10, 2004, as included with the Governor's Budget.
   (b) A copy of the proposed budget for the Public Employees' Retirement System for the 2004–05 fiscal year as approved by the Board of Administration by May 15, 2004.
   (c) The revisions to the proposed budget for the Public Employees' Retirement System for the 2003–04 fiscal year recommended by the Public Employees' Retirement System Finance Committee, at least 30 days prior to consideration of those revisions by the Board of Administration.
   (d) Commencing October 1, 2003, all expenditure and performance workload data provided to the Board of Administration, updated on a quarterly basis, shall be submitted to the Joint Legislative Budget Committee and the fiscal committees of the Legislature. The quarterly update information submitted to the Legislature shall be in sufficient detail to be useful for legislative oversight purposes and to sustain a thorough ongoing review of the expenditures of the Public Employees' Retirement System.

1900-017-0950—For support of Public Employees' Retirement System payable from the Public Employees' Contingency Reserve Fund..... 223,000

Provisions:

1. The funding appropriated in this item is limited to the amount specified in Control Section 17.00. These funds are to be used in support of compli-

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ance activities related to the federal Health Insurance Portability and Accountability Act (HIPAA) of 1996.

1920-001-0835—For support of State Teachers' Retirement System, payable from the State Teachers' Retirement Fund 96,392,000

Schedule:

(1) 10-Services to Members and Employers 96,794,000

(2) Reimbursements ..... –339,000

(3) Amount payable from the Supplemental Benefit Maintenance Account in the Teachers' Retirement Fund pursuant to Section 22954 of the Education Code ..... –63,000

Provisions:

1. This item shall not be subject to the requirements of subdivision (b), (c), (d), or (e) of Section 31.00 of this act. Nothing in this provision shall be construed as exempting this item from requirements of the State Civil Service Act or from requirements of laws, rules, and regulations administered by the Department of Personnel Administration.

2. Commencing July 1, 2003, reports on information technology projects that are submitted to the Teachers' Retirement Board shall be submitted to the Joint Legislative Budget Committee, the fiscal committees of the Legislature, and the Department of Finance on an informational basis. The information submitted to the Department of Finance shall be in sufficient detail to be useful for Department of Finance informational project status reporting purposes.

1920-002-0835—For support of State Teachers' Retirement System (external investment advisers), payable from the State Teachers' Retirement Fund..... (106,000,000)

Provisions:

1. The amount displayed in this item is for informational purposes only, and is based on the current estimate by the State Teachers' Retirement System (STRS) of expenditures for external investment advisers to be made during the 2003–04 fiscal year pursuant to Section 22353 of the Education Code. The STRS shall report to the fiscal committees of the Legislature and the Joint Legislative Budget Committee no later than January 10, 2004, regarding any revision of this estimate,

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including an accounting and explanation of the changes, and regarding the amount of, and basis for, investment adviser expenditures proposed for the 2004–05 fiscal year. The STRS shall report on or before January 10, 2005, on the final expenditures under this item, including an accounting and explanation of changes from estimates previously reported to the Legislature.

2. Each of the two reports described in Provision 1 also shall include all of the following:

(a) A summary and comparison of the externally managed portfolios, the internally managed portfolios, and the total fund. This information shall include the value of the assets, the gross and net returns, the benchmark returns, and the costs by dollars and basis points for these portfolios.

(b) A description of the actions the State Teachers' Retirement System will take to ensure that any future expenditures for outside advisers will result in a greater return on investments, including costs for these advisers, than if in-house advisers were used.

(c) Separate listings of adviser contracts in effect, and approved, during the 2002–03 and 2003–04 fiscal years, with (1) amounts (total contract and annual basis) for each contract for base fees and performance-based fees, (2) summary statements of the purposes of each contract.

1920-011-0001—For transfer by the Controller to the State Teachers' Retirement Fund..... (509,763,000)

Schedule:

(1) Supplemental Benefit Maintenance Account (SBMA) ..... (58,868,000)

(2) Benefits Funding ..... (450,895,000)

Provisions:

1. The estimated amount referenced in Schedule (1) is the state's contribution required by Section 22954 of the Education Code.

2. The estimated amount referenced in Schedule (2) is the state's contribution required by subdivision (a) of Section 22955 of the Education Code.

1920-490—Reappropriation, State Teachers' Retirement System (STRS). Notwithstanding any other provision of law, up to $2,315,000 of the balance as of June 30, 2003, of the appropriation identified in the

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following citation is reappropriated, subject to the limitations set forth in Provision 1, and shall be available for encumbrance and expenditure until June 30, 2004. Any amount of this reappropriation that is not expended in 2003–04 shall be carried over to 2004–05 and is hereby reappropriated. In no event shall the total amounts reappropriated for the 2004–05 Budget exceed three percent of STRS' 2003–04 appropriation.

0835—State Teachers' Retirement Fund

(1) Item 1920-001-0835, Budget Act of 2002 (Ch. 379, Stats. 2002)

Provisions:

1. The funds reappropriated in this item shall be available for expenditure by the State Teachers' Retirement System for the purposes of meeting unanticipated system costs and promoting better service to the system's membership. The funds may not be encumbered without advance approval of the State Teachers' Retirement Board. The board shall report to the Legislature on a quarterly basis throughout the 2003–04 fiscal year on expenditures made pursuant to this item.

BUSINESS, TRANSPORTATION AND HOUSING

2100-001-3036—For support of Department of Alcoholic Beverage Control, payable from the Alcohol Beverage Control Fund ..... ~~37,330,000~~ *38,212,000*

Schedule:

(1) 10.10-Licensing ..... ~~20,563,000~~ *21,031,000*

(2) 10.20-Compliance ..... ~~17,791,000~~ *18,205,000*

(3) 10.30.010-Administration ..... ~~3,414,000~~ *3,510,000*

(4) 10.30.020-Distributed Administration ..... ~~−3,414,000~~ *−3,510,000*

(5) Reimbursements ..... −1,024,000

2100-011-0081—For transfer by the Controller, from the Alcohol Beverage Control Fund to the Alcohol Beverage Control Fund ..... (3,710,000)

Item	Amount
2100-101-3036—For local assistance, Department of Alcoholic Beverage Control, Program 10.20-Compliance, for grants to local law enforcement agencies payable from the Alcohol Beverage Control Fund ..	1,500,000
Provisions:	
1. Notwithstanding any other provisions of law, the Department of Alcoholic Beverage Control is authorized to grant funds to local law enforcement agencies for the purpose of enhancing enforcement of alcoholic beverage control laws in the local jurisdiction.	
2. Notwithstanding any other provisions of law, at the discretion of the Director, Department of Alcoholic Beverage Control, the department may advance grant funds to local law enforcement agencies.	
3. Notwithstanding any other provisions of law, at the discretion of the Director, Department of Alcoholic Beverage Control, title to any authorized equipment purchased by the local law enforcement agency pursuant to the grant may be vested in the local law enforcement agency at the conclusion of the grant period.	
2120-001-0117—For support of Alcoholic Beverage Control Appeals Board, Program 10, payable from the Alcoholic Beverage Control Appeals Fund.....	834,000
2150-001-0240—For support of Department of Financial Institutions, for payment to Item 2150-001-0298, payable from the Local Agency Deposit Security Fund	336,000
2150-001-0298—For support of Department of Financial Institutions, payable from the Financial Institutions Fund	~~16,491,000~~ *16,591,000*

Schedule:	
(1) 10-Licensing and Supervision of Banks and Trust Companies	14,945,000
(2) 20-Payment Instruments	809,000
(3) 40-Administration of Local Agency Security	336,000
(4) 50-Supervision of California Business and Industrial Development Corporations	28,000
(5) 60-Credit Unions.....	3,294,000
(6) 70-Savings and Loan.....	129,000
(7) 80-Industrial Banks	980,000
(8) 90.01-Administration.....	4,144,000

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(9) 90.02-Distributed Administration ... –4,144,000

~~(9.5) 97.20.001-Unallocated Reduction ~~~~–100,000~~

(10) Reimbursements ..... –300,000

(11) Amount payable from the Local Agency Deposit Security Fund (Item 2150-001-0240) ..... –336,000

(12) Amount payable from the Credit Union Fund (Item 2150-001-0299)..... –3,294,000

2150-001-0299—For support of Department of Financial Institutions, for payment to Item 2150-001-0298, payable from the Credit Union Fund 3,294,000

2180-001-0067—For support of Department of Corporations, payable from the State Corporations Fund..... ~~25,309,000~~ *25,716,000*

Schedule:

(1) 10-Investment Program 15,193,000

(2) 20-Lender-Fiduciary Program ..... ~~10,116,000~~ *10,523,000*

(3) 50.01-Administration..... ~~5,304,000~~ *5,388,000*

(4) 50.02-Distributed Administration ... ~~–5,304,000~~ *–5,388,000*

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.

2180-011-0067—For transfer by the Controller from the State Corporations Fund to the General Fund ..... (44,000,000)

Provisions:

1. Notwithstanding any other provision of law, the amount of this item shall be transferred from the State Corporations Fund to the General Fund.

2240-001-0001—For support of Department of Housing and Community Development ..... ~~5,415,000~~ *5,350,000*

Schedule:

(1) 10-Codes and Standards Program .. 23,213,000

(2) 20-Community Affairs Program..... 14,795,000

(3) 30.01-Housing Policy Development Program..... ~~1,814,000~~ *1,784,000*

(4) 30.02-Distributed Housing Policy Development Program..... –122,000

(5) 50.01-Administration..... 9,592,000

(6) 50.02-Distributed Administration ... –9,448,000

Item	Amount
(7) Reimbursements	~~–209,000~~ *–484,000*
(8) Amount payable from the Mobilehome Park Revolving Fund (Item 2240-001-0245)	–4,335,000
(9) Amount payable from the Mobilehome Park Purchase Fund (Item 2240-001-0530)	~~–565,000~~ *–567,000*
(10) Amount payable from the Mobilehome-Manufactured Home Revolving Fund (Item 2240-001-0648)	–16,866,000
(11) Amount payable from the Self-Help Housing Fund (Item 2240-001-0813)	~~–244,000~~ *–245,000*
(12) Amount payable from the Federal Trust Fund (Item 2240-001-0890)	–7,176,000
(13) Amount payable from the Housing Rehabilitation Loan Fund (Item 2240-001-0929)	~~–2,436,000~~ *–2,443,000*
(14) Amount payable from the Rental Housing Construction Fund (Item 2240-001-0938)	~~–705,000~~ *–707,000*
(15) Amount payable from the Predevelopment Loan Fund (Item 2240-001-0980)	~~–365,000~~ *–366,000*
(16) Amount payable from the Emergency Housing and Assistance Fund (Item 2240-001-0985)	~~–542,000~~ *–544,000*
(16.5) Amount payable from the Jobs-Housing Balance Improvement Account (2240-001-3006)	–431,000
~~(18) Amount payable from the Employee Housing Inspection Fund (Item 2240-001-3050)~~	~~–275,000~~
(19) Amount payable from the Building Equity and Growth in Neighborhoods Fund (Item 2240-001-6038)	~~–280,000~~ *–281,000*

Item	Amount
Provisions:	
1. Of the amount appropriated in this item, $158,000 shall be used to continue oversight by the Department of Housing and Community Development of redevelopment agencies and to provide technical assistance, in accordance with the department's Housing Preservation Plan.	
2240-001-0245—For support of Department of Housing and Community Development, for payment to Item 2240-001-0001, payable from the Mobilehome Park Revolving Fund	4,335,000
2240-001-0530—For support of Department of Housing and Community Development, for payment to Item 2240-001-0001, payable from the Mobilehome Park Purchase Fund	~~565,000~~ *567,000*
2240-001-0648—For support of Department of Housing and Community Development, for payment to Item 2240-001-0001, payable from the Mobilehome-Manufactured Home Revolving Fund	16,866,000
Provisions:	
1. Notwithstanding Section 18077 of the Health and Safety Code, or any other provision of law, the first $2,388,000 in revenues collected by the Department of Housing and Community Development from manufactured home license fees shall be deposited in the Mobilehome-Manufactured Home Revolving Fund, and shall be available to the department for the support, collection, administration, and enforcement of manufactured home license fees.	
2. Notwithstanding Section 18077.5 of the Health and Safety Code, or any other provision of law, the Department of Housing and Community Development is not required to comply with the reporting requirement of Section 18077.5 of the Health and Safety Code.	
2240-001-0813—For support of Department of Housing and Community Development, for payment to Item 2240-001-0001, payable from the Self-Help Housing Fund	~~244,000~~ *245,000*
2240-001-0890—For support of Department of Housing and Community Development, for payment to Item 2240-001-0001, payable from the Federal Trust Fund	~~7,176,000~~ *7,195,000*

Item	Amount
2240-001-0929—For support of Department of Housing and Community Development, for payment to Item 2240-001-0001, payable from the Housing Rehabilitation Loan Fund	~~2,436,000~~ *2,443,000*
2240-001-0938—For support of Department of Housing and Community Development, for payment to Item 2240-001-0001, payable from the Rental Housing Construction Fund	~~705,000~~ *707,000*
2240-001-0980—For support of Department of Housing and Community Development, for payment to Item 2240-001-0001, payable from the Predevelopment Loan Fund	~~365,000~~ *366,000*
2240-001-0985—For support of Department of Housing and Community Development, for payment to Item 2240-001-0001, payable from the Emergency Housing and Assistance Fund	~~542,000~~ *544,000*
2240-001-3006—For support of Department of Housing and Community Development, for payment to Item 2240-001-0001, payable from the Jobs-Housing Balance Improvement Account	431,000
~~2240-001-3050—For support of Department of Housing and Community Development, for payment to Item 2240-001-0001, payable from the Employee Housing Inspection Fund~~	~~275,000~~
2240-001-6038—For support of Department of Housing and Community Development, for payment to Item 2240-001-0001, payable from the Building Equity and Growth In Neighborhoods Fund	~~280,000~~ *281,000*
2240-013-0474—For support of Department of Housing and Community Development, payable from the Child Care and Development Facilities Loan Guaranty Fund	115,000
2240-014-0472—For support of Department of Housing and Community Development, payable from the Child Care and Development Facilities Direct Loan Fund	~~226,000~~ *227,000*
2240-101-0001—For local assistance, Department of Housing and Community Development	5,571,000

Item	Amount
Schedule:	
(1) 20-Community Affairs Program.....145,421,000	
(2) Amount payable from the Federal Trust Fund (Item 2240-101-0890) ..... −139,850,000	
2240-101-0890—For local assistance, Department of Housing and Community Development, for payment to Item 2240-101-0001, payable from the Federal Trust Fund.....	139,850,000
Provisions:	
1. Notwithstanding any other provision of law, federal funds appropriated by this act but not encumbered by June 30 may be expended in the subsequent fiscal year.	
2240-101-3006—For local assistance, Department of Housing and Community Development, payable from the Jobs-Housing Balance Improvement Account.....	25,000,000
2240-101-6038—For local assistance, Department of Housing and Community Development, Program 20-Community Affairs Program, payable from the Building Equity and Growth In Neighborhoods Fund	24,000,000
2240-105-0001—For transfer, upon order of the Director of Finance, to the Emergency Housing and Assistance Fund	5,300,000
Provisions:	
1. The amount transferred by this item shall be distributed pursuant to Chapter 11.5 (commencing with Section 50800) of Part 2 of Division 31 of the Health and Safety Code for operating facilities and capital development grants.	
2. Grants shall not be used to supplant existing emergency shelter or transitional housing funding. Notwithstanding any regulatory provision to the contrary, operating facilities grants shall not exceed $100,000 nor be less than $30,000. For counties with an allocation of greater than $30,000, one grant of less than $30,000 may be awarded if necessary to fully utilize the county's allocation. For counties with an allocation of up to or equal to $30,000, up to two grants of less than $30,000 may be awarded.	
2240-115-0813—For transfer, upon order of the Director of Finance, from the Self-Help Housing Fund to the General Fund.....	(7,000,000)

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2240-115-0843—For transfer, upon order of the Director of Finance, from the California Housing Trust Fund to the General Fund ..... (2,085,000)

2240-115-0929—For transfer, upon order of the Director of Finance, from the Housing Rehabilitation Loan Fund to the General Fund ..... (9,700,000)

2240-116-0929—For transfer, upon order of the Director of Finance, from the Housing Rehabilitation Loan Fund to the General Fund ..... (31,680,000)

Provisions:

1. The transfer made by this item is a loan to the General Fund. This loan shall be repaid with interest calculated at the rate earned by the Pooled Money Investment Account at the time of the transfer. It is the intent of the Legislature that repayment be made so as to ensure that the programs supported by this fund are not adversely affected by the loan.

2240-118-0813—For transfer, upon order of the Director of Finance, from the Self-Help Housing Fund to the General Fund ..... (12,607,000)

2240-118-0927—For transfer, upon order of the Director of Finance, from the Joe Serna, Jr. Farmworker Housing Grant Fund to the General Fund ..... (27,143,000)

2240-295-0001—For local assistance, Department of Housing and Community Development, 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 751,000

Schedule:

(1) 98.01.114.380-Regional Housing Needs Assessments (Ch. 1143, Stats. 1980) 751,000

Provisions:

1. Except as provided in Provision 2 of this item, allocations of funds provided in this item to the appropriate local entities shall be made by the State 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

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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. If any of the scheduled amounts are insufficient to provide full reimbursement of costs, the State 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 chairperson of the committee in each house which considers appropriations and the Chairperson of the Joint Legislative Budget Committee or his or her designee.

3. Of the amount appropriated in this item, at least $750,000 shall be allocated to councils of government. No more than $1,000 shall be allocated to cities or counties.

2240-401—Notwithstanding any other provision of law, up to $850,000 in funds that may be either returned to, or disencumbered and restored to, the Farmworker Housing Grant Fund from awards funded through Item 2240-104-0001, Budget Act of 2000, may be used by the department for deferred equipment repair and replacement or facility repair in Office of Migrant Services centers. ~~In addition, in the event there is a court approved settlement in the matter of Vega et al. v. Mallory; Coyle; California Department of Housing and Community Development, et al., $600,000 appropriated through Item 2240-102-0001, Budget Act of 1999 (Ch. 50, Stats. 1999) as the state's match for an unsuccessful federal grant for flood control at the Madison Migrant Center is hereby redirected for the purposes specified in the settlement agreement.~~

2310-001-0400—For support of Office of Real Estate Appraisers payable from the Real Estate Appraisers Regulation Fund 3,250,000

Item	Amount
Schedule:	
(1) 10-Administration of Real Estate Appraisers Program..... 3,330,000	
(2) Reimbursements..... –80,000	
2320-001-0317—For support of Department of Real Estate, payable from the Real Estate Fund	30,163,000
Schedule:	
(1) 10-Licensing and Education..... 6,101,000	
(2) 20-Enforcement and Recovery..... 19,109,000	
(3) 30-Subdivisions..... 5,253,000	
(4) 40.10-Administration..... 4,986,000	
(5) 40.20-Distributed Administration ... –4,986,000	
(6) Reimbursements..... –300,000	
Provisions:	
1. Of the amount appropriated in this item, $500,000 shall be used only for the purposes of the Real Estate Recovery Account.	
2400-001-0933—For support of Department of Managed Health Care, payable from the Managed Care Fund	32,409,000
Schedule:	
(1) 30-Health Plan Program 32,409,000	
(2) 50.01-Administration..... 8,047,000	
(3) 50.02-Distributed Administration ... –8,047,000	
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.	
2400-002-0933—For support of Department of Managed Health Care, for the Office of Patient Advocate, payable from the Managed Care Fund	2,135,000
2600-001-0042—For support of California Transportation Commission, for payment to Item 2600-001-0046, payable from the State Highway Account, State Transportation Fund	1,147,000
2600-001-0046—For support of California Transportation Commission, payable from the Public Transportation Account, State Transportation Fund	1,159,000
Schedule:	
(1) 10-Administration of California Transportation Commission..... 2,306,000	
(2) Amount payable from the State Highway Account, State Transportation Fund (Item 2600-001-0042)..... –1,147,000	

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2640-101-0046—For local assistance, Special Transportation Programs, for allocation by the Controller pursuant to Section 99312 of the Public Utilities Code, payable from the Public Transportation Account, State Transportation Fund ..... ~~100,377,000~~ *104,606,000*

Provisions:

1. Notwithstanding Sections 99313 and 99314 of the Public Utilities Code, not more than $67,387 of the amount appropriated by this item shall reimburse the Controller for expenditures for administration of State Transportation Assistance funds.
2. Notwithstanding Sections 99313 and 99314 of the Public Utilities Code, $76,181 of the amount appropriated by this item shall reimburse the General Fund for statewide general administrative expenditures, known as pro rata, pursuant to Sections 11270 to 11275, inclusive, and Section 22828.5 of the Government Code.
3. ~~Notwithstanding Section 99312 of the Public Utilities Code, not more that $100,377,000 shall be transferred to the Special Transportation Programs.~~

2660-001-0041—For support of Department of Transportation, for payment to Item 2660-001-0042, payable from the Aeronautics Account, State Transportation Fund 2,952,000

2660-001-0042—For support of Department of Transportation, payable from the State Highway Account, State Transportation Fund..... ~~1,762,933,000~~ *1,762,910,000*

Schedule:

(1)	10-Aeronautics.....	3,215,000
(2)	20.10-Highway Transportation—Capital Outlay Support	~~1,015,759,000~~ *1,011,072,000*
(3)	20.30-Highway Transportation—Local Assistance	28,526,000
(4)	20.40-Highway Transportation—Program Development.....	~~68,353,000~~ *73,040,000*
(5)	20.65-Highway Transportation—Legal.....	61,497,000
(6)	20.70-Highway Transportation—Operations.....	147,928,000
(7)	20.80-Highway Transportation—Maintenance.....	734,748,000

Item	Amount
(8) 30-Mass Transportation.....	~~106,062,000~~ *105,943,000*
(9) 40-Transportation Planning	88,011,000
(10) 50.00-Administration	~~269,469,000~~ *269,406,000*
(10.5) 97.20-Unallocated Reduction	–18,000,000
(11) Reimbursements.....	–161,873,000
(12) Amount payable from the Aeronautics Account, State Transportation Fund (Item 2660-001-0041)...	–2,952,000
(13) Amount payable from the Bicycle Transportation Account, State Transportation Fund (Item 2660-001-0045).....	–51,000
(14) Amount payable from the Public Transportation Account, State Transportation Fund (Item 2660-001-0046)	~~–123,446,000~~ *–123,287,000*
(15) Amount payable from the Historic Property Maintenance Fund (Item 2660-001-0365)	–1,521,000
(16) Amount payable from the Federal Trust Fund (Item 2660-001-0890)	–452,792,000

Provisions:

1. For purposes of the funds appropriated in Schedules (2) to (7), inclusive, Program 20—Highway Transportation, upon approval of the Department of Finance, the Department of Transportation shall notify the chairpersons of the fiscal committees and the Chairperson of the Joint Legislative Budget Committee at least 20 days prior to spending funds to expand activities above budgeted levels or to implement a new activity not identified in this act, including any of those expenditures to be funded through a transfer of money from other expenditure categories or programs, except in the case of emergency work increases caused by snow, storm, or earth movement damage.
2. From funds appropriated in this item, the Department of Transportation may enter into interagency agreements with the Department of the California Highway Patrol to compensate that department for the cost of work performed by patrol officers at or near state highway construction projects so

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as to reduce the risk of occurrence of serious motor vehicle accidents.

3. (a) Notwithstanding any other provision of law, funds appropriated in this item from the State Highway Account may be reduced and replaced by an equivalent amount of federal funds determined by the department to be available and necessary to comply with Section 8.50 of this act and the most effective management of state transportation resources. Not more than 30 days after replacing the state funds with federal funds, the Director of Finance shall notify in writing the chairperson of the committee in each house that considers appropriations and the Chairperson of the Joint Legislative Budget Committee of this action.

(b) To the extent that moneys in the State Highway Account are reduced pursuant to this provision, the Department of Transportation may transfer, with the approval of the Business, Transportation and Housing Agency, and upon authorization by the Director of Finance, all or part of the savings to Item 2660-101-0042 or Item 2660-301-0042 for local assistance or capital outlay projects approved by the California Transportation Commission. The Director of Finance shall authorize the transfer not sooner than 30 days after notification in writing to the chairperson of the committee in each house that considers appropriations and the Chairperson of the Joint Legislative Budget Committee.

4. Notwithstanding any other provision of law, funding appropriated in this item may be transferred to Item 2660-005-0042 to pay for any necessary insurance, debt service, and other financing related expenditures for department-owned office buildings. Any transfer will require the prior approval of the Department of Finance.

5. Notwithstanding any other provision of law, funds appropriated in Schedules (1) to (10), inclusive, in this item may be transferred to Item 2660-002-0608 for increases in equipment services costs, provided that the increase does not increase the overall appropriation authority for the Department of Transportation and no funding appropri-

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ated in Schedules (1) to (10), inclusive, is augmented. Any transfer will require the prior approval of the Department of Finance.

6. The funds appropriated in Schedule (2) for external consultant and professional services related to project delivery (also known as 232 contracts) that are unencumbered or encumbered but unexpended related to work that will not be performed during the fiscal year shall revert to the fund from which they were appropriated.

7. Notwithstanding any other provision of law, funds appropriated in this item may be supplemented with federal funding appropriation authority and with prior fiscal year State Highway Account appropriation balances at a level determined by the department as required to process claims utilizing federal advance construction through the Plan of Financial Adjustment process pursuant to Sections 11251 and 16365 of the Government Code.

2660-001-0045—For support of Department of Transportation, for payment to Item 2660-001-0042, payable from the Bicycle Transportation Account, State Transportation Fund..... 51,000

Provisions:

1. Of the amount appropriated in this item, $41,000 shall reimburse the General Fund for statewide general administrative expenditures, known as Pro Rata, pursuant to ~~Government Code Section 11270–11275 and 22828.5~~ *Sections 11270 to 11275, inclusive, and Section 22828.5 of the Government Code* .

2660-001-0046—For support of Department of Transportation, for payment to Item 2660-001-0042, payable from the Public Transportation Account, State Transportation Fund..... ~~123,446,000~~ *123,287,000*

Provisions:

1. For Program 30—Mass Transportation. $73,138,000 appropriated in this item is available for intercity rail.

2. Notwithstanding any other provision of law, funds appropriated in this item from the Public Transportation Account may be reduced and replaced by an equivalent amount of federal funds determined by the department to be available and necessary to comply with Section 8.50 of this act and the most effective management of state transpor-

Item	Amount
tation resources. Not more than 30 days after replacing the state funds with federal funds, the Director of Finance shall notify in writing the chairperson of the committee in each house that considers appropriations and the Chairperson of the Joint Legislative Budget Committee of this action.	
2660-001-0365—For support of Department of Transportation, for payment to Item 2660-001-0042, payable from the Historic Property Maintenance Fund	1,521,000
2660-001-0890—For support of Department of Transportation, for payment to Item 2660-001-0042, payable from the Federal Trust Fund	452,792,000
Provisions:	
1. For Program 20—Highway Transportation. For purposes of the Streets and Highways Code, all expenditures from this item shall be deemed to be expenditures from the State Highway Account, State Transportation Fund.	
2. For Program 20—Highway Transportation. Federal funds may be received from any federal source, and shall be deposited in the Federal Trust Fund. Any federal reimbursements shall be credited to the account from which the expenditures were originally made.	
3. Notwithstanding any other provision of law, the Director of Finance may augment this item with additional federal funds in conjunction with an equivalent offsetting reduction in State Highway Account funds in Item 2660-001-0042, pursuant to Provision 3 of that item or Public Transportation Account funds in Item 2660-001-0046, pursuant to Provision 2 of that item.	
2660-001-3007—For support of the Department of Transportation, payable from the Traffic Congestion Relief Fund	~~49,466,000~~ *31,466,000*
(1) 20.10-Highway Transportation Capital Outlay Support..... ~~47,638,000~~ *29,638,000*	
(2) 30-Mass Transportation 448,000	
(3) 40-Transportation Planning..... 179,000	
(4) 50-Administration 1,201,000	
2660-002-0608—For support of Department of Transportation, payable from the Equipment Service Fund...	67,563,000

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Provisions:

1. Notwithstanding any other provision of law, funds appropriated in this item may be increased in accordance with Provision 5 of Item 2660-001-0042.

2660-005-0042—For support of Department of Transportation, for building insurance, debt service, and other financing related costs for department-owned office buildings, payable from the State Highway Account, State Transportation Fund 14,612,000

Provisions:

1. Notwithstanding any other provision of law, funds provided in Item 2660-001-0042 may be transferred to this item to pay for any necessary insurance, debt service, and other financing related costs for department-owned office buildings. Any transfer shall require the prior approval of the Department of Finance.
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 might be needed to ensure debt requirements are met.

2660-007-0042—For support of Department of Transportation, payable from the State Highway Account, State Transportation Fund 84,669,000

Schedule:

(1) 20.10-Highway Transportation—Capital Outlay Support.....	52,906,000
(2) 20.65-Highway Transportation—Legal.....	662,000
(3) 20.70-Highway Transportation—Operations	936,000
(4) 20.80-Highway Transportation—Maintenance	30,147,000
(5) 50-Administration	18,000

Provisions:

1. The funds appropriated in this item may be expended only to attain compliance with (1) the stormwater discharge provisions of the National Pollutant Discharge Elimination System permits as promulgated by the State Water Resources Control Board or regional water quality control boards, (2) the Statewide Storm Water Management Plan, or (3) as required by court order.

Item Amount

2. The funds appropriated in this item may be transferred between schedules. Any transfer will require the prior approval of the Department of Finance.

2660-011-0041—For transfer by the Controller from the Aeronautics Account, State Transportation Fund, to the Public Transportation Account, State Transportation Fund, as prescribed by Section 21682.5 of the Public Utilities Code..... (30,000)

2660-012-0041—For transfer by the Controller from the Aeronautics Account, State Transportation Fund, to the General Fund..... (4,762,000)

2660-012-0042—For augmentation for emergencies relating to a state of emergency declared by the Governor, subject to all provisions of Item 9840-001-0001, payable from the State Highway Account ..... (40,000,000)

Provisions:

1. No deficiencies shall be authorized by the Director of Finance in any appropriation of money from this item under the provisions of Section 11006 of the Government Code. Required notification to the Legislature of deficiency appropriations pursuant to this item shall include, in addition to all other required information, (a) an estimate of federal funds or other funds that the department may receive for the same purposes as the proposed deficiency appropriation, and (b) explanation of the necessity of the proposed deficiency appropriation given anticipated federal funds or other funds.
2. Funds appropriated in this item may be used for support, local assistance, or capital outlay expenditures.

2660-021-0042—For transfer by the Controller from the State Highway Account, State Transportation Fund, to the Public Transportation Account, State Transportation Fund, as prescribed by Section 194 of the Streets and Highways Code ..... (25,865,000)

2660-031-0608—For transfer by the Controller, upon order of the Director of Finance, from the Equipment Service Fund to the State Highway Account, State Transportation Fund..... (15,280,000)

2660-101-0042—For local assistance, Department of Transportation, State Transportation Improvement Program (STIP), payable from the State Highway Account, State Transportation Fund..... 41,200,000

Item Amount

Schedule:

(1) 20.30-Highway Transportation—Local Assistance 35,020,000

(a) Regional Improvements ..... (34,670,000)

(b) Interregional Improvements ..... (350,000)

(2) 30-Mass Transportation 6,180,000

Provisions:

1. Funds appropriated in this item shall be available for allocation by the California Transportation Commission through fiscal year 2005–06 and available for encumbrance and liquidation through June 30, 2009.
2. Notwithstanding any other provision of law, funds appropriated in this item may be transferred intra-schedule or to Item 2660-301-0042 or 2660-102-0042. These transfers shall require the prior approval of the Department of Finance and the California Transportation Commission.
3. Notwithstanding any other provision of law, funds appropriated in this item may be supplemented with federal funding appropriation authority and with prior year State Highway Account appropriation balances at a level determined by the department as required to process claims utilizing federal advance construction through the plan of financial adjustment process under Sections 11251 and 16365 of the Government Code.

2660-101-0045—For local assistance, Department of Transportation, Program 20—Highway Transportation, payable from the Bicycle Transportation Account, State Transportation Fund 7,190,000

2660-101-0183—For local assistance, Department of Transportation, Program 20—Highway Transportation, payable from the Environmental Enhancement and Mitigation Demonstration Program Fund 5,000,000

2660-101-0890—For local assistance, Department of Transportation, State Transportation Improvement Program (STIP), payable from the Federal Trust Fund..... 165,000,000

Schedule:

(1) 20-Highway Transportation.....165,000,000

(a) Regional Improvements ..... (164,216,000)

(b) Interregional Improvements ..... (784,000)

Item | Amount

Provisions:

1. For purposes of the Streets and Highways Code, all expenditures from this item shall be deemed to be expenditures from the State Highway Account, State Transportation Fund.
2. Federal funds may be received from any federal source and shall be deposited in the Federal Trust Fund. Any federal reimbursements shall be credited to the account from which the expenditures were originally made.
3. Notwithstanding other provisions of law, funds appropriated in this item may be transferred intra-schedule or to Item 2660-301-0890 or 2660-102-0890. These transfers shall require the prior approval of the Department of Finance and the California Transportation Commission. These funds shall be available for allocation by the California Transportation Commission through fiscal year 2005–06.

2660-102-0042—For local assistance, Department of Transportation, Non-State Transportation Improvement Program (STIP), payable from the State Highway Account, State Transportation Fund..... ~~96,669,000~~ *99,669,000*

Schedule:

(1) 20.30-Highway Transportation..... 92,669,000
  (a) Regional Surface Transportation Program Exchange..... (46,000,000)
  (b) Local Assistance..... (46,669,000)

(2) 40-Transportation Planning..... ~~4,000,000~~ *7,000,000*

Provisions:

1. Funds appropriated in Schedule (1) shall be available for allocation by the California Transportation Commission through fiscal year 2005–06 and available for encumbrance and liquidation through June 30, 2009.
2. Notwithstanding other provisions of law, funds appropriated in this item may be transferred intra-schedule or to Item 2660-301-0042 or 2660-101-0042. These transfers shall require the prior approval of the Department of Finance and the California Transportation Commission.

Item Amount

2660-102-0890—For local assistance, Department of Transportation, Non-State Transportation Improvement Program (STIP), payable from the Federal Trust Fund 991,670,000

Schedule:

(1) 20-Highway Transportation 910,533,000

(2) 30-Mass Transportation 37,137,000

(3) 40-Transportation Planning 44,000,000

Provisions:

1. Notwithstanding other provisions of law, funds appropriated in this item may be transferred intra-schedule or to Item 2660-101-0890 or 2660-301-0890. These transfers shall require the prior approval of the Department of Finance and the California Transportation Commission. Funds appropriated in Schedules (1) and (2) shall be available for allocation by the California Transportation Commission through fiscal year 2005–06.
2. For Program 20—Highway Tranportation. For purposes of the Streets and Highways Code, all expenditures from this item shall be deemed to be expenditures from the State Highway Account, State Transportation Fund.
3. For Program 20—Highway Transportation. Federal funds may be received from any federal source and shall be deposited in the Federal Trust Fund. Any federal reimbursements shall be credited to the account from which the expenditures were originally made.

2660-105-0046—For local assistance, Department of Transportation, Program 30-Mass Transportation, payable from the Public Transportation Account, State Transportation Fund, for water transit operations managed through the Metropolitan Transportation Commission 2,850,000

2660-115-0042—For transfer by the Controller from the State Highway Account, State Transportation Fund to the Local Transportation Loan Account, State Transportation Fund..... (389,000)

2660-295-0042—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 Controller..... 2,000

Item Amount

Schedule:

(1) 98.01.064—Airport Land Use Commissions/Plans (Ch. 644, Stats. 1994) 2,000

(2) 98.01.129—Two-way Traffic Signal Communication (Ch. 1297, Stats. 1994) 0

Provisions:

1. Except as provided in Provision 2 of this item, 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. 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 chairperson of the committee in each house that considers appropriations and the Chairperson of the Joint Legislative Budget Committee or his or her designee.

3. 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 2003–04 fiscal year:

(2) 98.01.129—Two-way Traffic Signal Communication (Ch. 1297, Stats. 1994)

2660-301-0042—For capital outlay, Department of Transportation, State Transportation Improvement Program (STIP), payable from the State Highway Account, State Transportation Fund 53,560,000

Item Amount

Schedule:

(1) 20-Highway Transportation..... 44,991,000

(a) Regional Improvements ..... (27,445,000)

(b) Interregional Improvements ..... (17,546,000)

(2) 30-Mass Transportation 8,569,000

Provisions:

1. These funds shall be available for allocation by the California Transportation Commission through fiscal year 2005–06 and available for encumbrance and liquidation through June 30, 2009.

2. Notwithstanding any other provision of law, funds appropriated in this item may be transferred intraschedule or to Item 2660-101-0042 or 2660-302-0042. These transfers shall require the prior approval of the Department of Finance and the California Transportation Commission.

3. Notwithstanding any other provision of law, funds appropriated in this item may be supplemented with federal funding appropriation authority and with prior year State Highway Account appropriation balances at a level determined by the department as required to process claims utilizing federal advance construction through the plan of financial adjustment process under Sections 11251 and 16365 of the Government Code.

2660-301-0890—For capital outlay, Department of Transportation, State Transportation Improvement Program (STIP), payable from the Federal Trust Fund 214,500,000

Schedule:

(1) 20-Highway Transportation.....214,500,000

(a) Regional Improvements .....(130,845,000)

(b) Interregional Improvements ..... (83,655,000)

Provisions:

1. Notwithstanding any other provision of law, amounts scheduled in this item may be transferred intraschedule or to Item 2660-101-0890 or 2660-302-0890. These transfers shall require the prior approval of the Department of Finance and the California Transportation Commission. These funds shall be available for allocation by the California Transportation Commission through fiscal year 2005–06.

Item Amount

2. For purposes of the Streets and Highways Code, all expenditures from this item shall be deemed to be expenditures from the State Highway Account, State Transportation Fund.
3. Federal funds may be received from any federal source and shall be deposited in the Federal Trust Fund. Any federal reimbursements shall be credited to the account from which the expenditures were originally made.

2660-302-0042—For capital outlay, Department of Transportation, Non-State Transportation Improvement Program (STIP), payable from the State Highway Account, State Transportation Fund..... 111,240,000

Schedule:

(1) 20-Highway Transportation.....929,748,000

(a) State Highway Operation and Protection Program.....(929,748,000)

(2) Reimbursements ..... –818,508,000

Provisions:

1. These funds shall be available for allocation by the California Transportation Commission through fiscal year 2005–06 and available for encumbrance and liquidation through June 30, 2009.
2. Notwithstanding any other provision of law, funds appropriated in this item may be transferred to Item 2660-102-0042 or 2660-301-0042. These transfers shall require the prior approval of the Department of Finance and the California Transportation Commission.

2660-302-0046—For capital outlay, Department of Transportation, payable from the Public Transportation Account, State Transportation Fund..... 0

Schedule:

(1) 30-Mass Transportation 25,000,000

(2) Reimbursements.....–25,000,000

2660-302-0890—For capital outlay, Department of Transportation, Non-State Transportation Improvement Program (STIP), payable from the Federal Trust Fund..... 445,500,000

Schedule:

(1) 20-Highway Transportation.....445,500,000

(a) State Highway Operation and Transportation Program.....(445,500,000)

Item Amount

Provisions:

1. Notwithstanding any other provision of law, amounts scheduled in this item may be transferred to Item 2660-102-0890 or 2660-301-0890. These transfers shall require the prior approval of the Department of Finance and the California Transportation Commission. These funds shall be available for allocation by the California Transportation Commission through fiscal year 2005–06.
2. For purposes of the Streets and Highways Code, all expenditures from this item shall be deemed to be expenditures from the State Highway Account, State Transportation Fund.
3. Federal funds may be received from any federal source and shall be deposited in the Federal Trust Fund. Any federal reimbursements shall be credited to the account from which the expenditures were originally made.

2660-311-0042—For capital outlay, Department of Transportation, payable from the State Highway Account, State Transportation Fund 200,000

Schedule:

(1) 20-Highway Transportation..... 200,000

(a) 20.20.500-Statewide: Studies, preplanning and budget packages..... (200,000)

Provisions:

1. For Program 20—Highway Transportation. Up to 20 percent of the funds appropriated in this item may be transferred from Item 2660-301-0042 of this act to enable the California Transportation Commission to allocate supplemental funds to projects within this item. The transfer may be made only with the approval of the commission and the Department of Finance. The Department of Finance shall be notified of the transfer prior to the commission's approval of any transfer or allocation of those funds to any project.

2660-399-0042—For the Department of Transportation, for final cost accounting of projects for which appropriations have expired, for state operations, local assistance, or capital outlay, payable from the State Highway Account, State Transportation Fund. Funds appropriated in this item shall be available for expenditure until June 30, 2004 5,000,000

Item	Amount
2660-399-0890—For the Department of Transportation, for state operations, local assistance, or capital outlay, payable from the Federal Trust Fund	31,000,000

Provisions:

1. $31,000,000 is available for Corridor Improvement and Formula Section 163 grants.

2660-490—Reappropriation, Department of Transportation. 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 and expenditure until June 30, 2004.

0660—Public Building Construction Fund

Item 2660-311-0660, Budget Act of 2002 (Ch. 379, Stats. 2002)

(1) 20.20.510-San Diego Office Building: Replacement—Construction

2660-491—Reappropriation, Department of Transportation. Notwithstanding any other provision of law, the unliquidated encumbrances for the appropriations provided in the following citations, are reappropriated until June 30, 2004. The unencumbered balance shall not be available for encumbrance.

0001—General Fund

(1) Item 2660-101-0001, Budget Act of 1999 (Ch. 50, Stats. 1999)

(2) Item 2660-104-0001, Budget Act of 1999 (Ch. 50, Stats. 1999)

(3) Item 2660-101-0001, Budget Act of 2000 (Ch. 52, Stats. 2000)

0042—State Highway Account

(1) Item 2660-125-042, Budget Act of 1995 (Ch. 303, Stats. 1995)

(2) Item 2660-101-042, Budget Act of 1995 (Ch. 303, Stats. 1995)

(3) Item 2660-325-042, Budget Act of 1995 (Ch. 303, Stats. 1995)

(4) Item 2660-101-0042, Budget Act of 1996 (Ch. 162, Stats. 1996)

(5) Item 2660-125-0042, Budget Act of 1996 (Ch. 162, Stats. 1996)

(6) Item 2660-325-0042, Budget Act of 1996 (Ch. 162, Stats. 1996)

(7) Item 2660-101-0042, Budget Act of 1997 (Ch. 282, Stats. 1997)

(8) Item 2660-301-0042, Budget Act of 1997 (Ch. 282, Stats. 1997)

Item Amount

(9) Item 2660-101-0042, Budget Act of 1998 (Ch. 324, Stats. 1998)

(10) Item 2660-301-0042, Budget Act of 1998 (Ch. 324, Stats. 1998)

0045—Bicycle Transportation Account

(1) Item 2660-101-0045, Budget Act of 1996 (Ch. 162, Stats. 1996)

(2) Item 2660-101-0045, Budget Act of 1997 (Ch. 282, Stats. 1997)

(3) Item 2660-101-0045, Budget Act of 1998 (Ch. 324, Stats. 1998)

(4) Item 2660-101-0045, Budget Act of 1999 (Ch. 50, Stats. 1999)

(5) Item 2660-101-0045, Budget Act of 2000 (Ch. 52, Stats. 2000)

0046—Public Transportation Account

(1) Item 2660-125-046, Budget Act of 1992 (Ch. 587, Stats. 1992)

(2) Item 2660-302-046, Budget Act of 1992 (Ch. 587, Stats. 1992)

(3) Item 2660-125-046, Budget Act of 1993 (Ch. 55, Stats. 1993)

(4) Item 2660-302-046, Budget Act of 1993 (Ch. 55, Stats. 1993)

(5) Item 2660-101-046, Budget Act of 1994 (Ch. 139, Stats. 1994)

(6) Item 2660-125-046, Budget Act of 1994 (Ch. 139, Stats. 1994)

(7) Item 2660-302-046, Budget Act of 1995 (Ch. 303, Stats. 1995)

(8) Item 2660-125-0046, Budget Act of 1996 (Ch. 162, Stats. 1996)

(9) Item 2660-302-0046, Budget Act of 1998 (Ch. 324, Stats. 1998)

0853—Petroleum Violation Escrow Account

(1) Chapter 186, Statutes of 1986

(2) Chapter 1427, Statutes of 1988

(3) Chapter 1434, Statutes of 1988

(4) Chapter 1648, Statutes of 1990

(5) Chapter 960, Statutes of 1991

(6) Item 2660-101-853, Budget Act of 1992 (Ch. 587, Stats. 1992)

(7) Chapter 1159, Statutes of 1993

(8) Chapter 980, Statutes of 1995

0890—Federal Trust Fund

(1) Item 2660-101-890, Budget Act of 1995 (Ch. 303, Stats. 1995)

Item Amount

(2) Item 2660-301-890, Budget Act of 1995 (Ch. 303, Stats. 1995)

(3) Item 2660-101-0890, Budget Act of 1996 (Ch. 162, Stats. 1996)

(4) Item 2660-101-0890, Budget Act of 1997 (Ch. 282, Stats. 1997)

(5) Item 2660-101-0890, Budget Act of 1998 (Ch. 324, Stats. 1998)

2660-492—Reappropriation, Department of Transportation. The balance of the funds for the appropriations provided in the following citations is reappropriated for the purposes provided for in the appropriations and shall be available for encumbrance and expenditure until June 30, 2004.

0042—State Highway Account, State Transportation Fund.

(1) Item 2660-001-0042, Budget Act of 2001 (Ch. 106, Stats. 2001), as reappropriated by 2660-492, Budget Act of 2002 (Ch. 379, Stats. 2002), 20-10—Highway Transportation—Capital Outlay Support, $7,057,000 shall be available for the Project Resourcing and Schedule Maintenance System.

(2) Item 2660-001-0042, Budget Act of 2001 (Ch. 106, Stats. 2001) as reappropriated by 2660-492, Budget Act of 2002 (Ch. 379, Stats. 2002), 50.00 Administration, $501,000 shall be available for development of the Budget Planning ~~Model~~ *Modeling* System.

2660-493—Reappropriation, Department of Transportation. Notwithstanding any other provision of law, the appropriations in the following citations are reappropriated to enable the collection of outstanding federal reimbursements as of the end of June 30, 2003. These appropriations are not available for encumbrance or liquidation and shall revert on June 30, 2004:

0890—Federal Trust Fund

(1) Item 2660-001-890, Budget Act of 1987 (Ch. 135, Stats. 1987)

(2) Item 2660-001-890, Budget Act of 1988 (Ch. 313, Stats. 1988)

(3) Item 2660-001-890, Budget Act of 1989 (Ch. 93, Stats. 1989)

(4) Item 2660-001-890, Budget Act of 1990 (Ch. 467, Stats. 1990)

Item Amount

(5) Item 2660-001-890, Budget Act of 1991 (Ch. 118, Stats. 1991)

(6) Item 2660-001-890, Budget Act of 1992 (Ch. 587, Stats. 1992)

(7) Item 2660-001-890, Budget Act of 1993 (Ch. 55, Stats. 1993)

(8) Item 2660-001-890, Budget Act of 1994 (Ch. 139, Stats. 1994)

(9) Item 2660-001-890, Budget Act of 1995 (Ch. 303, Stats. 1995)

(10) Item 2660-301-890, Budget Act of 1992 (Ch. 587, Stats. 1992)

(11) Item 2660-001-0890, Budget Act of 1996 (Ch. 162, Stats. 1996)

(12) Item 2660-001-0890, Budget Act of 1997 (Ch. 282, Stats. 1997)

(13) Item 2660-001-0890, Budget Act of 1998 (Ch. 324, Stats. 1998)

2660-494—Reappropriation—Department of Transportation. Notwithstanding any other provision of law, the balance of the appropriation provided in the following citation is reappropriated for the purposes and subject to the limitations, unless otherwise specified, provided for in the appropriation.

0042—State Highway Account

Item 2660-311-0042, Budget Act of 2001 (Ch. 106, Stats. 2001)

(1) 20.20.514-Los Angeles Office Bldg: Working Drawings and Construction

2660-496—Reversion, Department of Transportation, as of June 30, 2003, the following appropriation amounts in the following citations shall revert to the fund from which the appropriation was made.

0042—State Highway Account

(1) Item 2660-102-0042, Budget Act of 2002 (Ch. 379, Stats. 2002), 20.30-Highway Transportation—Local Assistance..... 15,500,000

(2) Item 2660-302-0042, Budget Act of 2002 (Ch. 379, Stats. 2002)..... 88,000,000

(3) Item 2660-101-0042, Budget Act of 2000 (Ch. 52, Stats. 2000), 20.30-Highway Transportation—Local Assistance, as reappropriated by Item 2660-490, Budget Act of ~~2002 (Ch. 379, Stats. 2002)~~ *2002 (Ch. 379, Stats. 2002)*..... *389,000*

Item Amount

0890—Federal Trust Fund

(4) Item 2660-102-0890, Budget Act of 2002 (Ch. 379, Stats. 2002), 20-Highway Transportation 50,000,000

(5) Item 2660-302-0890, Budget Act of 2002 (Ch. 379, Stats. 2002).....354,000,000

2665-001-0046—For support of High-Speed Rail Authority, payable from the Public Transportation Account, State Transportation Fund 2,597,000

Schedule:

(1) 10-High-Speed Rail Authority 3,839,000

(2) Amount payable from Federal Trust Fund (Item ~~2665-001-0980)~~ *2665-001-0890)* ..... –1,242,000

2665-001-0890—For support of High-Speed Rail Authority, for payment to Item 2665-001-0046, payable from the Federal Trust Fund 1,242,000

2700-001-0044—For support of Office of Traffic Safety, payable from the Motor Vehicle Account, State Transportation Fund..... 383,000

Schedule:

(1) 10-California Traffic Safety 58,266,000

(2) Amount payable from the Federal Trust Fund (Item 2700-001-0890).–57,883,000

Provisions:

1. It is the intent of the Legislature that the Director of the Office of Traffic Safety be a uniformed member of the California Highway Patrol.

2700-001-0890—For support of Office of Traffic Safety, for payment to Item 2700-001-0044, payable from the Federal Trust Fund, not subject to the provisions of Section 28.00 57,883,000

2700-101-0890—For local assistance, Office of Traffic Safety, payable from the Federal Trust Fund, not subject to the provisions of Section 28.00 26,384,000

2720-001-0042—For support of Department of the California Highway Patrol, for payment to Item 2720-001-0044, payable from the State Highway Account, State Transportation Fund 43,787,000

2720-001-0044—For support of Department of the California Highway Patrol, payable from the Motor Vehicle Account, State Transportation Fund..... 1,006,297,000

Schedule:

(1) 10-Traffic Management..... 1,065,766,000

(2) 20-Regulation and Inspection 134,586,000

(3) 30-Vehicle Ownership Security..... 30,217,000

(4) 40.01-Administration.....145,848,000

Item Amount

(5) 40.02-Distributed Administration ..... –145,848,000

(6) Reimbursements ..... ~~–58,869,000~~ *–63,309,000*

(8) Amount payable from the State Highway Account (Item 2720-001-0042) ..... –43,787,000

(9) Amount payable from the Motor Carrier Safety Improvement Fund (Item 2720-001-0293) ..... –1,190,000

(10) Amount payable from the California Motorcyclist Safety Fund (Item 2720-001-0840) ..... –1,573,000

(11) Amount payable from the Federal Trust Fund (Item 2720-001-0890) ..... –12,077,000

(12) Amount payable from the Hazardous Substance Account, Special Deposit Fund (Item 2720-001-0942) ..... –208,000

(13) Amount payable from the Asset Forfeiture Account, Special Deposit Fund (Item 2720-011-0942) ..... –2,087,000

(14) Amount payable from the Public Safety Surcharge Fund (Item 2720-001-3051) ..... ~~–104,481,000~~ *–100,041,000*

Provisions:

1. Of the funds appropriated in this item, the amount of $32,500,000 is allocated for security tactical alerts. If the amount used for tactical alerts is less than $32,500,000, the remainder of that sum shall revert to the Public Safety Surcharge Fund.

2720-001-0293—For support of Department of the California Highway Patrol, for payment to Item 2720-001-0044, payable from the Motor Carrier Safety Improvement Fund 1,190,000

2720-001-0840—For support of Department of the California Highway Patrol, for payment to Item 2720-001-0044, payable from the California Motorcyclist Safety Fund 1,573,000

2720-001-0890—For support of Department of the California Highway Patrol, for payment to Item 2720-001-0044, payable from the Federal Trust Fund..... 12,077,000

Item		Amount
2720-001-0942—For support of Department of the California Highway Patrol, for payment to Item 2720-001-0044, payable from the Hazardous Substance Account, Special Deposit Fund		208,000
2720-001-3051—For support of Department of the California Highway Patrol, for payment to Item 2720-001-0044, payable from the Public Safety Surcharge Fund		~~104,481,000~~ *100,041,000*
2720-003-0044—For support of Department of the California Highway Patrol for rental payments on lease-revenue bonds, payable from Motor Vehicle Account, State Transportation Fund		932,000
Schedule:		
(1) Base Rental and Fees	951,000	
(2) Insurance	4,000	
(3) Reimbursements	–23,000	
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.		
2720-011-0942—For support of Department of the California Highway Patrol, for payment to Item 2720-001-0044, payable from the Asset Forfeiture Account, Special Deposit Fund		2,087,000
2720-012-0903—For transfer by the Controller from the State Penalty Fund to the California Motorcyclist Safety Fund		(250,000)
2720-021-0044—For Department of the California Highway Patrol, for advance authority for the department to incur automotive equipment purchase obligations in an amount not to exceed $5,000,000 during the 2003–04 fiscal year, for delivery beginning in the 2004–05 fiscal year, payable from the Motor Vehicle Account, State Transportation Fund		(5,000,000)
2720-101-0974—For local assistance, Department of California Highway Patrol, payable from the Peace Officer Memorial Foundation Fund		400,000
2720-301-0044—For capital outlay, Department of the California Highway Patrol, payable from the Motor Vehicle Account, State Transportation Fund		3,089,000
Schedule:		
(1) 50.16.106-Williams: Replacement Facility—Construction	2,969,000	

Item Amount

(2) 50.90.901-Statewide: Studies, preplanning, and budget packages 120,000

2740-001-0001—For support of Department of Motor Vehicles, for payment to Item 2740-001-0044 1,114,000

Provisions:

1. Of the amount appropriated in this item, $60,000 is for the Anatomical Donor Designation Program.

2740-001-0042—For support of Department of Motor Vehicles, for payment to Item 2740-001-0044, payable from the State Highway Account, State Transportation Fund 38,608,000

2740-001-0044—For support of Department of Motor Vehicles, payable from the Motor Vehicle Account, State Transportation Fund ..... ~~361,105,000~~ *361,135,000*

Schedule:

(1) 11-Vehicle/Vessel Identification and Compliance.....~~384,769,000~~ *384,799,000*

(2) 22-Driver Licensing and Personal Identification 172,468,000

(3) 25-Driver Safety 87,336,000

(4) 32-Occupational Licensing and Investigative Services..... 36,876,000

(5) 35-New Motor Vehicle Board..... 1,708,000

(6) 41.01-Administration..... 81,685,000

(7) 41.02-Distributed Administration ...–81,685,000

(8) Reimbursements.....–12,524,000

(9) Amount payable from the General Fund (Item 2740-001-0001)..... –1,114,000

(10) Amount payable from the State Highway Account, State Transportation Fund (Item 2740-001-0042).....–38,608,000

(11) Amount payable from the New Motor Vehicle Board Account (Item 2740-001-0054) ..... –1,708,000

(12) Amount payable from the Motor Vehicle License Fee Account, Transportation Tax Fund (Item 2740-001-0064)..... –263,595,000

(13) Amount payable from the Harbors and Watercraft Revolving Fund (Item 2740-001-0516) ..... –4,503,000

Item		Amount
2740-001-0054—For support of Department of Motor Vehicles, for payment to Item 2740-001-0044, payable from the New Motor Vehicle Board Account ..		1,708,000
2740-001-0064—For support of Department of Motor Vehicles, for payment to Item 2740-001-0044, payable from the Motor Vehicle License Fee Account, Transportation Tax Fund		263,595,000
2740-001-0516—For support of Department of Motor Vehicles, for payment to Item 2740-001-0044, payable from the Harbors and Watercraft Revolving Fund		4,503,000
Provisions:		
1. The funds appropriated in this item are for undocumented vessel registration and fee collection.		
2740-301-0042—For capital outlay, Department of Motor Vehicles, for payment to Item 2740-301-0044, payable from the State Highway Account, State Transportation Fund.....		1,231,000
2740-301-0044—For capital outlay, Department of Motor Vehicles, payable from the Motor Vehicle Account, State Transportation Fund		10,507,000
Schedule:		
(1) 71.03.019-Sacramento Headquarters: 3rd Floor Asbestos Removal and Seismic Retrofit—Construction	7,006,000	
(2) 71.03.020-Sacramento Headquarters: 5th Floor Asbestos Removal and Seismic Retrofit—Working drawings.....	325,000	
(3) 71.03.022-Sacramento Headquarters: 6th and 7th Floor Asbestos Removal and Seismic Retrofit—Preliminary plans	513,000	
(4) 71.46.010-San Ysidro: Field Office Replacement—Construction.....	5,865,000	
(5) 71.53.010-South Sacramento: Field Office Replacement—Construction	5,854,000	
(6) Amount payable from the State Highway Account, State Transportation Fund (Item 2740-301-0042).....	−1,231,000	
(7) Amount payable from the Motor Vehicle License Fee Account, Transportation Tax Fund (Item 2740-301-0064)	−7,825,000	

Item	Amount
2740-301-0064—For capital outlay, Department of Motor Vehicles, for payment to Item 2740-301-0044, payable from the Motor Vehicle License Fee Account, Transportation Tax Fund	7,825,000
2780-001-0683—For support of Stephen P. Teale Data Center, payable from the Stephen P. Teale Data Center Revolving Fund	100,299,000

Provisions:

1. Notwithstanding any other provision of law, the Director of Finance may authorize expenditures for the Stephen P. Teale Data Center in excess of 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 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 committee, or his or her designee, may in each instance determine.
2. Expenditure authority provided in this item to support data center infrastructure projects may not be utilized for items outside the approved project scope. In addition, the data center shall report to the Department of Finance actual expenditures associated with the projects when purchase agreements have been executed.

TECHNOLOGY, TRADE, AND COMMERCE

2920-001-0001—For support of Technology, Trade, and Commerce Agency	~~10,316,000~~ *5,316,000*

Schedule:

(1) 07-Technology and Community Innovation	383,000
(2) 10-Boards and Commissions	2,992,000
(3) 20-Global Economic Development	2,568,000
(3.5) 30-Tourism	~~5,929,000~~ *929,000*
(4) 40-Contracts, Grants, and Loans	36,000
(5) 60-Economic Research	188,000
(6) 70.01-Administration	2,005,000
(7) 70.02-Distributed Administration	−2,005,000
(8) Reimbursements	−1,780,000

Provisions:

1. Of the amount appropriated in this item, the Technology, Trade, and Commerce Agency may trans-

Item		Amount
fer funds to Item 2920-012-0001, consistent with Provision 1 of that item, where the transfer is necessary to reimburse foreign trade office directors for relocation expenses to and from foreign trade offices.		
2920-001-0123—For support of Technology, Trade, and Commerce Agency, Program 05—Infrastructure and Business Finance, payable from the Rural Economic Development Fund		155,000
2920-001-0145—For support of Technology, Trade, and Commerce Agency, payable from the Commerce Marketing Fund		106,000
Schedule:		
(1) 10-Boards and Commissions	20,000	
(2) 20-Global Economic Development.	86,000	
2920-001-0218—For support of Technology, Trade, and Commerce Agency, Program 07—Technology and Community Innovation, payable from the Rural Development Fund		30,000
2920-001-0440—For support of Technology, Trade, and Commerce Agency, payable from the Petroleum Underground Storage Tank Financing Account		896,000
Schedule:		
(1) 05-Infrastructure and Business Finance	727,000	
(2) 40-Contracts, Grants, and Loans	169,000	
2920-001-0649—For support of Technology, Trade, and Commerce Agency, payable from the California Infrastructure and Economic Development Bank Fund		3,749,000
Schedule:		
(1) 05-Infrastructure and Business Finance	3,660,000	
(2) 40-Contracts, Grants, and Loans	89,000	
2920-001-0890—For support of Technology, Trade, and Commerce Agency, Program 07—Technology and Community Innovation, payable from the Federal Trust Fund		278,000
2920-001-0918—For support of Technology, Trade, and Commerce Agency, payable from the Small Business Expansion Fund		401,000
2920-011-0001—For support of Technology, Trade, and Commerce Agency		4,692,000
Schedule:		
(1) For transfer to the Small Business Expansion Fund	4,662,000	

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(2) For transfer to the Rural Development Fund 30,000

2920-012-0001—For support of Technology, Trade, and Commerce Agency, Foreign Trade Offices *Closure*. ~~3,361,000~~ *961,000*

~~Schedule:~~

~~(1) 20.50.001 South Africa..... 246,000~~

~~(2) 20.50.002 Germany..... 449,000~~

~~(3) 20.50.003 China-Hong Kong..... 538,000~~

~~(4) 20.50.004 Japan..... 636,000~~

~~(5) 20.50.005 United Kingdom..... 488,000~~

~~(6) 20.50.006 Mexico..... 696,000~~

~~(7) 20.50.007 Taiwan..... 308,000~~

Provisions:

~~1. Notwithstanding the provisions of Section 26.00 of this act, for the purposes of the payment of appropriate relocation expenses to and from foreign trade offices by foreign trade office directors, the Technology, Trade, and Commerce Agency may transfer funds between the schedules of this item.~~

1. Funds appropriated in this item are exclusively for the personal services and operating expenses and equipment costs associated with the closure of state-operated Foreign Trade Offices within the 2003–04 fiscal year. If unanticipated expenses related to these activities occur, the Director of Finance is authorized to use Section 27.00 to address the deficiency from the General Fund.

2920-101-0001—For local assistance, Technology, Trade, and Commerce Agency 0

Schedule:

(1) 07-Technology and Community Innovation 2,000,000

(2) Reimbursements..... –2,000,000

Provisions:

1. The amount appropriated in Schedule (1) of this item shall be available for Manufacturing Technology Program grants.

2920-101-0440—For local assistance, Technology, Trade, and Commerce Agency, Program 10—Boards and Commissions, payable from the Petroleum Underground Storage Tank Financing Account 4,000,000

2920-101-0890—For local assistance, Technology, Trade, and Commerce Agency, Program 07—Technology and Community Innovation, payable from the Federal Trust Fund 1,422,000

Item	Amount
~~2920-101-3005—For local assistance, Technology, Trade, and Commerce Agency, Program 10—Boards and Commissions, payable from the Film California First Fund~~	~~6,000,000~~
~~2920-111-0001—For transfer, upon order of the Director of Finance, from the General Fund to the Film California First Fund~~	~~6,000,000~~

RESOURCES

3110-001-0140—For support of Special Resources Program, Program 30—Sea Grant Program, payable from the California Environmental License Plate Fund, for grants to public and private higher education for use as a maximum of two-thirds of the local matching share for projects under the National Sea Grant College Program Act, as amended	200,000
3110-101-0071—For local assistance, Special Resources Program, Program 20—Yosemite Foundation, payable from the Yosemite Foundation Account, California Environmental License Plate Fund	840,000
Provisions:	
1. There is hereby appropriated to the Special Resources Program for allocation by the State Controller to the Yosemite Foundation all moneys deposited in the account for activities authorized pursuant to Section 5064 of the Vehicle Code (Chapter 1273, Statutes of 1992).	
3110-101-0140—For local assistance, Special Resources Program, Program 10—Tahoe Regional Planning Agency, payable from the California Environmental License Plate Fund	3,231,000
3110-101-0516—For local assistance, Special Resources Program, Program 10—Tahoe Regional Planning Agency payable from the Harbors and Watercraft Revolving Fund	124,000
Provisions:	
1. Notwithstanding any other provision of law, funds in this item shall be expended to implement motorized watercraft regulations adopted by the Tahoe Regional Planning Agency.	
3125-001-0001—For support of California Tahoe Conservancy	0
Schedule:	
(1) 10-Tahoe Conservancy 3,892,000	
(2) Reimbursements ..... –33,000	

Item		Amount
(3) Amount payable from the Safe Neighborhood Parks, Clean Water, Clean Air, and Coastal Protection Bond Fund (Item 3125-001-0005).	–827,000	
(3.5) Amount payable from the California Environmental License Plate Fund (Item 3125-001-0140).....	–2,671,000	
(4) Amount payable from Habitat Conservation Fund (Item 3125-001-0262).....	–17,000	
(5) Amount payable from the Lake Tahoe Conservancy Account (Item 3125-001-0286)	–164,000	
(6) Amount payable from the Tahoe Conservancy Fund (Item 3125-001-0568).....	–180,000	
3125-001-0005—For support of California Tahoe Conservancy, for payment to Item 3125-001-0001, payable from the Safe Neighborhood Parks, Clean Water, Clean Air, and Coastal Protection Bond Fund...		827,000
3125-001-0140—For support of California Tahoe Conservancy, for payment to Item 3125-001-0001, payable from the California Environmental License Plate Fund.....		2,671,000
3125-001-0262—For support of California Tahoe Conservancy, for payment to Item 3125-001-0001, payable from the Habitat Conservation Fund		17,000
3125-001-0286—For support of California Tahoe Conservancy, for payment to Item 3125-001-0001, payable from the Lake Tahoe Conservancy Account		164,000
3125-001-0568—For support of California Tahoe Conservancy, for payment to Item 3125-001-0001, payable from the Tahoe Conservancy Fund.....		180,000
Provisions:		
1. Of this amount, pursuant to Section 66908.3 of the Government Code, the conservancy shall pay $41,000 to the County of Placer, and $4,000 to the County of El Dorado.		
2. Fifty percent (50%) of the amounts pursuant to Provision 1 above shall be used by the Counties of Placer and El Dorado for soil erosion control projects in the Lake Tahoe region, as defined in Section 66905.5 of the Government Code.		
3125-101-0005—For local assistance, California Tahoe Conservancy, for soil erosion control grants, payable from the Safe Neighborhood Parks, Clean Water, Clean Air, and Coastal Protection Bond Fund.....		5,511,000

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Schedule:

(1) 10-Tahoe Conservancy 5,755,000

(2) Reimbursements..... –244,000

Provisions:

1. Notwithstanding any other provision of law, this appropriation shall be available for encumbrance, for local assistance or capital outlay, until June 30, 2006.

2. Pursuant to Section 33702 of the Public Resources Code, the acquisition of real property or interests with funds appropriated in this item is not subject to the Property Acquisition Law (Part II (commencing with Section 15850) of Division 3 of Title 2 of the Government Code) when the value is $250,000 or less, and, therefore, is not subject to approval by the State Public Works Board.

3125-101-0286—For local assistance, California Tahoe Conservancy, Program 10—Tahoe Conservancy, payable from the Lake Tahoe Conservancy Account .. 713,000

Provisions:

1. The amount appropriated in this item is available for expenditure for local assistance or for capital outlay until June 30, 2006.

2. Pursuant to Section 33702 of the Public Resources Code, the acquisition of real property or interests with funds appropriated in this item is not subject to the Property Acquisition Law (Part II (commencing with Section 15850) of Division 3 of Title 2 of the Government Code) when the value is $250,000 or less, and, therefore, is not subject to approval by the State Public Works Board.

3125-101-6029—For local assistance, California Tahoe Conservancy, Program 10—Tahoe Conservancy, payable from the California Clean Water, Clean Air, Safe Neighborhood Parks, and Coastal Protection Fund 5,249,000

Provisions:

1. The amount appropriated in this item is available for expenditure for local assistance or for capital outlay until June 30, 2006.

2. Pursuant to Section 33702 of the Public Resources Code, the acquisition of real property or interests with funds appropriated in this item is not subject to the Property Acquisition Law (Part II (commencing with Section 15850) of Divi-

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sion 3 of Title 2 of the Government Code) when the value is $250,000 or less, and, therefore, is not subject to approval by the State Public Works Board.

3125-301-0005—For capital outlay, California Tahoe Conservancy, payable from the Safe Neighborhood Parks, Clean Water, Clean Air, and Coastal Protection Bond Fund 8,517,000

Schedule:

(1) 50.30.002-Land acquisition and site improvements—Public access and recreation pursuant to Title 7.42 (commencing with Section 66905) of the Government Code 1,500,000

(2) 50.30.003-Acquisition, restoration, and enhancement of habitat 1,517,000

(3) 50.30.004-Land acquisition and site improvements—stream environment zones and watershed restorations pursuant to Title 7.42 (commencing with Section 66905) of the Government Code 4,000,000

(4) 50.30.005-Land acquisition pursuant to Section 66907 of the Government Code 1,500,000

Provisions:

1. The acquisition of real property or interests with funds appropriated in this item is not subject to the Property Acquisition Law when the value is $250,000 or less, and, therefore, is not subject to approval by the State Public Works Board.

2. The amount appropriated in this item is available for expenditure for capital outlay or for local assistance until June 30, 2006. Expenditures of funds for grants to public agencies and grants to nonprofit organizations, as authorized by subdivision (a) of Section 66907.7 of the Government Code, are exempt from review by the State Public Works Board.

3125-301-0262—For capital outlay, California Tahoe Conservancy, payable from the Habitat Conservation Fund 483,000

Schedule:

(1) 50.30.003-Acquisition, restoration, and enhancement of habitat 483,000

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Provisions:

1. The acquisition of real property or interests with funds appropriated by this item is not subject to the Property Acquisition Law when the value is less than $250,000 and, therefore, is not subject to Public Works Board approval.
2. The amount appropriated in this item is available for expenditure for capital outlay or for local assistance until June 30, 2006. Expenditures of funds for grants to public agencies and grants to nonprofit organizations, as authorized by subdivision (a) of Section 66907.7 of the Government Code, are exempt from Public Works Board review.

3340-001-0001—For support of California Conservation Corps ..... ~~41,897,000~~ *39,961,000*

Schedule:

(1) 10-Training and Work Program..... ~~44,842,000~~ *42,906,000*

(2) 10.55-Administration..... (6,170,000)

(3) 10.55-Distributed Administration ..... (–6,170,000)

(4) Amount payable from the Safe Neighborhood Parks, Clean Water, Clean Air, and Coastal Protection Bond Fund (Item 3340-001-0005). –625,000

(5) Amount payable from the California Environmental License Plate Fund (Item 3340-001-0140)..... –308,000

(6) Amount payable from the Public Resources Account, Cigarette and Tobacco Products Surtax Fund (Item 3340-001-0235) ..... –285,000

(7) Amount payable from the Federal Trust Fund (Item 3340-001-0890)..... –503,000

(8) Amount payable from the California Clean Water, Clean Air, Safe Neighborhood Parks, and Coastal Protection Fund (3340-001-6029) . –1,224,000

Provisions:

1. Notwithstanding Section 14316 of the Public Resources Code, the Department of Finance may make a loan from the General Fund to the California Conservation Corps for the purposes of this item, in the amount of 25 percent of the reim-

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bursements anticipated in the Collins-Dugan Reimbursement Account to be received by the California Conservation Corps from each client agency, not to exceed an aggregate total of $6,558,000, to meet cashflow needs due to delays in collecting reimbursements. Any loan made by the Department of Finance pursuant to this provision shall only be made if the California Conservation Corps has a valid contract or certification signed by the client agency, which demonstrates that sufficient funds will be available to repay the loan. All moneys so transferred shall be repaid to the General Fund as soon as possible, but not later than one year from the date of the loan. On and after a date 90 days after the end of that year, the Department of Finance shall charge interest to the California Conservation Corps, at the rate earned in the Pooled Money Investment Fund, on any portion of the loan that has not been repaid.

2. Of the funds appropriated in this item, $2,725,000 shall be available for use by the California Conservation Corps to respond to natural disasters and other emergencies, including the fighting of forest fires. The Director of Finance may adjust this amount to the extent indicated by corrections identified by the director in the reports of the past expenditures of the California Conservation Corps upon which the amounts appropriated by this item are based. The Director of Finance shall notify the Chairperson of the Joint Legislative Budget Committee at least 30 days prior to making that adjustment.

3. To the extent that funds in excess of the amount identified in Provision 2 are necessary in order for the California Conservation Corps to respond to one or more emergencies declared by the Governor, the Department of Finance shall transfer, from the funds available pursuant to Section 8690.6 of the Government Code, an amount not to exceed $1,500,000 as necessary to fund that response. If, after the Department of Finance has transferred funds pursuant to this provision, the California Conservation Corps receives reimbursements or other amounts in payment of its costs of response to one or more declared emergencies, those amounts shall be deposited in the General Fund.

Item	Amount
3340-001-0005—For support of California Conservation Corps, for payment to Item 3340-001-0001, payable from the Safe Neighborhood Parks, Clean Water, Clean Air, and Coastal Protection Bond Fund.....	625,000
3340-001-0140—For support of California Conservation Corps, for payment to Item 3340-001-0001, payable from the California Environmental License Plate Fund	308,000
3340-001-0235—For support of California Conservation Corps, for payment to Item 3340-001-0001, payable from the Public Resources Account, Cigarette and Tobacco Products Surtax Fund.....	285,000
3340-001-0890—For support of California Conservation Corps, for payment to Item 3340-001-0001, payable from the Federal Trust Fund	503,000
3340-001-6029—For support of California Conservation Corps, for payment to Item 3340-001-0001, payable from the California Clean Water, Clean Air, Safe Neighborhood Parks, and Coastal Protection Fund..	1,224,000
3340-101-0005—For local assistance, California Conservation Corps, payable from the Safe Neighborhood Parks, Clean Water, Clean Air, and Coastal Protection Bond Fund	2,900,000
3340-101-6029—For local assistance, California Conservation Corps, payable from the California Clean Water, Clean Air, Safe Neighborhood Parks, and Coastal Protection Fund	4,000,000
3340-301-0660—For capital outlay, California Conservation Corps, payable from the Public Buildings Construction Fund	36,216,000
Schedule:	
(1) 20.10.170-Tahoe Base Center Relocation—Acquisition, preliminary plans, working drawings and construction 19,571,000	
(2) 20.10.200-Sequoia District Relocation—Preliminary plans, working drawings and construction..... 16,645,000	
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 construction of the project authorized by this item.	

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2. The State Public Works Board and the California Conservation Corps may obtain interim financing for the project costs authorized in this item from any appropriate source, including, but not limited to, Section 15849.1 of the Government Code and the Pooled Money Investment Account pursuant to Sections 16312 and 16313 of the Government Code.
3. The State Public Works Board may authorize the augmentation of the cost of construction of the projects scheduled in this item pursuant to the board's authority under Section 13332.11 of the Government Code. In addition, the State Public Works Board may authorize any additional amount necessary to establish a reasonable construction reserve and to pay the cost of financing, including the payment of interest during construction of the project, the costs of financing a debt service fund, and the cost of issuance of permanent financing for the project. This additional amount may include interest payable on any interim financing obtained.
4. This department is 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.
5. 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 10.5 (commencing with Section 15800) of Division 3 of Title 2 of the Government Code). This section does not exempt this department from the requirements of the California Environmental Quality Act. This section is intended to be declarative of existing law.
6. Notwithstanding Section 2.00 of the Budget Act, the funds appropriated in this item shall be available for expenditure until June 30, 2004, except appropriations for working drawings which shall be available for expenditure until June 30, 2005, appropriations for construction which shall be available for expenditure until June 30, 2008, and

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acquisition which shall be available for expenditure until June 30, 2006. In addition, the balance of funds appropriated for construction that have not been allocated, through fund transfer or approval to proceed to bid, by the Department of Finance on or before June 30, 2006, shall revert as of that date to the fund from which the appropriation was made.

7. Notwithstanding any other provision of law, the project authorized in Schedule (1) of this item may be acquired or constructed using any of the following project delivery methods: lease with a purchase option, build to suit, design-bid-build or design-build, subject to approval of the Department of Finance and the funds appropriated in Schedule (1) of this item shall be available to address the costs of the selected delivery method.
8. Funds appropriated in Schedule (2) of this item shall only be available for expenditure if a related Department of Developmental Services capital outlay project in Schedule (2) of Item 4300-301-0660 is approved by the Legislature.
9. Site acquisition funds appropriated in Schedule (1) shall be used to acquire a site for the Tahoe Base Center in the Meyers/South Lake Tahoe area.
10. The Department of Finance shall provide written notification to the Joint Legislative Budget Committee, within 10 days of receipt, of any requests for an augmentation of project costs, change in project scope, and any related change in project schedule, for projects identified in Schedules (1) and (2).

3360-001-0044—For support of Energy Resources Conservation and Development Commission, for payment to Item 3360-001-0465, payable from the Motor Vehicle Account, State Transportation Fund 125,000

3360-001-0381—For support of Energy Resources Conservation and Development Commission, for payment to Item 3360-001-0465, payable from the Public Interest Research, Development and Demonstration Fund 46,982,000

Provisions:

1. Notwithstanding subdivision (a) of Section 2.00 of this act, funds appropriated in this item shall be available for expenditure during the 2003–04 and 2004–05 fiscal years.

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2. Notwithstanding Section 16304.1 of the Government Code, funds appropriated in this item shall be available for liquidation of encumbrances until June 30, 2009.
3. Notwithstanding any other provision of law, funds appropriated in this item may be used by the Energy Resources Conservation and Development Commission to provide grants, loans, or repayable research contracts. When the commission evaluates proposals, a high-point scoring method may be used in lieu of lowest cost. Repayment terms shall be determined by the commission.
4. Of the amount appropriated in this item, $200,000 shall be made available for grants to the California Climate Action Registry to support program activities.

3360-001-0382—For support of Energy Resources Conservation and Development Commission, for payment to Item 3360-001-0465, payable from the Renewable Resource Trust Fund 9,002,000

Provisions:

1. ~~Of the funds appropriated in this item, $6,000,000~~ *Notwithstanding any other provision of law, $6,000,000 of the funds appropriated in this item* shall be used to provide incentives to clean burning biomass plants that use agricultural waste that would otherwise be burned in open fields.

3360-001-0465—For support of Energy Resources Conservation and Development Commission, payable from the Energy Resources Programs Account ..... ~~52,363,000~~ *45,748,000*

Schedule:

(1) 10-Regulatory and Planning.....	25,918,000
(2) 20-Energy Resources Conservation.	17,542,000
(3) 30-Development.....	~~71,420,000~~ *77,420,000*
(4) 40.01-Policy, Management and Administration.....	12,007,000
(5) 40.02-Distributed Policy, Management and Administration	–12,007,000
(6) Reimbursements.....	–6,245,000
(7) Amount payable from the Motor Vehicle Account, State Transportation Fund (Item 3360-001-0044)...	–125,000

Item	Amount
(8) Amount payable from the Public Interest Research, Development and Demonstration Fund (Item 3360-001-0381)	–46,982,000
(9) Amount payable from the Renewable Resource Trust Fund (Item 3360-001-0382)	–9,002,000
(10) Amount payable from the Energy Technologies Research Development and Demonstration Account (Item 3360-001-0479)	–431,000
(11) Amount payable from the Local Government Geothermal Resources Revolving Subaccount, GRDA (Item 3360-001-0497)	–286,000
(12) Amount payable from the Petroleum Violation Escrow Account (Item 3360-001-0853)	–434,000
(13) Amount payable from the Katz Schoolbus Fund (Item 3360-001-0854)	–1,988,000
(14) Amount payable from the Federal Trust Fund (Item 3360-001-0890).	–9,024,000
(15) Amount payable from the Energy Facility License and Compliance Fund (Item 3360-001-3062)	*–615,000*
Provisions:	
1. Notwithstanding Section 16304.1 of the Government Code, funds appropriated in this item for the Energy Technology Export Program shall be available for liquidation of encumbrances until June 30, 2007.	
3360-001-0479—For support of Energy Resources Conservation and Development Commission, for payment to Item 3360-001-0465, payable from the Energy Technologies Research, Development and Demonstration Account for the purpose of funding loans, grants and contracts to provide a variety of research projects	431,000
Provisions:	
1. Notwithstanding subdivision (a) of Section 2.00 of this act, funds appropriated in this item shall be available for expenditure during the 2003–04 and 2004–05 fiscal years.	
2. Notwithstanding Section 16304.1 of the Government Code, funds appropriated in this item shall	

Item	Amount
be available for liquidation of encumbrances until June 30, 2007.	
3. Notwithstanding any other provision of law, funds appropriated in this item may be used by the Energy Resources Conservation and Development Commission to provide grants, loans, or repayable research contracts. When the commission evaluates proposals, a high-point scoring method may be used in lieu of lowest cost. Repayment terms shall be determined by the commission.	
3360-001-0497—For support of Energy Resources Conservation and Development Commission, for payment to Item 3360-001-0465, payable from the Local Government Geothermal Resources Revolving Subaccount, GRDA	286,000
3360-001-0853—For support of Energy Resources Conservation and Development Commission, for payment to Item 3360-001-0465, payable from the Petroleum Violation Escrow Account	434,000
3360-001-0854—For support of Energy Resources Conservation and Development Commission, for payment to Item 3360-001-0465, payable from the Katz Schoolbus Fund created by Section 17911 of the Education Code	1,988,000
3360-001-0890—For support of Energy Resources Conservation and Development Commission, for payment to Item 3360-001-0465, payable from the Federal Trust Fund	9,024,000
3360-001-3062—For support of Energy Resources Conservation and Development Commission, for payment to Item 3360-001-0465, payable from the Energy Facility License and Compliance Fund.....	*615,000*
3360-011-0381—For transfer by the Controller, upon order of the Director of Finance, from the Public Interest Research, Development and Demonstration Fund to the General Fund	(20,000,000)
Provisions:	
1. The transfer made by this item is a loan to the General Fund. This loan shall be repaid with interest calculated at the rate earned by the Pooled Money Investment Account at the time of the transfer. It is the intent of the Legislature that repayment be made by June 30, 2005.	

Item	Amount
3360-011-0465—For transfer by the Controller, upon order of the Director of Finance, from the Energy Resources Programs Account to the California Consumer Power and Conservation Financing Authority Fund	(6,165,000)
Provisions:	
1. Of the amount transferred in this item, $2,910,000 shall be available for loans to the California Consumer Power and Conservation Financing Authority Fund, as needed to finance approved 2003–04 fiscal year expenditures in Item 8665-001-9326. Loans shall be repaid with interest calculated at the rate earned by the Pooled Money Investment Account at the time of transfer. It is intended that repayment be made to ensure that programs supported by this fund are not adversely affected by the loan.	
2. Of the amount transferred in this item, the California Consumer Power and Conservation Financing Authority shall repay $3,255,000 to the Renewable Resource Trust Fund for loans provided in the 2002–03 fiscal year pursuant to Item 3360-013-0382 of the Budget Act of 2002 (Ch. 379, Stats. 2002).	
3. Of the amount transferred in this item, the California Consumer Power and Conservation Financing Authority shall repay at least $1,000,000 of the amount loaned in this item by June 30, 2004.	
3360-011-0479—For transfer by the Controller, upon order of the Director of Finance, from the Energy Technologies Research, Development and Demonstration Account to the General Fund	(1,288,000)
3360-013-0465—For transfer by the Controller, upon order of the Director of Finance, from the Energy Resources Programs Account to the General Fund.....	~~(8,740,000)~~ *(9,365,000)*
Provisions:	
1. Of the amount transferred in this item, $1,000,000 of the transfer shall only be made upon repayment of $1,000,000 to the Energy Resources Programs Account by the California Consumer Power and Conservation Financing Authority, as prescribed by Provision 3 of Item 3360-011-0465.	

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3360-111-0497—For transfer by the Controller, upon order of the Director of Finance, from the Local Government Geothermal Resources Revolving Subaccount, Geothermal Resources Development Account to the General Fund ..... (1,594,000)

3360-491—Reappropriation, Energy Resources Conservation and Development Commission. Notwithstanding any other provision of law, funds appropriated in the following citation are reappropriated for liquidation until June 30, 2004:

0465—Energy Resources Programs Account

(1) Item 3360-001-0465, Budget Act of 2000 (Ch. 52, Stats. 2000).

3360-492—Reappropriation, Energy Resources Conservation and Development Commission. Notwithstanding any other provision of law, funds appropriated in the following citation are reappropriated for liquidation until June 30, 2005:

0497—Geothermal Resources Development Account

(1) Item 3360-101-0497, Budget Act of 1999 (Ch. 50, Stats. 1999).

3360-495—Reversion, Energy Resources Conservation and Development Commission. The following amounts shall revert to the General Fund:

(1) $4,683,000 from Section 5 of Chapter 7 of the Statutes of 2001, First Extraordinary Session, as amended by Section 57 of Chapter 111 of the Statutes of 2001, consisting of unencumbered funds and unliquidated encumbered balances that have not been committed to specific projects.

(2) $260,000 from Section 8 of Chapter 329 of the Statutes of 2000, consisting of unencumbered funds and unliquidated encumbered balances that have not been committed to specific projects.

3460-001-0001—For support of Colorado River Board of California 192,000

Schedule:

(1) 10-Protection of California's Colorado River Rights and Interests	1,067,000
(2) Reimbursements	−861,000
(3) Amount payable from the California Environmental License Plate Fund (Item 3460-001-0140).....	−14,000

Item		Amount
3460-001-0140—For support of Colorado River Board of California, for payment to Item 3460-001-0001, payable from the California Environmental License Plate Fund		14,000
3480-001-0001—For support of Department of Conservation		5,396,000
Schedule:		
(1) 10-Geologic Hazards and Mineral Resources Conservation	~~24,292,000~~ *26,592,000*	
(2) 20-Oil, Gas, and Geothermal Resources	14,287,000	
(3) 30-Land Resource Protection	3,571,000	
(4) 40.01-Administration	9,627,000	
(5) 40.02-Distributed Administration	–9,627,000	
(6) 50-Beverage Container Recycling and Litter Reduction Program	35,359,000	
(7) Reimbursements	–8,476,000	
(8) Amount payable from the Safe Neighborhood Parks, Clean Water, Clean Air, and Coastal Protection Bond Fund (Item 3480-001-0005).	–473,000	
(9) Amount payable from the Surface Mining and Reclamation Account (Item 3480-001-0035)	–1,124,000	
(10) Amount payable from the State Highway Account, State Transportation Fund (Item 3480-001-0042).	–12,000	
(11) Amount payable from the California Beverage Container Recycling Fund (Item 3480-001-0133)	–35,284,000	
(13) Amount payable from the Soil Conservation Fund (Item 3480-001-0141)	–1,308,000	
(14) Amount payable from Hazardous and Idle-Deserted Well Abatement Fund (Section 3206, Public Resources Code)	–100,000	
(15) Amount payable from Mine Reclamation Account (Item 3480-001-0336)	~~–1,501,000~~ *–3,801,000*	
(16) Amount payable from Seismic Hazards Identification Fund (Item 3480-001-0338)	–3,206,000	

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(17) Amount payable from the Strong Motion Instrumentation Special Fund (Item 3480-001-0398)..... –4,450,000

(18) Amount payable from the Federal Trust Fund (Item 3480-001-0890). –1,685,000

(19) Amount payable from the Bosco Keene Renewable Resources Investment Fund (Item 3480-001-0940)..... –680,000

(20) Amount payable from the Oil, Gas, and Geothermal Administrative Fund (Item 3480-001-3046)...–13,370,000

(21) Amount payable from the Agriculture and Open Space Mapping Subaccount (Item 3480-001-6004)..... –444,000

Provisions:

1. Notwithstanding any other provision of law, upon approval and order of the Department of Finance, the Department of Conservation may borrow sufficient funds, from special funds that otherwise provide support for the department, to meet cashflow needs due to delays in collecting reimbursements. Any loan made by the Department of Finance pursuant to this provision may be made only if the Department of Conservation has a valid contract or certification signed by the client agency, which demonstrates that sufficient funds will be available to repay the loan. All money so transferred shall be repaid to the special fund as soon as possible, but not later than one year from the date of the loan.

3480-001-0005—For support of Department of Conservation, for payment to Item 3480-001-0001, payable from the Safe Neighborhood Parks, Clean Water, Clean Air, and Coastal Protection Bond Fund..... 473,000

3480-001-0035—For support of Department of Conservation, for payment to Item 3480-001-0001, payable from the Surface Mining and Reclamation Account 1,124,000

Provisions:

1. Of the amount appropriated in this item, $125,000 shall be expended for mapping abandoned mines, and $125,000 shall be expended for remediation and referrals to other agencies, including the State Water Resources Control Board, for cleanup activities utilizing these funds.

Item	Amount
3480-001-0042—For support of Department of Conservation, for payment to Item 3480-001-0001, payable from the State Highway Account, State Transportation Fund	12,000
Provisions:	
1. The funds appropriated in this item are for the state's share of costs of the California Institute of Technology seismograph network.	
3480-001-0133—For support of Department of Conservation, for payment to Item 3480-001-0001, payable from the California Beverage Container Recycling Fund	35,284,000
3480-001-0141—For support of Department of Conservation, for payment to Item 3480-001-0001, payable from the Soil Conservation Fund	1,308,000
3480-001-0336—For support of Department of Conservation, for payment to Item 3480-001-0001, payable from the Mine Reclamation Account.....	~~1,501,000~~ *3,801,000*
Provisions:	
1. Of the funds appropriated in this item, $2,300,000 may be expended only if Senate Bill 649 of the 2002–03 Regular Session is enacted to increase mine reporting fees.	
3480-001-0338—For support of Department of Conservation, for payment to Item 3480-001-0001, payable from the Seismic Hazards Identification Fund	3,206,000
Provisions:	
1. Notwithstanding any other provision of law, the Department of Finance may authorize expenditures from the Seismic Hazards Identification Fund in excess of 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 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. When exercising this provision, the department must maintain a minimum 10-percent reserve balance in the Seismic Hazards Identification Fund at all times and not exceed a total program expenditure level of $2,300,000. This provision may also be used to reduce expenditures below the amount appropriated by this item should revenues be unable to maintain an adequate balance.	

Item	Amount
3480-001-0398—For support of Department of Conservation, for payment to Item 3480-001-0001, payable from the Strong Motion Instrumentation Special Fund	4,450,000
Provisions:	
1. Notwithstanding any other provision of law, the Department of Finance may authorize expenditures from the Strong Motion Instrumentation Special Fund in excess of 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 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. When exercising this provision, the department must maintain a minimum 10-percent reserve balance in the Strong Motion Instrumentation Special Fund at all times and not exceed a total program expenditure level of $5,000,000. This provision may also be used to reduce expenditures below the amount appropriated by this item should revenues be unable to maintain an adequate balance.	
3480-001-0890—For support of Department of Conservation, for payment to Item 3480-001-0001, payable from the Federal Trust Fund	1,685,000
3480-001-0940—For support of Department of Conservation, for payment to Item 3480-001-0001, payable from the Bosco Keene Renewable Resources Investment Fund	680,000
3480-001-3046—For support of Department of Conservation, for payment to Item 3480-001-0001, payable from the Oil, Gas, and Geothermal Administrative Fund	13,370,000
3480-001-6004—For support of Department of Conservation, for payment to Item 3480-001-0001, payable from the Agriculture and Open Space Mapping Subaccount	444,000
3480-011-0133—For transfer by the Controller, upon order of the Director of Finance, from the California Beverage Container Recycling Fund to the General Fund	(70,000,000)
Provisions:	
1. Upon written approval of the Director of Finance, funds may be transferred from the Beverage Container Recycling Fund to the General Fund. The	

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transfer made by this item is a loan to the General Fund and shall be fully repaid by June 30, 2009. This loan shall be repaid with interest at the rate earned by the Pooled Money Investment Account at the time of the transfer. The Controller shall, within 15 working days of receipt of written notification from the Director of Finance, transfer from the General Fund to the Beverage Container Recycling Fund the full amount of the loan or increments thereof as requested by the Director of Finance. It is the intent of the Legislature that the repayment is made so as to ensure that the programs supported by this fund are not adversely affected by the loan.

2. Upon written approval of the Director of Finance, funds from this loan shall be transferred back to the Beverage Container Recycling Fund in an amount necessary to provide operating funds for support of the Beverage Container Recycling Program. Once the monthly cashflow needs of the California Beverage Container Recycling Program are met, any excess General Fund moneys transferred to the California Beverage Container Recycling Fund during the 2003–04 fiscal year shall revert to the General Fund by June 30, 2004.

3480-011-0269—For transfer by the Controller, upon order of the Department of Finance, from the Glass Processing Fee Account to the General Fund..... (39,000,000)

Provisions:

1. Upon written approval of the Director of Finance, funds may be transferred from the Glass Processing Fee Account, Beverage Container Recycling Fund to the General Fund. The transfer made by this item is a loan to the General Fund and shall be fully repaid by June 30, 2009. This loan shall be repaid with interest at the rate earned by the Pooled Money Investment Account at the time of the transfer. The Controller shall, within 15 working days of receipt of written notification from the Director of Finance, transfer from the General Fund to the Glass Processing Fee Account, Beverage Container Recycling Fund the full amount of the loan or increments thereof as requested by the Director of Finance. It is the intent of the Legislature that the repayment is made so as to ensure that the programs supported by this fund are not adversely affected by the loan.

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2. Upon written approval of the Director of Finance, funds from this loan shall be transferred back to the Glass Processing Fee Account, Beverage Container Recycling Fund in an amount necessary to provide operating funds for support of the Beverage Container Recycling Program. Once the monthly cashflow needs of the California Beverage Container Recycling Program are met, any excess General Fund moneys transferred to the Glass Processing Fee Account, Beverage Container Recycling Fund during the 2003–04 fiscal year shall revert to the General Fund by June 30, 2004.

3480-011-0278—For transfer by the Controller, upon order of the Department of Finance, from the PET Processing Fee Account to the General Fund..... (45,000,000)

Provisions:

1. Upon written approval of the Director of Finance, funds may be transferred from the PET Processing Fee Account to the General Fund. The transfer made by this item is a loan to the General Fund and shall be fully repaid by June 30, 2009. This loan shall be repaid with interest at the rate earned by the Pooled Money Investment Account at the time of the transfer. The Controller shall, within 15 working days of receipt of written notification from the Director of Finance, transfer from the General Fund to the PET Processing Fee Account the full amount of the loan or increments thereof as requested by the Director of Finance. It is the intent of the Legislature that the repayment is made so as to ensure that the programs supported by this fund are not adversely affected by the loan.
2. Upon written approval of the Director of Finance, funds from this loan shall be transferred back to the PET Processing Fee Account in an amount necessary to provide operating funds for support of the Beverage Container Recycling Program. Once the monthly cashflow needs of the California Beverage Container Recycling Program are met, any excess General Fund moneys transferred to the PET Processing Fee Account during the 2003–04 fiscal year shall revert to the General Fund by June 30, 2004.

Item	Amount
3480-101-6029—For local assistance, Department of Conservation, payable from the California Clean Water, Clean Air, Safe Neighborhood Parks, and Coastal Protection Fund, to be available for expenditure in the 2003–04, 2004–05, and 2005–06 fiscal years	10,000,000
3480-295-0001—For local assistance, Department of Conservation, 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) 98.01.113.175-Mineral resources policies (Ch. 1131, Stats. 1975).... 0	
Provisions:	
1. Pursuant to Section 17581 of the Government Code, the mandate 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 2003–04 fiscal year:	
(1) Mineral resources policies (Ch. 1131, Stats. 1975)	
3540-001-0001—For support of Department of Forestry and Fire Protection	282,415,000
Schedule:	
(1) 100000-Personal services.....~~327,605,000~~ *385,105,000*	
(2) 300000-Operating expenses and equipment.....213,138,000	
(3) Reimbursements ..... –144,038,000	
(3.5) Amount payable from the General Fund (Item 3540-006-0001).....–70,000,000	
(4) Less funding provided by capital outlay ..... –325,000	
(5) Amount payable from the Safe Neighborhood Parks, Clean Water, Clean Air, and Coastal Protection Bond Fund (Item 3540-001-0005). –231,000	
(6) Amount payable from the State Emergency Telephone Number Account (Item 3540-001-0022)..... –2,568,000	

Item	Amount
(7) Amount payable from the Unified Program Account (Item 3540-001-0028)	–301,000
(8) Amount payable from the State Fire Marshal Licensing and Certification Fund (Item 3540-001-0102)	–1,810,000
(9) Amount payable from the California Environmental License Plate Fund (Item 3540-001-0140)	–618,000
(10) Amount payable from the California Fire and Arson Training Fund (Item 3540-001-0198)	–1,564,000
(11) Amount payable from the Hazardous Liquid Pipeline Safety Fund (Item 3540-001-0209)	–2,211,000
(12) Amount payable from the Public Resources Account, Cigarette and Tobacco Products Surtax Fund (Item 3540-001-0235)	–384,000
(13) Amount payable from the Professional Forester Registration Fund (Item 3540-001-0300)	–188,000
(14) Amount payable from the Federal Trust Fund (Item 3540-001-0890)	–22,508,000
(15) Amount payable from the Forest Resources Improvement Fund (Item 3540-001-0928)	–11,314,000
(16) Amount payable from the Timber Tax Fund (Item 3540-001-0965)	–28,000
(16.5) Amount payable from the Forest Practice Regulatory Fund (Item 3540-001-3032)	*–5,000,000*
(16.6) Amount payable from the State Responsibility Area Fire Protection Fund (Item 3540-001-3063)	*–52,500,000*
(17) Amount payable from the Water Security, Clean Drinking Water, Coastal and Beach Protection Fund of 2002 (Item 3540-001-6031)	–240,000

Provisions:

1. Notwithstanding any other provision of law, the Department of Finance may authorize the temporary or permanent redirection of funds from this item for purposes of emergency fire suppression and detection costs and related emergency refutation costs.

Item	Amount
3540-001-0005—For support of Department of Forestry and Fire Protection, for payment to Item 3540-001-0001, payable from the Safe Neighborhood Parks, Clean Water, Clean Air, and Coastal Protection Bond Fund	231,000
3540-001-0022—For support of Department of Forestry and Fire Protection, for payment to Item 3540-001-0001, payable from the State Emergency Telephone Number Account	2,568,000
Provisions:	
1. Notwithstanding any other provision of law, moneys in this item shall be available for the Computer Aided Dispatch system.	
3540-001-0028—For support of Department of Forestry and Fire Protection, for payment to Item 3540-001-0001, payable from the Unified Program Account	301,000
3540-001-0102—For support of Department of Forestry and Fire Protection, for payment to Item 3540-001-0001, payable from the State Fire Marshal Licensing and Certification Fund	1,810,000
3540-001-0140—For support of Department of Forestry and Fire Protection, for payment to Item 3540-001-0001, payable from the California Environmental License Plate Fund	618,000
3540-001-0198—For support of Department of Forestry and Fire Protection, for payment to Item 3540-001-0001, payable from the California Fire and Arson Training Fund	1,564,000
3540-001-0209—For support of Department of Forestry and Fire Protection, for payment to Item 3540-001-0001, payable from the Hazardous Liquid Pipeline Safety Fund	2,211,000
3540-001-0235—For support of Department of Forestry and Fire Protection, for payment to Item 3540-001-0001, payable from the Public Resources Account, Cigarette and Tobacco Products Surtax Fund	384,000
3540-001-0300—For support of Department of Forestry and Fire Protection, for payment to Item 3540-001-0001, payable from the Professional Forester Registration Fund	188,000
3540-001-0890—For support of Department of Forestry and Fire Protection, for payment to Item 3540-001-0001, payable from the Federal Trust Fund	22,508,000
Provisions:	
1. Any federal funds that may become available in addition to the funds appropriated in this item for	

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emergency fire suppression are exempt from Section 28.00 of this act.

3540-001-0928—For support of Department of Forestry and Fire Protection, for payment to Item 3540-001-0001, payable from the Forest Resources Improvement Fund 11,314,000

Provisions:

1. Notwithstanding any other provision of law, moneys in this item shall be available for forest land and wildlife habitat assessment, biodiversity, forest and rangeland research, and forest and range resources assessment programs.

~~2. Notwithstanding any other provision of law, funds appropriated in this item may not be used to prepare or implement a timber harvesting plan for the Jackson State Demonstration Forest that authorizes clearcutting or other harvest methods if the plan would result in the removal in one operation within the harvest area of more than 70 percent of the average conifer basal area per acre of the dominant or co-dominant trees, as defined in Section 895.1 of Title 14 of the California Code of Regulations.~~

3540-001-0965—For support of Department of Forestry and Fire Protection, for payment to Item 3540-001-0001, payable from the Timber Tax Fund 28,000

3540-001-3032—For support of Department of Forestry and Fire Protection, for payment to Item 3540-001-0001 5,000,000

3540-001-3063—For support of Department of Forestry and Fire Protection, for payment to Item 3540-001-0001 52,500,000

3540-001-6031—For support of Department of Forestry and Fire Protection, for payment to Item 3540-001-0001, payable from the Water Security, Clean Drinking Water, Coastal and Beach Protection Fund of 2002 240,000

3540-003-0001—For support of Department of Forestry and Fire Protection for rental payments on lease-revenue bonds 1,677,000

Schedule:

(1) Base Rental and Fees 1,664,000

(2) Insurance 13,000

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

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shall be provided on a monthly basis or as otherwise might be needed to ensure debt requirements are met.

3540-006-0001—For support of Department of Forestry and Fire Protection, for payment to Item 3540-001-0001 70,000,000

Provisions:

1. The funds appropriated in this item shall be available for emergency fire suppression and detection costs and related emergency revegetation costs and may be used for these purposes to reimburse the main support appropriation (Item 3540-001-0001) only upon approval by the Department of Finance.
2. The Director of Forestry and Fire Protection shall furnish quarterly reports on expenditures for emergency fire suppression activities to the Director of Finance, the Chairperson of the Joint Legislative Budget Committee, and the fiscal and appropriate policy committees of each house. Notwithstanding Section 27.00, the Director of Finance may authorize expenditures in excess of the amount appropriated in this item by an amount necessary to fund emergency fire suppression costs. This authorization shall occur not less than 30 days after the receipt by the Legislature of the quarterly expenditure report from the Department of Forestry and Fire Protection.

3540-101-0005—For local assistance, Department of Forestry and Fire Protection, payable from the Safe Neighborhood Parks, Clean Water, Clean Air, and Coastal Protection Bond Fund 1,175,000

3540-295-0001—For local assistance, Department of Forestry and Fire Protection, 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 State Controller 1,000

Schedule:

(1) 98.01.118.892-Very High Fire Hazard Severity Zones (Ch. 1188, Stats. 1992) 1,000

Provisions:

1. Except as provided in Provision 2 of this item, allocations of funds provided in this item to the ap-

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propriate 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. If any of the scheduled amounts are insufficient to provide full reimbursement of costs, the State 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 chairperson of the committee in each house, which considers appropriations, and the Chairperson of the Joint Legislative Budget Committee or his or her designee.

3540-301-0001—For capital outlay, Department of Forestry and Fire Protection 491,000

Schedule:

(1) 30.80-Minor capital outlay 491,000

Provisions:

1. The funds appropriated by Schedule (1) of this item include funding for construction and preconstruction activities, including, but not limited to, study, environmental documents, preliminary plans, working drawings, equipment, and other costs relating to the design and construction of facilities, to be performed by *the* Department of Forestry and Fire Protection personnel in completion of the projects.

3540-301-0660—For capital outlay, Department of Forestry and Fire Protection, payable from the Public Buildings Construction Fund 33,221,000

Schedule:

(1) 30.10.005-Alma Helitack Base: Replace Facility—Preliminary plans, working drawings, and construction..... 5,216,000

Item	Amount
(1.5) 30.10.035-Stevens Creek Forest Fire Station: Replace Facility—Construction	483,000
(1.6) 30.10.090-Pacheco Forest Fire Station: Replace Facility—Construction	591,000
(1.7) 30.20.030-Harts Mill Forest Fire Station: Relocate Facility—Construction	639,000
(1.8) ~~30.20.045~~ *30.20.040* -Manton Forest Fire Station: Relocate Facility—Construction	333,000
(2) 30.20.065-Lassen Lodge Forest Fire Station: Relocate Facility—Preliminary plans, working drawings, and construction	4,028,000
(2.1) 30.20.130-Buckhorn Forest Fire Station: Replace Apparatus Building—Construction	472,000
(2.5) 30.30.015-Independence Forest Fire Station: Construct Facility—Construction	417,000
(2.6) 30.30.070-Valley Center Forest Fire Station: Relocate Facility—Construction	490,000
(3) 30.30.075-Warner Springs Forest Fire Station: Replace Facility—Preliminary plans, working drawings, and construction	2,212,000
(3.1) 30.30.120-Fenner Canyon Conservation Camp: Construct Vehicle Apparatus and Replace Office—Construction	699,000
(3.2) 30.30.150-Nipomo Forest Fire Station: Replace Facility—Construction	446,000
(4) 30.40.020-Batterson Forest Fire Station: Relocate Facility—Working drawings and construction	2,406,000
(4.5) 30.40.035-Sand Creek Forest Fire Station: Relocate Facility—Construction	423,000
(4.6) 30.40.050-Rancheria Forest Fire Station: Replace Facility—Construction	450,000

Item	Amount
(6) 30.40.110-Hollister Air Attack Base: Relocate Facility—Acquisition, working drawings, and construction	6,039,000
(6.1) 30.40.120-Dew Drop Forest Fire Station: Replace Facility—Construction	460,000
(7) 30.40.125-Twain Harte Forest Fire Station: Relocate Facility—Preliminary plans, working drawings, and construction	3,468,000
(8) 30.40.150-Baseline Conservation Camp: Remodel Facility—Working drawings and construction	3,949,000

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 acquisition, design, and construction of the projects authorized by this item.
2. The State Public Works Board and the Department of Forestry and Fire Protection may obtain interim financing for the project costs authorized in this item from any appropriate source including, but not limited to, the Pooled Money Investment Account pursuant to Sections 16312 and 16313 of the Government Code.
3. The State Public Works Board may authorize the augmentation of the cost of construction of the project scheduled in this item pursuant to the board's authority under Section 13332.11 of the Government Code. In addition, the State Public Works Board may authorize any additional amount necessary to establish a reasonable construction reserve and to pay the cost of financing including the payment of interest during construction of the project, the costs of financing a debt service fund, and the cost of issuance of permanent financing for the project. This additional amount may include interest payable on any interim financing obtained.
4. Notwithstanding Section 2.00 of this act, the funds appropriated by Schedules (1), (2), (3), and (7) of this item shall be available for expenditure

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during the 2003–04 fiscal year, except appropriations for working drawings which shall be available for expenditure until June 30, 2005, and appropriations for construction which shall be available for expenditure until June 30, 2008. In addition, the balance of funds appropriated for construction by Schedules (1), (2), (3), and (7) that have not been allocated, through fund transfer or approval to bid, by the Department of Finance on or before June 30, 2006, shall revert as of that date to the fund from which the appropriation was made.

5. This department is 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.

6. 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 10.5 (commencing with Section 15800) of Division 3 of Title 2 of the Government Code). This section does not exempt this department from the requirements of the California Environmental Quality Act. This section is intended to be declarative of existing law.

7. Preliminary plans for Schedules (1), (2), (3), and (7) of this item are not yet complete. Due to the consistent design and components of these facilities, and to facilitate the use of the Public Buildings Construction Fund and related interim financing from the Pooled Money Investment Account, these projects are authorized to the extent the scope and cost for Schedules (1), (2), (3), and (7) remain consistent with Department of General Services capital outlay budget packages B3CDF116A, Y3CDF19A, B3CDF112A, and B3CDF110A, respectively. Nothing in this provision shall be construed to limit the Public Works Board's authority pursuant to Section 13332.11 of the Government Code.

8. The funds appropriated in Schedule (2) of this item include funding for construction and pre-

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construction activities, including, but not limited to, study, environmental documents, preliminary plans, working drawings, equipment, and other costs relating to the design and construction of facilities that may be performed by the Department of Forestry and Fire Protection, subject to approval by the Department of Finance. While the Department of Forestry and Fire Protection may manage the project, the project is subject to the review of the State Public Works Board and requires authorization to proceed to bid by the Department of Finance. Funds may also be used by the Department of General Services for project monitoring and oversight.

3540-490—Reappropriation, Department of Forestry and Fire Protection. 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 by the appropriations:

0660—Public Buildings Construction Fund

(1) Item 3540-301-0660, Budget Act of 2001 (Ch. 106, Stats. 2001), as reappropriated by Item 3540-490, Budget Act of 2002 (Ch. 379, Stats. 2002)

(1) 30.10.035-Stevens Creek Forest Fire Station: Replace Facility—Construction

(2) 30.10.090-Pacheco Forest Fire Station: Replace Facility—Construction

(4) 30.30.020-San Luis Obispo Ranger Unit Headquarters: Replace Facility—Construction

(6) 30.30.060-Hemet-Ryan Air Attack Base: Replace Facility—Construction

(7) 30.30.175-Owens Valley Conservation Camp: Construct Facility Upgrades—Construction

(9) 30.40.120-Dew Drop Forest Fire Station: Replace Facility—Construction

(2) Item 3540-301-0660, Budget Act of 2002 (Ch. 379, Stats. 2002)

(1) 30.10.015-Ukiah Forest Fire Station: Replace Facility—Construction

(3) 30.10.110-Elk Camp Forest Fire Station: Relocate Facility—Construction

(5) 30.20.030-Harts Mill Forest Fire Station: Relocate Facility—Construction

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(8.5) 30.30.015-Independence Forest Fire Station: Construct Facility—Construction
(9.5) 30.30.070-Valley Center Forest Fire Station: Relocate Facility—Construction
(11) 30.30.120-Fenner Canyon Conservation Camp: Construct Vehicle Apparatus Building—Construction
(12) 30.30.150-Nipomo Forest Fire Station: Replace Facility—Construction
(14) 30.40.015-Sonora Forest Fire Station: Relocate Facility—Construction
(15) 30.40.035-Sand Creek Forest Fire Station: Relocate Facility—Construction
(16) 30.40.050-Rancheria Forest Fire Station: Replace Facility—Construction
(17) 30.40.075-Usona Forest Fire Station: Replace Facility—Construction
(17.6) 30.40.105-Vallecito Conservation Camp: Replace Utilities/Construct Apparatus Building—Construction
(21) 30.40.195-Altaville Forest Fire Station: Replace Facility—Working Drawings and Construction

3560-001-0001—For support of State Lands Commission 10,099,000

Schedule:

(1) 10-Mineral Resources Management	6,203,000
(2) 20-Land Management	8,800,000
(3) 30.01-Executive and Administration	3,041,000
(4) 30.02-Distributed Administration	–3,041,000
(5) 40-Marine Facilities Management	6,802,000
(6) Reimbursements	–2,981,000
(7) Amount payable from the Exotic Species Control Fund (Item 3560-001-0212)	–631,000
(8) Amount payable from the Oil Spill Prevention and Administration Fund (Item 3560-001-0320)	–7,730,000
(9) Amount payable from the Land Bank Fund (Item 3560-001-0943).	–364,000

Provisions:

1. Notwithstanding subdivision (d) of Section 4 of Chapter 138 of the Statutes of 1964, 1st Extraordinary Session, all commission costs for adminis-

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tering the Long Beach Tidelands, exclusive of any Attorney General charges, shall be included in revenues deposited into the General Fund pursuant to paragraph (1) of subdivision (a) of Section 6217 of the Public Resources Code.

2. All costs incurred to manage state school lands shall be deducted from the revenues produced by those lands and deposited into the General Fund pursuant to Section 24412 of the Education Code.

3560-001-0212—For support of State Lands Commission, for payment to Item 3560-001-0001, payable from the Exotic Species Control Fund..... 631,000

3560-001-0320—For support of State Lands Commission, for payment to Item 3560-001-0001, payable from the Oil Spill Prevention and Administration Fund 7,730,000

Provisions:

1. Funds appropriated in this item shall not be expended to monitor or inspect marine bunkering operations from barges or any marine lightering operations.

3560-001-0943—For support of State Lands Commission, for payment to Item 3560-001-0001, payable from the Land Bank Fund..... 364,000

3600-001-0001—For support of Department of Fish and Game 40,740,000

Schedule:

(1) 20-Biodiversity Conservation Program.....116,939,000

(2) 25-Hunting, Fishing and Public Use..... ~~43,669,000~~ *43,469,000*

(3) 30-Management of Department Lands and Facilities 39,654,000

(4) 40-Conservation Education and Enforcement 47,257,000

(5) 50-Spill Prevention and Response.. 28,050,000

(6) 70.01-Administration..... 31,872,000

(7) 70.02-Distributed Administration ...–31,872,000

(8) Reimbursements.....–28,535,000

(9) Amount payable from Safe Neighborhood Parks, Clean Water, Clean Air, and Coastal Protection Bond Fund (Item 3600-001-0005)..... –701,000

(10) Amount payable from the California Environmental License Plate Fund (Item 3600-001-0140).....–18,596,000

Item	Amount
(11) Amount payable from the Fish and Game Preservation Fund (Item 3600-001-0200)	–90,913,000
(12) Amount payable from the Fish and Wildlife Pollution Account (Item 3600-001-0207)	–2,357,000
(13) Amount payable from the California Waterfowl Habitat Preservation Account, Fish and Game Preservation Fund (Item 3600-001-0211)	–207,000
(14) Amount payable from the Exotic Species Control Fund (Item 3600-001-0212)	–877,000
~~(14.5) Amount payable from the Public Resources Account, Cigarette and Tobacco Products Surtax Fund (Item 3600-001-0235)~~	~~–200,000~~
(15) Amount payable from the Oil Spill Prevention and Administration Fund (Item 3600-001-0320)	–19,300,000
(16) Amount payable from the Environmental Enhancement Fund (Item 3600-001-0322)	–1,001,000
(17) Amount payable from the Central Valley Project Improvement Subaccount (Item 3600-001-0404)	–53,000
(18) Amount payable from the Federal Trust Fund (Item 3600-001-0890)	–62,059,000
(19) Amount payable from the California Clean Water, Clean Air, Safe Neighborhood Parks, and Coastal Protection Fund (Item 3600-001-6029)	–8,000,000
(20) Amount payable from the Water Security Clean Drinking Water, Coastal and Beach Protection Fund of 2002 (Item 3600-001-6031)	–2,030,000

Provisions:

1. The funds appropriated in this item may be increased with the approval of, and under the conditions set by, the Department of Finance to meet current obligations proposed to be funded in Schedules (8) and (19). The funds appropriated by this item shall not be increased until the Department of Fish and Game has a valid contract, signed by the client agency, that provides sufficient funds to finance the increased authorization.

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This increased authorization may not be used to expand services or create new obligations.

Reimbursements received under Schedules (8) and (19) shall be used in repayment of any funds used to meet current obligations pursuant to this provision.

~~2. No moneys in this item may be expended for support of a recovery strategy pilot program for coho salmon unless both of the following statutory requirements are met: (a) the petitioners for listing coho salmon under the California Endangered Species Act affirmatively concur pursuant to Section 2106 of the Fish and Game Code; and (b) funds have been explicitly appropriated by the Legislature for support of this pilot program in compliance with Section 2115 of the Fish and Game Code.~~

2. The Department of Fish and Game, in consultation with local governments, state agencies, and representatives of sport fishing nonprofit associations, shall develop a long-term strategy to maintain sport fishing hatchery services to provide sport fishing opportunities and economic stimulus in rural areas. The strategy shall prioritize maintaining existing hatchery facilities and include consideration of the management and operations carried out in cooperation with local agencies and nonprofit sport fishing associations. The department shall not close existing sport fishing hatcheries prior to completion of the long-term hatchery strategy. The department shall complete the long-term Sport Fishing Hatchery Program planning process by January 1, 2004.

3600-001-0005—For support of the Department of Fish and Game, for payment to Item 3600-001-0001, payable from the Safe Neighborhood Parks, Clean Water, Clean Air, and Coastal Protection Bond Fund... 701,000

3600-001-0140—For support of Department of Fish and Game, for payment to Item 3600-001-0001, payable from the California Environmental License Plate Fund 18,596,000

Provisions:

1. Of the funds appropriated $800,000 shall be available to match private funds for expenditure for activities in support of protection and management of marine resources including: (a) facilitated regional workshops to identify potential sites for

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marine reserves, parks, and other candidate protected areas, (b) ecological and socioeconomic studies and data compilation pursuant to the Marine Life Protection Act, and (c) research, monitoring, and planning efforts necessary to meet the goals of the Marine Life Protection Program.

3600-001-0200—For support of Department of Fish and Game, for payment to Item 3600-001-0001, payable from the Fish and Game Preservation Fund..... 90,913,000

Provisions:

1. Of the funds appropriated in this item, $203,000 is for reimbursement to the State Department of Health Services for shellfish monitoring activities.

~~3. Except for permits issued to a university, college, governmental research agency, or other bona fide scientific institution pursuant to Section 671.1 of Title 14 of the California Code of Regulations, the department shall not authorize the importation of any live transgenic aquatic animal, as defined by Section 1.92 of Title 14 of the California Code of Regulations, nor permit the registration of, or conduct of aquaculture operations to culture such aquatic animals, unless and until all of the following conditions have ben met:~~

~~(a) The United States Food and Drug Administration explicitly authorizes the use of transgenic aquatic animals for human consumption and other commercial purposes.~~

~~(b) The department completes an environmental impact report (EIR) that fulfills the requirements of the California Environmental Quality Act (Division 13 (commencing with Section 21000) of the Public Resources Code), regarding the effects on the native fish and wildlife resources of the state that could result from legalizing commercial importation, transportation, or rearing of, transgenic aquatic animals.~~

~~(c) Following the completion of the EIR, the Fish and Game Commission adopts regulations under Section 15005 of the Fish and Game Code, specifying the terms and conditions under which transgenic aquatic animals may be registered and cultured for commercial purposes. At a minimum, such regulations shall include all those terms and conditions con-~~

Item	Amount
~~tained in Section 671.1 of Title 14 of the California Code of Regulations.~~	
3600-001-0207—For support of Department of Fish and Game, for payment to Item 3600-001-0001, payable from the Fish and Wildlife Pollution Account	2,357,000
3600-001-0211—For support of Department of Fish and Game, for payment to Item 3600-001-0001, payable from the California Waterfowl Habitat Preservation Account, Fish and Game Preservation Fund	207,000
3600-001-0212—For support of Department of Fish and Game, for payment to Item 3600-001-0001, payable from the Exotic Species Control Fund	877,000
~~3600-001-0235—For support of Department of Fish and Game, for payment to Item 3600-001-0001, payable from the Public Resources Account, Cigarette and Tobacco Products Surtax Fund~~	~~200,000~~
3600-001-0320—For support of Department of Fish and Game, for payment to Item 3600-001-0001, payable from the Oil Spill Prevention and Administration Fund	19,300,000
3600-001-0322—For support of Department of Fish and Game, for payment to Item 3600-001-0001, payable from the Environmental Enhancement Fund	1,001,000
3600-001-0404—For support of Department of Fish and Game, for payment to Item 3600-001-0001, payable from the Central Valley Project Improvement Subaccount	53,000
3600-001-0890—For support of Department of Fish and Game, for payment to Item 3600-001-0001, payable from the Federal Trust Fund	62,059,000
3600-001-6029—For support of Department of Fish and Game, for payment to Item 3600-001-0001, payable from the California Clean Water, Clean Air, Safe Neighborhood Parks, and Coastal Protection Fund	8,000,000
Provisions:	
1. Funds appropriated in this item shall be expended pursuant to Section 6217.1 of the Public Resources Code.	
3600-001-6031—For support of Department of Fish and Game, for payment to Item 3600-001-0001, payable from the Water Security, Clean Drinking Water, Coastal and Beach Protection Fund of 2002	2,030,000
3600-011-0001—For support of Department of Fish and Game (reimbursement of free fishing licenses), for transfer to the Fish and Game Preservation Fund	17,000

Item		Amount
3600-101-0001—For local assistance, Department of Fish and Game		600,000
Schedule:		
(1) 20-Biodiversity Conservation Program	600,000	
3600-101-0207—For local assistance, Department of Fish and Game, Program 50-Spill Prevention and Response, payable from the Fish and Wildlife Pollution Account		35,000
3600-101-0320—For local assistance, Department of Fish and Game, Program 50-Spill Prevention and Response, payable from the Oil Spill Prevention and Administration Fund		961,000
3600-301-0005—For capital outlay, Department of Fish and Game, payable from the Safe Neighborhood Parks, Clean Water, Clean Air, and Coastal Protection Bond Fund		664,000
Schedule:		
(1) 90.07.100-Minor Projects	664,000	
3600-301-0200—For capital outlay, Department of Fish and Game, payable from the Fish and Game Preservation Fund		430,000
Schedule:		
(1) 90.02.001-Elkhorn Slough Ecological Reserve Research and Education Center—Construction	370,000	
(2) 90.88.020-Project Planning	160,000	
(3) Reimbursements-Project Planning	−100,000	
3600-301-0235—For capital outlay, Department of Fish and Game, payable from the Public Resources Account, Cigarette and Tobacco Products Surtax Fund		775,000
Schedule:		
(1) 90.07.100-Minor Projects	775,000	
3600-301-0890—For capital outlay, Department of Fish and Game, payable from the Federal Trust Fund		1,230,000
Schedule:		
(1) 90.02.001-Elkhorn Slough Ecological Reserve Research and Education Center—Construction	1,230,000	
3600-490—Reappropriation, Department of Fish and Game. The balance of the appropriation provided in the following citation is reappropriated for the purposes, and subject to the limitations, unless otherwise specified, provided for the appropriations:		
0005—Safe Neighborhood, Parks, Clean Water, Clean Air, and Coastal Protection Bond Fund		

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(1) Item 3600-301-0005, Budget Act of 2002 (Ch. 379, Stats. 2002)

(1) 90.02.01-Elkhorn Slough Ecological Reserve Research and Education Center—Working drawings

3600-491—Reappropriation, Department of Fish and Game. The balance of the amount appropriated in the following citation is hereby reappropriated for the purposes and subject to the limitations, except as otherwise specified, provided for in that appropriation, and shall be available for expenditure until June 30, 2005:

(a) Item 3600-001-6018, Budget Act of 2000 (Ch. 52, Stats. 2000).

Provisions:

1. A portion of the funds appropriated by this item may be expended for projects that protect, restore and enhance salmon and steelhead trout fisheries affected by reduced river flows and water quality in the Klamath Basin, including, but not limited to, cooperative projects within the watersheds of the Shasta and Scott Rivers, provided such expenditures are consistent with Section 6217.1 of the Public Resources Code.

3640-001-0001—For support of Wildlife Conservation Board, payable to Item 3640-001-0447..... 321,000

3640-001-0140—For support of Wildlife Conservation Board, payable to Item 3640-001-0447, from the California Environmental License Plate Fund..... 215,000

3640-001-0262—For support of Wildlife Conservation Board, payable to Item 3640-001-0447, from the Habitat Conservation Fund..... 381,000

Provisions:

1. The amount appropriated in this item shall be available to the Wildlife Conservation Board for administrative costs associated with the California Wildlife Protection Act of 1990, and the requirements of the Habitat Conservation Fund.

3640-001-0447—For support of Wildlife Conservation Board, payable from the Wildlife Restoration Fund 882,000

Schedule:

(1) 10-Wildlife Conservation Board..... ~~6,301,000~~ *6,696,000*

(1.5) Reimbursements ..... *–812,000*

(2) Amount payable from the General Fund (Item 3640-001-0001)..... –321,000

Item		Amount
(3) Amount payable from the California Environmental License Plate Fund (Item 3640-001-0140).....	–215,000	
(4) Amount payable from the Habitat Conservation Fund (Item 3640-001-0262).....	–381,000	
(5) Amount payable from the California Clean Water, Clean Air, Safe Neighborhood Parks, and Coastal Protection Fund (Item 3640-001-6029).....	–421,000	
(6) Amount payable from the Water Security, Clean Drinking Water, Coastal and Beach Protection Fund of 2002 (Item 3640-001-6031)	~~–4,081,000~~ *–3,664,000*	

Provisions:

1. Of the funds appropriated by this act from the General Fund, special funds, or bond funds to the Wildlife Conservation Board for local assistance or capital outlay, upon approval of the Department of Finance, the board may allocate an amount not to exceed 1.5 percent of each project's allocation to provide for the board's costs to administer the projects.

3640-001-6029—For support of Wildlife Conservation Board, for payment to Item 3640-001-0447, from the California Clean Water, Clean Air, Safe Neighborhood Parks, and Coastal Protection Bond Fund 421,000

3640-001-6031—For support of Wildlife Conservation Board, payable to Item 3640-001-0447, from the Water Security, Clean Drinking Water, Coastal and Beach Protection Fund of 2002..... ~~4,081,000~~ *3,664,000*

~~3640-101-6031—For Local Assistance, Wildlife Conservation Board, payable from the Water Security, Clean Drinking Water, Coastal and Beach Protection Fund of 2002..... 32,000,000~~

~~Schedule:~~

~~(1) River Parkways..... 25,000,000~~

~~(2) Sierra Nevada Cascade Grants..... 7,000,000~~

~~Provisions:~~

~~1. The funds appropriated in this item shall be available for encumbrance through fiscal year 2005–06 for local assistance or capital outlay.~~

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~~2. The funds received by other state agencies from this item are exempt from reporting requirements of Section 28.50 of the Budget Act.~~

3640-301-0262—For capital outlay, Wildlife Conservation Board, payable from the Habitat Conservation Fund 20,620,000

Schedule:

(1) 80.10.000-Wildlife Conservation Board Projects (Unscheduled) 20,620,000

Provisions:

1. The funds appropriated in this item are provided in accordance with the Wildlife Conservation Law of 1947 and, therefore, shall not be subject to Public Works Board review.
2. The amount appropriated in this item is available for expenditure for capital outlay or local assistance until June 30, 2006.

3640-301-0447—For capital outlay, Wildlife Conservation Board, payable from the Wildlife Restoration Fund, in lieu of the appropriation made by the Wildlife Conservation Law of 1947..... 500,000

Schedule:

(1) 80.10.010-Minor Projects 500,000

Provisions:

1. The funds appropriated in this item are provided in accordance with the provisions of the Wildlife Conservation Law of 1947 and, therefore, shall not be subject to Public Works Board review.
2. The amount appropriated in this item is available for expenditure for capital outlay or local assistance.

3640-301-6031—For capital outlay, Wildlife Conservation Board, payable from the Water Security, Clean Drinking Water, Coastal and Beach Protection Fund of 2002 32,500,000

Schedule:

(1) 80.10.440-Colorado River Acquisition, Protection and Restoration Program..... 32,500,000

Provisions:

1. The funds in this item are provided in accordance with the Wildlife Conservation Act of 1947 and, therefore, are not subject to review by the State Public Works Board.
2. The amount appropriated in this item is available for expenditure for capital outlay or local assistance until June 30, 2006.

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~~3. The funds appropriated in this item shall only be available for encumbrance following the execution of the Quantification Settlement Agreement, and are subject to the terms specified in Chapter 617 of the Statutes of 2002 and in Senate Bill 317 and Senate Bill 411 of the 2003–04 Regular Session.~~

~~4. Of the funds contained in this appropriation, ten million dollars ($10,000,000) shall be for reimbursement to the Department of Water Resources for feasibility studies and related expenses to guide the restoration and permanent protection of the wildlife habitat of the Salton Sea that is appropriated to effectuate Senate Bill 317 and Senate Bill 411 of the 2003–04 Regular Session.~~

3. The funds appropriated in this item shall only be available for encumbrance following the execution of the quantification settlement agreement. It is the intent of the Legislature to allocate $32,500,000 from Proposition 50 bond funds to the Wildlife Conservation Board as a state contribution or matching contribution for federal funds or funds obtained from other sources. This funding shall assist in the implementation of the preferred alternative or other related restoration activities, including an adaptive management program for restoration of the Salton Sea or the lower Colorado River, or to assist in the development of a natural community conservation plan that is consistent with the initiative and that is implemented to effectuate a quantification settlement agreement as set forth in the Colorado River Water Use Plan that is the framework developed to allow California to meet its Colorado River needs within its basic annual apportionment.

4. Of the funds contained in this appropriation, $10,000,000 shall be for reimbursement to the Department of Water Resources for feasibility studies and related expenses to guide the restoration and permanent protection of the wildlife habitat of the Salton Sea. This funding shall be made available for appropriation to the Wildlife Conservation Board (and subsequent reimbursement authority to the department) for the establishment of a long-term stable aquatic habitat for fish and birds using the Salton Sea, the reduction of impacts on the Salton Sea resulting from water

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transfers related to a Colorado River quantification settlement agreement, the treatment, desalination, and reuse of a portion of agricultural wastewater and runoff flowing into the Salton Sea, the maintenance and restoration of the maximum amount of stable shoreline and recreation values associated with the Salton Sea, and the preparation of an adaptive management process for the long-term conservation of the species utilizing the Salton Sea.

3640-301-8011—For capital outlay, Wildlife Conservation Board, payable from the Oak Woodlands Conservation Fund 5,000,000

Schedule:

(1) 80.10.410-Oak Woodlands Conservation 5,000,000

Provisions:

1. The funds appropriated in this item are provided in accordance with the provisions of the Wildlife Conservation Law of 1947 and, therefore, shall not be subject to Public Works Board review.
2. The amount appropriated in this item is available for expenditure for capital outlay or local assistance until June 30, 2006.

3640-302-6029—For capital outlay, Wildlife Conservation Board, payable from the California Clean Water, Clean Air, Safe Neighborhood Parks, and Coastal Protection Bond Fund 8,500,000

Schedule:

(1) 80.10.103-San Joaquin River Conservancy—Project and acquisition 10,500,000

(2) Reimbursements ..... –2,000,000

Provisions:

1. The funds in this item are provided in accordance with the Wildlife Conservation Law of 1947 and, therefore, are not subject to review by the State Public Works Board.
2. The amount appropriated in this item is available for expenditure for capital outlay or local assistance until June 30, 2006.
3. The funds appropriated in this item shall be allocated to the San Joaquin River Conservancy for purposes consistent with the conservancy's mission.

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3640-311-6031—For transfer by the Controller from the Water Security, Clean Drinking Water, Coastal and Beach Protection Fund of 2002 to the Habitat Conservation Fund..... 21,000,000

Provisions:

1. The funds transferred in this item shall be used for purposes consistent with the requirements of the Habitat Conservation Fund and the requirements of Section 79565 of the Water Code.
2. The amounts transferred by this item may be adjusted to reflect the requirements of subdivision (a) of Section 2796 of the Fish and Game Code.

3640-312-0001—For transfer by the Controller to the Natural Resources Infrastructure Fund..... 7,900,000

Provisions:

1. Notwithstanding any other provision of law, the funds transferred by this item to the Natural Resources Infrastructure Fund shall be used to retire obligations incurred prior to June 30, 2003. The balance of revenues that would have been deposited in the Resources Trust Fund, pursuant to Section 6217 of the Public Resources Code, shall be deposited into the General Fund for the 2003–04 fiscal year.

3640-490—Reappropriation, Wildlife Conservation Board. Notwithstanding any other provision of law, the balance of the amounts appropriated in the following citations are hereby reappropriated for the purposes and subject to the limitations, unless otherwise specified, provided for in those appropriations, and shall be available for expenditure until June 30, 2005:

0005—Payable from the Safe Neighborhood Parks, Clean Water, Clean Air, and Coastal Protection Bond Fund

(1) Item 3640-302-0005, Budget Act of 2000 (Chapter 52, Statutes of 2000)
    (1) 80.10.603.000-San Joaquin River Conservancy—Project and Acquisition.

6015—Payable from the River Protection Subaccount

(1) Item 3640-301-6015, Budget Act of 2000 (Chapter 52, Statutes of 2000)
    (a) 80.10.700.000-River Protection Project
        (3) San Joaquin River Conservancy.

Item		Amount
3680-001-0516—For support of Department of Boating and Waterways, payable from the Harbors and Watercraft Revolving Fund		~~18,669,000~~ *15,669,000*
Schedule:		
(1) 10-Boating Facilities	~~17,225,000~~ *15,065,000*	
(2) 20-Boating Operations	~~7,151,000~~ *6,371,000*	
(3) 30-Beach Erosion Control	~~293,000~~ *233,000*	
(4) 40.01-Administration	~~5,270,000~~ *2,270,000*	
(5) 40.02-Distributed Administration	~~−5,270,000~~ *−2,270,000*	
(6) Reimbursements	−15,000	
(7) Amount payable from the Federal Trust Fund (Item 3680-001-0890).	−5,653,000	
(8) Less funding provided by capital outlay	−332,000	
Provisions:		
1. Notwithstanding Section 85.2 of the Harbors and Navigation Code, $209,000 of the funds appropriated in this item shall be expended for support of the Department of Boating and Waterways beach erosion control program.		
3680-001-0890—For support of Department of Boating and Waterways, for payment to Item 3680-001-0516, payable from the Federal Trust Fund		5,653,000
3680-101-0516—For local assistance, Department of Boating and Waterways, payable from the Harbors and Watercraft Revolving Fund		53,097,000
Schedule:		
(1) 10-Boating Facilities	45,153,000	
(a) Launching Facility Grants	(19,581,000)	
(1) Alviso Marina County Park BLF	(2,600,000)	
(2) Black Point BLF	(702,000)	
(3) Buckley Cove BLF	(928,000)	
(4) Camp Far West Reservoir North Recreation Area	(1,418,000)	
(5) Canyon Dam BLF	(510,000)	
(6) Cottage Creek BLF	(760,000)	
(7) Crescent City Harbor BLF	(740,000)	

Item	Amount
(8) Cuttings Wharf BLF	(708,000)
(9) Fair Oaks BLF	(572,000)
(10) Floating Restrooms	(500,000)
(11) Freshwater Lagoon	(285,000)
(12) Granada BLF	(1,574,000)
(13) Jack Smith Park Bureau Bay BLF	(1,500,000)
(14) Lake Elsinore Recreation Area BLF	(817,000)
(15) Lake Ming BLF	(153,000)
(16) North Harbor BLF	(214,000)
(17) Ramp Repair and Extension	(1,000,000)
(18) San Leandro Marina BLF	(184,000)
(19) Scotts Flat Resevoir Cascade Shores BLF	(804,000)
(20) Signs	(50,000)
(21) Sly Park Recreation Area BLF	(489,000)
(22) South Harbor BLF	(1,900,000)
(23) Tahoe Vista Recreation Area	(1,073,000)
(24) Vessel Pumpouts	(100,000)
(b) Public Small Craft Harbor Loans	(20,919,000)
(1) Alamitos Bay-Basin 1	(1,250,000)
(2) Alamitos Bay-Basin 4	(6,250,000)
(3) Berkeley Marina	(3,200,000)
(4) Emergency Loans	(500,000)
(5) National City Marina	(5,669,000)
(6) Planning Loans	(200,000)
(7) Sacramento Marina	(850,000)
(8) Stockton Downtown Marina	(3,000,000)
(c) Private Loans	(3,500,000)
(d) Clean Vessel Act Grant Program	(753,000)
(e) Boating Trails	(300,000)

Item	Amount
(f) Boating Infrastructure Grant Program	(100,000)
(2) 20-Boating Operations	9,575,000
(3) 30-Beach Erosion Control	997,000
(4) Amount payable from the Abandoned Watercraft Abatement Fund (Item 3680-101-0577)	–500,000
(5) Amount payable from the Federal Trust Fund (Item 3680-101-0890).	–2,128,000

Provisions:

1. Of the funds appropriated in Schedule (2), Program 20-Boating Operations, $8,100,000 is for boating safety and enforcement programs pursuant to Section 663.7 of the Harbors and Navigation Code.

3680-101-0577—For local assistance, Department of Boating and Waterways, for payment to Item 3680-101-0516, payable from the Abandoned Watercraft Abatement Fund 500,000

3680-101-0890—For local assistance, Department of Boating and Waterways, for payment to Item 3680-101-0516, payable from the Federal Trust Fund..... 2,128,000

Provisions:

1. Of the amount appropriated in this item, $975,000 shall be for grants to local governments for boating safety and law enforcement, 15 percent of which shall be allocated according to the department's discretion, and 85 percent of which shall be allocated by the department in accordance with the following priorities:

First—To local governments that are eligible for state aid because they are spending all their local boating revenue on boating enforcement and safety, but are not receiving sufficient state funds to meet their calculated need as defined in Section 663.7 of the Harbors and Navigation Code.

Second—To local governments that are not spending all local boating revenue on boating enforcement and safety, and whose boating revenue does not equal their calculated need. Local assistance shall not exceed the difference between the calculated need and local boating revenue.

Third—To local governments whose boating revenue exceeds their need, but who are not spending sufficient local revenue to meet their calculated need.

Item		Amount
3680-112-0516—For transfer by the Controller from the Harbors and Watercraft Revolving Fund to the Abandoned Watercraft Abatement Fund.....		(100,000)
3680-301-0516—For capital outlay, Department of Boating and Waterways, payable from the Harbors and Watercraft Revolving Fund		8,659,000
Schedule:		
(1) 50.19.040-Castaic Lake, East Ramp Boat Launching Facility Rehabilitation and Expansion—Preliminary plans.....	260,000	
(2) 50.24.040-San Luis Creek, Boat Launching Facility Rehabilitation and Expansion—Preliminary plans.....	299,000	
(3) 50.30.040-Brannan Island SRA, Boat Launching Facility and Rehabilitation—Working drawings and construction.....	4,104,000	
(4) 50.34.031-Lake Natoma: Boating Instruction and Safety Center, Phase II—Working drawings.....	169,000	
(5) 50.36.010-Silverwood Lake: Boat Facility Renovation—Working drawings.....	121,000	
(6) 50.99.010-Project Planning.....	225,000	
(7) 50.99.020-Minor Projects	3,481,000	
Provisions:		
1. Funds appropriated in Schedule (6) are available for expenditure by the Department of Boating and Waterways upon approval of the Department of Finance to be used to develop design information or cost information for new construction projects for which funds have not been appropriated previously but which are anticipated to be included in the Governor's Budget for the 2004–05 or 2005–06 fiscal year.		
3680-490—Reappropriation, Department of Boating and Waterways. 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 by the appropriations:		

Item	Amount
0516—Harbors and Watercraft Revolving Fund	
(1) Item 3680-301-0516, Budget Act of 2000 (Ch. 52, Stats. 2000), as partially reappropriated *by* Item 3680-490, Budget Act of 2001 (Ch. 106, Stats. 2001)	
(2) 50.10.010-Millerton Lake SRA, Crows Nest Area: Boat Launching Facility—Construction	
(2) Item 3680-301-0516, Budget Act of 2002 (Ch. 379, Stats. 2002)	
(5) 50.56.010-Channel Islands: Boating Instruction and Safety Center—Working drawings	
3720-001-0001—For support of California Coastal Commission	10,587,000
Schedule:	
(1) 10-Coastal Management Program .. 14,116,000	
(2) 20-Coastal Energy Program 888,000	
(3) 30.01-Administration 1,653,000	
(4) 30.02-Distributed Administration ... −1,572,000	
(5) Reimbursements ..... −1,172,000	
(6) Amount payable from California Beach and Coastal Enhancement Account (Item 3720-001-0371)..... −384,000	
(7) Amount payable from the Federal Trust Fund (Item 3720-001-0890). −2,942,000	
3720-001-0371—For support of California Coastal Commission, for payment to Item 3720-001-0001, payable from the California Beach and Coastal Enhancement Account, California Environmental License Plate Fund	384,000
3720-001-0890—For support of California Coastal Commission, for payment to Item 3720-001-0001, payable from the Federal Trust Fund	2,942,000
3720-101-0371—For local assistance, California Coastal Commission, payable from California Beach and Coastal Enhancement Account, California Environmental License Plate Fund	740,000
Schedule:	
(1) 10-Coastal Management Program .. 740,000	
3720-295-0001—For local assistance, California Coastal Commission, 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

Item		Amount
Schedule:		
(1) 98.01.133.076-Local coastal plans (Ch. 1330, Stats. 1976)	0	
Provisions:		
1. Pursuant to Section 17581 of the Government Code, the mandate identified in the appropriation schedule of this item with an appropriation of $0 and included in the language of this provision is specifically identified by the Legislature for suspension during the 2003–04 fiscal year:		
(1) Local coastal plans (Ch. 1330, Stats. 1976)		
3760-001-0005—For support of State Coastal Conservancy, for payment to Item 3760-001-0565, payable from the Safe Neighborhood Parks, Clean Water, Clean Air, and Coastal Protection Bond Fund.....		1,291,000
3760-001-0565—For support of State Coastal Conservancy, payable from the State Coastal Conservancy Fund		4,209,000
Schedule:		
(1) 15-Coastal Resource Development.	4,447,000	
(2) 25-Coastal Resource Enhancement.	2,573,000	
(3) 90.01-Administration and Support .	2,117,000	
(4) 90.02-Distributed Administration.....	–2,117,000	
(5) Reimbursements.....	–111,000	
(7) Amount payable from the Safe Neighborhood Parks, Clean Water, Clean Air, and Coastal Protection Bond Fund (Item 3760-001-0005).	–1,291,000	
(8) Amount payable from the Federal Trust Fund (Item 3760-001-0890).....	–117,000	
(9) Amount payable from the California Clean Water, Clean Air, Safe Neighborhood Parks, and Coastal Protection Fund (Item 3760-001-6029).....	–742,000	
(10) Amount payable from the Water Security, Clean Drinking Water, Coastal and Beach Protection Fund of 2002 (Item 3760-001-6031)	–550,000	
Provisions:		
1. Notwithstanding any other provision of law, upon approval and order of the Department of Finance, the State Coastal Conservancy may borrow sufficient funds from the State Coastal Conservancy Fund to meet cashflow needs due to delays in col-		

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lecting reimbursements. Any loan made by the Department of Finance pursuant to this provision may be made only if the State Coastal Conservancy has a valid contract or certification signed by the agency providing the reimbursements, which demonstrates that sufficient funds will be available to repay the loan. All moneys so transferred shall be repaid to the State Coastal Conservancy Fund as soon as possible, but not later than one year from the date of the loan.

2. Of the funds appropriated by this act from the General Fund, special funds, or bond funds to the State Coastal Conservancy for local assistance or capital outlay, upon approval of the Department of Finance, the conservancy may allocate an amount not to exceed 1.5 percent of each project's allocation to provide for the department's costs to administer the projects.

3760-001-0890—For support of State Coastal Conservancy, for payment to Item 3760-001-0565, payable from the Federal Trust Fund 117,000

3760-001-6029—For support of State Coastal Conservancy, for payment to Item 3760-001-0565, from the California Clean Water, Clean Air, Safe Neighborhood Parks, and Coastal Protection Fund..... 742,000

3760-001-6031—For support of State Coastal Conservancy, for payment to Item 3760-001-0565, payable from the Water Security, Clean Drinking Water, Coastal and Beach Protection Fund of 2002 550,000

3760-301-0005—For capital outlay, State Coastal Conservancy, payable from the Safe Neighborhood Parks, Clean Water, Clean Air, and Coastal Protection Bond Fund 5,887,000

Schedule:

(1) 80.97.030-Conservancy Programs.. 5,887,000

Provisions:

1. The funds appropriated in this item are conditioned upon all of the following:

(a) The State Coastal Conservancy may not enter into a grant contract with a nonprofit organization or local government for property acquisition unless the grant contract provides a reversionary interest to the state that specifies that the property shall not revert to the state without review and approval by the State Coastal Conservancy and the State Public Works Board.

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(b) The State Coastal Conservancy may not enter into a grant contract with a nonprofit organization or local government for property acquisition that provides for a state leasehold interest in property acquired by a nonstate public agency with grant funds of the State Coastal Conservancy unless the Director of General Services approves the lease terms.

(c) Except for the above, the expenditures of funds for grants to nonstate public agencies and nonprofit organizations shall be exempt from State Public Works Board review.

2. The funds appropriated in this item are available for encumbrance for either capital outlay or local assistance until June 30, 2006.

3. Funding for this appropriation (from the reversion of $5,887,000 from Item 3760-302-0005 of Section 2.00 of the Budget Act of 2000 (Ch. 52, Stats. 2000), appropriated for two projects located on the Central Coast) shall be used for projects in Santa Cruz County and Monterey County, the geographic area of the projects from which funding is being reverted. Funds appropriated in this item shall be consistent with the terms set forth in the Safe Neighborhood Parks, Clean Water, Clean Air, and Coastal Protection Bond Act of 2000 (Proposition 12, as approved by the voters at the March 7, 2000, statewide primary election).

3760-301-0262—For capital outlay, State Coastal Conservancy, payable from the Habitat Conservation Fund 4,000,000

Schedule:

(1) 80.93.025-Coastal Resource Enhancement 4,400,000

(2) Reimbursements ..... –400,000

Provisions:

1. (a) The State Coastal Conservancy shall not enter into a grant contract with a nonprofit organization or local government for property acquisition unless the grant contract provides a reversionary interest to the state that specifies that the property shall not revert to the state without review and approval by the State Coastal Conservancy and the State Public Works Board.

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(b) The State Coastal Conservancy shall not enter into a grant contract with a nonprofit organization or local government for property acquisition that provides for a state leasehold interest in property acquired by a nonstate public agency with grant funds of the State Coastal Conservancy unless the Director of General Services approves the lease terms.

(c) Except for the above, the expenditures of funds for grants to nonstate public agencies and nonprofit organizations shall be exempt from State Public Works Board review.

2. The funds appropriated in this item are available for encumbrance for either capital outlay or local assistance without regard to fiscal year.

3. Notwithstanding any other provision of law, upon approval and order of the Department of Finance, the State Coastal Conservancy may borrow sufficient funds from the State Coastal Conservancy Fund to meet cashflow needs due to delays in collecting reimbursements. Any loan made by the Department of Finance pursuant to this provision may be made only if the State Coastal Conservancy has a valid contract or certification signed by the agency providing the reimbursements, which demonstrates that sufficient funds will be available to repay the loan. All moneys so transferred shall be repaid to the State Coastal Conservancy Fund as soon as possible, but not later than one year from the date of the loan.

3760-301-0371—For capital outlay, State Coastal Conservancy, payable from the California Beach and Coastal Enhancement Account, California Environmental License Plate Fund 600,000

Schedule:

(1) 80.00.020-Public Access 600,000

Provisions:

1. (a) The State Coastal Conservancy may not enter into a grant contract with a nonprofit organization or local government for property acquisition unless the grant contract provides a reversionary interest to the state that specifies that the property shall not revert to the state without review and approval by the State Coastal Conservancy and the State Public Works Board.

Item Amount

(b) The State Coastal Conservancy may not enter into a grant contract with a nonprofit organization or local government for property acquisition that provides for a state leasehold interest in property acquired by a nonstate public agency with grant funds of the State Coastal Conservancy unless the Director of General Services approves the lease terms.

(c) Except for the above, the expenditure of funds for grants to nonstate public agencies and nonprofit organizations is exempt from State Public Works Board review.

2. The funds appropriated in this item are available for encumbrance for either capital outlay or local assistance until June 30, 2006.

3760-301-0565—For capital outlay, State Coastal Conservancy, payable from the State Coastal Conservancy Fund 500,000

Schedule:

(1) 80.00.020-Public Access..... 500,000

Provisions:

1. (a) The State Coastal Conservancy may not enter into a grant contract with a nonprofit organization or local government for property acquisition unless the grant contract provides a reversionary interest to the state that specifies that the property shall not revert to the state without review and approval by the State Coastal Conservancy and the State Public Works Board.

(b) The State Coastal Conservancy may not enter into grant contract with a nonprofit organization or local government for property acquisition that provides for a state leasehold interest in property acquired by a nonstate public agency with grant funds of the State Coastal Conservancy unless the Director of General Services approves the lease terms.

(c) Except for the above, the expenditure of funds for grants to nonstate public agencies and nonprofit organizations is exempt from State Public Works Board review.

2. The funds appropriated in this item are available for encumbrance for either capital outlay or local assistance until June 30, 2006.

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3760-301-0593—For capital outlay, State Coastal Conservancy, payable from the Coastal Access Account, State Coastal Conservancy Fund 600,000

Schedule:

(1) 80.00.020-Public Access..... 600,000

Provisions:

1. (a) The State Coastal Conservancy may not enter into a grant contract with a nonprofit organization or local government for property acquisition unless the grant contract provides a reversionary interest to the state that specifies that the property shall not revert to the state without review and approval by the State Coastal Conservancy and the State Public Works Board.

(b) The State Coastal Conservancy may not enter into a grant contract with a nonprofit organization or local government for property acquisition that provides for a state leasehold interest in property acquired by a nonstate public agency with grant funds of the State Coastal Conservancy unless the Director of General Services approves the lease terms.

(c) Except for the above, the expenditure of funds for grants to nonstate public agencies and nonprofit organizations is exempt from State Public Works Board review.

2. The funds appropriated in this item are available for encumbrance for either capital outlay or local assistance until June 30, 2006.

3760-301-0890—For capital outlay, State Coastal Conservancy, payable from the Federal Trust Fund..... 2,000,000

Schedule:

(1) 80.97.030-Conservancy Programs .. 2,000,000

Provisions:

1. (a) The State Coastal Conservancy shall not enter into a grant contract with a nonprofit organization or local government for property acquisition unless the grant contract provides a reversionary interest to the state that specifies that the property shall not revert to the state without review and approval by the State Coastal Conservancy and the State Public Works Board.

(b) The State Coastal Conservancy shall not enter into a grant contract with a nonprofit organization or local government for property ac-

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quisition that provides for a state leasehold interest in property acquired by a nonstate public agency with grant funds of the State Coastal Conservancy unless the Director of General Services approves the lease terms.	
(c) Except for the above, the expenditures of funds for grants to nonstate public agencies and nonprofit organizations shall be exempt from State Public Works Board review.	
2. The funds appropriated in this item are available for encumbrance for either capital outlay or local assistance until June 30, 2006.	
3760-301-6029—For capital outlay, State Coastal Conservancy, payable from the California Clean Water, Clean Air, Safe Neighborhood Parks, and Coastal Protection Fund	32,000,000
Schedule:	
(1) 80.00.023-San Francisco Bay Conservancy Program 6,000,000	
(2) 80.02.032-Watershed: Water Quality Protection and Enhancement Program..... 4,000,000	
(3) 80.97.030-Conservancy Programs .. 23,400,000	
(4) Reimbursements..... −1,400,000	
Provisions:	
1. (a) The State Coastal Conservancy shall not enter into a grant contract with a nonprofit organization or local government for property acquisition unless the grant contract provides a reversionary interest to the state that specifies that the property shall not revert to the state without review and approval by the State Coastal Conservancy and the State Public Works Board.	
(b) The State Coastal Conservancy shall not enter into a grant contract with a nonprofit organization or local government for property acquisition that provides for a state leasehold interest in property acquired by a nonstate public agency with grant funds of the State Coastal Conservancy unless the Director of General Services approves the lease terms.	
(c) Except for the above, the expenditures of funds for grants to nonstate public agencies and nonprofit organizations shall be exempt from State Public Works Board review.	

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2. The amount appropriated in this item is available for encumbrance for either capital outlay or local assistance until June 30, 2006.

3760-301-6031—For capital outlay, State Coastal Conservancy, payable from the Water Security, Clean Drinking Water, Coastal and Beach Protection Fund of 2002 31,500,000

Schedule:

(1) 80.97.030-Conservancy Programs .. 31,500,000

Provisions:

1. The amount appropriated in this item is available for encumbrance for either capital outlay or local assistance until June 30, 2006.

2. The funds appropriated in this item are conditioned upon all of the following:

(a) The State Coastal Conservancy may not enter into a grant contract with a nonprofit organization or local government for property acquisition unless the grant contract provides a reversionary interest to the state that specifies that the property shall not revert to the state without review and approval by the State Coastal Conservancy and the State Public Works Board.

(b) The State Coastal Conservancy may not enter into a grant contract with a nonprofit organization or local government for property acquisition that provides for a state leasehold interest in property acquired by a nonstate public agency with grant funds of the State Coastal Conservancy unless the Director of General Services approves the lease terms.

(c) Except for the above, the expenditures of funds for grants to nonstate public agencies and nonprofit organizations shall be exempt from State Public Works Board review.

3760-311-6031—For transfer by the Controller from the Water Security, Clean Drinking Water, Coastal and Beach Protection Fund of 2002 to the Habitat Conservation Fund..... 1,177,000

Provisions:

1. The funds transferred in this item shall be used for purposes consistent with the requirements of the Habitat Conservation Fund and the requirements of subdivision (a) of Section 79570 of the Water Code.

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2. The amounts transferred by this item may be adjusted to reflect the requirements of subdivision (a) of Section 2796 of the Fish and Game Code.

3760-490—Reappropriation, State Coastal Conservancy. The balance of the appropriations provided in the following citations are reappropriated for the purposes and subject to the limitations, unless otherwise specified, provided for in those appropriations:

0005—Safe Neighborhood Parks, Clean Water, and Coastal Protection Bond Fund

(1) Item 3760-302-0005, Budget Act of 2000 (Ch. 52, Stats. 2000)

(2) 80.97.030-Conservancy Programs

(RX) Cachuma RCD and Santa Ynez RCD and SB County Water Agency: Salmonid Habitat Improvement

~~3760-491—Reappropriation, State Coastal Conservancy. The balance of the appropriation provided in the following citations is reappropriated for the purposes and subject to the limitations, unless otherwise specified, provided for in the appropriation. Funds appropriated in the following citations shall be available for liquidation through June 30, 2007, for projects consistent with Division 21 (commencing with Section 31000) of the Public Resources Code in Santa Cruz or Monterey Counties:~~

~~0005—Safe Neighborhood Parks, Clean Water, Clean Air, and Coastal Protection Bond Fund~~

~~(1) Item 3760-302-0005 of Section 2.00 of the Budget Act of 2000 (Ch. 52, Stats. 2002)~~

~~(2) 80.97.030-Conservancy Programs~~

~~(Z) State Coastal Conservancy: Santa Cruz Depot Project and Tai Property Santa Cruz County-to be cost shared~~

~~(BX) State Coastal Conservancy: Hatton Canyon-Purchase from CALTRANS~~

3780-001-0001—For support of Native American Heritage Commission, Program 10 588,000

3790-001-0001—For support of Department of Parks and Recreation 90,115,000

Schedule:

(1) For support of the Department of Parks and Recreation 282,526,000

(2) Reimbursements.....–12,964,000

(3) Less funding provided by capital outlay ..... –4,744,000

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(4) Amount payable from the Safe Neighborhood Parks, Clean Water, Clean Air, and Coastal Protection Bond Fund (Item 3790-001-0005).–23,516,000

(5) Amount payable from the California Environmental License Plate Fund (Item 3790-001-0140)..... –124,000

(6) Amount payable from the Public Resources Account, Cigarette and Tobacco Products Surtax Fund (Item 3790-001-0235) .....–11,747,000

(7) Amount payable from the Off-Highway Vehicle Trust Fund (Item 3790-001-0263) .....–28,373,000

(8) Amount payable from the State Parks and Recreation Fund (Item 3790-001-0392) .....–96,747,000

(9) Amount payable from the Winter Recreation Fund (Item 3790-001-0449)..... –339,000

(10) Amount payable from the Harbors and Watercraft Revolving Fund (Item 3790-001-0516) ..... –663,000

(11) Amount payable from the Federal Trust Fund (Item 3790-001-0890). –2,938,000

(12) Amount payable from the California Clean Water, Clean Air, Safe Neighborhood Parks, and Coastal Protection Fund (Item 3790-001-6029)..... –9,868,000

(13) Amount payable from the Water Security, Clean Drinking Water, Coastal and Beach Protection Fund of 2002 (Item 3790-001-6031) ..... –388,000

Provisions:

1. Of the funds appropriated by this act from the General Fund and special funds, other than the Off-Highway Vehicle Trust Fund and bond funds, to the Department of Parks and Recreation for local assistance grants to local agencies, the department may allocate an amount not to exceed 1.5 percent of each project's allocation to provide for the department's costs to administer these grants.

2. It is the intent of the Legislature that salaries, wages, operating expenses, and positions associated with implementing specific Department of Parks and Recreation capital outlay projects con-

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tinue to be funded through capital outlay appropriations, and that these funds and related position authority should also be reflected in the department's state operations budget in the Governor's Budget and Budget Bill with an offsetting payable from the capital outlay appropriation.	
3790-001-0005—For support of Department of Parks and Recreation, for payment to Item 3790-001-0001, payable from the Safe Neighborhood Parks, Clean Water, Clean Air, and Coastal Protection Bond Fund	23,516,000
3790-001-0140—For support of Department of Parks and Recreation, for payment to Item 3790-001-0001, payable from the California Environmental License Plate Fund	124,000
3790-001-0235—For support of Department of Parks and Recreation, for payment to Item 3790-001-0001, payable from the Public Resources Account, Cigarette and Tobacco Products Surtax Fund	11,747,000
3790-001-0263—For support of Department of Parks and Recreation, for payment to Item 3790-001-0001, payable from the Off-Highway Vehicle Trust Fund	28,373,000
3790-001-0392—For support of Department of Parks and Recreation, for payment to Item 3790-001-0001, payable from the State Parks and Recreation Fund	96,747,000
3790-001-0449—For support of Department of Parks and Recreation, for payment to Item 3790-001-0001, payable from the Winter Recreation Fund	339,000
3790-001-0516—For support of Department of Parks and Recreation, for payment to Item 3790-001-0001, payable from the Harbors and Watercraft Revolving Fund	663,000
3790-001-0890—For support of Department of Parks and Recreation, for payment to Item 3790-001-0001, payable from the Federal Trust Fund	2,938,000
3790-001-6029—For support of Department of Parks and Recreation, for payment to Item 3790-001-0001, payable from the California Clean Water, Clean Air, Safe Neighborhood Parks, and Coastal Protection Fund	9,868,000
3790-001-6031—For support of Department of Parks and Recreation, payable to Item 3790-001-0001, from the Water Security, Clean Drinking Water, Coastal and Beach Protection Fund of 2002	388,000

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3790-011-0062—For transfer by the Controller to the State Parks and Recreation Fund, as prescribed by subdivision (a) of Section 2107.7 of the Streets and Highways Code, for expenditure by the Department of Parks and Recreation for maintenance and repair of highways in units of the State Park System, payable from the Highway Users Tax Account, Transportation Tax Fund ..... (3,400,000)

3790-012-0061—For transfer by the Controller from the Motor Vehicle Fuel Account, Transportation Tax Fund to the State Parks and Recreation Fund ..... (26,649,000)

Provisions:

1. Notwithstanding any other provision of law, of the amount that would have transferred to the Harbors and Watercraft Revolving Fund from the Motor Vehicle Fuel Account, Transportation Tax Fund, the amount of this item shall be available for transfer from the Motor Vehicle Fuel Account, Transportation Tax Fund to the State Parks and Recreation Fund.

3790-101-0262—For local assistance, Department of Parks and Recreation, payable from the Habitat Conservation Fund, to be available for expenditure through fiscal year 2005–06..... 2,600,000

Schedule:

(1) 80.25-Recreational Grants 2,000,000

(2) 80.28-Local Projects..... 600,000

(a) Monterey County, Monterey Peninsula Regional Park District-Santa Lucia Mountain Range..... (600,000)

Provisions:

1. The funds appropriated by this item shall be available only for projects submitted to the Department of Parks and Recreation for consideration during the evaluation process for the Habitat Conservation Fund Program.

3790-101-0263—For local assistance, Department of Parks and Recreation, payable from the Off-Highway Vehicle Trust Fund, for grants to cities, counties, federal agencies or special districts, as specified in Section 5090.50 of the Public Resources Code, to be available for expenditure through fiscal year 2005–06 17,000,000

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Schedule:

(1) 80.12-OHV Grants 17,000,000

3790-101-0858—For local assistance, Department of Parks and Recreation, payable from the Recreational Trails Fund, to be available for expenditure through fiscal year 2005–06 4,000,000

Schedule:

(1) 80.12-OHV Grants 1,200,000

(2) 80.25-Recreational Grants 2,800,000

Provisions:

1. The funds appropriated in Schedules (1) and (2) shall be available for expenditure for local assistance or capital outlay.
2. Of the funds appropriated, the department may allocate, to the maximum extent allowable under federal law, the amount necessary to provide for the department's costs to administer these grants.
3. Grants may be made to nonprofit organizations and government entities.

3790-101-0890—For local assistance, Department of Parks and Recreation, payable from the Federal Trust Fund, to be available for expenditure through fiscal year 2005–06 20,000,000

Schedule:

(1) 80.25-Recreational Grants 18,800,000

(2) 80.30-Historic Preservation Grants. 1,200,000

Provisions:

1. The funds appropriated in Schedules (1) and (2) shall be available for expenditure for local assistance or capital outlay.

3790-101-6029—For local assistance, Department of Parks and Recreation, payable from the California Clean Water, Clean Air, Safe Neighborhood Parks, and Coastal Protection Bond Fund, to be available for expenditure until June 30, 2006..... 486,151,000

Schedule:

(1) 80.25-Recreational Grants .....~~581,883,000~~ *486,151,000*

(a) Per Capita .....(326,725,000)

(b) Roberti-Z'berg-Harris Grants ....(154,961,000)

(c) Urban Park Grants ..... (3,290,000)

(d) Murray-Hayden Competitive Grants ..... (1,175,000)

Item		Amount
Provisions:		
2. The funds appropriated in this item shall be available for encumbrance for three years after the date upon which it first became available for encumbrance. Disbursements in liquidation of encumbrance shall be made before or during five years following the last day the appropriation is available for encumbrance.		
3790-301-0005—For capital outlay, Department of Parks and Recreation, payable from the Safe Neighborhood Parks, Clean Water, Clean Air, and Coastal Protection Bond Fund		24,130,000
Schedule:		
(1) 90.AN.101-Empire Mine SHP: Public Underground Tour—Construction and equipment	2,222,000	
(2) 90.BA.101-Big Basin Redwoods SP: Wastewater Collection/Treatment System Improvements—Construction	1,530,000	
(3) 90.CG.101-Pfeiffer Big Sur SP: Park Entrance and Day Use Redevelopment—Construction and equipment	3,222,000	
(4) 90.E4.103-Chino Hills SP: Visitor Center—Preliminary plans and working drawings	203,000	
(5) 90.E9.101-La Purisima Mission SHP: Restore Historic Adobe Structures—Construction	1,148,000	
(6) 90.EX.101-Malibu Creek SP: Restore Sepulveda Adobe—Preliminary plans	96,000	
(7) 90.FJ.101-Will Rogers SHP: Restore Historic Ranch House—Construction	1,846,000	
(8) 90.HA.106-Anza Borrego Desert SP: Visitor Center Exhibits—Construction	1,134,000	
(9) 90.IL.101-Border Field SP: Develop and Rehabilitate Day Use Facilities—Construction and equipment	1,852,000	
(10) 90.RS.235-Statewide: Volunteer Enhancement Program—Minor projects	305,000	

Item		Amount
(11) 90.RS.240-Statewide: California Sno-Park Program—Minor projects	147,000	
(12) 90.2W.101-Prairie Creek Redwoods SP: Public Use Improvements—Construction	1,810,000	
(13) 90.3B.102-Humboldt Redwoods SP: Replace Five Restroom Buildings—Working drawings and construction	1,473,000	
(14) 90.5N.101-Mount Diablo SP: Road System Improvements—Construction	4,797,000	
(15) 90.5R.101-Fort Ross SHP: Reconstruct Historic Fur Warehouse—Construction	1,740,000	
(16) 90.6F.101-Angel Island SP: Immigration Station Area Restoration—Working drawings	605,000	
3790-301-0262—For capital outlay, Department of Parks and Recreation, payable from the Habitat Conservation Fund		1,900,000
Schedule:		
(1) 90.RS.406-Habitat Conservation: Proposed Additions—Acquisition	1,000,000	
(2) 90.RS.407-Santa Lucia Mountains: Proposed Additions—Acquisition	900,000	
3790-301-0263—For capital outlay, Department of Parks and Recreation, payable from the Off-Highway Vehicle Trust Fund		52,626,000
Schedule:		
(1) 90.A7.102-Prairie City SVRA: Improvement Project—Preliminary plans	168,000	
(2) 90.RS.206-Statewide: OHV Minors—Minor projects	1,658,000	
(2.5) ~~90.RS.423.000-Statewide~~ *90.RS.423-Statewide* : OHV Park and Buffer Acquisition Projects—Acquisition	22,000,000	
(3) 90.RS.405-Statewide: OHV Opportunity Purchase/Budget Package/Schematic Planning—Acquisition and study	400,000	

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(4) 90.6S.101-Hollister Hills SVRA: Hudner/Renz Public Use Facility—Working drawings, construction and equipment 1,400,000

(5) ~~90.1G.100-Riverside~~ *90.IG.100-Riverside* OHV Park Project Acquisition and Development—Acquisition, preliminary plans, working drawings, construction, and equipment 27,000,000

Provisions:

1. The funds appropriated in Schedule (3) of this item shall be used to develop design information or cost information for new projects for which funds have not been appropriated previously, but which are anticipated to be included in the Governor's Budget for the 2004–05 or 2005–06 fiscal year.

2. The funds appropriated in Schedule (2.5) of this item shall be available for expenditure for local assistance or capital outlay for acquisitions of nonmotorized buffer lands in the vicinity of Prairie City SVRA and Jawbone Canyon off-highway vehicle facility for the purposes of reducing OHV conflicts with incompatible land uses, protecting habitat, and securing public access to existing OHV facilities. Funds shall be used to acquire new OHV facilities and associated buffer lands in the Central Valley. To the extent feasible, given the availability of land and project readiness, the department shall seek to ensure that funds are provided for each of these three projects that have been identified by the Off-Highway Motor Vehicle Recreation Commission.

3790-301-0449—For capital outlay, Department of Parks and Recreation, payable from the Winter Recreation Fund 110,000

Schedule:

(1) 90.RS.240-Statewide: California Sno-Park Program—Minor projects..... 110,000

3790-301-0728—For capital outlay, Department of Parks and Recreation, payable from the Recreation and Fish and Wildlife Enhancement Fund..... 419,000

Schedule:

(1) 90.RS.205-Statewide: State Park System—Minor projects..... 419,000

Item		Amount
3790-301-0742—For capital outlay, Department of Parks and Recreation, payable from the State, Urban, and Coastal Park Fund		27,000
Schedule:		
(1) 90.RS.205-Statewide: State Park System—Minor projects	27,000	
3790-301-0890—For capital outlay, Department of Parks and Recreation, payable from the Federal Trust Fund		3,700,000
Schedule:		
(1) 90.RS.801-Federal Trust Fund Program—Acquisition, preliminary plans, working drawings and construction	3,700,000	
3790-301-6029—For capital outlay, Department of Parks and Recreation, payable from the California Clean Water, Clean Air, Safe Neighborhood Parks, and Coastal Protection Fund		58,611,000
Schedule:		
(1) 90.AC.101-Railroad Technology Museum: Rehabilitation and Facilities Plan—Study and preliminary plans	686,000	
(1.5) 90.BA.101-Big Basin Redwoods SP: Wastewater Collection/Treatment System Improvements—Preliminary plans and working drawings	156,000	
(2) 90.CB.102-Morro Bay SP: Sewer System Improvements—Preliminary plans and working drawings	155,000	
(2.5) 90.EC.103-Kenneth Hahn State Recreation Area, Vista Pacifica Visitor Center—Study, preliminary plans, working drawings and construction	10,000,000	
(3) 90.E4.104-Chino Hills SP: Entrance Road and Facilities—Preliminary plans	262,000	
(4) 90.E4.105-Chino Hills SP: Coal Canyon Wildlife Corridor Restoration—Preliminary plans	164,000	
(5) 90.FO.101-Huntington SB: Expand Lifeguard Headquarters/Training Facility—Preliminary plans	190,000	

Item	Amount
(6) 90.GY.101-Doheny SB: New Lifeguard Headquarters—Preliminary plans and working drawings.....	191,000
(7) 90.IH.101-Lake Perris SRA: Replace Lifeguard Headquarters—Preliminary plans and working drawings.....	133,000
(8) 90.RS.205-Statewide: State Park System—Minor projects.....	4,610,000
(10) 90.RS.224-Statewide: 2002 Bond State Park System Acquisition Program—Acquisition.....	35,000,000
(11) 90.RS.235-Statewide: Volunteer Enhancement Program—Minor projects.....	250,000
(12) 90.RS.250-Statewide: Interpretive Exhibits—Minor projects	1,000,000
(13) 90.RS.260-Statewide: Recreational Trails—Minor projects.....	336,000
(14) 90.RS.601-Statewide: Budget Development—Study	500,000
(15) 90.RS.810-Capital Outlay Projects—Acquisition, preliminary plans, working drawings, and construction	3,000,000
(16) 90.42.101-MacKerricher SP: Rehabilitate Historic Pudding Creek Trestle—Preliminary plans and working drawings	235,000
(17) 90.5R.102-Fort Ross SHP: Water System ~~Improvement—~~ *Improvements*— Preliminary plans and working drawings.....	220,000
(18) 90.6C.101-Ano Nuevo SR: Marine Education Center—Preliminary plans, working drawings, construction, and equipment	2,950,000
(20) 90.8D.102-Donner Memorial SP: New Visitor Center—Preliminary plans.....	457,000
(21) 90.8I.101-Calaveras Big Trees SP: New Visitor Center—Preliminary plans.....	192,000

Item	Amount
(23) 90.94.103-Leland Stanford Mansion SHP: Rehabilitation of Mansion Grounds—Preliminary plans, working drawings, construction, and equipment	2,807,000
(24) Reimbursement-Ano Nuevo SR: Marine Education Center	–1,475,000
(25) Reimbursement-Donner Memorial SP: New Visitor Center	–122,000
(26) Reimbursement-Statewide: Recreational Trails—Minor projects	–36,000
(27) Reimbursement-Statewide: State Park System—Minor projects	–250,000
(28) Reimbursement-Capital Outlay Projects	–3,000,000

Provisions:

1. Funds appropriated in Schedules (2.5), (18), and (24) of this item shall be available for expenditure until June 30, 2006.
2. The funds appropriated in Schedule (14) of this item shall be used to develop design information or cost information for new projects for which funds have not been appropriated previously, but which are anticipated to be included in the Governor's Budget for the 2004–05 and 2005–06 fiscal years.
3. Up to $100,000 of the funds appropriated in Schedule (2.5) of this item may be encumbered to complete studies and planning for the project in this schedule. The remaining funds may not be encumbered until a suitable access and parking plan is developed and approved by the Department of Finance for the Kenneth Hahn State Recreation Area Vista Pacifica property. The plan must provide for suitable, permanent, unfettered access to the property. The plan shall also ensure the State of California acquires sufficient parking to accommodate the anticipated number of visitors to the proposed facilities.

3790-401—For the 2003–04 fiscal year, the balance as of July 1, 2003, deposits in, and accruals to the Conservation and Enforcement Services Account in the Off-Highway Vehicle Trust Fund shall be transferred by the State Controller to the Off-Highway Vehicle Trust Fund. All funds transferred pursuant to this item shall be available for expenditure by the Department of Parks and Recreation for purposes of

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conservation and enforcement activities pursuant to Sections 23 and 25 of Chapter 1027 of the Statutes of 1987 which are authorized for expenditure within Items 3790-001-0263, 3790-101-0263, and 3790-301-0263. The Controller shall make the transfers quarterly or at such intervals as determined necessary to meet the cashflow needs of the Off-Highway Vehicle Trust Fund.

3790-490—Reappropriation, Department of Parks and Recreation. The balance 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:

0005—Safe Neighborhood Parks, Clean Water, Clean Air, and Coastal Protection Bond Fund

(1) Item 3790-301-0005, Budget Act of 2000 (Ch. 52, Stats. 2000) as partially reappropriated by Item 3790-490, Budget Act of 2001 (Ch. 106, Stats. 2001)

(9) 90.RS.409-Statewide 2000 Bond Opportunity Purchases: State Park System—Acquisition

(10) 90.RS.415-Statewide 2000 Bond Redwood Acquisition Program—Acquisition

(14) 90.FW.100-Topanga State Park: Topanga Canyon—Acquisition

(15) ~~90.CO.402~~ *90.C0.402* -Henry W. Coe State Park: Mount Hamilton—Acquisition

(16) 90.KV.100-Los Angeles River Parkway Project: Acquisition and Development—Acquisition

(20) 90.C9.100-Montana de Oro State Park: Irish Hills—Acquisition

(2) Item 3790-302-0005, Budget Act of 2000 (Ch. 52, Stats. 2000)

(15) 90.CS.100-Monterey State Beach: Acquisition

(16) 90.64.100-East Bay Regional Park District: Complete the community planning process, provide design services, and construct public park improvements in the East Bay Shoreline Project

(3) Item 3790-301-0005, Budget Act of 2002 (Ch. 379, Stats. 2002)

(11) 90.CB.600 Morro Bay SP: Campground Day Use and Rehabilitation—Construction

Item		Amount
(19) 90.GG.101 Silverwood Lake SRA: Campground and Day Use Improvements—Working drawings and construction		
0263—Off-Highway Vehicle Trust Fund		
(4) Item 3790-301-0263, Budget Act of 2000 (Ch. 52, Stats. 2000) as reappropriated by Item 3790-490, Budget Act of 2001 (Ch. 106, Stats. 2001) and Item 3790-490, Budget Act of 2002 (Ch. 379, Stats. 2002)		
(1) 90.7K.601-Carnegie SVRA: Alameda/Tesla—Working drawings		
3810-001-0140—For support of Santa Monica Mountains Conservancy, payable from the California Environmental License Plate Fund		270,000
Schedule:		
(1) 10-Santa Monica Mountains Conservancy	676,000	
(2) Amount payable from the California Clean Water, Clean Air, Safe Neighborhood Parks, and Coastal Protection Fund (Item 3810-001-6029).....	–206,000	
(3) Amount payable from the Water Security, Clean Drinking Water, Coastal, and Beach Protection Fund of 2002 (Item 3810-001-~~6013~~ *6031*)	–200,000	
Provisions:		
1. Notwithstanding Article 4 (commencing with Section 11040) of Chapter 1 of Part 1 of Division 3 of Title 2 of the Government Code, the Attorney General shall continue to provide legal services to the Santa Monica Mountains Conservancy consistent with the manner in which the Attorney General provides legal services to state agencies that are funded by appropriations made from the General Fund.		
2. (a) The Santa Monica Mountains Conservancy shall not encumber state appropriated funds for the purchase or acquisition of real property directly or through any public agency intermediary, including the State Public Works Board, that requires the payment of interest costs, or late fees or penalties, unless the conservancy certifies all of the following: (1) that the purchase is necessary to implement an acquisition identified in the high-priority cat-		

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egory of the work program submitted annually to the Legislature pursuant to Section 33208 of the Public Resources Code, or amendments made thereto, (2) that the purchase agreement does not involve interest payments or terms in excess of those that the State Public Works Board may enter into pursuant to Section 15854.1 of the Government Code, and (3) that the purchase agreement does not commit the state to future appropriations.

(b) The Santa Monica Mountains Conservancy shall report periodically to the Legislature, but no less frequently than twice yearly, concerning the status of any purchases certified as required in (a) and the amount of state funds thus far encumbered for interest, penalties, or other principal surcharges.

3810-001-6029—For support of the Santa Monica Mountains Conservancy, for payment to Item 3810-001-0140, payable from the California Clean Water, Clean Air, Safe Neighborhood Parks, and Coastal Protection Fund 206,000

3810-001-6031—For support of Santa Monica Mountains Conservancy, for payment to Item 3810-001-0140, payable from the Water Security, Clean Drinking Water, Coastal and Beach Protection Fund of 2002..... 200,000

3810-301-0941—For capital outlay, Santa Monica Mountains Conservancy, payable from the Santa Monica Mountains Conservancy Fund..... 77,000

Schedule:

(1) 50.20.001-Capital outlay acquisitions 77,000

Provisions:

1. Notwithstanding any other provision of law, the funds appropriated by this item are available for encumbrance for either capital outlay or local assistance until June 30, 2006.

3810-301-6029—For capital outlay, Santa Monica Mountains Conservancy, payable from the California Clean Water, Clean Air, Safe Neighborhood Parks, and Coastal Protection Fund 12,000,000

Schedule:

(1) 50.20.001-Capital outlay acquisitions 12,000,000

Item		Amount
Provisions:		
1. The funds appropriated in this item are available for expenditure for capital outlay or local assistance until June 30, 2006.		
3810-301-6031—For capital outlay, Santa Monica Mountains Conservancy, payable from the Water Security, Clean Drinking Water, Coastal and Beach Protection Fund of 2002		9,500,000
Schedule:		
(1) 50.20.001-Capital outlay acquisitions	9,500,000	
Provisions:		
1. The funds appropriated in this item are available for expenditure for capital outlay or local assistance until June 30, 2006.		
3820-001-0001—For support of San Francisco Bay Conservation and Development Commission		3,458,000
Schedule:		
(1) 10-Bay Conservation and Development	4,240,000	
(2) Amount payable from the Bay Fill Clean-Up and Abatement Fund (Item 3820-001-0914)	–146,000	
(3) Reimbursements	–636,000	
3820-001-0914—For support of San Francisco Bay Conservation and Development Commission, for payment to Item 3820-001-0001, payable from the Bay Fill Clean-Up and Abatement Fund		146,000
3825-001-0140—For support of San Gabriel and Lower Los Angeles Rivers and Mountains Conservancy, payable from the California Environmental License Plate Fund		267,000
Schedule:		
(1) 10-San Gabriel and Lower Los Angeles Rivers and Mountains Conservancy	797,000	
(2) Amount payable from the California Clean Water, Clean Air, Safe Neighborhood Parks, and Coastal Protection Fund (Item 3825-001-6029)	–530,000	
Provisions:		
1. Acquisitions and enhancements administered pursuant to this item shall not be undertaken if they would require increased state funds for management purposes.		

Item	Amount
3825-001-6029—For support of San Gabriel and Lower Los Angeles Rivers and Mountains Conservancy, for payment to Item 3825-001-0140 payable from the California Clean Water, Clean Air, Safe Neighborhood Parks, and Coastal Protection Fund.....	530,000
3825-301-6029—For capital outlay, San Gabriel and Lower Los Angeles Rivers and Mountains Conservancy, payable from the California Clean Water, Clean Air, Safe Neighborhood Parks, and Coastal Protection Fund	12,400,000
Provisions:	
1. The funds appropriated in this item are available for expenditure for capital outlay or local assistance until June 30, 2006.	
3825-301-6031—For capital outlay, San Gabriel and Lower Los Angeles Rivers and Mountains Conservancy, payable from the Water Security, Clean Drinking Water, Coastal and Beach Protection Fund of 2002	4,500,000
Provisions:	
1. The funds appropriated in this item are available for expenditure for capital outlay or local assistance until June 30, 2006.	
3830-001-0140—For support of San Joaquin River Conservancy, payable from the California Environmental License Plate Fund	241,000
Schedule:	
(1) 10-San Joaquin River Conservancy. 355,000	
(2) Amount payable from the California Clean Water, Clean Air, Safe Neighborhood Parks, and Coastal Protection Fund (Item 3830-001-6029)..... −114,000	
Provisions:	
1. Acquisitions and enhancements administered pursuant to this item shall not be undertaken if they would require increased state funds for management purposes.	
3830-001-6029—For support of San Joaquin River Conservancy, for payment to Item 3830-001-0140 payable from the California Clean Water, Clean Air, Safe Neighborhood Parks, and Coastal Protection Fund	114,000
3830-301-0104—For capital outlay, San Joaquin River Conservancy, payable from the San Joaquin River Conservancy Fund	0

Item		Amount
Schedule:		
(1) 20-Capital Outlay Acquisition and Enhancement Projects	1,000,000	
(2) Reimbursements	−1,000,000	
3835-001-0140—For support of Baldwin Hills Conservancy, payable from the California Environmental License Plate Fund		258,000
Schedule:		
(1) 10-Baldwin Hills Conservancy	367,000	
(2) Amount payable from the California Clean Water, Clean Air, Safe Neighborhood Parks, and Coastal Protection Fund (Item 3830-001-6029)	−109,000	
Provisions:		
1. Acquisitions and enhancements administered pursuant to this item shall not be undertaken if they would require increased state funds for management purposes.		
3835-001-6029—For support of Baldwin Hills Conservancy, for payment to Item 3835-001-0140, payable from the California Clean Water, Clean Air, Safe Neighborhood Parks, and Coastal Protection Fund		109,000
3835-301-6029—For capital outlay, Baldwin Hills Conservancy, payable from the California Clean Water, Clean Air, Safe Neighborhood Parks, and Coastal Protection Fund		7,200,000
Schedule:		
(1) 20-Capital Outlay Acquisition and Improvement Program	8,200,000	
(2) Reimbursements	−1,000,000	
Provisions:		
1. The funds appropriated in this item are available for expenditure for capital outlay or local assistance until June 30, 2006.		
3840-001-0140—For support of Delta Protection Commission, payable from the California Environmental License Plate Fund		140,000
Provisions:		
1. The funds appropriated in this item shall be available for expenditure after receipt by the Joint Legislative Budget Committee of the report required under Item 3840-001-0140 of the Supplemental Report of the Budget Act of 2003.		
3840-001-0516—For support of Delta Protection Commission, payable from the Harbors and Watercraft Revolving Fund		167,000

Item		Amount
3845-001-0140—For support of San Diego River Conservancy, payable from the California Environmental License Plate Fund		265,000
Schedule:		
(1) 10-San Diego River Conservancy	265,000	
Provisions:		
1. Acquisitions and enhancements administered pursuant to this item shall not be undertaken if they would require increased state funds for management purposes.		
3850-001-0140—For support of Coachella Valley Mountains Conservancy, payable from the California Environmental License Plate Fund		222,000
Schedule:		
(1) 10-Coachella Valley Mountains Conservancy	380,000	
(2) Reimbursements	−18,000	
(3) Amount payable from the Coachella Valley Mountains Conservancy Fund (Item 3850-001-0296)	−32,000	
(4) Amount payable from the California Clean Water, Clean Air, Safe Neighborhood Parks, and Coastal Protection Fund (Item 3850-001-6029)	−108,000	
Provisions:		
1. Acquisitions and enhancements administered pursuant to this item shall not be undertaken if they would require increased state funds for management purposes.		
3850-001-0296—For support of Coachella Valley Mountains Conservancy, for payment to Item 3850-001-0140, payable from the Coachella Valley Mountains Conservancy Fund		32,000
3850-001-6029—For support of Coachella Valley Mountains Conservancy, payable from the California Clean Water, Clean Air, Safe Neighborhood Parks, and Coastal Protection Fund		108,000
3850-301-6029—For capital outlay, Coachella Valley Mountains Conservancy, payable from the California Clean Water, Clean Air, Safe Neighborhood Parks, and Coastal Protection Fund		8,000,000
Schedule:		
(1) 20-Coachella Valley Mountains Acquisition and Enhancement Projects and Costs	9,000,000	
(2) Reimbursements	−1,000,000	

Item		Amount
Provisions:		
1. The funds appropriated in this item are available for expenditure for capital outlay or local assistance until June 30, 2006.		
3860-001-0001—For support of Department of Water Resources		31,794,000
Schedule:		
(1) 10-Continuing Formulation of the California Water Plan	241,546,000	
(3) 20-Implementation of the State Water Resources Development System	~~7,060,000~~ *3,260,000*	
(4) 30-Public Safety and Prevention of Damage	~~46,855,000~~ *45,855,000*	
(4.5) 45-California Energy Resources Scheduling (CERS)	54,585,000	
(5) 40-Services	6,279,000	
(6) 50.01-Management and Administration	63,700,000	
(7) 50.02-Distributed Management and Administration	–63,700,000	
(8) Reimbursements	–16,989,000	
(9) Amount payable from the California Environmental License Plate Fund (Item 3860-001-0140)	–218,000	
(10) Amount payable from the Central Valley Project Improvement Subaccount (Item 3860-001-0404)	–1,568,000	
(11) Amount payable from the Delta Levee Rehabilitation Subaccount (Item 3860-001-0409)	–694,000	
(12) Amount payable from the Feasibility Projects Subaccount (Item 3860-001-0445)	–1,446,000	
(13) Amount payable from the Water Conservation and Groundwater Recharge Subaccount (Item 3860-001-0446)	–123,000	
(14) Amount payable from the Energy Resources Programs Account (Item 3860-001-0465)	–1,657,000	
(15) Amount payable from the Local Projects Subaccount (Item 3860-001-0543)	–99,000	

Item	Amount
(16) Amount payable from the Sacramento Valley Water Management and Habitat Protection Subaccount (Item 3860-001-0544)	–384,000
(18) Amount payable from the 1986 Water Conservation and Water Quality Bond Fund (Item 3860-001-0744)	–184,000
(19) Amount payable from the 1988 Water Conservation Fund (Item 3860-001-0790)	–43,000
(20) Amount payable from the Federal Trust Fund (Item 3860-001-0890)	–11,223,000
(21.4) Amount payable from the Dam Safety Fund (Item 3860-001-3057)	–7,200,000
(21.5) Amount payable from the Electric Power Fund (Item 3860-001-3100)	–54,585,000
(21.7) Amount payable from the Safe Drinking Water, Clean Water, Watershed Protection, and Flood Protection Bond Fund *(Item 3860-001-6001)*	–651,000
(22) Amount payable from the Flood Protection Corridor Subaccount (Item 3860-001-6005)	–957,000
(23) Amount payable from the Urban Stream Restoration Subaccount (Item 3860-001-6007)	–674,000
(24) Amount payable from the Yuba Feather Flood Protection Subaccount (Item 3860-001-6010)	–957,000
(25.5) Amount payable from the River Protection Subaccount (Item 3860-001-6015)	–163,000
(26) Amount payable from the Water Conservation Account (Item 3860-001-6023)	–755,000
(26.1) Amount payable from Conjunctive Use Subaccount (Item 3860-001-6025)	–1,260,000
(27) Amount payable from the Bay-Delta Multipurpose Water Management Subaccount (Item 3860-001-6026)	–23,722,000

Item		Amount
(28) Amount payable from the Interim Water Supply and Water Quality Infrastructure and Management Subaccount (Item 3860-001-6027).	–422,000	
(30) Amount payable from the Water Security, Clean Drinking Water, Coastal and Beach Protection Fund of 2002 (Item 3860-001-6031)	~~–198,557,000~~ *–193,757,000*	

Provisions:

1. The amounts appropriated in Items 3860-001-0001 to 3860-001-6031, inclusive, shall be transferred to the Water Resources Revolving Fund (0691) for direct expenditure in such amounts as the Department of Finance may authorize, including cooperative work with other agencies.

3860-001-0140—For support of Department of Water Resources, for payment to Item 3860-001-0001, payable from the California Environmental License Plate Fund	218,000
3860-001-0404—For support of Department of Water Resources, for payment to Item 3860-001-0001, payable from the Central Valley Project Improvement Subaccount	1,568,000
3860-001-0409—For support of Department of Water Resources, for payment to Item 3860-001-0001, payable from the Delta Levee Rehabilitation Subaccount	694,000
3860-001-0445—For support of Department of Water Resources, for payment to Item 3860-001-0001, payable from the Feasibility Projects Subaccount	1,446,000
3860-001-0446—For support of Department of Water Resources, for payment to Item 3860-001-0001, payable from the Water Conservation and Groundwater Recharge Subaccount	123,000
3860-001-0465—For support of Department of Water Resources, for payment to Item 3860-001-0001, payable from the Energy Resources Programs Account	1,657,000
3860-001-0543—For support of Department of Water Resources, for payment to Item 3860-001-0001, payable from the Local Projects Subaccount	99,000
3860-001-0544—For support of Department of Water Resources, for payment to Item 3860-001-0001, payable from the Sacramento Valley Water Management and Habitat Protection Subaccount	384,000

Item	Amount
3860-001-0744—For support of the Department of Water Resources, for payment to Item 3860-001-0001, payable from the 1986 Water Conservation and Water Quality Bond Fund	184,000
3860-001-0790—For support of the Department of Water Resources, for payment to Item 3860-001-0001, payable from the 1988 Water Conservation Fund	43,000
3860-001-0890—For support of Department of Water Resources, for payment to Item 3860-001-0001, payable from the Federal Trust Fund	11,223,000
3860-001-3057—For support of Department of Water Resources, for payments to Item 3860-001-0001, payable from the Dam Safety Fund	7,200,000
3860-001-3100—For support of Department of Water Resources, for payment to Item 3860-001-0001, payable from the Electric Power Fund	54,585,000
Provisions:	
1. The Legislature hereby directs the Department of Water Resources to continue negotiations with the Department of Personnel Administration to establish appropriate position classifications to carry out the work of the California Energy Resources Scheduling division of the department. In order to reduce the administrative costs of the division, the Legislature intends that the department, as soon as practicable, replace personal service contracts that have been retained by the department to conduct ongoing activities relating to the administration of the long-term electricity contracts with civil service employees.	
3860-001-6001—For support of Department of Water Resources, for payment to Item 3860-001-0001, payable from the Safe Drinking Water, Clean Water, Watershed Protection, and Flood Protection Bond Fund	651,000
3860-001-6005—For support of Department of Water Resources, for payment to Item 3860-001-0001, payable from the Flood Protection Corridor Subaccount	957,000
3860-001-6007—For support of Department of Water Resources, for payment to Item 3860-001-0001, payable from the Urban Stream Restoration Subaccount	674,000
3860-001-6010—For support of Department of Water Resources, for payment to Item 3860-001-0001, payable from the Yuba Feather Flood Protection Subaccount	957,000

Item	Amount
3860-001-6015—For support of Department of Water Resources, for payment to Item 3860-001-0001, payable from the River Protection Subaccount.....	163,000
3860-001-6023—For support of Department of Water Resources, for payment to Item 3860-001-0001, payable from the Water Conservation Account.....	755,000
3860-001-6025—For support of Department of Water Resources, for payment to Item 3860-001-0001, payable from the Conjunctive Use Subaccount	1,260,000
3860-001-6026—For support of Department of Water Resources, for payment to Item 3860-001-0001, payable from the Bay-Delta Multipurpose Water Management Subaccount	23,722,000
3860-001-6027—For support of Department of Water Resources, for payment to Item 3860-001-0001, payable from the Interim Water Supply and Water Quality Infrastructure and Management Subaccount.....	422,000
3860-001-6031—For support of Department of Water Resources, for payment to Item 3860-001-0001, payable from the Water Security, Clean Drinking Water, Coastal and Beach Protection Fund of 2002	~~198,557,000~~ *193,757,000*
3860-011-0940—For transfer by the Controller, upon order of the Department of Finance, from the Renewable Resources Investment Fund to the General Fund	(652,000)
3860-101-0446—For local assistance, Department of Water Resources, payable from the Water Conservation and Groundwater Recharge Subaccount.....	1,018,000
3860-101-0544—For local assistance, Department of Water Resources, payable from the Sacramento Valley Water Management and Habitat Protection Subaccount.....	2,240,000
3860-101-0545—For local assistance, Department of Water Resources, payable from the River Parkway Subaccount.....	290,000
3860-101-0744—For local assistance, Department of Water Resources, Program 10.29—Conservation Loans, payable from the 1986 Water Conservation and Water Quality Bond Fund.....	1,600,000
3860-101-0790—For local assistance, Department of Water Resources, Program 10.29—Conservation Loans, payable from the 1988 Water Conservation Fund	8,974,000
3860-101-6005—For local assistance, Department of Water Resources, payable from the Flood Protection Corridor Subaccount.....	7,300,000

Item	Amount
3860-101-6007—For local assistance, Department of Water Resources, payable from the Urban Stream Restoration Subaccount.....	0
Schedule:	
(1) 10.10-Water Management Planning. 4,575,000	
(2) Reimbursements..... –4,575,000	
3860-101-6010—For local assistance, Department of Water Resources, payable from the Yuba Feather Flood Protection Subaccount.....	5,000,000
3860-101-6023—For local assistance, Department of Water Resources, payable from the Water Conservation Account.....	29,670,000
3860-101-6031—For local assistance, Department of Water Resources, payable from the Water Security, Clean Drinking Water, Coastal and Beach Protection Fund of 2002.....	~~107,047,000~~ *117,047,000*
3860-301-0001—For capital outlay, Department of Water Resources.....	3,646,000
Schedule:	
(1) 30.95.105-Marysville/Yuba Levee Reconstruction 497,000	
(2) 30.95.280-Terminus Dam, Lake Kaweah Project 2,587,000	
(3) 30.95.297-Success Reservoir Enlargement Project 2,100,000	
(4) Reimbursements-Marysville/Yuba Levee Reconstruction..... –192,000	
(5) Reimbursements-Terminus Dam, Lake Kaweah Project ..... –746,000	
(6) Reimbursements-Success Reservoir Enlargement Project ..... –600,000	
Provisions:	
1. The funds appropriated in this item may be expended for relocations and acquisition of land, easements, and rights-of-way, including, but not limited to, borrow pits, spoil areas, and easements for levees, clearing, flood control works, and flowage, and for appraisals, surveys, and engineering studies necessary for the completion or operation of the projects in the Sacramento and San Joaquin watersheds as authorized by Section 8617.1 and Chapters 1 (commencing with Section 12570), 2 (commencing with Section 12639), 3 (commencing with Section 12800), 3.5 (com-	

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mencing with Section 12840), and 4 (commencing with Section 12850) of Part 6 of Division 6 of the Water Code. Notwithstanding Section 12585.5 of the Water Code, prior to state and federal authorization of the project and appropriation of federal construction funds by Congress and subsequent to submittal of a report to the Legislature pursuant to Section 12582.7, the amounts appropriated in this item may be expended for state costs associated with preconstruction design and engineering work conducted by the federal government and others.

2. The amounts appropriated in this item are also for advances to the federal government or payments to the federal government or others for incidental construction or reconstruction items that are an obligation of the state in connection with the completion or operation of the projects and for materials and necessary construction, reconstruction, relocation, or alterations to highways, railroads, bridges, powerlines, communication lines, pipelines, irrigation works, and other structures and facilities and for appraisals, surveys, and engineering studies incidental thereto.

3. The funds appropriated in this item include funding for preliminary plans, working drawings, construction supervision, contract administration, and other work activities to be performed by Department of Water Resources personnel in completion of the projects.

4. Notwithstanding Section 26.00 of this act, funds may be transferred, with the approval of the Department of Finance, between projects specified in this item and other Department of Water Resources major capital outlay projects with an active appropriation. The Director of Finance shall notify, in writing, the chairperson of the committee in each house that considers appropriations and the Chairperson of the Joint Legislative Budget Committee, within 30 days, or such lesser time as the Chairperson of the Joint Legislative Budget Committee, or his or her designee, may determine, prior to any transfer.

Item Amount

3860-490—Reappropriation, Department of Water Resources. The balance of the appropriations provided in the following citations are hereby reappropriated for the purposes and subject to the limitations, unless otherwise specified, provided for in those appropriations:

0001—General Fund

(1) Item 3860-301-0001, Budget Act of 1998 (Ch. 324, Stats. 1998), as reappropriated by Item 3860-490, Budget Act of 2001 (Ch. 106, Stats. 2001)

(4) 30.95.210-Tisdale Bridge Replacement

(2) Item 3860-301-0001, Budget Act of 2000 (Ch. 52, Stats. 2000), as reappropriated by Item 3860-490, Budget Act of 2001 (Ch. 106, Stats. 2001), and Item 3860-492, Budget Act of 2002 (Ch. 379, Stats. 2002)

(3.1) Yuba River Basin Project

(6) 30.95.303-Tuolumne River Flood Control Project—Feasibility Study

6008—State Capital Protection Subaccount

(1) Item 3860-301-6008, Budget Act of 2000 (Ch. 52, Stats. 2000)

(2) Magpie Creek Small Flood Control Project

(4) South Sacramento County Streams

(5) Folsom Dam Modification Project

6010—Yuba Feather Flood Protection Subaccount

(1) Item 3860-301-6010, Budget Act of 2000 (Ch. 52, Stats. 2000)

(1) Colusa Basin Watershed Flood Protection Program

3860-491—Reappropriation, Department of Water Resources. The balance of the appropriation provided in the following citation is reappropriated for purposes provided for in that appropriation and shall be available for encumbrance until June 30, 2006:

0409—Delta Levee Rehabilitation Subaccount

(1) Item 3860-101-0409, Budget Act of 2000 (Ch. 52, Stats. 2000)

6014—Water and Watershed Education Subaccount

(1) Item 3860-101-6014, Budget Act of 2000 (Ch. 52, Stats. 2000)

6027—Interim Water Supply and Water Quality Infrastructure and Management Subaccount

(1) Item 3860-101-6027, Budget Act of 2000 (Ch. 52, Stats. 2000)

Item Amount

3860-493—Reappropriation, Department of Water Resources. Notwithstanding any other provision of law, the period to liquidate encumbrances of the following citations are extended to June 30, 2005.

0001—General Fund

(1) Item 3860-001-0001, Budget Act of 2000 (Ch. 52, Stats. 2000), ($14,350,000) for purposes of the CALFED Bay-Delta Program.

3860-495—Reversion, Department of Water Resources. As of June 30, 2003, the balances specified below, of the appropriations provided in the following citation shall revert to the balance in the fund from which the appropriation was made.

0001—General Fund

(1) Up to $1,974,000 from Section 8 of Chapter 326 of the Statutes of 1998.

3860-496—Reversion, Department of Water Resources. As of June 30, 2003, the unencumbered balance of the appropriation provided in the following citation shall revert to the General Fund:

0050—Colorado River Management Account

(1) Up to $38,766,000 from the appropriation made pursuant to Section 12561 of the Water Code (Ch. 813, Stats. 1998) shall revert to the General Fund.

Provisions:

1. Notwithstanding any other provision of law, no funds shall be transferred from the General Fund to the Colorado River Management Account.

~~CALIFORNIA ENVIRONMENTAL PROTECTION AGENCY~~

3870-001-0001—For support of California Bay-Delta Authority 12,590,000

Schedule:

(1) 10-CALFED Bay-Delta Program ...193,609,000

(2) Reimbursements .....–16,495,000

(3) Amount payable from the Bay-Delta Ecosystem Restoration Account (Item 3870-001-0546) .....–48,531,000

(4) Amount payable from the Federal Trust Fund (Item 3860-001-0890).–29,352,000

(5) Amount payable from the Water Security, Clean Drinking Water, Coastal and Beach Protection Fund of 2002 (Item 3860-001-6031) ..... –86,641,000

Item	Amount
Provisions:	
1. It is the intent of the Legislature that the California Bay-Delta Authority submit a broad-based Bay-Delta user fee proposal for inclusion in the 2004–05 Governor's Budget, consistent with the beneficiary-pays principle specified in the CALFED Record of Decision.	
3870-001-0546—For support of California Bay-Delta Authority, for payment to Item 3870-001-0001, payable from the Bay-Delta Ecosystem Restoration Account	48,531,000
3870-001-0890—For support of California Bay-Delta Authority, for payment to Item 3870-001-0001, payable from the Federal Trust Fund	29,352,000
3870-001-6031—For support of California Bay-Delta Authority, for payment to Item 3870-001-0001, payable from the Water Security, Clean Drinking Water, Coastal and Beach Protection Fund of 2002	86,641,000
Provisions:	
~~1. Notwithstanding any other provision of law, funds provided under Section 79560 of the Water Code may be allocated to the California Bay-Delta Authority for the CALFED Water Quality Program.~~	
2. The funds received by other state agencies from this item are exempt from the reporting requirements of Section 28.50 of the Budget Act.	
3. The funds appropriated in this item for the CALFED Watershed and Ecosystem Restoration Programs are available for encumbrance for the purposes of support, local assistance or capital outlay until June 30, 2005.	
CALIFORNIA ENVIRONMENTAL PROTECTION AGENCY	
3900-001-0001—For support of State Air Resources Board, for payment to Item 3900-001-0044	5,016,000
3900-001-0044—For support of State Air Resources Board, payable from the Motor Vehicle Account, State Transportation Fund	56,898,000
Schedule:	
(1) 15-Mobile Source	105,886,000
(2) 25-Stationary Source	39,113,000
(3) 30.01-Program Direction and Support	10,547,000
(4) 30.02-Distributed Program Direction and Support	–10,547,000
(5) Reimbursements	–4,886,000

Item	Amount
(6) Amount payable from the General Fund (Item 3900-001-0001).....	–5,016,000
(7) Amount payable from the Air Pollution Control Fund (Item 3900-001-0115)	–32,510,000
(8) Amount payable from the Vehicle Inspection and Repair Fund (Item 3900-001-0421)	–10,554,000
(9) Amount payable from the Air Toxics Inventory and Assessment Account (Item 3900-001-0434).....	–1,118,000
(10) Amount payable from the Federal Trust Fund (Item 3900-001-0890).	–11,017,000
(11) Amount payable from the California Clean Water, Clean Air, Safe Neighborhood Parks, and Coastal Protection Fund (Item 3900-001-6029).....	–23,000,000
3900-001-0115—For support of State Air Resources Board, for payment to Item 3900-001-0044, payable from the Air Pollution Control Fund	32,510,000
3900-001-0421—For support of State Air Resources Board, for payment to Item 3900-001-0044, payable from the Vehicle Inspection and Repair Fund	10,554,000
3900-001-0434—For support of State Air Resources Board, for payment to Item 3900-001-0044, payable from the Air Toxics Inventory and Assessment Account.....	1,118,000
3900-001-0890—For support of State Air Resources Board, for payment to Item 3900-001-0044, payable from the Federal Trust Fund	11,017,000
3900-001-6029—For support of State Air Resources Board, for payment to Item 3900-001-0044, payable from the California Clean Water, Clean Air, Safe Neighborhood Parks, and Coastal Protection Fund..	23,000,000

Provisions:

1. Notwithstanding subdivision (b) of Section 44282, Section 44283, subdivision (e) of Section 44287, and Section 44299.1 of the Health and Safety Code, 20 percent of the funds made available to the State Air Resources Board in this item shall be allocated for the acquisition of clean, safe schoolbuses for use in California's public schools that serve pupils in kindergarten and grades 1 to 12, inclusive.

Item Amount

3900-101-0044—For local assistance, State Air Resources Board, for assistance to counties in the operation of local air pollution control districts, payable from the Motor Vehicle Account, State Transportation Fund 10,637,000

Schedule:

(1) 35-Subvention 10,637,000

Provisions:

1. It is the intent of the Legislature that funds appropriated in this item shall not be used to reduce the fees paid by permittees to the local air pollution control districts.

3910-001-0005—For support of California Integrated Waste Management Board, for payment to Item 3910-001-0387, payable from the Safe Neighborhood Parks, Clean Water, Clean Air, and Coastal Protection Bond Fund 152,000

3910-001-0100—For support of California Integrated Waste Management Board, for payment to Item 3910-001-0387, payable from the California Used Oil Recycling Fund ..... ~~4,176,000~~ *4,128,000*

Provisions:

1. Notwithstanding subdivision (d) of Section 48653 of the Public Resources Code, the aggregate of appropriations from the California Used Oil Recycling Fund may exceed $3,000,000 during the 2003–04 fiscal year.

3910-001-0226—For support of California Integrated Waste Management Board, for payment to Item 3910-001-0387, payable from the California Tire Recycling Management Fund ..... ~~27,706,000~~ *27,679,000*

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.
2. Notwithstanding Section 42889 of the Public Resources Code, expenditures for administration of the Tire Recycling Program may exceed the limits set forth in subdivisions (a) and (b) of Section 42889 of the Public Resources Code.

Item		Amount
3910-001-0281—For support of California Integrated Waste Management Board, for payment to Item 3910-001-0387, payable from the Recycling Market Development Revolving Loan Account, Integrated Waste Management Fund		~~1,827,000~~ *1,820,000*
3910-001-0386—For support of California Integrated Waste Management Board, for payment to Item 3910-001-0387, payable from the Solid Waste Disposal Site Cleanup Trust Fund		532,000
Provisions:		
1. Notwithstanding Section 48020 of the Public Resources Code, expenditures for administration of the Solid Waste Cleanup Trust Fund Program may exceed the limits set forth in subdivision (c) of Section 48020 of the Public Resources Code.		
3910-001-0387—For support of California Integrated Waste Management Board, payable from the Integrated Waste Management Account, Integrated Waste Management Fund		~~36,887,000~~ *36,284,000*
Schedule:		
(1) 11-Waste Reduction and Management	~~79,146,000~~ *78,461,000*	
(2) 30.01-Administration	~~9,230,000~~ *8,545,000*	
(3) 30.02-Distributed Administration	~~–9,230,000~~ *–8,545,000*	
(4) Reimbursements	–585,000	
(5) Amount payable from Safe Neighborhood Parks, Clean Water, Clean Air, and Coastal Protection Bond Fund (Item 3910-001-0005)	–152,000	
(6) Amount payable from California Used Oil Recycling Fund (Item 3910-001-0100)	~~–4,176,000~~ *–4,128,000*	
(7) Amount payable from California Used Oil Recycling Fund (paragraph (4) of subdivision (a) of Section 48653 of the Public Resources Code)	–2,182,000	

Item	Amount
(8) Amount payable from California Used Oil Recycling Fund (paragraph (1) of subdivision (a) of Section 48653 of the Public Resources Code)	–2,336,000
(9) Amount payable from California Tire Recycling Management Fund (Item 3910-001-0226)	~~–27,706,000~~ *27,679,000*
(10) Amount payable from Recycling Market Development Revolving Loan Account, Integrated Waste Management Fund (Item 3910-001-0281)	~~–1,827,000~~ *–1,820,000*
(11) Amount payable from Solid Waste Disposal Site Cleanup Trust Fund (Item 3910-001-0386)	–532,000
(12) Amount payable from Integrated Waste Management Account, Integrated Waste Management Fund (Item 3910-006-0387)	–640,000
(13) Amount payable from Farm and Ranch Solid Waste Cleanup and Abatement Account (Item 3910-001-0558)	–1,017,000
(14) Amount payable from Federal Trust Fund (Item 3910-001-0890).	–106,000
(15) Amount payable from Rigid Container Account (Item 3910-001-3024).....	–1,000,000

Provisions:

1. Notwithstanding subdivision (h) of Section 42023.1 of the Public Resources Code, the California Integrated Waste Management Board may offset the costs of administering the revolving loan program for Recycling Market Development Zones with funds appropriated in this item.
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.

3910-001-0558—For support of California Integrated Waste Management Board, for payment to Item 3910-001-0387, payable from the Farm and Ranch Solid Waste Cleanup and Abatement Account.....	1,017,000

Item Amount

Provisions:

1. Notwithstanding Section 48100 of the Public Resources Code, expenditures for administration of the Farm and Ranch Solid Waste Cleanup and Abatement Grant Program may exceed the limits set forth in paragraph (3)(A) of subdivision (c) of Section 48100 of the Public Resources Code.

3910-001-0890—For support of California Integrated Waste Management Board, for payment to Item 3910-001-0387, payable from the Federal Trust Fund 106,000

3910-001-3024—For support of California Integrated Waste Management Board, for payment to Item 3910-001-0387, payable from the Rigid Container Account 1,000,000

3910-003-0100—For transfer by the Controller, upon notification by the board, of an amount not to exceed the appropriation in this item, from the California Used Oil Recycling Fund to the Farm and Ranch Solid Waste Cleanup and Abatement Account pursuant to paragraph (2)(A) of subdivision (c) of Section 48100 of the Public Resources Code ..... (333,000)

3910-003-0226—For transfer by the Controller, upon notification by the board, of an amount not to exceed the appropriation in this item, from the California Tire Recycling Management Fund to the Farm and Ranch Solid Waste Cleanup and Abatement Account pursuant to paragraph (2)(A) of subdivision (c) of Section 48100 of the Public Resources Code..... (333,000)

3910-003-0387—For transfer by the Controller from the Integrated Waste Management Account, Integrated Waste Management Fund, to the Recycling Market Development Revolving Loan Account as a loan pursuant to subdivision (a) of Section 42023.2 of the Public Resources Code ..... (2,500,000)

3910-004-0226—For transfer by the Controller, upon order of the Director of Finance, from the California Tire Recycling Management Fund to the General Fund ..... ~~(15,000,000)~~ *(17,097,000)*

Provisions:

1. The transfer made by this item is a loan to the General Fund. Notwithstanding any other provision of law, this loan shall be repaid with interest calculated at the rate earned by the Pooled Money Investment Account at the time of the transfer. It is the intent of the Legislature that repayment be

Item	Amount
made so as to ensure that the programs supported by this fund are not adversely affected by the loan.	
2. Notwithstanding any other provision of law, $2,097,000 of the amount transferred by this item shall be repaid in the second half of the 2008–09 fiscal year. However, it is the intent of the Legislature that repayment of this amount not adversely affect the programs supported by this fund, and the Director of Finance therefore may order that repayment be made prior to this date to avoid any adverse effects.	
3910-004-0281—For transfer by the Controller, upon order of the Director of Finance, from the Recycling Market Development Revolving Loan Subaccount to the General Fund	*(1,853,000)*
Provisions:	
1. The transfer made by this item is a loan to the General Fund. Notwithstanding any other provision of the law, this loan shall be repaid in the second half of the 2008–09 fiscal year, with interest calculated at the rate earned by the Pooled Money Investment Account at the time of the transfer. It is the intent of the Legislature that repayment be made so as to ensure that the programs supported by this fund are not adversely affected by the loan. The Director of Finance may therefore order that repayment be made prior to this date to avoid these adverse effects.	
3910-004-0387—For transfer by the Controller from the Integrated Waste Management Account, Integrated Waste Management Fund, to the Solid Waste Disposal Site Cleanup Trust Fund pursuant to paragraph (1) of subdivision (c) of Section 48027 of the Public Resources Code	(5,000,000)
3910-005-0387—For transfer by the Controller, upon notification by the board, of an amount not to exceed the appropriation in this item, from the Integrated Waste Management Account, Integrated Waste Management Fund, to the Farm and Ranch Solid Waste Cleanup and Abatement Account pursuant to paragraph (2)(A) of subdivision (c) of Section 48100 of the Public Resources Code	(334,000)
3910-006-0387—For support of California Integrated Waste Management Board, for payment to Item 3910-001-0387, payable from the Integrated Waste Management Account, Integrated Waste Management Fund	640,000

Item	Amount
3910-007-0387—For transfer by the Controller, upon order of the Director of Finance, from the Integrated Waste Management Account to the General Fund...	~~(2,000,000)~~ *(4,768,000)*
Provisions:	
1. The transfer made by this item is a loan to the General Fund. Notwithstanding any other provision of law, this loan shall be repaid with interest calculated at the rate earned by the Pooled Money Investment Account at the time of the transfer. It is the intent of the Legislature that repayment be made so as to ensure that the programs supported by this fund are not adversely affected by the loan.	
2. Notwithstanding any other provision of law, $2,768,000 of the amount transferred by this item shall be repaid in the second half of the 2008–09 fiscal year. However, it is the intent of the Legislature that repayment of this amount not adversely affect the programs supported by this fund, and the Director of Finance therefore may order that repayment be made prior to this date to avoid any adverse effects.	
3910-101-0226—For local assistance, California Integrated Waste Management Board, payable from the California Tire Recycling Management Fund.....	4,106,000
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.	
3910-101-0387—For local assistance, California Integrated Waste Management Board, payable from the Integrated Waste Management Account, Integrated Waste Management Fund.....	6,020,000
3930-001-0106—For support of Department of Pesticide Regulation, payable from the Department of Pesticide Regulation Fund.....	42,168,000
Schedule:	
(1) 12-Registration and Health Evaluation..... 19,639,000	
(2) 17-Pest Management, Environmental Monitoring, Enforcement, and Licensing..... 26,037,000	
(3) 20.10-Executive and Administrative Services..... 8,096,000	
(4) 20.20-Distributed Executive and Administrative Services..... –8,096,000	

Item Amount

(5) Reimbursements ..... –479,000

(6) Amount payable from the California Environmental License Plate Fund (Item 3930-001-0140)..... –457,000

(7) Amount payable from the Food Safety Account (Item 3930-001-0224)..... –412,000

(8) Amount payable from the Federal Trust Fund (Item 3930-001-0890). –2,160,000

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.

3930-001-0140—For support of Department of Pesticide Regulation, for payment to Item 3930-001-0106, payable from the California Environmental License Plate Fund 457,000

3930-001-0224—For support of Department of Pesticide Regulation, for payment to Item 3930-001-0106, payable from the Food Safety Account..... 412,000

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.

3930-001-0890—For support of Department of Pesticide Regulation, for payment to Item 3930-001-0106, payable from the Federal Trust Fund..... 2,160,000

3930-003-0106—For transfer by the Controller from the Department of Pesticide Regulation Fund to the Food Safety Account pursuant to Section 12846.5 of the Food and Agricultural Code ..... (402,000)

3930-101-0106—For local assistance, Department of Pesticide Regulation 3,469,000

Schedule:

(1) 17-Pest Management, Environmental Monitoring, Enforcement, and Licensing 3,469,000

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.

Item | Amount

3930-295-0001—For local assistance, Department of Pesticide Regulation, 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..... 1,000

Schedule:

(1) 98.01.120.089-Pesticide Use Reports (Ch. 1200, Stats. 89) 1,000

Provisions:

1. Except as provided in Provision 2, allocations of funds provided in this item to the appropriate local entities shall be made by the State 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. If any of the scheduled amounts are insufficient to provide full reimbursement of costs, the State 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 chairperson of the committee in each house which considers appropriations and the Chairperson of the Joint Legislative Budget Committee or his or her designee.

3940-001-0001—For support of State Water Resources Control Board..... ~~41,385,000~~ *40,586,000*

Schedule:

(1) 10-Water Quality.....~~393,774,000~~ *394,142,000*

(2) 20-Water Rights 8,250,000

(3) 30.01-Administration..... 14,468,000

(4) 30.02-Distributed Administration ...–14,468,000

Item	Amount
(5) Reimbursements	–9,933,000
(6) Amount payable from the Unified Program Account (Item 3940-001-0028)	–494,000
(7) Amount payable from the Waste Discharge Permit Fund (Item 3940-001-0193)	–52,707,000
(8) Amount payable from the Public Resources Account, Cigarette and Tobacco Products Surtax Fund (Item 3940-001-0235)	–2,120,000
(9) Amount payable from the Integrated Waste Management Account, Integrated Waste Management Fund (Item 3940-001-0387)	–5,339,000
(10) Amount payable from the State Revolving Fund Loan Subaccount (Item 3940-001-0417)	–492,000
(11) Amount payable from the Small Communities Grant Subaccount (Item 3940-001-0418)	–758,000
(12) Amount payable from the Water Recycling Subaccount (Item 3940-001-0419)	–263,000
(13) Amount payable from the Drainage Management Subaccount (Item 3940-001-0422)	–509,000
(14) Amount payable from the Delta Tributary Watershed Subaccount (Item 3940-001-0423)	–224,000
(15) Amount payable from the Seawater Intrusion Control Subaccount (Item 3940-001-0424)	–37,000
(16) Amount payable from the Underground Storage Tank Tester Account (Item 3940-001-0436)	–62,000
(17) Amount payable from the Underground Storage Tank Cleanup Fund (Item 3940-001-0439)	–241,928,000
(18) Amount payable from the Underground Storage Tank Fund (Item 3940-001-0475)	–1,021,000
(19) Amount payable from the Surface Impoundment Assessment Account (Item 3940-001-0482)	–181,000

Item	Amount
(20) Amount payable from the 1984 State Clean Water Bond Fund (Item 3940-001-0740)	–322,000
(21) Amount payable from the Federal Trust Fund (Item 3940-001-0890).....	–33,968,000
(21.5) Amount payable from the Water Rights Fund (Item 3940-001-3058)	~~–3,600,000~~ *–4,399,000*
(22) Amount payable from the Watershed Protection Subaccount (Item 3940-001-6013)	–678,000
(23) Amount payable from the Santa Ana River Watershed Subaccount (Item 3940-001-6016)	–991,000
(24) Amount payable from the Lake Elsinore and San Jacinto Watershed Subaccount (Item 3940-001-6017).....	–40,000
(25) Amount payable from the Nonpoint Source Pollution Control Subaccount (Item 3940-001-6019).	–883,000
(26) Amount payable from the State Revolving Fund Loan Subaccount (Item 3940-001-6020)	–81,000
(27) Amount payable from the Wastewater Construction Grant Subaccount (Item 3940-001-6021).....	–22,000
(28) Amount payable from the Coastal Nonpoint Source Control Subaccount (Item 3940-001-6022).....	–859,000
(29) Amount payable from the Water Security, Clean Drinking Water, Coastal and Beach Protection Fund of 2002 (Item 3940-001-6031)	~~–3,127,000~~ *–3,495,000*

Provisions:

1. Notwithstanding any other provision of law, upon approval and order of the Director of Finance, the State Water Resources Control Board may borrow sufficient funds, from special funds that otherwise provide support for the board, for cash purposes. Any such loans are to be repaid with interest at the rate earned in the Pooled Money Investment Account.

Item Amount

2. Of the amount appropriated in this item, $272,000 shall be used to review applications for a hydroelectric project license for compliance with the federal Clean Water Act. Any fees received from applicants shall be used to reduce expenditures from the General Fund.

3940-001-0028—For support of State Water Resources Control Board, for payment to Item 3940-001-0001, payable from the Unified Program Account..... 494,000

Provisions:

1. It is intended that the total funding provided in this item and Item 3940-001-0475 be maintained in 2003–04 for the state underground storage tank regulatory activities. In the event that revenues for the Unified Program Account are insufficient to support the appropriation in this item because of delays in shifting programmatic responsibilities to certified unified program agencies, this item may be reduced and a corresponding increase may be made to Item 3940-001-0475, upon approval of the Department of Finance.

   Any funding adjustments to this item or to Item 3940-001-0475 that would result in a total expenditure authorization exceeding the cumulative appropriation amount of these two items remain subject to the provisions of Section 27.00.

3940-001-0193—For support of State Water Resources Control Board, for payment to Item 3940-001-0001, payable from the Waste Discharge Permit Fund..... 52,707,000

3940-001-0235—For support of State Water Resources Control Board, for payment to Item 3940-001-0001, payable from the Public Resources Account, Cigarette and Tobacco Products Surtax Fund..... 2,120,000

3940-001-0387—For support of State Water Resources Control Board, for payment to Item 3940-001-0001, payable from the Integrated Waste Management Account, Integrated Waste Management Fund..... 5,339,000

3940-001-0417—For support of State Water Resources Control Board, for payment to Item 3940-001-0001, payable from the State Revolving Fund Loan Subaccount..... 492,000

3940-001-0418—For support of State Water Resources Control Board, for payment to Item 3940-001-0001, payable from the Small Communities Grant Subaccount..... 758,000

Item	Amount
3940-001-0419—For support of State Water Resources Control Board, for payment to Item 3940-001-0001, payable from the Water Recycling Subaccount	263,000
3940-001-0422—For support of State Water Resources Control Board, for payment to Item 3940-001-0001, payable from the Drainage Management Subaccount	509,000
3940-001-0423—For support of State Water Resources Control Board, for payment to Item 3940-001-0001, payable from the Delta Tributary Watershed Subaccount	224,000
3940-001-0424—For support of State Water Resources Control Board, for payment to Item 3940-001-0001, payable from the Seawater Intrusion Control Subaccount	37,000
3940-001-0436—For support of State Water Resources Control Board, for payment to Item 3940-001-0001, payable from the Underground Storage Tank Tester Account	62,000
3940-001-0439—For support of State Water Resources Control Board, for payment to Item 3940-001-0001, payable from the Underground Storage Tank Cleanup Fund	241,928,000
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.	
3940-001-0475—For support of State Water Resources Control Board, for payment to Item 3940-001-0001, payable from the Underground Storage Tank Fund	1,021,000
Provisions:	
1. Pursuant to subdivision (b) of Section 25287 of the Health and Safety Code, the surcharge to be included in the fee paid to a local agency by each person who submits an application for a permit to operate an underground storage tank shall be $56 per tank, during the 2003–04 fiscal year. This surcharge shall be transmitted to the State Water Resources Control Board and deposited in the Underground Storage Tank Fund.	
3940-001-0482—For support of State Water Resources Control Board, for payment to Item 3940-001-0001, payable from the Surface Impoundment Assessment Account Fund	181,000

Item	Amount
3940-001-0740—For support of State Water Resources Control Board, for payment to Item 3940-001-0001, payable from the 1984 State Clean Water Bond Fund	322,000
3940-001-0890—For support of State Water Resources Control Board, for payment to Item 3940-001-0001, payable from the Federal Trust Fund	33,968,000
3940-001-3058—For support of State Water Resources Control Board, for payment to Item 3940-001-0001, payable from the Water Rights Fund	~~3,600,000~~ *4,399,000*
3940-001-6013—For support of State Water Resources Control Board, for payment to Item 3940-001-0001, payable from the Watershed Protection Subaccount	678,000
3940-001-6016—For support of State Water Resources Control Board, for payment to Item 3940-001-0001, payable from the Santa Ana River Watershed Subaccount	991,000
3940-001-6017—For support of State Water Resources Control Board, for payment to Item 3940-001-0001, payable from the Lake Elsinore and San Jacinto Watershed Subaccount	40,000
3940-001-6019—For support of State Water Resources Control Board, for payment to Item 3940-001-0001, payable from the Nonpoint Source Pollution Control Subaccount	883,000
3940-001-6020—For support of State Water Resources Control Board, for payment to Item 3940-001-0001, payable from the State Revolving Fund Loan Subaccount	81,000
3940-001-6021—For support of State Water Resources Control Board, for payment to Item 3940-001-0001, payable from the Wastewater Construction Subaccount	22,000
3940-001-6022—For support of State Water Resources Control Board, for payment to Item 3940-001-0001, payable from the Nonpoint Source Control Subaccount	859,000
3940-001-6031—For support of State Water Resources Control Board, for payment to Item 3940-001-0001, payable from the Water Security, Clean Drinking Water, Coastal and Beach Protection Fund of 2002.	~~3,127,000~~ *3,495,000*

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3940-011-0439—For transfer by the Controller, upon order of the Director of Finance, from the Underground Storage Tank Cleanup Fund to the General Fund	(3,200,000)
Provisions:	
1. The transfer made by this item is a loan to the General Fund. This loan shall be repaid with interest calculated at the rate earned by the Pooled Money Investment Account at the time of the transfer. It is the intent of the Legislature that repayment be made so as to ensure that the programs supported by this fund are not adversely affected by the loan.	
3940-011-0740—For transfer by the Controller from the 1984 State Clean Water Bond Fund to the State Water Pollution Control Revolving Fund	1,151,000
3940-101-0001—For local assistance, State Water Resources Control Board	0
Schedule:	
(1) 10-Water Quality	~~214,888,000~~ *231,413,000*
(2) Amount payable from the Water Recycling Subaccount (Item 3940-101-0419)	–5,600,000
(3) Amount payable from the Watershed Protection Subaccount (Item 3940-101-6013)	–21,800,000
(4) Amount payable from the Nonpoint Source Pollution Control Subaccount (Item 3940-101-6019)	–23,000,000
(5) Amount payable from the Wastewater Construction Grant Subaccount (Item 3940-101-6021)	–15,500,000
(6) Amount payable from the Water Security, Clean Drinking Water, Coastal and Beach Protection Fund of 2002 (Item 3940-101-6031)	~~–148,988,000~~ *–165,513,000*
3940-101-0419—For local assistance, State Water Resources Control Board, for payment to Item 3940-101-0001, payable from the Water Recycling Subaccount to be available for expenditure during the 2003–04, 2004–05, and 2005–06 fiscal years	5,600,000

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3940-101-0744—For local assistance, State Water Resources Control Board, payable from the 1986 Water Conservation and Water Quality Bond Fund to be available for expenditure during the 2003–04, 2004–05, and 2005–06 fiscal years	9,000,000
3940-101-6013—For local assistance, State Water Resources Control Board, for payment to Item 3940-101-0001, payable from the Watershed Protection Subaccount to be available for expenditure during the 2003–04, 2004–05, and 2005–06 fiscal years....	21,800,000
3940-101-6019—For local assistance, State Water Resources Control Board, for payment to Item 3940-101-0001, payable from the Nonpoint Source Pollution Control Subaccount to be available for expenditure during the 2003–04, 2004–05, and 2005–06 fiscal years	23,000,000
3940-101-6021—For local assistance, State Water Resources Control Board, for payment to Item 3940-101-0001, payable from the Wastewater Construction Subaccount to be available for expenditure during the 2003–04, 2004–05, and 2005–06 fiscal years	15,500,000
3940-101-6031—For local assistance, State Water Resources Control Board, for payment to Item 3940-101-0001, payable from the Water Security, Clean Drinking Water, Coastal and Beach Protection Fund of 2002	~~148,988,000~~ *165,513,000*

Provisions:

1. Notwithstanding any other provision of law, the amount appropriated in this item shall be available for expenditure during the 2003–04, 2004–05, and 2005–06 fiscal years, and may be used to provide grants to local, state, federal, and private entities for projects.
2. Notwithstanding any other provision of law, $9,500,000 of the amount appropriated in this item shall be available for expenditure during the 2003–04 fiscal year to provide grants for projects to reduce or eliminate the discharge of agricultural pollutants pursuant to subdivision (d) of Section 30935 and Section 30940 of the Public Resources Code. These funds shall be available for grants to reduce agricultural discharges to surface or groundwater. Grants shall be given to projects with the greatest potential to reduce pollutants and protect water quality and that use qualified impar-

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tial experts to document and verify results through water quality monitoring or other means.

3960-001-0001—For support of Department of Toxic Substances Control, for payment to Item 3960-001-0014..... 20,106,000

Provisions:

1. The Director of the Department of Toxic Substances Control may expend from this item: (a) $9,217,000 for the following activities at the Stringfellow Federal Superfund site: (1) operation and maintenance of pretreatment plants to treat contaminated groundwater extracted from the site, (2) site maintenance and groundwater monitoring, and (3) implementation of work to stabilize the site, and (b) $8,816,000 for the operation of the Illegal Drug Laboratory Removal Program.
2. Notwithstanding Section 2.00 of this act, the funds appropriated for removal and remedial action at the Stringfellow Federal Superfund site shall be available for encumbrance for three fiscal years subsequent to the fiscal year in which the funds are appropriated, and disbursements in liquidation of encumbrances shall be pursuant to Section 16304.1 of the Government Code.
3. Of the amount appropriated in this item, $750,000 shall be used for the purposes of emergency response activity pursuant to Section 25354 of the Health and Safety Code, in lieu of the appropriation made pursuant to that section.

3960-001-0014—For support of Department of Toxic Substances Control, payable from the Hazardous Waste Control ~~Fund~~ *Account*..... 47,534,000

Schedule:

(1) 12-Site Mitigation	70,567,000
(2) 13-Hazardous Waste Management	58,959,000
(3) 19.01-Administration	37,983,000
(4) 19.02-Distributed Administration	–37,983,000
(5) 20-Science, Pollution Prevention and Technology	11,324,000
(6) Reimbursements	–8,921,000
(7) Amount payable from General Fund (Item 3960-001-0001)	–20,106,000
(8) Amount payable from Unified Program Account (Item 3960-001-0028)	–981,000

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(9) Amount payable from Illegal Drug Lab Cleanup Account (Item 3960-001-0065) ..... –1,970,000

(10) Amount payable from California Used Oil Recycling Fund (Item 3960-001-0100) ..... –337,000

(11) Amount payable from Toxic Substances Control Account (Item 3960-001-0557) .....–39,783,000

(12) Amount payable from Federal Trust Fund (Item 3960-001-0890).–20,688,000

(13) Amount payable from Environmental Quality Assessment Fund (Item 3960-001-3035) ..... –530,000

Provisions:

1. Notwithstanding any other provision of law, upon approval and order of the Director of Finance, the Department of Toxic Substances Control may borrow sufficient funds from special funds that otherwise provide support for the department for cash purposes. Any such loans are to be repaid with interest at the rate earned by the Pooled Money Investment Account.
2. Notwithstanding any other provision of law, upon request of the Director of the Department of Toxic Substances Control, and approval of the Department of Finance, the Controller shall increase the appropriation in this item in an amount necessary to pay the Board of Equalization any additional costs the board may incur to make refunds required by Chapter 737 of the Statutes of 1998, provided sufficient funds are available for such purposes and the board provides workload information that justifies the increase.

3960-001-0018—For support of Department of Toxic Substances Control, payable from the Site Remediation Account..... 7,850,000

Schedule:

(1) 12-Site Mitigation 7,850,000

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.
2. The Director of the Department of Toxic Substances Control shall report, in writing, not later than 90 days after the end of the fiscal year to the

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Chairperson of the Joint Legislative Budget Committee, the chairperson of the legislative fiscal committees that act on the department's budget, the Chairperson of the Environmental Safety and Toxic Materials Committee of the Assembly, and the Chairperson of the Environmental Quality Committee of the Senate actions taken under this provision.	
3. Notwithstanding Section 2.00 of the Budget Act, this appropriation shall be available in accordance with the provisions of Section 25330.2 of the Health and Safety Code.	
3960-001-0028—For support of Department of Toxic Substances Control, for payment to Item 3960-001-0014, payable from the Unified Program Account ..	981,000
3960-001-0065—For support of Department of Toxic Substances Control, for payment to Item 3960-001-0014, payable from the Illegal Drug Lab Cleanup Account	1,970,000
3960-001-0100—For support of Department of Toxic Substances Control, for payment to Item 3960-001-0014, payable from the California Used Oil Recycling Fund.....	337,000
3960-001-0456—For support of Department of Toxic Substances Control, payable from the Expedited Site Remediation Trust Fund.....	2,441,000
Schedule:	
(1) 12-Site Mitigation 2,441,000	
Provisions:	
1. Notwithstanding any other provision of law, upon request of the Department of Toxic Substances Control, and approval by the Department of Finance, the Controller shall augment the appropriation in this item to pay costs associated with orphan shares at sites selected for the Expedited Site Remediation Pilot Program from any uncommitted funds in the Expedited Site Remediation Trust Fund.	
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.	
3960-001-0557—For support of Department of Toxic Substances Control, for payment to Item 3960-001-0014, payable from the Toxic Substances Control Account	39,783,000

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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.
2. The amount appropriated in this item includes state oversight costs at military installations. The expenditure of these funds shall not relieve the federal government of the responsibility to pay for all state oversight costs. The department shall take all steps necessary to recover these costs from the federal government including, but not limited to, filing civil actions authorized by state and federal law.

3960-001-0890—For support of Department of Toxic Substances Control, for payment to Item 3960-001-0014, payable from the Federal Trust Fund 20,688,000

3960-001-3035—For support of Department of Toxic Substances Control, for payment to Item 3960-001-0014, payable from the Environmental Quality Assessment Fund 530,000

Provisions:

1. Notwithstanding any other provisions of law, upon approval and order of the Director of Finance, the Department of Toxic Substances Control may borrow sufficient funds, from special funds that otherwise provide support for the department, for cash purposes. Any such loans are to be repaid with interest at the rate earned by the Pooled Money Investment Account.

3960-011-0557—For transfer by the Controller from the Toxic Substances Control Account to the Expedited Site Remediation Trust Fund..... (461,000)

Provisions:

1. Notwithstanding any other provision of law, upon request of the Department of Toxic Substances Control, the Controller shall transfer funds from the Toxic Substances Control Account to the Expedited Site Remediation Trust Fund, pursuant to Chapter 6.85 (commencing with Section 25396) of Division 20 of the Health and Safety Code. The amount of the funds transferred shall not exceed the proceeds of fines and penalties deposited in the Toxic Substances Control Account in the 2003–04 fiscal year, exclusive of the fines and penalties transferred to the Hazardous Substance Account pursuant to Section 25192 of

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the Health and Safety Code for expenditure in accordance with Section 25385.9 of the Health and Safety Code.

2. The amount specified in this item is an estimate of the funds available from the proceeds of fines and penalties described in Provision 1, and does not represent a limit on the funds that may be transferred.

3. 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.

3960-011-1003—For transfer by the Controller from the Cleanup Loans and Environmental Assistance to Neighborhoods Account to the Toxic Substances Control Account ..... (424,000)

Provisions:

1. Notwithstanding any other provision of law, upon request of the Department of Toxic Substances Control, the Controller shall transfer up to $424,000 to the Toxic Substances Control Account based on actual costs incurred by the department for its oversight of Cleanup Loans and Environmental Assistance to Neighborhoods loan projects, provided that sufficient funds are available for those purposes.

3960-012-0557—For transfer by the Controller from the Toxic Substances Control Account to the Site Remediation Account ..... (7,756,000)

3960-490—Reappropriation, Department of Toxic Substance Control. The balance of the appropriations provided in the following citations are reappropriated for the purposes specified and shall be available for encumberance and expenditure until June 30, 2006:

0001—General Fund

(1) $450,000 in Item 3960-001-0001, Budget Act of 1999 (Ch. 50, Stats. 1999), as reappropriated by Item 3960-490, Budget Act of 2001 (Ch. 106, Stats. 2001)

(2) $450,000 in Item 3960-001-0001, Budget Act of 2000 (Ch. 52, Stats. 2000), as reappropriated by Item 3960-490, Budget Act of 2001 (Ch. 106, Stats. 2001)

Provisions:

1. Pursuant to Provision 2 of Item 3960-490, Budget Act of 2001, a total of $900,000 from the unem-

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cumbered balance of the Budget Act appropriations cited above are reappropriated to capital outlay for the purpose of site acquisition for a new pretreatment plant at the Stringfellow Federal Superfund site and shall be available for expenditure until June 30, 2006. This reappropriation is consistent with the remediation efforts authorized in the original appropriations.		
3980-001-0001—For support of Office of Environmental Health Hazard Assessment		10,126,000
Schedule:		
(1) 10-Health Risk Assessment	14,678,000	
(2) Reimbursements	−1,689,000	
(2.7) Amount payable from the California Used Oil Recycling Fund (Item 3980-001-0100)	−500,000	
(2.9) Amount payable from the Department of Pesticide Regulation Fund (Item 3980-001-0106)	−800,000	
(3) Amount payable from the California Environmental License Plate Fund (Item 3980-001-0140)	*−800,000*	
(4) Amount payable from the Integrated Waste Management Account (Item 3980-001-0387)	−303,000	
(4.5) Amount payable from the Underground Storage Tank Cleanup Fund (Item 3980-001-0439)	−110,000	
(6) Amount payable from the Safe Drinking Water and Toxic Enforcement Fund (Item 3980-001-3056)	−350,000	
3980-001-0100—For support of Office of Environmental Health Hazard Assessment, for payment to Item 3980-001-0001, payable from the California Used Oil Recycling Fund		500,000
3980-001-0106—For support of Office of Environmental Health Hazard Assessment, for payment to Item 3980-001-0001, payable from the Department of Pesticide Regulation Fund		800,000
3980-001-0140—For support of Office of Environmental Health Hazard Assessment, for payment to Item 3980-001-0001, payable from the California Environmental License Plate Fund		800,000

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3980-001-0387—For support of Office of Environmental Health Hazard Assessment, for payment to Item 3980-001-0001, payable from the Integrated Waste Management Account, Integrated Waste Management Fund	303,000
3980-001-0439—For support of Office of Environmental Health Hazard Assessment, for payment to Item 3980-001-0001, payable from the Underground Storage Tank Cleanup Fund	110,000
3980-001-3056—For support of Office of Environmental Health Hazard Assessment, for payment to Item 3980-001-0001, payable from the Safe Drinking Water and Toxic Enforcement Fund	350,000
HEALTH AND HUMAN SERVICES	
4100-001-0890—For support of the State Council on Developmental Disabilities, payable from the Federal Trust Fund	6,543,000
Schedule:	
(1) 10-State Council Planning and ~~Operations~~ *Administration*	1,353,000
(2) 20-Community Program Development	1,987,000
(3) 40-Regional Offices and Local Area Boards	8,121,000
(4) Reimbursements	–4,918,000
4100-490—Reappropriation, State Council on Developmental Disabilities. Notwithstanding any other provision of law, the balance of the amount appropriated for the State Council on Developmental Disabilities, payable from the Federal Trust Fund, in Item 4100-001-0890 of the Budget Act of 2002 (Ch. 379 Stats. 2002) is reappropriated for transfer to and in augmentation of Item 4100-001-0890 of this Budget Act for the following purposes:	
(a) To augment the allocation to the Program Development Fund.	
(b) To fund the cost of salary and benefit increases approved by the Legislature that exceed the Budget Act appropriation.	
(c) To fund the implementation of any portion of the state plan as approved by the council.	
4120-001-0001—For support of Emergency Medical Services Authority	1,005,000

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Schedule:

(1) 10-Emergency Medical Services Authority 6,658,000

(2) Reimbursements ..... –2,708,000

(3) Amount payable from the Emergency Medical Services Training Program Approval Fund (Item 4120-001-0194) ..... –328,000

(4) Amount payable from the Emergency Medical Services Personnel Fund (Item 4120-001-0312)..... –1,095,000

(5) Amount payable from the Federal Trust Fund (Item 4120-001-0890). –1,522,000

Provisions:

1. It is the intent of the Legislature that any reduction taken in this item be obtained from state support only and not from local assistance. This may include efficiencies and savings obtained from personnel expenditures, operating expenditures, or equipment.

4120-001-0194—For support of Emergency Medical Services Authority, for payment to Item 4120-001-0001, payable from the Emergency Medical Services Training Program Approval Fund 328,000

4120-001-0312—For support of Emergency Medical Services Authority, for payment to Item 4120-001-0001, payable for the Emergency Medical Services Personnel Fund 1,095,000

4120-001-0890—For support of Emergency Medical Services Authority, for payment to Item 4120-001-0001, payable from the Federal Trust Fund 1,522,000

4120-101-0001—For local assistance, Emergency Medical Services Authority, grants to local agencies..... 9,786,000

Schedule:

(1) 10-Emergency Medical Services Authority ..... ~~28,190,000~~ *11,790,000*

(2) Amount payable from the Federal Trust Fund (Item 4120-101-0890). –2,004,000

~~(3) Reimbursements.....–16,400,000~~

Provisions:

1. The General Fund support for poison control centers shall augment, but not replace, local expenditures for existing poison control center services. These funds shall be used primarily to increase

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services to underserved counties and populations and for poison prevention and information services. The Director of the Emergency Medical Services Authority may contract with eligible poison control centers for the distribution of these funds.	
2. The Emergency Medical Services Authority shall use the following guidelines in administering state-funded grants to local agencies: (a) funding eligibility shall be limited to rural multicounty regions that demonstrate a heavy use of the emergency medical services system by nonresidents, (b) local agencies shall provide matching funds of at least $1 for each dollar of state funds received, (c) state funding shall be used to provide only essential minimum services necessary to operate the system, as defined by the authority, (d) no region shall receive both federal and state funds in the same fiscal year for the same purpose, and (e) the Emergency Medical Services Authority shall monitor the use of the funds by recipients to assure that these funds are used in an appropriate manner.	
3. Each region shall be eligible to receive up to one-half of the total cost of a minimal system for that region, as defined by the Emergency Medical Services Authority. However, the authority may reallocate unclaimed funds among regions.	
4. Notwithstanding Provision 2(b), each region with a population of 300,000 or less as of June 30, 2002, shall receive the full amount for which it is eligible if it provides a cash match of $0.41 per capita or more. Failure to provide local cash contributions at the specified level shall result in a proportional reduction in state funding.	
4120-101-0890—For local assistance, Emergency Medical Services Authority, Program 10, for payment to Item 4120-101-0001 payable from the Federal Trust Fund	2,004,000
4130-001-0632—For support of California Health and Human Services Agency Data Center, payable from the California Health and Human Services Agency Data Center Revolving Fund.....	~~304,108,000~~ *308,814,000*

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Schedule:

(1) 25-Operations.....~~103,134,000~~
111,834,000

(2) 30-Systems Management Services.....~~200,974,000~~
196,980,000

Provisions:

1. Notwithstanding any other provision of law, the Director of Finance may authorize expenditures for unanticipated workload resulting from services provided to client departments or as appropriated in a client department's budget for the California Health and Human Services Agency Data Center in excess of the amount appropriated no sooner than 30 days after providing notification in writing to the chairperson of the fiscal committee of each house of the Legislature and the Chairperson of the Joint Legislative Budget Committee, or no sooner than such lesser time as the chairperson of the committee, or his or her designee, may in each instance determine.
2. Funds appropriated in this item are in lieu of the amounts that otherwise would have been appropriated pursuant to Section 11797 of the Government Code.
3. Notwithstanding any other provision of law, the California Health and Human Services Agency Data Center shall submit a Feasibility Study Report or equivalent federal planning document to the Department of Finance for review and approval prior to award of the systems implementation contract for each welfare automation consortium.
4. Expenditure authority provided in this item to support data center infrastructure projects may only be utilized for items outside the approved scope of those projects if these changes are supported by documentation prepared and processed in accordance with the state's established administrative and legislative reporting requirements. Changes in project scope must receive approval using the established administrative and legislative reporting requirements.

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5. Notwithstanding Section 27.00 of this act, upon request by the Health and Human Services Agency Data Center, the Department of Finance may augment the amount available for expenditure in this item to pay costs associated with the procurement of a new application maintenance contract for the Interim Statewide Automated Welfare System Consortium. The augmentation may be effected not sooner than 30 days after notification in writing of the necessity therefor to the chairperson of the committee in each house of the Legislature that considers appropriations 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. The funds appropriated by this provision shall be made available consistent with the amount approved by the Department of Finance based on its review of the special project report or equivalent document.
6. The California Health and Human Services Agency Data Center shall reduce its rates by at least 8 percent, which shall result in a total savings in department budgets of approximately $20,000,000 (total funds).

4130-490—Reappropriation, California Health and Human Services Agency Data Center. Notwithstanding any other provision of law, the balance of the funds for the appropriations provided in the following citations are reappropriated for expenditure pursuant to Provision 1 and are available for expenditure until June 30, 2004:

0632—Revolving Fund

Item 4130-001-0632, Budget Act of 2002 (Ch. 379, Stats. 2002)

Provisions:

1. It is the intent of this item to continue funding approved activities for the automation projects that, due to schedule changes, result in unexpended appropriations one year and the need for additional funding in the following year. Therefore, notwithstanding any other provision of law, the balance of the appropriations for these automation projects may, upon approval of the Department of Finance, be reappropriated for transfer to and in augmen-

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tation of the corresponding items in this act. The funds reappropriated by this provision shall be made available consistent with the amount approved by the Department of Finance based on an approved special project report or equivalent document not sooner than 30 days after providing notification in writing to the chairperson of the fiscal committee of each house of the Legislature and the Chairperson of the Joint Legislative Budget Committee.

4140-001-0001—For support of Office of Statewide Health Planning and Development 571,000

Schedule:

(1) 10-Health care Quality and Analysis 5,844,000

(2) 30-Health care Workforce..... 5,262,000

(3) 42-Facilities Development 21,852,000

(4) 45-Cal-Mortgage Loan Insurance... 4,241,000

(5) 60-Health care Information..... 9,451,000

(6) 80.01-Administration..... 9,374,000

(7) 80.02-Distributed Administration ... –9,149,000

(8) Reimbursements..... –2,943,000

(9) Amount payable from the Hospital Building Fund (Item 4140-001-0121).....–19,815,000

(10) Amount payable from the California Health Data and Planning Fund (Item 4140-001-0143) .....–15,902,000

(11) Amount payable from the Registered Nurse Education Fund (Item 4140-001-0181) ..... –1,222,000

(12) Amount payable from the Federal Trust Fund (Item 4140-001-0890). –285,000

(14) Amount payable from the Health Facilities Construction Loan Insurance Fund (Section 129200, Health and Safety Code) ..... –4,600,000

(15) Amount payable from the Health Professions Education Fund (Section 128355, Health and Safety Code) ..... –1,537,000

4140-001-0121—For support of Office of Statewide Health Planning and Development, for payment to Item 4140-001-0001, payable from the Hospital Building Fund 19,815,000

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Provisions:

1. Notwithstanding any other provision of law, upon request by the Office of Statewide Health Planning and Development, the Department of Finance may augment the amount available for expenditure in this item to pay costs associated with the review of hospital building plans. The augmentation may be effected not sooner than 30 days after notification in writing of the necessity thereof to the chairperson of the committee in each house of the Legislature that considers appropriations 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 determine.

4140-001-0143—For support of Office of Statewide Health Planning and Development, for payment to Item 4140-001-0001, payable from the California Health Data and Planning Fund 15,902,000

4140-001-0181—For support of Office of Statewide Health Planning and Development, for payment to Item 4140-001-0001, payable from the Registered Nurse Education Fund 1,222,000

4140-001-0890—For support of Office of Statewide Health Planning and Development, for payment to Item 4140-001-0001, payable from the Federal Trust Fund 285,000

4140-001-8007—For support of Office of Statewide Health Planning and Development, payable from the Specialty Care Fund 0

Provisions:

1. Notwithstanding any other provision of law, upon request of the Office of Statewide Health Planning and Development, the Department of Finance may authorize expenditures of up to $200,000 in excess of the amount appropriated in this item, if sufficient funds are available in the Specialty Care Fund, to pay costs associated with fundraising activities by a nonprofit organization as specified in Chapter 520, Statutes of 2001, not sooner than 30 days after notification in writing of the necessity therefor to the chairperson of the committee in each house of the Legislature that considers appropriations and the Chairperson of

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the Joint Legislative Budget Committee. The funds appropriated by this provision shall be made available consistent with the amount approved by the Department of Finance based on its review of the proposed contractual agreement for the fundraising activities.

4140-017-0143—For support of Office of Statewide Health Planning and Development, payable from the California Health Data and Planning Fund 99,000

Schedule:

(1) 60-Healthcare Information 99,000

Provisions:

1. The funding appropriated in this item is limited to the amount specified in Control Section 17.00. These funds are to be used in support of compliance activities related to the federal Health Insurance Portability and Accountability Act (HIPAA) of 1996.

4140-101-0001—For local assistance, Office of Statewide Health Planning and Development 3,931,000

Schedule:

(1) 30-Healthcare Workforce 5,331,000

(2) Reimbursements ..... –400,000

(3) Amount payable from the Federal Trust Fund (Item 4140-101-0890) ..... –1,000,000

Provisions:

1. Notwithstanding subdivision (a) of Section 2.00 of this act, or any other provision of law, the funds appropriated in this item for contracts with accredited medical schools or programs that train primary care physicians' assistants or primary care nurse practitioners, as well as contracts with hospitals or other health care delivery systems located in California, that meet the standards of the Health Manpower Policy Commission established pursuant to Article 1 (commencing with Section 128200) of Chapter 4 of Part 3 of Division 107 of the Health and Safety Code, shall continue to be available for the 2004–05, 2005–06, and 2006–07 fiscal years.

4140-101-0890—For local assistance, Office of Statewide Health Planning and Development, for payment to Item 4140-101-0001, payable from the Federal Trust Fund 1,000,000

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4140-111-0236—For local assistance, Office of Statewide Health Planning and Development, payable from the Unallocated Account, Cigarette and Tobacco Products Surtax Fund	*1,047,000*
Schedule:	
(1) 10-Healthcare Quality and Analysis *1,047,000*	
Provisions:	
1. This item shall be reduced by $1,047,000 if legislation that permits the Rural Health Demonstration Project program administered by the Managed Risk Medical Insurance Board (MRMIB) to use Proposition 99 funds to draw down federal matching funds is enacted.	
4170-001-0001—For support of Department of Aging	~~3,892,000~~ *3,969,000*
Schedule:	
(1) 10-Nutrition 2,747,000	
(2) 20-Senior Community Employment Service 495,000	
(3) 30-Supportive Services and Centers 5,309,000	
(4) 40-Special Projects ..... ~~6,058,000~~ *6,135,000*	
(5) 50.01-Administration 7,164,000	
(6) 50.02-Distributed Administration ... –7,164,000	
(7) Reimbursements ..... –3,041,000	
(8) Amount payable from the State HICAP Fund (Item 4170-001-0289) ..... –186,000	
(9) Amount payable from the Federal Trust Fund (Item 4170-001-0890). –7,306,000	
(10) Amount payable from the Federal Citation Penalties Account, Special Deposit Fund (Item 4170-003-0942) ..... –184,000	
Provisions:	
1. It is the intent of the Legislature that reductions made to this item will not be made to staff that provide direct services for the Department of Aging to the public or to staff that administer federal Older Americans Programs pursuant to the Older Americans Act of 1965 (P.L. 89-73, Title III, Sec. 301).	
4170-001-0289—For support of Department of Aging, for payment to Item 4170-001-0001, payable from the State HICAP Fund	186,000

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4170-001-0890—For support of Department of Aging, for payment to Item 4170-001-0001, payable from the Federal Trust Fund	7,306,000
Provisions:	
1. The Department of Finance may authorize the transfer of funds between this item and Item 4170-101-0890 no sooner than 30 days after written notification to the chairpersons of the fiscal committees of each house and the Chairperson of the Joint Legislative Budget Committee, or not sooner than whatever lesser time the Chairperson of the Joint Legislative Budget Committee may determine. The notification shall include: (1) the amount of the proposed transfer; (2) an identification of the purposes for which the funds will be used; (3) documentation that the proposed activities must be carried out in the current year and that no other funds are available for their support; and (4) the impact of any transfer on the level of services.	
4170-003-0942—For support of Department of Aging, for payment to Item 4170-001-0001, payable from the Federal Citation Penalties Account, Special Deposit Fund	184,000
4170-101-0001—For local assistance, Department of Aging	~~31,029,000~~ *31,452,000*
Schedule:	
(1) 10-Nutrition	72,384,000
(2) 20-Senior Community Employment Service	9,149,000
(3) 30-Supportive Services and Centers	69,458,000
(4) 40-Special Projects	~~19,831,000~~ *20,254,000*
(5) Reimbursements	−3,825,000
(6) Amount payable from the State HICAP Fund (Item 4170-101-0289)	−1,418,000
(7) Amount payable from the Federal Trust Fund (Item 4170-101-0890)	−132,402,000
(8) Amount payable from the Federal Citation Penalties Account, Special Deposit Fund (Item 4170-103-0942)	−2,148,000

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Provisions:

1. Notwithstanding Section 26.00 of this act, the Department of Finance, upon notification by the California Department of Aging, may authorize transfers between Program 10—Nutrition and Program 30—Supportive Services and Centers in response to budget revisions submitted by the Area Agencies on Aging.
2. To the extent the United States enacts a minimum wage equal to or greater than that of California, state funding provided in this item for the Senior Community Service Employment Program shall revert to the General Fund.

4170-101-0289—For local assistance, Department of Aging, for payment to Item 4170-101-0001, payable from the State HICAP Fund..... 1,418,000

4170-101-0890—For local assistance, Department of Aging, for payment to Item 4170-101-0001, payable from the Federal Trust Fund 132,402,000

Provisions:

1. Provision 1 of Item 4170-001-0890 is also applicable to this item.
2. Notwithstanding subdivision (d) of Section 28.00 of this act, the Department of Finance, upon notification by the California Department of Aging, may authorize augmentations in this item for budget revisions submitted by Area Agencies on Aging and approved by the Department of Aging for estimated entitlements of per-meal reimbursements from the U.S. Department of Agriculture and for funds allocated to Area Agencies on Aging for federal Title III and Title VII one-time-only allocations.
3. Notwithstanding Section 26.00 of this act, the Department of Finance, upon notification by the Department of Aging, may authorize transfers between Program 10—Nutrition and Program 30—Supportive Services and Centers in response to budget revisions submitted by the Area Agencies on Aging.

4170-103-0942—For local assistance, Department of Aging, for payment to Item 4170-101-0001, payable from the Federal Citation Penalties Account, Special Deposit Fund..... 2,148,000

Provisions:

1. Not withstanding any other provision of law, funds appropriated by this item shall be allocated

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by the Department of Aging to each local ombudsman program in accordance with a formula calculated on the number of beds in licensed skilled nursing home facilities in each program's area of service in proportion to the total number of beds in licensed skilled nursing homes in the state.

4180-001-0983—For support of Commission on Aging, payable from the California Fund for Senior Citizens 263,000

Provisions:

1. Funds appropriated in this item from the California Fund for Senior Citizens shall be allocated by the Commission on Aging for the purposes specified in Section 18723 of the Revenue and Taxation Code.
2. Pursuant to Section 18723 of the Revenue and Taxation Code, the balance of this item as well as the balance of prior year appropriations from the California Fund for Senior Citizens may be carried over and expended in any following fiscal year.
3. Notwithstanding any other provision of law, the Director of Finance may authorize expenditures from the California Fund for Senior Citizens for the Commission on Aging in excess of 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 and the Chairperson of the Joint Legislative Budget Committee.

4180-002-0886—For support of Commission on Aging, payable from the California Seniors Special Fund 62,000

Provisions:

1. Pursuant to Section 18773 of the Revenue and Taxation Code, the balance of this item as well as the balance of prior year appropriations from the California Seniors Special Fund may be carried over and expended in any following fiscal year.
2. Notwithstanding any other provision of law, the Director of Finance may authorize expenditures from the California Seniors Special Fund for the Commission on Aging in excess of 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

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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.		
4180-002-0890—For support of Commission on Aging, payable from the Federal Trust Fund		286,000
4200-001-0001—For support of Department of Alcohol and Drug Programs		5,104,000
Schedule:		
(1) 15-Alcohol and Other Drug Services Program	38,070,000	
(2) 30.01-State Administration	10,918,000	
(3) 30.02-State Administration—Distributed	–10,918,000	
(4) Reimbursements	–4,352,000	
(5) Amount payable from Driving-Under-the-Influence Program Licensing Trust Fund (Item 4200-001-0139)	–1,573,000	
(6) Amount payable from Narcotic Treatment Program Licensing Trust Fund (Item 4200-001-0243)	–1,550,000	
(7) Amount payable from Audit Repayment Trust Fund (Item 4200-001-0816)	–67,000	
(8) Amount payable from the Federal Trust Fund (Item 4200-001-0890)	–22,123,000	
(9) Amount payable from Substance Abuse Treatment Trust Fund (Item 4200-001-3019)	–3,301,000	
4200-001-0139—For support of Department of Alcohol and Drug Programs, for payment to Item 4200-001-0001, payable from the Driving-Under-the-Influence Program Licensing Trust Fund		1,573,000
Provisions:		
1. Notwithstanding any other provision of law, the Director of Finance may authorize expenditures for the Driving-Under-the-Influence Program Licensing Trust Fund in excess of 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 and the Chairperson of the Joint Legislative Budget Committee, or not sooner than whatever		

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lesser time the chairperson of the committee, or his or her designee, may in each instance determine.	
4200-001-0243—For support of Department of Alcohol and Drug Programs, for payment to Item 4200-001-0001, payable from the Narcotic Treatment Program Licensing Trust Fund	1,550,000
Provisions:	
1. Notwithstanding any other provision of law, the Director of Finance may authorize expenditures for the Narcotic Treatment Program Licensing Trust Fund in excess of 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 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.	
4200-001-0816—For support of Department of Alcohol and Drug Programs, for payment to Item 4200-001-0001, payable from the Audit Repayment Trust Fund	67,000
4200-001-0890—For support of Department of Alcohol and Drug Programs, for payment to Item 4200-001-0001, payable from the Federal Trust Fund	22,123,000
Provisions:	
1. Upon order of the Department of Finance, the Controller shall transfer such funds as are necessary between this item and Item 4200-106-0890.	
2. Of the amount appropriated in this item, $2,050,000 is available for information technology projects. These funds may not be expended without the prior approval of the required planning documents for technology projects by both the Department of Information Technology and the Department of Finance.	
4200-001-3019—For support of Department of Alcohol and Drug Programs, for payment to Item 4200-001-0001, payable from the Substance Abuse Treatment Trust Fund	3,301,000
Provisions:	
1. Funds appropriated in this item are in lieu of the amounts that otherwise would have been appropriated for administration pursuant to Section 11999.6 of the Health and Safety Code.	

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2. Notwithstanding any other provision of law, the Department of Finance may authorize a loan from the General Fund to the Substance Abuse Treatment Trust Fund for administrative costs of the State Department of Alcohol and Drug Programs made necessary by the provisions of the Substance Abuse and Crime Prevention Act of 2000. The amounts so transferred are in augmentation of Item 4200-001-3019, as directed by the Department of Finance. The moneys shall be repaid to the General Fund without interest, from the next annual allocation of the Substance Abuse Treatment Trust Fund pursuant to Section 11999.6 of the Health and Safety Code, prior to the distribution of trust funds to the counties and state departments.

4200-017-0001—For support of Department of Alcohol and Drug Programs..... 988,000

Schedule:

(1) 15-Alcohol and Other Drug Services Program..... 1,975,000

(2) Reimbursements..... –987,000

4200-101-0001—For local assistance, Department of Alcohol and Drug Programs 31,143,000

Schedule:

(1) 15-Alcohol and Other Drug Services Program.....283,441,000

(2) Reimbursements.....–13,595,000

(3) Amount payable from the Federal Trust Fund (Item 4200-101-0890) ..... –238,559,000

(4) Amount payable from Resident-Run Housing Revolving Fund (Item 4200-101-0977) ..... –144,000

Provisions:

1. Upon approval by the Director of Finance, the Controller shall transfer such funds as are necessary between this item and Items 4200-001-0001, 4200-102-0001, 4200-103-0001, and 4200-104-0001. In determining which transfers are necessary pursuant to this provision, the director shall assess those programs and operations that have the most critical need. In making this assessment, the director shall consider such factors as caseload requirements, availability of personnel to provide essential services, other funding sources, and relevant information provided by affected state

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agencies. Approval of a transfer and the reasons therefor shall be made in writing and filed with the Chairperson of the Joint Legislative Budget Committee and the chairperson of the committee in each house that considers the appropriations at least 30 days prior to the effective date of the transfer.

2. Upon approval by the Department of Finance, one or more short-term loans not to exceed a cumulative total of $59,745,000 may be made available from the General Fund when there is a delay in the allocation of federal Substance Abuse Prevention and Treatment (SAPT) Block Grant funds to California. The loans shall be repaid, with interest calculated pursuant to subdivision (a) of Section 16314 of the Government Code, upon receipt of the federal SAPT Block Grant.

4200-101-0890—For local assistance, Department of Alcohol and Drug Programs, for payment to Item 4200-101-0001, payable from the Federal Trust Fund..... 238,559,000

Provisions:

1. Upon order of the Department of Finance, the Controller shall transfer funds as necessary between this item and Item 4200-001-0890. In determining which transfers are necessary pursuant to this provision, the director shall assess those programs and operations that have the most critical need. In making this assessment, the director shall consider such factors as caseload requirements, availability of personnel to provide essential services, other funding sources, and relevant information provided by affected state agencies. Approval of a transfer and the reasons therefor shall be made in writing and filed with the Chairperson of the Joint Legislative Budget Committee and the chairperson of the committee in each house that considers the appropriations at least 30 days prior to the effective date of the transfer.

4200-101-0977—For local assistance, Department of Alcohol and Drug Programs, for payment to Item 4200-101-0001, payable from the Resident-Run Housing Revolving Fund..... 144,000

Provisions:

1. To the extent that moneys available in the Resident-Run Housing Revolving Fund are less than the amount appropriated by this item, this appropriation shall be limited to that lesser amount.

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2. Notwithstanding any other provision of law, if revenues and loan repayments to the Resident-Run Housing Revolving Fund are sufficient to create addition allocation workload, the Director of Finance may authorize expenditures for the Department of Alcohol and Drug Programs in excess of 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 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.

4200-102-0001—For local assistance, Department of Alcohol and Drug Programs, for perinatal substance abuse treatment programs (Drug Medi-Cal) 2,181,000

Schedule:

(1) 15-Alcohol and Other Drug Services Program 4,362,000

(2) Reimbursements ..... –2,181,000

Provisions:

1. Upon approval by the Director of Finance, the Controller shall transfer such funds as are necessary between this item and Items 4200-001-0001, 4200-101-0001, 4200-103-0001, and 4200-104-0001. In determining which transfers are necessary pursuant to this provision, the director shall assess those programs and operations that have the most critical need. In making this assessment, the director shall consider such factors as caseload requirements, availability of personnel to provide essential services, other funding sources, and relevant information provided by affected state agencies. Approval of a transfer and the reasons therefor shall be made in writing and filed with the Chairperson of the Joint Legislative Budget Committee and the chairperson of the committee in each house that considers the appropriations at least 30 days prior to the effective date of the transfer.

2. The funds appropriated by this item, exclusive of funds allocated to alcohol and drug-free living programs and transitional living programs, are available to provide funding for the state's share of expenditures for perinatal substance abuse services provided to persons eligible for Medi-Cal.

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3. The funds appropriated in this item are available to provide funding for the state's share of expenditures for substance abuse services provided to persons eligible for Medi-Cal.

4. Notwithstanding subdivision (a) of Section 2.00 and Section 26.00, the Department of Finance may authorize a transfer of expenditure authority between this item and Item 4200-102-0001 so that the funds appropriated in either item may be used to pay the state and federal share of prior fiscal years' allowable Medi-Cal costs that exceed the amount encumbered in prior fiscal years. The Director of Finance shall notify the Legislature within 10 days after authorizing a transfer pursuant to this provision unless prior notification of the transfer has been included in the Medi-Cal estimates submitted pursuant to Section 14100.5 of the Welfare and Institutions Code.

4200-103-0001—For local assistance, Department of Alcohol and Drug Programs, Drug Medi-Cal Services 52,566,000

Schedule:

(1) 15-Alcohol and Other Drug Services Program..... 99,876,000

(2) Reimbursements.....–47,310,000

Provisions:

1. Upon approval by the Director of Finance, the Controller shall transfer such funds as are necessary between this item and Items 4200-001-0001, 4200-101-0001, 4200-102-0001, and 4200-104-0001. In determining which transfers are necessary pursuant to this provision, the director shall assess those programs and operations that have the most critical need. In making this assessment, the director shall consider such factors as caseload requirements, availability of personnel to provide essential services, other funding sources, and relevant information provided by affected state agencies. Approval of a transfer and the reasons therefor shall be made in writing and filed with the Chairperson of the Joint Legislative Budget Committee and the chairperson of the committee in each house that considers the appropriations at least 30 days prior to the effective date of the transfer.

2. The funds appropriated in this item are available to provide funding for the state's share of expen-

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ditures for substance abuse services provided to persons eligible for Medi-Cal.

3. Notwithstanding subdivision (a) of Section 2.00 and Section 26.00, the Department of Finance may authorize a transfer of expenditure authority between this item and Item 4200-102-0001 so that the funds appropriated in either item may be used to pay the state and federal share of prior fiscal years' allowable Medi-Cal costs that exceed the amount encumbered in prior fiscal years. The Director of Finance shall notify the Legislature within 10 days after authorizing a transfer pursuant to this provision unless prior notification of the transfer has been included in the Medi-Cal estimates submitted pursuant to Section 14100.5 of the Welfare and Institutions Code.

4. Notwithstanding any other provision of law, both the federal and nonfederal shares of any money recovered for previously paid drug Medi-Cal program services provided pursuant to Chapter 7 (commencing with Section 14000) of Part 3 of Division 9 of the Welfare and Institutions Code are hereby appropriated and shall be expended as soon as practicable for drug Medi-Cal program services, as defined in the Welfare and Institutions Code.

4200-104-0001—For local assistance, Department of Alcohol and Drug Programs, for perinatal substance abuse treatment programs 23,457,000

Schedule:

(1) 15-Alcohol and Other Drug Services Program..... 40,511,000

(2) Amount payable from the Federal Trust Fund (Item 4200-104-0890) .–17,054,000

Provisions:

1. Upon approval by the Director of Finance, the Controller shall transfer such funds as are necessary between this item and Items 4200-001-0001, 4200-101-0001, 4200-102-0001, and 4200-103-0001. In determining which transfers are necessary pursuant to this provision, the director shall assess those programs and operations that have the most critical need. In making this assessment, the director shall consider such factors as caseload requirements, availability of personnel to provide essential services, other funding sources, and relevant information provided by affected state

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agencies. Approval of a transfer and the reasons therefor shall be made in writing and filed with the Chairperson of the Joint Legislative Budget Committee and the chairperson of the committee in each house that considers the appropriations at least 30 days prior to the effective date of the transfer.	
2. Of the funds appropriated in this item, $6,408,000 shall be used to fund existing residential perinatal treatment programs that were begun through federal Center for Substance Abuse Treatment grants but whose grants have since expired and currently are constituted as Women and Children's Residential Treatment Services. For counties in which there is such a provider, the Department of Alcohol and Drug Programs shall include language in those counties' allocation letters that indicates the amount of the allocation designated for the provider during the fiscal year. Pursuant to Section 11840.1 of the Health and Safety Code, the treatment programs that were established through federal Center for Substance Abuse Treatment grants are not subject to the county 10-percent match. All of the funds allocated for programs shall be passed through those counties directly to the designated nine residential treatment programs in each county, respectively.	
3. Notwithstanding any specified amount in other provisions of this item, any general reduction in this item shall be made proportionately between the Women and Children's Residential Treatment Services and other perinatal programs.	
4200-104-0890—For support of Department of Alcohol and Drug Programs, for payments to Item 4200-104-0001, payable from the Federal Trust Fund	17,054,000
4220-001-0001—For support of Child Development Policy Advisory Committee appointed pursuant to Section 8286 of the Education Code	367,000
Schedule:	
(1) 10-Child Development Policy Advisory Committee 668,000	
(2) Reimbursements..... –301,000	
4260-001-0001—For support of Department of Health Services	~~232,116,000~~ *234,477,000*

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Schedule:	
(1) 10-Public and Environmental Health	~~294,145,000~~ *261,552,000*
(2) 20-Health Care Services	~~527,564,000~~ *532,790,000*
(4) 30.01-Departmental Administration	~~44,523,000~~ *44,754,000*
(5) 30.02-Departmental Administration Distributed	~~–41,104,000~~ *–41,335,000*
(6) Reimbursements	–32,941,000
(7) Amount payable from the Breast Cancer Research Account (Item 4260-001-0007)	–1,581,000
(8) Amount payable from the Breast Cancer Control Account (Item 4260-001-0009)	–7,025,000
(9) Amount payable from the Nuclear Planning Assessment Special Account (Item 4260-001-0029)	–628,000
(10) Amount payable from the Motor Vehicle Account, State Transportation Fund (Item 4260-001-0044)	–1,004,000
(11) Amount payable from the Sale of Tobacco to Minors Control Account (Item 4260-001-0066)	–2,278,000
(12) Amount payable from the Occupational Lead Poisoning Prevention Account (Item 4260-001-0070)	–2,645,000
(13) Amount payable from the Medical Waste Management Fund (Item 4260-001-0074)	–1,062,000
(14) Amount payable from the Radiation Control Fund (Item 4260-001-0075)	–17,768,000
(15) Amount payable from the Tissue Bank License Fund (Item 4260-001-0076)	–166,000
(16) Amount payable from the Childhood Lead Poisoning Prevention Fund (Item 4260-001-0080)	–10,090,000
(17) Amount payable from the Export Document Program Fund (Item 4260-001-0082)	–138,000

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(18) Amount payable from the Clinical Laboratory Improvement Fund (Item 4260-001-0098)	–3,771,000
(19) Amount payable from the Health Statistics Special Fund (Item 4260-001-0099)	–15,945,000
(20) Amount payable from the Wine Safety Fund (Item 4260-001-0116)	–49,000
(21) Amount payable from the Water Device Certification Special Account (Item 4260-001-0129)	–183,000
(22) Amount payable from the Food Safety Fund (Item 4260-001-0177)	–4,076,000
(23) Amount payable from the Environmental Laboratory Improvement Fund (Item 4260-001-0179)	–3,360,000
(25) Amount payable from the Genetic Disease Testing Fund (Item 4260-001-0203)	~~–62,920,000~~ *–64,281,000*
(26) Amount payable from the Health Education Account, Cigarette and Tobacco Products Surtax Fund (Item 4260-001-0231)	–4,820,000
(27) Amount payable from the Research Account, Cigarette and Tobacco Products Surtax Fund (Item 4260-001-0234)	–4,738,000
(28) Amount payable from Unallocated Account, Cigarette and Tobacco Products Surtax Fund (Item 4260-001-0236)	–2,728,000
(29) Amount payable from Drinking Water Operator Certification Special Account (Item 4260-001-0247)	–1,175,000
(30) Amount payable from Nursing Home Administrator's State License Examining Fund (Item 4260-001-0260)	–464,000
(31) Amount payable from the Safe Drinking Water Account (Item 4260-001-0306)	–8,048,000

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(33) Amount payable from the Registered Environmental Health Specialist Fund (Item 4260-001-0335)	–220,000
(34) Amount payable from the Mosquitoborne Disease Surveillance Account (Item 4260-001-0478)	–36,000
~~(34.5) Amount payable from the Cancer Research Fund (Item 4260-001-0589)~~	~~–12,500,000~~
(35) Amount payable from the Drinking Water Treatment and Research Fund (Item 4260-001-0622)	–578,000
(36) Amount payable from the Domestic Violence Training and Education Fund (Item 4260-001-0642)	–751,000
(37) Amount payable from the Emergency Services and Supplemental Payments Fund (Item 4260-001-0693)	–128,000
(38) Amount payable from the California Alzheimer's and Related Disorders Research Fund (Item 4260-001-0823)	–742,000
(39) Amount payable from the Medi-Cal Inpatient Payment Adjustment Fund (Item 4260-001-0834)	–3,155,000
(40) Amount payable from the Federal Trust Fund (Item 4260-001-0890)	~~–381,366,000~~ *–362,777,000*
(41) Amount payable from the Birth Defects Research Fund (Item 4260-001-0919)	–402,000
(42) Amount payable from the Drug and Device Safety Fund (Item 4260-001-3018)	–993,000
(43) Amount payable from the Water Security, Clean Drinking Water, Coastal and Beach Protection Fund of 2002 (Item 4260-001-6031)	–2,105,000
(43.1) Amount payable from the Asthma and Lung Disease Research Fund (Item 4260-001-8003)	–183,000

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(44) Amount payable from the Lupus Foundation of America Fund (Item 4260-001-8006) ..... –250,000

Provisions:

1. Except as otherwise prohibited by law, the department shall promulgate emergency regulations to adjust the public health fees set by regulation to an amount, such that if the new fees were effective throughout the 2003–04 fiscal year, the estimated revenues would be sufficient to offset at least 95 percent of the approved program level intended to be supported by those fees.

   The General Fund fees of the State Department of Health Services (DHS) that are subject to the annual fee adjustment pursuant to subdivision (a) of Section 100425 of the Health and Safety Code shall be increased by 1.51 percent. The special fund fees of DHS that are subject to the annual fee adjustment pursuant to subdivision (a) of Section 100425 of the Health and Safety Code may be increased by 1.51 percent only if the fund condition statements project fund reserves to be less than 10 percent and the revenues projected for the 2002–03 fiscal year are less than the appropriation contained in this act.

2. Effective July 1, 2003, the annual fee for a general acute care hospital, acute psychiatric hospital, special hospital, general acute care rehabilitation hospital and chemical dependency recovery hospital shall be ~~$158.24~~ *$132.01* per bed. Effective July 1, 2003, the annual fee for a skilled nursing facility, intermediate care facility, or intermediate care facility for the developmentally disabled is ~~$228.29~~ *$235.65* per bed.

   The fees of the State Department of Health Services that are subject to the annual fee adjustment pursuant to subdivision (a) of Section 100445 of the Health and Safety Code shall be increased by 0.21 percent, effective July 1, 2003.

   Notwithstanding subdivision (b) of Section 100450 of the Health and Safety Code, departmental fees that are subject to the annual fee adjustment pursuant to subdivision (a) of Section 100450 of the Health and Safety Code shall not be increased for the 2003–04 fiscal year.

3. The Department of Health Services may spend up to $631,000 appropriated in this item to augment

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Lead-Related Construction Program regulatory activities. The amount spent shall be entirely supported by revenue collections above 1999–00 fee receipts.

5. Provision 4 of Item 4260-111-0001 also applies to this item.

6. The Department of Health Services shall limit expenditures in this item to implement the Uniform Anatomical Gift Act (Chapter 819, Statutes of 2000) to the amount of actual fees collected from tissue banks.

7. Of the amount appropriated in this item, up to $2,732,700 shall be available no sooner than 30 days after notification to the Joint Legislative Budget Committee and the Legislature's fiscal committees is provided by the Department of Finance of its review and acceptance of an independent legal evaluation of the proposed contract for the Genetic Disease Branch Screening Information System. The independent legal review shall include, but is not limited to, evaluations of the state's contractual legal protections, the contractor's obligations to comply with the Health Information Portability and Accountability Act (HIPAA), alternatives to reduce contract costs, and the proposed automation solution's compliance to the HIPAA. The independent legal review shall be provided to the Department of General Services, Office of Legal Services.

8. All loans, including accrued interest, made from the General Fund to the Low-Level Radioactive Waste Disposal Fund are deemed uncollectible. The fund is hereby relieved of its obligation of repayment, principal and interest. Repayment was to be made from the fees collected at the Ward Valley low-level radioactive waste disposal facility once operational. The Ward Valley site is no longer available for development of the disposal facility and therefore no fees will be collected.

9. Of the amount appropriated in this item, $5,000,000 shall be made available for the Prostate Cancer Treatment Program, and shall be available for encumbrance through June 30, 2005, and expenditure through December 31, 2006.

10. $7,380,000 of the funds appropriated in this item are intended to pay the General Fund portion of

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annual rents for the Capitol East End Office Complex.	
11. Effective February 1, 2004, the Department of Health Services shall report semiannually in writing on the results of the additional positions established under the 2003 Medi-Cal Anti-Fraud Initiative to the chairperson of the committee in each house that considers appropriations and the Chairperson of the Joint Legislative Budget Committee. The report shall include the results of the error rate study and random claim sampling process, the number of positions filled by division, and, for each of the components of the initiative, the amount of savings and cost avoidance achieved and estimated, the number of providers sanctioned, and the number of claims and beneficiary records reviewed.	
12. It is the intent of the Legislature that any funds expended for the Infant Botulism Program shall be considered state support funds for the purposes of allocating any federal funds associated with bioterrorism and related matters.	
4260-001-0007—For support of Department of Health Services, for payment to Item 4260-001-0001, payable from the Breast Cancer Research Account	1,581,000
4260-001-0009—For support of Department of Health Services, for payment to Item 4260-001-0001, payable from the Breast Cancer Control Account.....	7,025,000
4260-001-0029—For support of Department of Health Services, for payment to Item 4260-001-0001, payable from the Nuclear Planning Assessment Special Account	628,000
4260-001-0044—For support of Department of Health Services, for payment to Item 4260-001-0001, payable from the Motor Vehicle Account, State Transportation Fund.....	1,004,000
4260-001-0066—For support of Department of Health Services, for payment to Item 4260-001-0001, payable from the Sale of Tobacco to Minors Control Account.....	2,278,000
Provisions:	
1. The amount appropriated in this item includes revenues derived from the assessment of fines and penalties imposed as specified in Government Code Section 13332.18.	

Item	Amount
4260-001-0070—For support of Department of Health Services, for payment to Item 4260-001-0001, payable from the Occupational Lead Poisoning Prevention Account	2,645,000
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.	
4260-001-0074—For support of Department of Health Services, for payment to Item 4260-001-0001, payable from the Medical Waste Management Fund	1,062,000
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.	
4260-001-0075—For support of Department of Health Services, for payment to Item 4260-001-0001, payable from the Radiation Control Fund	17,768,000
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.	
4260-001-0076—For support of Department of Health Services, for payment to Item 4260-001-0001, payable from the Tissue Bank License Fund	166,000
4260-001-0080—For support of Department of Health Services, for payment to Item 4260-001-0001, payable from the Childhood Lead Poisoning Prevention Fund	10,090,000
Provisions:	
1. It is the intent of the Legislature that the department prepare a special project report and receive approval of that report from the Department of Finance prior to continued development of the RASSCLE II project.	
4260-001-0082—For support of Department of Health Services, for payment to Item 4260-001-0001, payable from the Export Document Program Fund	138,000
4260-001-0098—For support of Department of Health Services, for payment to Item 4260-001-0001, payable from the Clinical Laboratory Improvement Fund	3,771,000

Item	Amount
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.	
4260-001-0099—For support of Department of Health Services, for payment to Item 4260-001-0001, payable from the Health Statistics Special Fund.....	15,945,000
4260-001-0116—For support of Department of Health Services, for payment to Item 4260-001-0001, payable from the Wine Safety Fund	49,000
4260-001-0129—For support of Department of Health Services, for payment to Item 4260-001-0001, payable from the Water Device Certification Special Account.....	183,000
4260-001-0177—For support of Department of Health Services, for payment to Item 4260-001-0001, payable from the Food Safety Fund.....	4,076,000
4260-001-0179—For support of Department of Health Services, for payment to Item 4260-001-0001, payable from the Environmental Laboratory Improvement Fund.....	3,360,000
4260-001-0203—For support of Department of Health Services, for payment to Item 4260-001-0001, payable from the Genetic Disease Testing Fund.....	~~62,920,000~~ *64,281,000*
Provisions:	
1. The loan provided by Item 4260-011-0001, Budget Act of 2002, to the Genetic Disease Testing Fund shall be repaid with interest calculated at the rate earned by the Pooled Money Investment Account at the time of the transfer. Principal and interest earned on the loan shall be repaid in full no later than June 30, 2009.	
2. On or before July 15, 2003, the Department of Health Services shall provide to the chairpersons of the budget committees in each house of the Legislature and the Chairperson of the Joint Legislative Budget Committee an updated project schedule and cost estimates for the Genetic Disease Branch Screening Information System.	
3. Beginning October 1, 2003, the Department of Health Services shall provide, on a quarterly basis, to the chairpersons of the budget committees	

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in each house of the Legislature and the Chairperson of the Joint Legislative Budget Committee, the following:

(a) Copies of the monthly status and oversight reports submitted to the Department of Finance for the Genetic Disease Branch Screening Information System.

(b) A financial summary of the project, including, but not limited to, expenditures, revenues, and the overall condition of the Genetic Disease Testing Fund.

4. On or before April 1, 2004, the Department of Finance shall provide to the chairpersons of the budget committees in each house of the Legislature and the Chairperson of the Joint Legislative Budget Committee an oversight report on the Department of Health Services' Genetic Disease Branch Screening Information System Project. The report shall include, but is not limited to, an overall project status report identifying the project's accomplishments and remaining activities, an assessment of the project's ability to meet critical deadlines, and actions the administration has taken or proposes to take to address issues identified by the project's independent oversight consultant.

4260-001-0231—For support of Department of Health Services, for payment to Item 4260-001-0001, payable from the Health Education Account, Cigarette and Tobacco Products Surtax Fund 4,820,000

4260-001-0234—For support of Department of Health Services, for payment to Item 4260-001-0001, payable from the Research Account, Cigarette and Tobacco Products Surtax Fund..... 4,738,000

Provisions:

1. Of the funds appropriated in this item, $500,000 shall be available for population-based cancer research and surveillance, and $500,000 shall be available for cancer registry data collection.

4260-001-0236—For support of Department of Health Services, for payment to Item 4260-001-0001, payable from the Unallocated Account, Cigarette and Tobacco Products Surtax Fund..... 2,728,000

4260-001-0247—For support of Department of Health Services, for payment to Item 4260-001-0001, payable from the Drinking Water Operator Certification Special Account..... 1,175,000

Item	Amount
4260-001-0260—For support of Department of Health Services, for payment to Item 4260-001-0001, payable from the Nursing Home Administrator's State License Examining Fund	464,000
4260-001-0306—For support of Department of Health Services, for payment to Item 4260-001-0001, payable from the Safe Drinking Water Account	8,048,000
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.	
4260-001-0335—For support of Department of Health Services, for payment to Item 4260-001-0001, payable from the Registered Environmental Health Specialist Fund	220,000
4260-001-0478—For support of Department of Health Services, for payment to Item 4260-001-0001, payable from the Mosquitoborne Disease Surveillance Account	36,000
~~4260-001-0589—For support of Department of Health Services, for payment to Item 4260-001-0001, payable from the Cancer Research Fund~~	~~12,500,000~~
4260-001-0622—For support of Department of Health Services, for payment to Item 4260-001-0001, payable from the Drinking Water Treatment and Research Fund	578,000
4260-001-0642—For support of Department of Health Services, for payment to Item 4260-001-0001, payable from the Domestic Violence Training and Education Fund	751,000
4260-001-0693—For support of Department of Health Services, for payment to Item 4260-001-0001, payable from the Emergency Services and Supplemental Payments Fund	128,000
Provisions:	
1. To the extent that moneys available in the Emergency Services and Supplemental Payments Fund are less than the amount appropriated in this item, this appropriation shall be limited to that lesser amount.	
2. Notwithstanding any other provision of law, if revenues to the Emergency Services and Supplemental Payments Fund are sufficient to create additional allocation workload, the Director of Finance may authorize expenditures for the Department of Health Services in excess of the	

Item	Amount
amount appropriated 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.	
4260-001-0823—For support of Department of Health Services, for payment to Item 4260-001-0001, payable from the California Alzheimer's and Related Disorders Research Fund	742,000
4260-001-0834—For support of Department of Health Services, for payment to Item 4260-001-0001, payable from the Medi-Cal Inpatient Payment Adjustment Fund	3,155,000
4260-001-0890—For support of Department of Health Services, for payment to Item 4260-001-0001, payable from the Federal Trust Fund	~~381,366,000~~ *362,777,000*
Provisions:	
1. Of the funds appropriated in this item, $54,014,000 shall be available for administration, research, and training projects. Notwithstanding Section 28.00 of this act, the State Department of Health Services shall report under that section any new project over $200,000 or any increase in excess of $400,000 for an identified project.	
2. $5,531,000 of the funds appropriated in this item are intended to pay the federal fund portion of annual rents for the Capitol East End Office Complex.	
3. The Department of Finance may authorize the transfer of amounts between this item and Item 4260-111-0890 to reflect modifications in the use of federal bioterrorism grants. The funds may not be approved sooner than 30 days after notification in writing of the necessity therefor to the chairperson of the committee in each house of the Legislature that considers appropriations and the Chairperson of the Joint Legislative Budget Committee, or no sooner than whatever lesser time the Chairperson of the Joint Legislative Budget Committee, or his or her designee, may in each instance determine.	

Item	Amount
4260-001-0919—For support of Department of Health Services, for payment to Item 4260-001-0001, payable from the Birth Defects Research Fund	402,000
4260-001-3018—For support of Department of Health Services, for payment to Item 4260-001-0001, payable from the Drug and Device Safety Fund.....	993,000
4260-001-6031—For support of Department of Health Services, for payment to Item 4260-001-0001, payable from the Water Security, Clean Drinking Water, Coastal and Beach Protection Fund of 2002	2,105,000
Provisions:	
1. The funds available in this item are intended to provide support costs pursuant to the Water Security, Clean Drinking Water, Coastal and Beach Protection Act of 2002 (Proposition 50), associated with statewide water security improvements and the provision of safe drinking water grants and loans to local water agencies.	
4260-001-8003—For support of Department of Health Services, for payment to Item 4260-001-0001, payable from the Asthma and Lung Disease Research Fund	183,000
Provisions:	
1. The funds appropriated in this item are for allocation to the American Lung Association of California, pursuant to Section 18833 of the Revenue and Taxation Code, for research of specified lung diseases and asthma.	
4260-001-8006—For support of Department of Health Services, for payment to Item 4260-001-0001, payable from the Lupus Foundation of America, California Chapters Fund	250,000
~~4260-002-0001—For transfer by the Controller to the Cancer Research Fund~~	~~6,250,000~~
4260-002-0942—For support of Department of Health Services, payable from the Health Facilities Citation Penalties Account, Special Deposit Fund.....	5,002,000
4260-003-0001—For support of Department of Health Services, for rental payments on lease-revenue bonds (Richmond Laboratory).....	10,318,000
Schedule:	
(1) Base Rental and Fees 10,843,000	
(2) Reimbursements..... –525,000	
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	

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shall be provided on a monthly basis or as otherwise might be needed to ensure debt requirements are met.

4260-003-0044—For support of Department of Health Services, for rental payments on lease-revenue bonds, payable from the Motor Vehicle Account, State Transportation Fund 314,000

Schedule:

(1) Base Rental and Fees 312,000

(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.

4260-003-0080—For support of Department of Health Services, for rental payments on lease-revenue bonds, payable from the Childhood Lead Poisoning Prevention Fund 198,000

Schedule:

(1) Base Rental and Fees 197,000

(2) Insurance 1,000

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.

4260-003-0098—For support of Department of Health Services, for rental payments on lease-revenue bonds, payable from the Clinical Lab Improvement Fund 82,000

Schedule:

(1) Base Rental..... 82,000

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.

Item	Amount
4260-003-0179—For support of Department of Health Services, for rental payments on lease-revenue bonds, payable from the Environmental Laboratory Improvement Fund	4,000
Schedule:	
(1) Base Rental..... 4,000	
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.	
4260-003-0203—For support of Department of Health Services, for rental payments on lease-revenue bonds, payable from the Genetic Disease Testing Fund	2,380,000
Schedule:	
(1) Base Rental and Fees 2,367,000	
(2) Insurance 13,000	
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.	
4260-003-0890—For support of Department of Health Services, for rental payments on lease-revenue bonds, payable from the Federal Trust Fund.....	48,000
Schedule:	
(1) Base Rental..... 48,000	
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.	
4260-003-0942—For support of Department of Health Services, payable from the Federal Citation Penalties Account, Special Deposit Fund	932,000
4260-004-0942—For support of Department of Health Services, payable from the Local Education Agency Medi-Cal Recovery Account, Special Deposit Fund	1,500,000

Item	Amount
4260-007-0890—For support of Department of Health Services, payable from the Federal Trust Fund	18,859,000
Provisions:	
1. Notwithstanding Section 28.00 of this act, adjustments may be made to align the federal funds for legislative actions and other technical adjustments affecting the recipient department's appropriation authority.	
4260-010-0942—For transfer by the Controller from the Special Deposit Fund to the General Fund	(4,700,000)
Provisions:	
1. The Controller shall transfer to the General Fund the unencumbered funds as of June 30, 2003, of Special Deposit Fund number 0942-14 to the General Fund and terminate the 0942-14 account.	
4260-010-3020—For transfer by the Controller, from the Tobacco Settlement Fund, to the General Fund.....	(6,000,000)
4260-011-0001—For transfer by the Controller to the Genetic Disease Testing Fund	*(5,300,000)*
Provisions:	
1. The amount transferred by this item is a loan to the Genetic Disease Testing Fund. This loan shall be repaid with interest calculated at the rate earned by the Pooled Money Investment Account at the time of transfer. Principal and interest earned on the loan shall be repaid in full no later than June 30, 2009.	
4260-011-0622—For transfer by the Controller, upon order of the Director of Finance, from the Drinking Water Treatment and Fund, to the General Fund.....	(1,000,000)
4260-011-0942—For support of Department of Health Services for the Gynecological Cancer Information Program, payable from the Nine West Settlement Special Deposit Fund.....	192,000
4260-012-0099—For transfer by the Controller, upon order of the Director of Finance, from the Health Statistics Special Fund, to the General Fund	(1,000,000)
4260-017-0001—For support of the Department of Health Services, for implementation of the Health Insurance Portability and Accountability Act	6,925,000
Schedule:	
(1) 10-Public and Environmental Health..... 440,000	
(2) 20-Health Care Services 22,690,000	
(3) Amount payable from the Genetic Disease Testing Fund (Item 4260-017-0203) ..... –2,183,000	

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(4) Amount payable from Federal Trust Fund (Item 4260-017-0890).....–14,022,000

Provisions:

1. The funding appropriated in this item is limited to the amount specified in Control Section 17.00. These funds are to be used in support of compliance activities related to the federal Health Insurance Portability and Accountability Act (HIPAA) of 1996.

4260-017-0203—For support of Department of Health Services, for payment to Item 4260-017-0001, payable from the Genetic Disease Testing Fund, for implementation of the Health Insurance Portability and Accountability Act 2,183,000

Provisions:

1. The funding appropriated in this item is limited to the amount specified in Control Section 17.00. These funds are to be used in support of compliance activities related to the federal Health Insurance Portability and Accountability Act (HIPAA) of 1996.

4260-017-0890—For support of Department of Health Services, for payment to Item 4260-017-0001, payable from the Federal Trust Fund, for implementation of the Health Insurance Portability and Accountability Act 14,022,000

Provisions:

1. The funding appropriated in this item is limited to the amount specified in Control Section 17.00. These funds are to be used in support of compliance activities related to the federal Health Insurance Portability and Accountability Act (HIPAA) of 1996.

4260-101-0001—For local assistance, Department of Health Services, Medical Assistance Program, payable from the Health Care Deposit Fund (912) after transfer from the General Fund ..... ~~10,485,321,000~~ *10,561,034,000*

Schedule:

(1) 20.10.010-Eligibility (County Administration)..... ~~1,965,849,000~~ *1,970,049,000*

(2) 20.10.020-Fiscal Intermediary Management .....~~240,987,000~~ *243,349,000*

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(3) 20.10.030-Benefits (Medical Care and Services)..... ~~24,776,485,000~~ *24,926,483,000*

(4) Reimbursements..... –1,049,000

(5) Amount payable from the Federal Trust Fund (Item 4260-101-0890)..... ~~–16,485,601,000~~ *–16,566,448,000*

(7) Amount payable from Federal Trust Fund (Item 4260-103-0890).....–11,350,000

Provisions:

1. The aggregate principal amount of disproportionate share hospital general obligation debt that may be issued in the 2003–04 fiscal year pursuant to subparagraph (A) of paragraph (2) of subdivision (f) of Section 14085.5 of the Welfare and Institutions Code shall be $0.
2. Notwithstanding any other provision of law, both the federal and nonfederal shares of any money recovered for previously paid health care services, provided pursuant to Chapter 7 (commencing with Section 14000) of Part 3 of Division 9 of the Welfare and Institutions Code, are hereby appropriated and shall be expended as soon as practicable for medical care and services as defined in the Welfare and Institutions Code.
3. Notwithstanding any other provision of law, accounts receivable for recoveries as described in Provision 2 above shall have no effect upon the positive balance of the General Fund or the Health Care Deposit Fund. Notwithstanding any other provision of law, money recovered as described in this item that is required to be transferred from the Health Care Deposit Fund to the General Fund shall be credited by the Controller to the General Fund without regard to the appropriation from which it was drawn.
4. Without regard to fiscal year, the General Fund shall make one or more loans available not to exceed a cumulative total of $45,000,000 to be transferred as needed to the Health Care Deposit Fund to meet cash needs. The loans are subject to the repayment provisions of Section 16351 of the Government Code. Any additional loan requirement in excess of $45,000,000 shall be processed in the manner prescribed by Section 16351 of the Government Code.

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5. Notwithstanding any other provision of law, the Director of Health Services may give public notice relative to proposing or amending any rule or regulation that could result in increased costs in the Medi-Cal program only after approval by the Department of Finance; and any rule or regulation adopted by the Director of Health Services and any communication that revises the Medi-Cal program shall be effective only from and after the date upon which it is approved by the Department of Finance.

6. Of the funds appropriated in this item, up to $50,000 may be allocated for attorneys' fees awarded pursuant to state or federal law without prior notification to the Legislature. Individual settlements authorized under this language shall not exceed $5,000. The semiannual estimates of Medi-Cal expenditures due to the Legislature in January and May shall reflect attorney fees paid 15 or more days prior to the transmittal of the estimate.

7. Change orders to the medical or the dental fiscal intermediary contract for amounts exceeding a total cost of $250,000 shall be approved by the Director of Finance not sooner than 30 days after written notification of the change order is provided to the chairpersons of the fiscal and policy committees in each house and to the Chairperson of the Joint Legislative Budget Committee or not sooner than such lesser time as the Chairperson of the Joint Legislative Budget Committee, or his or her designee, may designate. If there are changes or potential changes in federal funding, the Department of Finance shall provide timely written notification of the changes to the chairperson of the fiscal committee in each house and the Chairperson of the Joint Legislative Budget Committee. The semiannual estimates of Medi-Cal expenditures due to the Legislature in January and May may constitute the notification required by this provision.

8. Recoveries of advances made to counties in prior years pursuant to Section 14153 of the Welfare and Institutions Code are reappropriated to the Health Care Deposit Fund for reimbursement of those counties where allowable costs exceeded the amounts advanced. Recoveries in excess of

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the amounts required to fully reimburse allowable costs shall be transferred to the General Fund. When a projected deficiency exists in the Medical Assistance Program, these funds, subject to notification to the Chairperson of the Joint Legislative Budget Committee, are appropriated and shall be expended as soon as practicable for the state's share of payments for medical care and services, county administration, and fiscal intermediary services.

9. The Department of Finance may transfer funds representing all or any portion of any estimated savings that are a result of improvements in the Medi-Cal claims processing procedures from the Medi-Cal services budget or the support budget of the State Department of Health Services (Item 4260-001-0001) to the fiscal intermediary budget item for purposes of making improvements to the Medi-Cal claims system.

10. Notwithstanding subdivision (a) of Section 2.00 and Section 26.00 of this act, the Department of Finance may authorize transfer of expenditure authority between Schedule (1), (2), (3) and Schedule (4). Schedule (4) may be used for the liquidation of prior years' excess obligations of Item 4260-101-0001.

The Director of Finance shall notify the Legislature within 10 days of authorizing such a transfer unless prior notification of the transfer has been included in the Medi-Cal estimates submitted pursuant to Section 14100.5 of the Welfare and Institutions Code.

11. To ensure the successful and timely completion of the programming of the Statewide Automated Welfare System Los Angeles Eligibility, Automated Determination, Evaluation and Reporting (LEADER) Consortium system to implement the Medi-Cal Section 1931(b) eligibility program category, the Continuous Eligibility for Children program category, and Medi-Cal Mail-In Applications, Los Angeles County shall ensure completion of the following within the timeframe specified for each:

(a) Successful completion of Contract Amendment Number Six, Group 1 Design Specifications: Two months from enactment of the Budget Act of 2003.

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(b) Successful completion of Contract Amendment Number Six, Group 1 Code/Unit Testing: Four months from enactment of the Budget Act of 2003.

(c) Successful completion of Contract Amendment Number Six, Group 1 System and Regression Testing: Five months from enactment of the Budget Act of 2003.

(d) Successful completion of Contract Amendment Number Six, Group 2 Design Specifications: Five months from enactment of the Budget Act of 2003.

(e) Successful completion of Contract Amendment Number Six, Group 2 Code/Unit Testing: Nine months from enactment of the Budget Act of 2003.

(f) Successful completion of Contract Amendment Number Six, Group 2 System and Regression Testing: Twelve months from enactment of the Budget Act of 2003.

The Department of Health Services shall conduct regular review meetings with Los Angeles County regarding the progress of the required LEADER programming. If the department determines that any of the required steps described above are delayed by more than 90 days from the above schedule, the department shall notify the chairperson of the committee in each house that considers appropriations, the Chairperson of the Joint Legislative Budget Committee, and the Los Angeles County Board of Supervisors to request that prompt and effective corrective action is taken. Before issuing such notice, the department shall inform the Director of the Los Angeles County Department of Public Social Services and attempt to implement an immediate resolution.

4260-101-0693—Notwithstanding any other provision of law, moneys available in the Emergency Services and Supplemental Payments Fund, after the appropriation made by Item 4260-001-0693 of this act, are appropriated to the Department of Health Services for expenditure for local assistance for the purposes specified in Section 14085.6 of the Welfare and Institutions Code.

Item	Amount
4260-101-0890—For local assistance, Department of Health Services, for payment to Item 4260-101-0001, payable from the Federal Trust Fund.....	~~16,485,601,000~~ *16,566,448,000*
Provisions:	
1. Any of the provisions in Item 4260-101-0001 that are relevant to this item also apply to this item.	
4260-102-0001—For local assistance, Department of Health Services, Program 20.10.030-Benefits (Medical Care and Services), for supplemental reimbursement for debt service pursuant to Section 14085.5 of the Welfare and Institutions Code.....	53,598,000
4260-102-0890—For local assistance, Department of Health Services, Program 20.10.030—Benefits (Medical Care and Services), payable from Federal Trust Fund, for supplemental reimbursement for debt service pursuant to Section 14085.5 of the Welfare and Institutions Code.....	53,598,000
4260-103-0890—For local assistance, for refugee services, Department of Health Services, for payment to Item 4260-101-0001, payable from the Federal Trust Fund	11,350,000
Provisions:	
1. Any of the provisions in Item 4260-101-0001 that are relevant to this item also apply to this item.	
4260-111-0001—For local assistance, Department of Health Services.....	435,037,000
Schedule:	
(1) 10.10.010-Vital Records Improvement Project 300,000	
(2) 10.20.010-Environmental Management..... 25,985,000	
(3) 10.20.040-Drinking Water..... ~~93,654,000~~ *98,454,000*	
(4) 10.30.030-Childhood Lead Poisoning Prevention 11,000,000	
(5) 10.30.040-Chronic Diseases.....113,817,000	
(6) 10.30.050-Communicable Disease Control 61,211,000	
(7) 10.30.060-AIDS 310,400,000	
(8) 20.40-Primary Care and Family Health 1,610,535,000	
(10) Reimbursements..... −102,516,000	
(11) Amount payable from the Breast Cancer Control Account (Item 4260-111-0009)..... −7,091,000	

Item	Amount
(13) Amount payable from the Childhood Lead Poisoning Prevention Fund (Item 4260-111-0080)	–14,500,000
(14) Amount payable from the Health Statistics Special Fund (Item 4260-111-0099)	–510,000
(14.5) Amount payable from the California Health Data and Planning Fund (Item 4260-111-0143)	–200,000
(15) Amount payable from the Health Education Account, Cigarette and Tobacco Products Surtax Fund (Item 4260-111-0231)	–57,319,000
(15.2) Amount payable from the Hospital Services Account, Cigarette and Tobacco Products Surtax Fund (Item 4260-111-0232)	–33,462,000
(15.4) Amount payable from the Physicians Services Account, Cigarette and Tobacco Products Surtax Fund (Item 4260-111-0233)	–2,213,000
(16) Amount payable from the Unallocated Account, Cigarette and Tobacco Products Surtax Fund (Item 4260-111-0236)	–40,717,000
(17) Amount payable from the Child Health and Safety Fund (Item 4260-111-0279)	–491,000
(18) Amount payable from the Drinking Water Treatment and Research Fund (Item 4260-111-0622)	–4,374,000
(19) Amount payable from the Domestic Violence Training and Education Fund (Item 4260-111-0642)	–1,050,000
(20) Amount payable from the Federal Trust Fund (Item 4260-111-0890)	–1,175,804,000
(21) Amount payable from WIC Manufacturer Rebate Fund (Item 4260-111-3023)	–262,401,000
(22) Amount payable from the Water Security, Clean Drinking Water, Coastal, and Beach Protection Act of 2002 Fund (Item 4260-111-6031)	~~–89,217,000~~ *–94,017,000*

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Provisions:

1. Program 10.30.060-AIDS:
The Office of AIDS in the State Department of Health Services, in allocating and processing contracts and grants, shall comply with the same requirements that are established for contracts and grants for other public health programs. The contracts or grants administered by the Office of AIDS shall be exempt from the Public Contract Code and shall be exempt from approval by the Department of Finance and the Department of General Services prior to their execution.
2. Program 20.40-Primary Care and Family Health:
Counties may retain 50 percent of total enrollment and assessment fees that are collected by the counties for the CCS program. Fifty percent of the enrollment and assessment fee for each county shall be offset from the state's match for that county.
3. Nonfederal funds appropriated in this item and Item 4260-001-0001 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.
4. Using $20,000,000 in available one-time federal funds (reimbursements from the Department of Social Services), the funds appropriated in Schedule (5) of Item 4260-001-0001 ($988,000) and Schedule (10) of Item 4260-111-0001 ($19,012,000) are for expenditure in the 2003–04 fiscal year to continue the Community Challenge Grant Program.
5. It is the intent of the Legislature that counties should provide consideration to existing health care systems to continue funding for seasonal agricultural and migratory farm-worker clinic programs that had contracts with the state before State-Local Realignment. These clinics provide important public health safety net programs to rural and migratory clients who lack the transportation and other resources to seek and receive health care in larger cities and communities.

Item	Amount
6. Of the amount appropriated in this item for the HIV Therapeutic Monitoring Program, up to $7,000,000 may be transferred by the department to the AIDS Drug Assistance Program for expenditure.	
4260-111-0009—For local assistance, Department of Health Services, for payment to Item 4260-111-0001, payable from the Breast Cancer Control Account	7,091,000
4260-111-0080—For local assistance, Department of Health Services, for payment to Item 4260-111-0001, payable from the Childhood Lead Poisoning Prevention Fund	14,500,000
4260-111-0099—For local assistance, Department of Health Services, for payment to Item 4260-111-0001, payable from the Health Statistics Special Fund	510,000
4260-111-0143—For local assistance, Department of Health Services, for payment to Item 4260-111-0001, payable from the California Health Data and Planning Fund	200,000
4260-111-0231—For local assistance, Department of Health Services, for payment to Item 4260-111-0001, payable from the Health Education Account, Cigarette and Tobacco Products Surtax Fund	57,319,000
4260-111-0232—For local assistance, Department of Health Services, for payment to Item 4260-111-0001, payable from the Hospital Services Account, Cigarette and Tobacco Product Surtax Fund	33,462,000
4260-111-0233—For local assistance, Department of Health Services, for payment to Item 4260-111-0001, payable from the Physician Services Account, Cigarette and Tobacco Products Surtax Fund	2,213,000
4260-111-0236—For local assistance, Department of Health Services, for payment to Item 4260-111-0001, payable from the Unallocated Account, Cigarette and Tobacco Products Surtax Fund	40,717,000
4260-111-0279—For local assistance, Department of Health Services, for payment to Item 4260-111-0001, payable from the Child Health and Safety Fund	491,000
4260-111-0622—For local assistance, Department of Health Services, for payment to Item 4260-111-0001, payable from the Drinking Water Treatment and Research Fund	4,374,000

Item	Amount
4260-111-0642—For local assistance, Department of Health Services, for payment to Item 4260-111-0001, payable from the Domestic Violence Training and Education Fund	1,050,000
4260-111-0890—For local assistance, Department of Health Services, for payment to Item 4260-111-0001, payable from the Federal Trust Fund	1,175,804,000
Provisions:	
1. Of the funds appropriated in this item, $57,207,000 shall be available for administration, research, and training projects. Notwithstanding the provisions of Section 28.00 of this act, the State Department of Health Services shall report under that section any new project over $200,000 or any increase in excess of $400,000 for an identified project.	
4260-111-3023—For local assistance, State Department of Health Services, for payment to Item 4260-111-0001, payable from the WIC Manufacturer Rebate Fund	262,401,000
4260-111-6031—For local assistance, Department of Health Services, for payment to Item 4260-111-0001, payable from the Water Security, Clean Drinking Water, Coastal, and Beach Protection Fund of 2002	~~89,217,000~~ *94,017,000*
4260-113-0001—For local assistance, Department of Health Services, for the Healthy Families Program (Medi-Cal)	27,969,000
Schedule:	
(1) 20.10.010-Eligibility (County Administration) 4,123,000	
(2) 20.10.020-Fiscal Intermediary Management 113,000	
(3) 20.10.030-Benefits (Medical Care and Services) 89,421,000	
(4) Amount payable from the Federal Trust Fund (Item 4260-113-0890) ..... –65,688,000	
Provisions:	
1. Notwithstanding subdivision (a) of Section 2.00 and Section 26.00 of this act, the Department of Finance may authorize transfer of expenditure authority between Schedule (1), (2), and (3). Schedule (4) may be used for the liquidation of prior years' excess obligations of Item 4260-113-0001.	

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The Director of Finance shall notify the Legislature within 10 days of authorizing such a transfer unless prior notification of the transfer has been included in the Medi-Cal estimates submitted pursuant to Section 14100.5 of the Welfare and Institutions Code.

4260-113-0890—For local assistance, Department of Health Services, for payment to Item 4260-113-0001, payable from the Federal Trust Fund 65,688,000

4260-115-0890—For transfer by the Controller from the Federal Trust Fund to the Safe Drinking Water State Revolving Loan Fund 125,461,000

4260-115-6031—For transfer by the Controller from the Water Security, Clean Drinking Water, Coastal and Beach Protection Fund of 2002 to the Safe Drinking Water State Revolving Loan Fund..... 21,000,000

4260-116-0890—For transfer by the Controller to various federal funds ..... (12,128,000)

Provisions:

1. Pursuant to Chapter 734, Statutes of 1997, the Department of Health Services may transfer funds appropriated in this item to the Administrative Account of the Safe Drinking Water State Revolving Fund (0625), Water System Reliability Account of the Safe Drinking Water State Revolving Fund (0626), Source Protection Account of the Safe Drinking Water State Revolving Fund (0627), Small System Technical Assistance Account of the Safe Drinking Water State Revolving Fund (0628), and Safe Drinking Water State Revolving Fund (0629) for the purpose of administering the California Safe Drinking Water Act. In addition, the Department of Health Services may transfer funds between the above-mentioned funds.
2. Upon notification to the Department of Finance, the Department of Health Services may increase the amount appropriated in this item for transfer to the funds cited in Provision 1.

4260-117-0001—For local assistance, Department of Health Services, for implementation of the Health Insurance Portability and Accountability Act 7,483,000

Schedule:

(1) 20.10.010-Eligibility (County Administration) 3,218,000

(2) 20.10.020-Fiscal Intermediary Management 37,878,000

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(4) Amount payable from the Federal Trust Fund (Item 4260-117-0890) –33,613,000

Provisions:

1. The funding appropriated in this item is limited to the amount specified in Section 17.00 of this act. These funds are to be used in support of compliance activities related to the federal Health Insurance Portability and Accountability Act (HIPAA) of 1996.

4260-117-0890—For local assistance, Department of Health Services, for payment to Item 4260-117-0001, payable from the Federal Trust Fund, for implementation of the Health Insurance Portability and Accountability Act 33,613,000

Provisions:

1. The funding appropriated in this item is limited to the amount specified in Control Section 17.00. These funds are to be used in support of compliance activities related to the federal Health Insurance Portability and Accountability Act (HIPAA) of 1996.

4260-295-0001—For local assistance, Department of Health Services, 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 7,000

Schedule:

(1) 98.01.026.891-SIDS Contacts by Local Health Officers (Ch. 268, Stats. 1991) 0

(2) 98.01.045.374-SIDS Notices (Ch. 453, Stats. 1974)..... 0

(3) 98.01.091.692-Pacific Beach Safety (Ch. 916, Stats. 1992) 1,000

(4) 98.01.095.589-SIDS Autopsies (Ch. 955, Stats. 1989) 1,000

(5) 98.01.108.888-AIDS Search Warrants (Ch. 1088, Stats. 1988)..... 1,000

(6) 98.01.116.381-Medi-Cal Beneficiary Death Notices (Ch. 102, Stats. 1981 and Ch. 1163, Stats. 1981)..... 1,000

Item	Amount
(7) 98.01.159.788-Inmates AIDS Testing (Ch. 1597, Stats. 1988)	1,000
(8) 98.01.160.390-Perinatal services for alcohol/drug exposed infants (Ch. 1603, Stats. 1990)	1,000
(9) 98.01.111.189-SIDS Training for Firefighters (Ch. 1111, Stats. 1989)	1,000

Provisions:

1. Except as provided in Provision 2 of this item, allocations of funds provided in this item to the appropriate local entities shall be made by the State 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. If any of the scheduled amounts are insufficient to provide full reimbursement of costs, the State 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 chairperson of the committee in each house that considers appropriations and the Chairperson of the Joint Legislative Budget Committee or his or her designee.
3. *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 2003–04 fiscal year:*
   (1) SIDS Contacts by Local Health Officers (Ch. 268, Stats. 1991)
   (2) SIDS Notices (Ch. 453, Stats. 1974)

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4260-401—Approximately $3.4 million General Fund has been loaned to the Department of Health Services (DHS), Botulism Treatment and Prevention Fund, pursuant to Health and Safety Code, Section 123707 to support the development of the Botulism Immunoglobin (BIG) vaccine. This loan was to be fully repaid once BIG was approved and licensed by the U.S. Food and Drug Administration. Licensure has not been secured and is no longer being pursued by the DHS. In recognition of the loss to the General Fund, a reduction of $500,000 has been made in Item 4260-001-0001, Program 10, Public and Environmental Health. These funds will be restored after the debt to the General Fund has been satisfied.

4260-490—Reappropriation, Department of Health Services. Notwithstanding any other provision of law, the balance of the funds for the appropriations provided in the following citations are reappropriated for expenditure pursuant to the following provisions and are available for expenditure until June 30, 2004:

0001—General Fund

(1) Item 4260-101-0001, Budget Act of 2002 (Ch. 379, Stats. 2002)

0080—Childhood Lead Poisoning Prevention Fund

(1) Item 4260-001-0080, Budget Act of 2002 (Ch. 379, Stats. 2002). The amount of $1,043,000 is reappropriated for the Response and Surveillance System for Childhood Lead Poisoning.

0890—Federal Trust Fund

(1) Item 4260-101-0890, Budget Act of 2002 (Ch. 379, Stats. 2002)

Provisions:

1. It is the intent of this item to continue funding approved activities for the automation projects that, due to schedule changes, result in unexpended appropriations one year and the need for additional funding in the following year. Therefore, notwithstanding any other provision of law, the balance of the appropriations for these automation projects may, upon approval of the Department of Finance, be reappropriated for transfer to and in augmentation of the corresponding items in this act. The funds reappropriated by this provision shall be made available consistent with the amount approved by the Department of Finance based on an approved special project report or equivalent

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document not sooner than 30 days after providing notification in writing to the chairperson of the fiscal committee of each house of the Legislature and the Chairperson of the Joint Legislative Budget Committee.

4260-491—Reappropriation, Department of Health Services. 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, provided for in those appropriations, and shall be available for expenditure until June 30, 2004, as specified.

0001—General Fund

(1) Item 4260-001-0001, Budget Act of 2000, (Ch. 52, Stats. 2000) Schedule (1) 10—Public and Environmental Health. The balance of the $250,000 for the interagency agreement or contract for the planning and development of a scientific protocol for the study of the effect of diet on the disease management of multiple sclerosis is reappropriated for the program in the 2003–04 fiscal year, subject to the limitations provided in the appropriation.

0203—Genetic Disease Testing Fund

(1) The balance of the $2,617,000 appropriation for genetic testing by use of tandem mass Spectography as authorized in Chapter 803, Statutes of 2000, is reappropriated for the program in the 2003–04 fiscal year, subject to the limitations provided in the appropriation.

0589—Cancer Research Fund

(1) Item 4260-001-0589, Budget Act of 2002 (Ch. 379, Stats. 2002). Funds appropriated in this item for the Cancer Research Program are made available for the 2003–04 fiscal year, subject to the provisions for the appropriation, and shall be continuously appropriated without regard to fiscal year until such time that each project currently funded has fulfilled their contractual obligation with the Department of Health Services.

3020—Tobacco Settlement Fund

(1) Item 4260-001-3020, Budget Act of 2001 (Ch. 106, Stats. 2001). Notwithstanding any other provision of law, the balance as of June 30, 2003,

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for the Prostate Cancer Treatment Program is reappropriated and is available for expenditure through June 30, 2004.

(2) Item 4260-001-3020, Budget Act of 2002 (Ch. 379, Stats. 2002). The balance of the $10,000,000 for the Prostate Cancer Treatment Program is reappropriated for the program in the 2003–04 fiscal year, subject to the limitations provided in the appropriation and is available for expenditure through June 30, 2004.

4260-492—Reappropriation, Department of Health Services. The balance of the appropriation provided in the following citation is reappropriated for the purposes and subject to the limitations, unless otherwise specified, provided for in that appropriation:

0660—Public Buildings Construction Fund

Item 4260-301-0660, Budget Act of 1998 (Ch. 324, Stats. 1998)

(1) 94.60.040-Phase II Replacement Laboratory Facilities, Richmond—Construction

4260-495—Reversion, Department of Health Services. As of June 30, 2003, the sum of $6,000,000 from the appropriation provided in the following citation shall revert to the General Fund:

3020—Tobacco Settlement Fund

(1) Item 4260-111-3020, Budget Act of 2002 (Ch. 379, Stats. 2002).

4270-001-0001—For support, California Medical Assistance Commission 1,132,000

Schedule:

(1) 10-California Medical Assistance Commission..... 2,446,000

(2) Reimbursements..... –1,223,000

(3) Amount payable from Emergency Services and Supplemental Payments Fund (Item 4270-001-0693)..... –91,000

4270-001-0693—For support, California Medical Assistance Commission, for payment to Item 4270-001-0001, payable from the Emergency Services and Supplemental Payments Fund..... 91,000

Provisions:

1. To the extent that moneys available in the Emergency Services and Supplemental Payments Fund are less than the amount appropriated in this item, this appropriation shall be limited to that lesser amount.

Item		Amount
2. Notwithstanding any other provision of law, if revenues to the Emergency Services and Supplemental Payments Fund are sufficient to create additional allocation workload, the Director of Finance may authorize expenditures for the California Medical Assistance Commission in excess of 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 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.		
4280-001-0001—For support of Managed Risk Medical Insurance Board		1,705,000
Schedule:		
(1) 10-Major Risk Medical Insurance Program	938,000	
(2) 20-Access for Infants and Mothers Program	991,000	
(3) 40-Healthy Families Program	5,263,000	
(3.5) 50-Children's Health Initiative Matching Fund Program	280,000	
(4) Reimbursements	–149,000	
(5) Amount payable from Perinatal Insurance Fund (Item 4280-001-0309)	–991,000	
(6) Amount payable from Major Risk Medical Insurance Fund (Item 4280-001-0313)	–938,000	
(7) Amount payable from Federal Trust Fund (Item 4280-001-0890)	–3,409,000	
(8) Amount payable from Federal Trust Fund (Item 4280-003-0890)	–182,000	
(9) Amount payable from Children's Health Initiative Matching Fund (Item 4280-003-3055)	–98,000	
Provisions:		
1. Upon order of the Director of Finance, the State Controller shall transfer such funds as are necessary between this item and Item 4280-103-0890 or Item 4280-103-3055 in order to effectively administer the County Health Initiative Matching Fund program.		
2. To provide for the effective use of federal State Children's Health Insurance Program funds in the		

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County Health Initiative Matching Fund program, notwithstanding Sections 27.00 and 28.00 of this act, this item may be reduced or increased by the Department of Finance not sooner than 30 days after notification in writing of the ~~necessary~~ *necessity* therefor to the chairperson of the committee in each house that considers appropriations and the Chairperson of the Joint Legislative Budget Committee, or such lesser time as the chairperson of the committee, or his or her designee, ~~May~~ *may* in each instance determine. This provision shall not apply to any General Fund increases or reductions.

4280-001-0309—For support of Managed Risk Medical Insurance Board, for payment to Item 4280-001-0001, payable from the Perinatal Insurance Fund.... 991,000

Provisions:

1. Provision 1 of Item 4280-001-0313 also applies to this item.

4280-001-0313—For support of Managed Risk Medical Insurance Board, for payment to Item 4280-001-0001, payable from the Major Risk Medical Insurance Fund 938,000

Provisions:

1. Notwithstanding any other provision of law, the Director of Finance may authorize expenditures for the Managed Risk Medical Insurance Board in excess of 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 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.

4280-001-0890—For support of Managed Risk Medical Insurance Board, for payment to Item 4280-001-0001, payable from Federal Trust Fund, for Healthy Families Program 3,409,000

4280-003-0890—For support of Managed Risk Medical Insurance Board, for payment to Item 4280-001-0001, payable from Federal Trust Fund, for Children's Health Initiative Matching Fund Program..... 182,000

Provisions:

1. Provisions 1 and 2 of Item 4280-001-0001 also apply to this item.

Item	Amount
4280-003-3055—For support of Managed Risk Medical Insurance Board, for payment of Item 4280-001-0001, payable from Children's Health Initiative Matching Fund, for Children's Health Initiative Matching Fund Program	98,000
Provisions:	
1. Provisions 1 and 2 of Item 4280-001-0001 also apply to this item.	
4280-101-0001—For local assistance, Managed Risk Medical Insurance Board, for the Healthy Families Program	~~105,886,000~~ *279,333,000*
Schedule:	
(1) 20-Access for Infants and Mothers Program..... 22,006,000	
(2) 40-Healthy Families Program 738,367,000	
(2.5) Reimbursements ..... –950,000	
(3) Amount payable from the Federal Trust Fund (Item 4280-101-0890) ..... –480,090,000	
~~(4) Amount payable from the Tobacco Settlement Fund (Item 4280-101-3020) ..... –173,447,000~~	
Provisions:	
1. Upon order of the Director of Finance, the State Controller shall transfer such funds as are necessary between this item and Item 4280-102-0001 in order to effectively administer the Healthy Families Program.	
4280-101-0890—For local assistance, Managed Risk Medical Insurance Board, for payment to Item 4280-101-0001, payable from the Federal Trust Fund, for the Healthy Families Program	480,090,000
Provisions:	
1. Upon order of the Director of Finance, the State Controller shall transfer such funds, as are necessary between this item and Item 4280-102-0890 in order to effectively administer the Healthy Families Program.	
~~4280-101-3020—For local assistance, Managed Risk Medical Insurance Board, for payment to Item 4280-101-0001, payable from the Tobacco Settlement Fund, for the Healthy Families Program.....~~	~~173,447,000~~
4280-102-0001—For local assistance, Managed Risk Medical Insurance Board, for the Healthy Families Program administrative contracts.....	22,713,000

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Schedule:

(1) 40-Healthy Families Program 58,822,000

(2) Reimbursements ..... –7,658,000

(3) Amount payable from the Federal Trust Fund (Item 4280-102-0890) ..... –28,451,000

Provisions:

1. Upon order of the Director of Finance, the State Controller shall transfer such funds as are necessary between this item and Item 4280-101-0001 in order to effectively administer the Healthy Families Program.

4280-102-0890—For local assistance, Managed Risk Medical Insurance Board, for payment to Item 4280-102-0001, payable from the Federal Trust Fund, for Healthy Families Program administrative contracts..... 28,451,000

Provisions:

1. Upon order of the Director of Finance, the State Controller shall transfer such funds, as are necessary between this item and Item 4280-101-0890 in order to effectively administer the Healthy Families Program.

4280-103-0890—For local assistance, Managed Risk Medical Insurance Board, for payment to Item 4280-103-3055, payable from the Federal Trust Fund, for the Children's Health Initiative Matching Fund Program 99,818,000

Provisions:

1. Provisions 1, 2, and 3 of Item 4280-103-3055 also apply to this item.

4280-103-3055—For local assistance, Managed Risk Medical Insurance Board, for the Children's Health Initiative Matching Fund Program..... 53,748,000

Schedule:

(1) 50-Children's Health Initiative Matching Fund Program.....153,566,000

(2) Amount payable from Federal Trust Fund (Item 4280-103-0890).....–99,818,000

Provisions:

1. Upon order of the Director of Finance, the State Controller shall transfer such funds as are necessary between this item and Item 4280-003-0890 or Item 4280-003-3055 in order to effectively administer the County Health Initiative Matching Fund program. The Department of Finance may also authorize the establishment of positions in or-

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der to allow the Managed Risk Medical Insurance Board to effectively administer the County Health Initiative Matching Fund program.

2. Funds in this item are subject to the availability, as determined by the Department of Finance, of federal State Children's Health Insurance Program funds not needed for state-funded health programs, including, but not limited to, the ~~Health~~ *Healthy* Families Program and, as funded by the federal State Children's Health Insurance Program, the Access for Infants and Mothers Program and the Medi-Cal Program. To determine the availability of funds, all entities participating in the County Health Initiative Matching Fund program shall submit, on or before August 1 and February 1 of each year, an estimate of expenditures under this item to the Managed Risk Medical Insurance Board. The Managed Risk Medical Insurance Board shall submit, by September 10 and March 1 of each year, an estimate of expenditures under this item to the Department of Finance.

3. To provide for the effective use of federal State Children's Health Insurance Program funds in the County Health Initiative Matching Fund program, notwithstanding Sections 27.00 and 28.00, this item may be reduced or increased by the Department of Finance not sooner than 30 days after notification in writing of the necessity therefor to the chairperson of the committee in each house that considers appropriations and the Chairperson of the Joint Legislative Budget Committee, or such lesser time as the chairperson of the committee, or his or her designee, may in each instance determine.

4280-104-0236—For local assistance, Managed Risk Medical Insurance Board, for the Healthy Families Program Rural Health Demonstration Project 1,047,000

Schedule:

(1) 40-Healthy Families Program ..... ~~2,991,000~~ *2,887,000*

(2) Amount payable from Federal Trust Fund (Item 4280-104-0890)..... ~~−1,944,000~~ *−1,840,000*

Provisions:

1. The amount appropriated in this item shall be reduced by $1,047,000 if legislation is not enacted

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to permit Proposition 99 funds to be used to qualify for matching federal funds for the Rural Health Demonstration Project program administered by the Managed Risk Medical Insurance Board.

4280-104-0890—For local assistance, Managed Risk Medical Insurance Board, for payment to Item 4280-104-0236, payable from the Federal Trust Fund, for the Healthy Families Program Rural Health Demonstration Project. 1,944,000

Provisions:

1. The amount appropriated in this item shall be reduced by $1,840,000 if legislation is not enacted to permit Proposition 99 funds to be used to qualify for matching federal funds for the Rural Health Demonstration Project program administered by the Managed Risk Medical Insurance Board.

4280-111-0232—For transfer by the Controller from the Hospital Services Account, Cigarette and Tobacco Products Surtax Fund to the Perinatal Insurance Fund, for the Access for Infants and Mothers Program ..... (50,660,000)

4280-111-0233—For transfer by the Controller from the Physician Services Account, Cigarette and Tobacco Products Surtax Fund to the Perinatal Insurance Fund, for the Access for Infants and Mothers Program ..... (13,768,000)

4280-111-0236—For transfer by the Controller from the Unallocated Account, Cigarette and Tobacco Products Surtax Fund to the Perinatal Insurance Fund, for the Access for Infants and Mothers Program ..... (26,872,000)

4280-112-0232—For transfer by the Controller from the Hospital Services Account, Cigarette and Tobacco Products Surtax Fund to the Major Risk Medical Insurance Fund, for the Major Risk Medical Insurance Program ..... (6,393,000)

4280-112-0233—For transfer by the Controller from the Physician Services Account, Cigarette and Tobacco Products Surtax Fund to the Major Risk Medical Insurance Fund, for the Major Risk Medical Insurance Program ..... (3,607,000)

4300-001-0001—For support of Department of Developmental Services 20,435,000

Schedule:

(1) 10-Community Services Program... 18,510,000

(2) 20-Developmental Centers Program 13,780,000

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(3) 35.01-Administration..... 23,630,000
(4) 35.02-Distributed Administration ...–23,630,000
(5) Reimbursements..... –9,411,000
(6) Amount payable from the Developmental Disabilities Program Development Fund (Item 4300-001-0172)..... –331,000
(7) Amount payable from the Federal Trust Fund (Item 4300-001-0890)..... –2,113,000

Provisions:

1. Upon order of the Director of Finance, the State Controller shall transfer such funds as are necessary between this item and Item 4300-003-0001 in order to appropriately align General Fund and Medi-Cal reimbursements from the Department of Health Services with budgeted activities. Within 10 working days after approval of a transfer as authorized by this provision, the Department of Finance shall notify the chairperson of the fiscal committee of each house of the Legislature and the Chairperson of the Joint Legislative Budget Committee of the transfer, including the amount transferred, how the amount was determined, and how the amount will be utilized.
2. The General Fund shall make a loan available to the State Department of Developmental Services not to exceed a cumulative total of $2,000,000. The loan funds will be transferred to this item as needed to meet cashflow needs due to delays in collecting reimbursements for the Health Care Deposit Fund, and is subject to the repayment provisions in Section 16351 of the Government Code.
3. The State Department of Developmental Services may promulgate regulations specifically for implementing proposals to increase federal funding to the state. These regulations shall be deemed emergency regulations necessary for the immediate preservation of the public peace, health and safety, or general welfare for purposes of subdivision (b) of Section 11346.1 of the Government Code.

4300-001-0172—For support of Department of Developmental Services, for payment to Item 4300-001-0001, payable from the Developmental Disabilities Program Development Fund..... 331,000

Item	Amount
4300-001-0890—For support of Department of Developmental Services, for payment to Item 4300-001-0001, payable from the Federal Trust Fund	2,113,000

Provisions:

1. Upon order of the Director of Finance, the State Controller shall transfer such funds as are necessary between this item and Item 4300-101-0890 in order to effectively administer the Early Intervention Program (Part C of the Individuals with Disabilities Education Act).

4300-003-0001—For support of Developmental Services, for Developmental Centers	352,545,000

Schedule:

(1) 20-Developmental Centers Program.....	662,684,000
(2) Reimbursements	–307,449,000
(3) Amount payable from the California State Lottery Education Fund (Item 4300-003-0814)	–2,057,000
(4) Amount payable from the Federal Trust Fund (Item 4300-003-0890).....	–633,000

Provisions:

1. The General Fund shall make a loan available to the State Department of Developmental Services not to exceed a cumulative total of $78,000,000. The loan funds will be transferred to this item as needed to meet cashflow needs due to delays in collecting reimbursements from the Health Care Deposit Fund, and subject to the repayment provisions of Section 16351 of the Government Code.
2. Upon order of the Director of Finance, the State Controller shall transfer such funds as are necessary between this item and Item 4300-001-0001 in order to appropriately align General Fund and Medi-Cal reimbursements from the Department of Health Services with budgeted activities. Within 10 working days after approval of a transfer as authorized by this provision, the Department of Finance shall notify the chairperson of the fiscal committee of each house of the Legislature and the Chairperson of the Joint Legislative Budget Committee of the transfer, including the amount transferred, how the amount was determined, and how the amount will be utilized.

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3. Of the amount appropriated in Schedule (1), $444,000 is provided for payment of energy service contracts as required in connection with issuance of Public Works Board Energy Efficiency Revenue Bonds (State Pool Program), Series 1986 A.
4. To the extent that the State Department of Developmental Services is eligible to receive additional Title XIX Medi-Cal reimbursements as a result of population increases in the developmental centers, the department is authorized to expend those reimbursements for the care of the additional clients upon approval of the Director of Finance.
5. Upon order of the Director of Finance, the Controller shall transfer such funds as are necessary between this item and Item 4300-101-0001.
6. The State Department of Developmental Services (DDS) shall notify the chairperson of each fiscal committee and policy committee of each house of the Legislature of specific outcomes resulting from citations and the results of annual surveys conducted by the State Department of Health Services, as well as findings of any other government agency authorized to conduct investigations or surveys of state developmental centers. DDS shall forward the notifications, including a copy of the specific findings, to the chairpersons of the respective committees within 10 working days of its receipt of these findings. DDS also shall forward these findings, within three working days of submission, to the appropriate investigating agency. In addition, DDS shall provide notification to the above-mentioned committee chairs, within three working days, of its receipt of information concerning any investigation initiated by the United States Department of Justice and the private nonprofit corporation designated by the Governor pursuant to Division 4.7 (commencing with Section 4900) of the Welfare and Institutions Code or concerning any findings or recommendations resulting from any of these investigations.
7. Pursuant to Section 13332.04 of the Government Code, the notification requirement in Section 27.00 (b) of this act is not applicable to caseload increases in developmental services.

Item	Amount
4300-003-0814—For support of Department of Developmental Services, for payment to Item 4300-003-0001, payable from the California State Lottery Education Fund	2,057,000
Provisions:	
1. All funds received pursuant to Proposition 37 that are allocable to the Department of Developmental Services pursuant to Section 8880.5 of the Government Code, and that are in excess of the amount appropriated in this item, are hereby appropriated in augmentation of this item. These additional funds may be expended only upon written approval of the Director of Finance.	
4300-003-0890—For support of Department of Developmental Services, for payment to Item 4300-003-0001, payable from the Federal Trust Fund	633,000
Provisions:	
1. Upon order of the Director of Finance, the Controller shall transfer such funds as are necessary between this item and Item 4300-101-0890 in order to effectively administer the Foster Grandparent Program.	
4300-004-0001—For support of Department of Developmental Services (Proposition 98), for Developmental Centers	11,482,000
Schedule:	
(1) 20-Developmental Centers Program 16,985,000	
(a) 20.17-AB 1202 Contracts 3,000,000	
(b) 20.66-Medi-Cal Eligible Education Services 13,985,000	
(2) Reimbursements ..... –5,503,000	
Provisions:	
1. Of the amount appropriated in this item, $5,258,000 is to be used to provide the General Fund match for Medi-Cal Eligible Education Services.	
4300-017-0001—For support of Department of Developmental Services	234,000
Schedule:	
(1) 20-Developmental Centers Program 386,000	
(2) Reimbursements ..... –152,000	
4300-101-0001—For local assistance, Department of Developmental Services, for Regional Centers	1,731,343,000

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Schedule:

(1) 10.10.010-Operations.....427,629,000

(2) 10.10.020-Purchase of Services ..... ~~2,121,668,000~~ *2,121,688,000*

(3) 10.10.060-Early Intervention Programs 20,095,000

(3.5) 10.70-Habilitation Services 21,230,000

(5) Reimbursements ..... –808,782,000

(6) Amount payable from Developmental Disabilities Program Development Fund (Item 4300-101-0172)..... –1,400,000

(7) Amount payable from Federal Trust Fund (Item 4300-101-0890).....–49,117,000

Provisions:

1. Upon order of the Director of Finance, the Controller shall transfer such funds as are necessary between this item and Item 4300-003-0001.
2. A loan shall be made available from the General Fund to the State Department of Developmental Services not to exceed a cumulative total of $160,000,000. The loan funds shall be transferred to this item as needed to meet cashflow needs due to delays in collecting reimbursements from the Health Care Deposit Fund, and are subject to the repayment provisions of Section 16351 of the Government Code.
3. Upon order of the Director of Finance, the Controller shall transfer funds as are necessary between this item and Item 5160-001-0001 to provide for the transportation costs to and from work activity programs of clients who are receiving vocational rehabilitation services through the Vocational Rehabilitation/Work Activity Program (VR/WAP) Transition Program.
4. Pursuant to Section 13332.04 of the Government Code, the notification requirement in Section 27.00 (b) of this act is not applicable to caseload increases in developmental services.
5. Upon order of the Director of Finance, in order to meet client services needs, the Controller shall transfer the General Fund share of budgeted client costs as necessary between this item and Items 5160-001-0001 and 5160-101-0001 to provide for the transfer of clients between the Department of Developmental Services and the Department of

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Rehabilitation resulting from program closures. The amount transferred shall be based on the amount budgeted per client by each department for the remainder of the fiscal year.

4300-101-0172—For local assistance, Department of Developmental Services, for payment to Item 4300-101-0001, payable from the Developmental Disabilities Program Development Fund 1,400,000

Provisions:

1. Notwithstanding any other provision of law, the Director of Finance may authorize expenditures for the Department of Developmental Services in excess of the amount appropriated no sooner than 30 days after notification in writing of the chairperson of the fiscal committees and the Chairperson of the Joint Legislative Budget Committee, or no sooner than such lesser time as the chairperson of the committee, or his or her designee, may in each instance determine.

4300-101-0890—For local assistance, Department of Developmental Services, for Regional Centers, for payment to Item 4300-101-0001, payable from Federal Trust Fund..... 49,117,000

Provisions:

1. Upon order of the Director of Finance, the Controller shall transfer such funds as are necessary between this item and Item 4300-001-0890 in order to effectively administer the Early Intervention Program (Part C of the Individuals with Disabilities Education Act).
2. Upon order of the Director of Finance, the Controller shall transfer such funds as are necessary between this item and Item 4300-003-0890 in order to effectively administer the Foster Grandparent Program.

4300-117-0001—For local assistance, Department of Developmental Services 708,000

Schedule:

(1) 10.10.010-Regional Centers: Operations..... 1,416,000

(2) Reimbursements..... –708,000

4300-295-0001—For local assistance, Department of Developmental Services, 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 ex-

Item	Amount
isting program mandated by statute or executive order, for disbursement by the State Controller.....	4,000
Schedule:	
(1) 98.01.064.480-Judicial Proceedings (Ch. 644, Stats. 1980) 1,000	
(2) 98.01.069.475-Attorney Fees (Ch. 694, Stats. 1975) 1,000	
(3) 98.01.125.380-MR Representation (Ch. 1253, Stats. 1980) 1,000	
(4) 98.01.130.480-Conservatorship (Ch. 1304, Stats. 1980) 1,000	
(5) 98.01.135.776-Guardianship/ Conservatorship filings (Ch. 1357, Stats. 1976) 0	
Provisions:	
1. Except as provided in Provision 2, 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. 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 chairperson of the committee in each house that considers appropriations and the Chairperson of the Joint Legislative Budget Committee or his or her designee.	
3. 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 2003–04 fiscal year:	

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(5) Guardianship/Conservatorship filings (Ch. 1357, Stats. 1976)		
4300-301-0660—For capital outlay, Department of Developmental Services, payable from the Public Buildings Construction Fund		63,319,000
Schedule:		
(1) 55.50.340-Porterville: Recreation Complex—Forensic—Preliminary plans, working drawings, and construction	6,495,000	
(2) 55.50.370-Porterville: 96 Bed Expansion—Forensic—Preliminary plans, working drawings, and construction	56,824,000	

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 construction of the project authorized by this item.
2. The State Public Works Board and the Department of Developmental Services may obtain interim financing for the project costs authorized in this item from any appropriate source, including, but not limited to, Section 15849.1 of the Government Code and the Pooled Money Investment Account pursuant to Sections 16312 and 16313 of the Government Code.
3. The State Public Works Board may authorize the augmentation of the cost of construction of the projects scheduled in this item pursuant to the board's authority under Section 13332.11 of the Government Code. In addition, the State Public Works Board may authorize any additional amount necessary to establish a reasonable construction reserve and to pay the cost of financing, including the payment of interest during construction of the project, the costs of financing a debt service fund, and the cost of issuance of permanent financing for the project. This additional amount may include interest payable on any interim financing obtained.
4. This department is 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 oth-

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erwise effectuate the financing of the scheduled projects.

5. The State Public Works Board shall not be deemed to be the 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 section does not exempt this department from the requirements of the California Environmental Quality Act. This section is intended to be declarative of existing law.

6. Notwithstanding Section 2.00 of the Budget Act, the funds appropriated in this item shall be available for expenditure during the 2003–04 fiscal year, except appropriations for working drawings which shall be available for expenditure until June 30, 2005, and appropriations for construction which shall be available for expenditure until June 30, 2008. In addition, the balance of funds 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, 2006, shall revert as of that date to the fund from which the appropriation was made.

7. The Department of Finance will provide written notification to the Joint Legislative Budget Committee, within 10 days of receipt, of any requests for an augmentation of project costs, change in project scope, and any related change in project schedule, for projects identified in Schedules (1) and (2).

8. It is the intent of the Legislature that the 96-bed Forensic Residential Expansion and Forensic Recreation and Activity Center projects at the Porterville Developmental Center be completed in a manner that would support the efforts of the Department of Developmental Services to secure federal Medicaid certification and the recovery of federal Medicaid reimbursements. The Department of Developmental Services shall make every effort to secure federal certification of the forensic facilities at the Porterville Developmental Center.

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4300-490—Reappropriation, Department of Developmental Services. Notwithstanding any other provision of law, as of June 30, 2003, the balances of the appropriations provided in the following citations are reappropriated for the purposes specified and shall be available for expenditure until June 30, 2004, unless otherwise stated.

0001—General Fund

(1) Item 4300-101-0001 (1) 10.10.010 and (2) 10.10.020, Budget Act of 2002 (Ch. 379, Stats. 2002) for the Life Quality Assessment Interagency Agreement.

(2) Up to $5,000,000 appropriated for the Developmental Centers Program in Item 4300-003-0001 (1) 20-Developmental Centers Program, Budget Act of 2002 (Ch. 379, Stats. 2002), for the Bay Area Project.

4440-001-0001—For support of Department of Mental Health ..... ~~29,802,000~~ *29,840,000*

Schedule:

(1) 10-Community Services ..... ~~32,429,000~~ *32,504,000*

(2) 20-Long-Term Care Services 14,458,000

(3) 35.01-Departmental Administration..... 17,809,000

(4) 35.02-Distributed Departmental Administration..... –17,809,000

(5) Reimbursements ..... ~~–13,528,000~~ *–13,565,000*

(6) Amount payable from the Traumatic Brain Injury Fund (Item 4440-001-0311)..... –347,000

(7) Amount payable from the Federal Trust Fund (Item 4440-001-0890). –3,210,000

Provisions:

1. Upon order of the Director of Finance, and following 30-day notification to the Joint Legislative Budget Committee, the Controller shall transfer between this item and Item 4440-016-0001 those funds that are necessary for direct community services, as well as administrative and ancillary services related to the provision of direct services.

4440-001-0311—For support of Department of Mental Health, for payment to Item 4440-001-0001, payable from the Traumatic Brain Injury Fund..... 347,000

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4440-001-0890—For support of Department of Mental Health, for payment to Item 4440-001-0001, payable from the Federal Trust Fund 3,210,000

Provisions:

1. Upon order of the Department of Finance, the State Controller shall transfer such funds as are necessary between this item and Item 4440-101-0890.

4440-003-0001—For support of the Department of Mental Health for rental payments on lease revenue bonds 3,513,000

Schedule:

(1) Base Rent and Fees..... 3,487,000

(2) Insurance 26,000

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.

4440-011-0001—For support of the State Hospitals, Department of Mental Health 493,013,000

Schedule:

(1) 20.10-Long-Term Care Services—Lanterman-Petris-Short..... 89,143,000

(2) 20.20-Long-Term Care Services—Penal Code and Judicially Committed.....492,013,000

(3) 20.30-Long-Term Care Services—Other State Hospital Services 49,704,000

(4) Reimbursements ..... −136,202,000

(5) Amount payable from the California State Lottery Education Fund (Item 4440-011-0814) ..... −1,645,000

Provisions:

1. Upon order of the Director of Finance, the Controller shall transfer such funds as are necessary between this item and Item 5240-001-0001.

2. Upon order of the Director of Finance, and following 30-day notification to the Joint Legislative Budget Committee, the Controller shall transfer between this item and Item 4440-016-0001 those funds that are necessary for direct community services, as well as administrative and ancillary services related to the provision of direct services.

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3. Upon approval of the State Department of Mental Health, a portion of the funds appropriated in Schedule (2) shall be available to reimburse counties for the cost of treatment and legal services to patients in the four State Department of Mental Health State Hospitals, pursuant to Section 4117 of the Welfare and Institutions Code. Expenditures made under this item shall be charged to either the fiscal year in which the claim is received or the fiscal year in which the Controller issues the warrant. Claims filed by local jurisdictions for legal services may be scheduled by the Controller for payment.

4. The reimbursements identified in Schedule (4) of this item shall include amounts received by the State Department of Mental Health as a result of billing for LPS state hospital bed day expenditures attributable to conservatees who are gravely disabled as defined in subparagraph (B) of paragraph (1) of subdivision (h) of Section 5008 of the Welfare and Institutions Code (Murphy Conservatee).

5. Of the total amount attributable in the 2003–04 fiscal year to patient-generated collections for LPS patients, the Controller shall transfer $8,000,000 as revenue to the General Fund, and the remainder shall be used to offset county costs for LPS state hospital beds.

6. Funds appropriated to accommodate projected hospital population levels in excess of those that actually materialize, if any, shall revert to the General Fund. However, the Director of Finance may approve an increase in expenditures that are not related to caseload for the state hospitals through the redirection of funding that is reasonably believed not to be needed for accommodating projected hospital population levels if the approval is made in writing and filed with the Chairperson of the Joint Legislative Budget Committee and the chairperson of each house of the Legislature that considers appropriations not later than 30 days prior to the effective date of the approval, or prior to whatever lesser time the Chairperson of the Joint Legislative Budget Committee, or his or her designee, may in each instance determine. All notifications shall include (a) the reason for the proposed redirection of caseload

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funding to expenditures that are not related to caseload, (b) the approved amount, and (c) the basis of the director's determination that the funding is not needed for accommodating projected hospital population levels.

7. Consistent with Section 13332.04 of the Government Code, the notification requirement in Section 27.00 (b) of this act is not applicable to caseload increases in state mental hospitals.

8. Notwithstanding Section 26.00 of this act, the Department of Finance may authorize transfer of expenditure authority between Schedules (1), (2), and (3) in order to accurately reflect caseload in these programs.

4440-011-0814—For support of Department of Mental Health, for payment to Item 4440-011-0001, payable from the California State Lottery Education Fund... 1,645,000

Provisions:

1. All funds received pursuant to Proposition 37 that are allocable to the Department of Mental Health pursuant to Section 8880.5 of the Government Code, and that are in excess of the amount appropriated in this item, are appropriated in augmentation of this item. These additional funds may be expended only upon written approval of the Director of Finance.

4440-012-0001—For support of the State Hospitals (Proposition 98), Department of Mental Health 3,400,000

Schedule:

(1) 20.10-Long-Term Care Services—Lanterman-Petris-Short..... 3,400,000

Provisions:

1. The funds appropriated in this item are available to contract for the provision of education services for mental health patients on state hospital grounds.

4440-016-0001—For support of Department of Mental Health, for Conditional Release Services..... ~~20,432,000~~ *20,460,000*

Schedule:

(1) 20-Long-Term Care Services ..... ~~20,432,000~~ *20,460,000*

Provisions:

1. The funds appropriated in this item shall be used to provide community services as provided in Section 4360 of the Welfare and Institutions Code. These funds shall support direct commu-

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nity services, as well as administrative and ancillary services related to the provision of direct services.

2. Upon order of the Director of Finance, and following 30-day notification to the Joint Legislative Budget Committee, the Controller shall transfer between this item and Items 4440-001-0001 and 4440-011-0001 those funds that are necessary for direct community services, as well as administrative and ancillary services related to the provision of direct services.

3. The State Department of Mental Health shall provide forensic conditional release services mandated either in Title 15 (commencing with Section 1600) of Part 2 or in Title 15 (commencing with Section 2960) of Article 3 of the Penal Code, through contracts with programs which integrate the supervision and treatment roles and providers selected consistent with Section 1615 of the Penal Code.

4. Of the funds appropriated in this item, it is intended that no funds shall be available for the payment of treatment services to persons on court visit from state hospitals to the community as designated in subdivision (a) of Section 4117 of the Welfare and Institutions Code.

4440-017-0001—For support of Department of Mental Health 1,077,000

Schedule:

(1) 10-Community Services 1,313,000

(2) 20-Long-Term Care Services 842,000

(3) 35.01-Departmental Administration 1,523,000

(4) 35.02-Distributed Departmental Administration ..... –1,523,000

(5) Reimbursements ..... –1,078,000

4440-101-0001—For local assistance, Department of Mental Health 80,326,000

Schedule:

(1) 10.25-Community Services—Other Treatment 1,152,422,000

(1.5) 10.47-Community Services—Children's Mental Health Services 20,000,000

(2) 10.85-Community Services—AIDS 1,500,000

(3) 10.97-Community Services—Healthy Families 13,843,000

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(4) Reimbursements ..... –1,107,439,000

Provisions:

1. Augmentations to reimbursements in this item from the Office of Emergency Services for Disaster Relief are exempt from Section 28.00 of this act. The State Department of Mental Health shall provide written notification to the Joint Legislative Budget Committee describing the nature and planned expenditure of these augmentations when the amount received exceeds $200,000.
2. It is the intent of the Legislature that local expenditures for mental health services for Medi-Cal eligible individuals serve as the match to draw down maximum federal financial participation to continue the Short-Doyle/Medi-Cal program.
3. This item shall be reduced by up to $74,900,000 if ~~Legislation~~ *legislation* that realigns the Children's System of Care and the ~~integrated~~ ~~services~~ *Integrated Services* for the homeless programs costs to counties and provides counties revenues to fund the programs *is* enacted.

4440-101-0311—For local assistance, Department of Mental Health, all funds that are transferred into the Traumatic Brain Injury Fund pursuant to subdivision (f) of Section 1464 of the Penal Code 1,219,000

Schedule:

(1) 10.87-Community Services—Traumatic Brain Injury Projects.... 1,451,000

(2) Reimbursements..... –232,000

4440-101-0890—For local assistance, Department of Mental Health, payable from the Federal Trust Fund 57,885,000

Schedule:

(1) 10.25-Community Services—Other Treatment 52,290,000

(2) 10.75-Community Services—Homeless Mentally Disabled..... 5,595,000

Provisions:

1. The funds appropriated in this item are for assistance to local agencies in the establishment and operation of mental health services, in accordance with Division 5 (commencing with Section 5000) of the Welfare and Institutions Code.
2. The Department of Mental Health may authorize advance payments of federal grant funds on a

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monthly basis to the counties for grantees. These advance payments may not exceed one-twelfth of Section 2.00 of the individual grant award for the 2003–04 fiscal year.

3. Upon order of the Department of Finance, the Controller shall transfer such funds as are necessary between this item and Item 4440-001-0890.

4. *Of the funds appropriated in this item, the department shall provide $2,000,000 to fund model Adult System of Care programs established by Chapter 982 of the Statutes of 1988.*

4440-102-0001—For local assistance, Department of Mental Health (Proposition 98) for early mental health services 10,000,000

4440-103-0001—For local assistance, Department of Mental Health, Program 10.25-Community Services: Other Treatment for Mental Health Managed Care 229,281,000

Provisions:

1. The allocation of funds appropriated in this item shall be determined based on a methodology developed by the Department of Mental Health in consultation with a statewide organization representing counties. This methodology shall be based on a review of actual and projected expenditures for mental health services for Medi-Cal beneficiaries, by county.

2. Of the amount appropriated in this item, $8,000,000 shall be transferred to the Mental Health Managed Care Deposit Fund (Fund 0865).

3. Upon order of the Director of Finance and agreement between the Department of Mental Health and the Department of Health Services, the Controller shall transfer between this item and Item 4260-101-0001 any General Fund amount determined necessary to fully reflect the transfer of responsibility for administration of mental health services pursuant to the implementation of mental health managed care.

4440-111-0001—For local assistance, Department of Mental Health, for caregiver resource centers serving families of adults with acquired brain injuries .. 11,747,000

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4440-295-0001—For local assistance, Department of Mental Health, for reimbursement, in accordance with the provisions of Section 6 of Article XIII B of the California Constitution or of 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		6,000
Schedule:		
(1) 98.01.049.877-Coroner's Costs (Ch. 498, Stats. 1977)	1,000	
(2) 98.01.081.579-Short-Doyle Case Management (Ch. 815, Stats. 1979)	0	
(3) 98.01.103.678-Mentally Disordered Offender Recommitments (Ch. 1036, Stats. 1978)	1,000	
(4) 98.01.111.479-Not Guilty By Reason of Insanity (Ch. 1114, Stats. 1979)	1,000	
(5) 98.01.132.784-Short-Doyle Audits (Ch. 1327, Stats. 1984)	0	
(6) 98.01.135.285-Residential Care Services (Ch. 1352, Stats. 1985)	0	
(7) 98.01.174.784-Services to Handicapped Students (Ch. 1747, Stats. 1984)	1,000	
(8) 98.01.076.295-Sexually Violent Predators (Chs. 762 and 763, Stats. 1995)	1,000	
(9) 98.01.065.496-Seriously Emotionally Disturbed Pupils (Ch. 654, Stats. 1996)	1,000	

Provisions:

1. Except as provided in Provision 2 of this item, allocations of funds provided in this item to the appropriate local entities shall be made by the State 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

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(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 State Controller may, upon notifying the Director of Finance in writing, augment those deficient amounts from the unencumbered balance of any other scheduled amount therein. No order may be issued pursuant to this provision unless written notification of the necessity therefor is provided to the chairperson of the committee in each house which considers appropriations and the Chairperson of the Joint Legislative Budget Committee or his or her designee.	
3. 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 2003–04 fiscal year:	
(2) Short-Doyle Case Management (Ch. 815, Stats. 1979)	
(5) Short-Doyle Audits (Ch. 1327, Stats. 1984)	
(6) Residential Care Services (Ch. 1352, Stats. 1985)	
4440-301-0001—For capital outlay, Department of Mental Health	325,000
Schedule:	
(1) 55.10.205-Minor Project 325,000	
4440-301-0660—For capital outlay, Department of Mental Health, payable from the Public Building Construction Fund	60,297,000
Schedule:	
(1) 55.18.255-Sexually Violent Predator Facility—Equipment 16,955,000	
(2) 55.35.295-Metropolitan: Construct New Kitchen and Remodel Satellite Serving Kitchens—Preliminary plans, working drawings, and construction 18,726,000	
(3) 55.45.270-Patton: Renovate Admission Suite and Fire and Life Safety and Environmental Improvements Phases II and III, EB Building—Construction 21,060,000	

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(4) 55.45.275-Patton: Upgrade Electrical Generator Plant—Working drawings and construction..... 3,556,000

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 construction of the project authorized by this item.
2. The State Public Works Board and the Department of Mental Health may obtain interim financing for the project costs authorized in this item from any appropriate source, including, but not limited to, Section 15849.1 of the Government Code and the Pooled Money Investment Account pursuant to Sections 16312 and 16313 of the Government Code.
3. The State Public Works Board may authorize the augmentation of the cost of construction of the projects scheduled in this item pursuant to the board's authority under Section 13332.11 of the Government Code. In addition, the State Public Works Board may authorize any additional amount necessary to establish a reasonable construction reserve and to pay the cost of financing, including the payment of interest during construction of the project, the costs of financing a debt service fund, and the cost of issuance of permanent financing for the project. This additional amount may include interest payable on any interim financing obtained.
4. This department is 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.
5. The State Public Works Board shall not be deemed to be the 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 section does not exempt this depart-

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ment from the requirements of the California Environmental Quality Act. This section is intended to be declarative of existing law.

6. Notwithstanding Section 2.00 of the Budget Act, the funds appropriated in this item shall be available for expenditure during the 2003–04 fiscal year, except appropriations for working drawings and equipment which shall be available for expenditure until June 30, 2005, and appropriations for construction which shall be available for expenditure until June 30, 2008. In addition, the balance of funds for construction that have not been allocated, through fund transfer or approval to bid, by the Department of Finance on or before June 30, 2006, shall revert as of that date to the fund from which the appropriation was made.

~~(7)~~

7. The Department of Finance shall provide written notification to the Joint Legislative Budget Committee, within ten days of receipt, of any requests for an augmentation of project costs, change in project scope, or any related change in project schedule, for projects identified in Schedule 2.

4440-401—Notwithstanding Section 14666 of the Government Code, the Department of General Services may grant an easement, subject to Department of Finance approval, to the Napa Sanitation District at Napa State Hospital for the installation of reclaimed water piping and a storage tank.

4440-491—Reappropriation, Department of Mental Health. The balance of the appropriations provided in the following citations are reappropriated for the purposes and subject to the limitations, unless otherwise specified, provided for in those appropriations:

0660—Public Buildings Construction Fund

(1) Item 4440-301-0660, Budget Act of 1998 (Ch. 324, Stats. 1998)

(1) 55.18.245-Atascadero: New 250 Bed Hospital Addition I—Construction

(2) Item 4440-301-0660, Budget Act of 2002 (Ch. 379, Stats. 2002)

(1) 55.18.235-Atascadero: Construct Multipurpose Building—Construction

(2) 55.35.305-Metropolitan: Construct School Building—Construction

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4440-495—Reversion, Department of Mental Health. As of June 30, 2003, the balances specified below of the appropriations provided in the following citations shall revert to the balance of the fund from which the appropriation was made:	
0001—General Fund	
(1) Item 4440-103-0001, Budget Act of 2001 (Ch. 106, Stats. 2001). Up to $478,000 reappropriated in 10.25—Community Services-Other Treatment.	
~~4700-001-0001—For support of Department of Community Services and Development~~	~~288,000~~
~~(1) 47-Naturalization Services~~ ..... ~~288,000~~	
4700-001-0890—For support of the Department of Community Services and Development, payable from the Federal Trust Fund	8,832,000
Schedule:	
(1) 20-Energy Programs..... 8,068,000	
(2) 40-Community Services 2,848,000	
(3) 50.01-Administration..... 3,142,000	
(4) 50.02—Distributed Administration . –3,142,000	
(5) Reimbursements..... –2,084,000	
Provisions:	
1. On a federal fiscal year basis, the Department of Community Services and Development shall make the following program allocation for the community services block grant, as a percentage of the total block grant:	
(a) Administration..... 5 percent	
2. Any unexpended federal funds from Item 4700-001-0890, Budget Act of 2002 *(Ch. 379, Stats. 2002)* , shall be in augmentation of Item 4700-001-0890 of this act and not subject to the provisions of Section 28.00.	
~~4700-101-0001—For local assistance, Department of Community Services and Development~~	~~2,601,000~~
~~(1) 47-Naturalization Services~~ ..... ~~2,601,000~~	
4700-101-0890—For local assistance, Department of Community Services and Development, for assistance to individuals and payments to service providers, payable from the Federal Trust Fund	141,903,000
Schedule:	
(1) 20-Energy Programs..... 86,985,000	
(2) 40-Community Services 57,032,000	
(3) Reimbursements..... –2,114,000	

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Provisions:

1. On a federal fiscal year basis, the department shall make the following program allocations for the community services block grant as a percentage of the total block grant:
   (a) Discretionary ..... 5 percent
   (b) Migrant and seasonal farm workers ..... 10 percent
   (c) Native American Indian programs ..... 3.9 percent
   (d) Community action agencies and rural community services .....76.1 percent

   All grantees under the community services block grant program are subject to standard state contracting procedures required under the program.
2. Funds collected by the department from energy contractors as a result of overpayments shall be used for local assistance for energy programs, and funds collected from community service block grant (CSBG) contractors as a result of overpayments shall be used for local assistance for CSBG programs in the 2003–04 fiscal year.
3. Funds schedule in Item 4700-101-0890 may be transferred to Item 4700-001-0890 for the administration of the Low Income Home Energy Assistance Programs, subject to approval of the Department of Finance.
4. Any unexpended federal funds from Item 4700-101-0890 of the Budget Act of ~~2001 (Ch. 106, Stats. 2001)~~ *2002 (Ch. 379, Stats. 2002)* , shall be in augmentation of Item 4700-101-0890 of this act and are not subject to the provisions of Section 28.00.

5160-001-0001—For support of Department of Rehabilitation..... 46,070,000

Schedule:

(1) 10-Vocational Rehabilitation Services.....323,705,000
(1.5) 20-Habilitation Services..... 2,329,000
(2) 30-Support of Community Facilities 5,874,000
(3) 40.01-Administration..... 23,222,000
(4) 40.02-Distributed Administration ...–23,222,000
(5) Reimbursements..... –7,947,000
(6) Amount payable from the Vending Stand Fund (Item 5160-001-0600)..... –3,421,000

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(7) Amount payable from the Federal Trust Fund (Item 5160-001-0890) ..... –274,470,000

Provisions:

1. Upon order of the Director of Finance, the Controller shall transfer such funds as are necessary between this item and Item 4300-101-0001 to provide for the transportation costs to and from work activity programs of clients who are receiving vocational rehabilitation services through the Vocational Rehabilitation/Work Activity Program (VR/WAP) Transition program.
2. The department shall maximize its use of certified time as a match for federal vocational rehabilitation funds. To the extent that certified time is available, it shall be used in lieu of the General Fund moneys.
3. Upon order of the Director of Finance, the Controller shall transfer the General Fund share of budgeted client costs as necessary between this item and Item 4300-101-0001 to provide for the net transfer of clients, resulting from program closures, between the Department of Rehabilitation and the Department of Developmental Services. The amount transferred shall be based on the amount budgeted per client by each department for the remainder of the fiscal year.

5160-001-0600—For support of Department of Rehabilitation, for payment to Item 5160-001-0001, payable from the Vending Stand Fund 3,421,000

5160-001-0890—For support of Department of Rehabilitation, for payment to Item 5160-001-0001, payable from the Federal Trust Fund 274,470,000

Provisions:

1. The amount appropriated in this item that is payable from federal Social Security Act funds for vocational rehabilitation services for SSI/SSDI recipients shall be expended only to the extent that funds received exceed the amount appropriated by Item 5160-101-0890 that is payable from the federal Social Security Act funds. It is the intent of the Legislature that first priority of federal Social Security Act funding be given to Independent Living Centers in the amount of federal Social Security Act funding appropriated by Item 5160-101-0890.

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5160-101-0001—For local assistance, Department of Rehabilitation 104,349,000

Schedule:

(1) 10-Vocational Rehabilitation Services..... 538,000

(1.5) 20-Habilitation Services.....125,644,000

(2) 30-Support of Community Facilities 16,696,000

(2.5) Reimbursements .....–21,295,000

(3) Amount payable from Federal Trust Fund (Item 5160-101-0890).....–17,234,000

Provisions:

1. Upon order of the Director of Finance, the Controller shall transfer funds as are necessary between this item and Item 5160-001-0001 to provide the state's share of client service expenditures for habilitation clients who are eligible to become vocational rehabilitation clients.
2. Upon order of the Director of Finance, the Controller shall transfer the General Fund share of budgeted client costs as necessary between this item and Item 4300-101-0001 to provide for the net transfer of clients, resulting from program closures, between the Department of Rehabilitation and the Department of Developmental Services. The amount transferred shall be based on the amount budgeted per client by each department for the remainder of the fiscal year.
3. A loan may be made available from the General Fund to the Department of Rehabilitation not to exceed a cumulative total of $5,128,000. The loan funds may be transferred to this item as required to meet cashflow needs due to delays in collection reimbursements from the Department of Developmental Services for costs associated with services provided under the Home and Community-Based Services Waiver, and are subject to the repayment provisions of Section 16351 of the Government Code.

5160-101-0890—For local assistance, Department of Rehabilitation, for payment to Item 5160-101-0001, payable from the Federal Trust Fund..... 17,234,000

5160-495—Reversion, Department of Rehabilitation.

As of June 30, 2003, $6,436,000 of the unencumbered balance of the appropriations provided in the

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following citations shall revert to the fund from which the appropriation was made:

0001—General Fund

(1) Item 5160-001-0001, Budget Act of 2002 (Ch. 379, Stats. 2002)

(1) 10-Vocational rehabilitation services.. 736,000

(2) Item 5160-101-0001, Budget Act of 2002 (Ch. 379, Stats. 2002)

(2) 20-Habilitation services 5,700,000

5170-001-0001—For support of State Independent Living Council 0

Schedule:

(1) 10-State Council Services..... 515,000

(2) Reimbursements..... –515,000

5175-001-0001—For support of Department of Child Support Services..... ~~10,526,000~~ *10,408,000*

Schedule:

(1) 10-Child Support Services..... ~~31,808,000~~ *31,460,000*

(2) Reimbursements..... –122,000

(3) Amount payable from the Federal Trust Fund (Item 5175-001-0890)..... ~~–21,160,000~~ *–20,930,000*

Provisions:

1. It is the intent of the Legislature to continue to provide funding for those activities necessary for the child support state administrative hearing process, to ensure compliance with statutory timeframes. Notwithstanding any other provision of law, upon request by the Department of Child Support Services, the Department of Finance may augment the amount available for expenditure in this item to pay costs associated with the state administrative hearing process. Concurrent with the Department of Finance's approval, written notification shall be provided to the Chairperson of the Joint Legislative Budget Committee and the chairperson of the committee in each house that considers appropriations.

2. Notwithstanding any other provisions of law, upon request by the Department of Child Support Services, the Department of Finance may augment the amount available for expenditure in this

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item to pay costs associated with the implementation of the California Child Support Automation System Project. The augmentation may be effected not sooner than 30 days after notification in writing of the necessity therefor to the chairperson of the committee in each house of the Legislature that considers appropriations 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. The funds appropriated by this provision shall be consistent with the amount approved by the Department of Finance based on its review and approval of the required feasibility study reports, or equivalent documents.

3. Notwithstanding any other provision of law, upon request by the Department of Child Support Services, the Department of Finance may augment the amount available for expenditure in this item and establish new positions as necessary, if the revenues generated by the Child Support Enhanced Collection Reforms and the associated workload justify such an increase. The augmentation may be effected not sooner than 30 days after notification in writing of the necessity therefor to the chairperson of the committee in each house of the Legislature that considers appropriations 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. Of the amount appropriated in this item, the $245,000 allocated for child support collection reform for information technology related activities shall not be expended until the Department of Finance approves the Feasibility Study Report or related technical documents. In the event that any proposed enhancements are not approved for federal financial participation, the Department of Child Support Services shall submit a revised plan to the Department of Finance detailing how it will reprioritize projects to remain within existing General Fund expenditure authority.

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5175-001-0890—For support of Department of Child Support Services, for payment to Item 5175-001-0001, payable from the Federal Trust Fund ..... ~~21,160,000~~ *20,930,000*

Provisions:

1. It is the intent of the Legislature to provide sufficient funding to ensure that Child Support State Administrative Hearings are conducted to meet statutory timeframes. Notwithstanding the 30-day notification requirement set forth in subdivision (d) of Section 28.00 of this act, upon request by the Department of Child Support Services, the Department of Finance may augment expenditure authority in this item to fund increased hearings' costs at the time the request is made. Concurrent with the Department of Finance approval, written notification shall be provided to the Chairperson of the Joint Legislative Budget Committee and the chairperson of the committee in each house that considers appropriations.
2. Provision 2 of Item 5175-001-0001 shall also apply to this item.
3. *Provisions 3 and 4 of Item 5175-001-0001 also apply to this item.*

5175-002-0001—For support of Department of Child Support Services..... ~~25,601,000~~ *22,971,000*

Schedule:

(1) 10-Child Support Services ..... ~~89,753,000~~ *82,019,000*

(2) Amount payable from the Federal Trust Fund (Item 5175-002-0890) ..... ~~–64,152,000~~ *–59,048,000*

Provisions:

1. Funds in this item shall be used for contracts and interagency agreements in the child support program, unless otherwise authorized by the Department of Finance no sooner than 30 days after providing notification in writing to the chairperson of the fiscal committee of each house of the Legislature and the Chairperson of the Joint Legislative Budget Committee, or no sooner than such lesser time as the chairperson of the committee, or his or her designee, may in each instance determine.
2. Notwithstanding any other provision of law, the Department of Finance may augment this item to

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reimburse the Judicial Council for the increased costs associated with salary adjustments for child support commissioners and family law facilitators pursuant to Section 70141(e) of the Government Code, in the event such salary adjustments are provided to superior court judges, no sooner than 30 days after notification in writing of the necessity therefor to the chairperson of the committee in each house of the Legislature that considers 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.

3. Notwithstanding Section 27.00, 28.00, or 28.50 of this act, or any other provision of law, upon request of the Department of Child Support Services, the Department of Finance may augment the amount available for expenditure in this item to pay costs associated with the implementation of the California Child Support Automation System Project. The augmentation may be effected not sooner than 30 days after notification in writing of its necessity to the chairperson of the committee in each house of the Legislature that considers appropriations 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. The funds appropriated by this provision shall be consistent with the amount approved by the Department of Finance based on its review and approval of any required feasibility study report or equivalent document.

4. It is the intent of the Legislature to continue to provide funding for those activities necessary for the Child Support State Administrative Hearing Process to ensure compliance with statutory timeframes. Notwithstanding any other provision of law, upon request by the Department of Child Support Services, the Department of Finance may augment the amount available for expenditure in this item to pay costs associated with the State Administrative Hearing Process. Concurrent with the Department of Finance approval, written notification will be provided to the Chairperson of the Joint Legislative Budget Committee and the

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chairperson of the committee in each house that considers appropriations.

5. Notwithstanding any other provision of law, upon request by the Department of Child Support Services, the Department of Finance may augment the amount available for expenditure in this item and establish new positions as necessary, if the revenues generated by the Child Support Enhanced Collection Reforms and the associated workload justify such an increase. The augmentation may be effected not sooner than 30 days after notification in writing of the necessity therefor to the chairperson of the committee in each house of the Legislature that considers appropriations 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.

6. Of the amount appropriated in this item, the $1,413,000 allocated for child support collection reform for information technology related activities shall not be expended until the Department of Finance approves the Feasibility Study Report or related technical documents. In the event that any proposed enhancements are not approved for federal financial participation, the Department of Child Support Services shall submit a revised plan to the Department of Finance detailing how it will reprioritize projects to remain within existing General Fund expenditure authority.

5175-002-0890—For support of Department of Child Support Services, for payment to Item 5175-002-0001, payable from the Federal Trust Fund ..... ~~64,152,000~~ *59,048,000*

Provisions:

1. Provisions 1, 2, and 3 of Item 5175-002-0001 also apply to this item.
2. It is the intent of the Legislature to provide sufficient funding to ensure that Child Support State Administrative Hearings are conducted to meet statutory timeframes. Notwithstanding the 30-day notice requirement set forth in subdivision (d) of Section 28.00 of this act, upon request by the Department of Child Support Services, the Department of Finance may augment expenditure authority in this item to fund increased costs

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associated with the state administrative hearing process at the time the request is made. Concurrent with the Department of Finance approval, written notification shall be provided to the Chairperson of the Joint Legislative Budget Committee and the chairperson of the committee in each house that considers appropriations.

3. Provisions 5 and 6 of Item 5175-002-0001 also apply to this item.

5175-101-0001—For local assistance, Department of Child Support Services ..... ~~431,181,000~~ *433,756,000*

Schedule:

(1) 10-Child Support Services ..... ~~1,059,548,000~~ *1,063,483,000*

(a) 10.01-Child Support Administration ..... ~~1,045,973,000~~ *1,049,908,000*

(b) 10.03-Child Support Automation ...13,575,000

(2) Reimbursements ..... –321,000

(3) Amount payable from the Federal Trust Fund (Item 5175-101-0890) ..... ~~–322,898,000~~ *–324,258,000*

(4) Amount payable from the Child Support Collections Recovery Fund (Item 5175-101-8004) .... –305,148,000

Provisions:

1. No funds appropriated in this item shall be encumbered unless every rule or regulation adopted and every child support services letter or similar instruction issued by the Department of Child Support Services that adds to the cost of the child support program is approved by the Department of Finance as to the availability of funds before it becomes effective. In making the determination as to availability of funds to meet the expenditures of a rule, regulation, or child support services letter that would increase the costs of the program, the Department of Finance shall consider the amount of the proposed increase on an annualized basis, the effect the change would have on the expenditure limitations for the program set forth in this act, the extent to which the rule, regulation, or child support services letter constitutes a devia-

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tion from the premises under which the expenditure limitations were prepared, and any additional factors relating to the fiscal integrity of the program or the state's fiscal situation.

Notwithstanding Control Sections 27.00 and 28.00 of this act, the availability of funds contained in this item for child support program rules, regulations, or child support services letters that add to program costs funded from the General Fund in excess of $500,000 on an annual basis, including those that are the result of federal regulations but excluding those that are (a) specifically required as a result of the enactment of a federal or state law, or (b) included in the appropriation made by this act, shall not be approved by the Department of Finance sooner than 30 days after notification in writing of the necessity therefor to the chairperson of the committee in each house that considers appropriations and the Chairperson of the Joint Legislative Budget Committee, or such lesser time as the chairperson of the committee, or his or her designee, may in each instance determine. Funds appropriated in this item are for the child support program consisting of state and federal statutory law, regulations, and court decisions, if funds necessary to carry out those decisions are specifically appropriated in this act.

2. Notwithstanding any other provision of law, a loan not to exceed $136,000,000 shall be made available from the General Fund, from funds not otherwise appropriated, to cover the federal share of costs of the program when the federal funds have not been received by this state prior to the usual time for transmitting that federal share to the counties of this state or to cover the federal share of child support collections for which the federal funds have been reduced prior to the collections being received from the counties. This loan from the General Fund shall be repaid when the federal share of costs for the program becomes available or when the collections are received from the counties.

3. The Department of Finance may authorize the establishment of positions and transfer of amounts from this item to Item 5175-001-0001 in order to allow the state to perform the functions or oversee the functions of the local child support agency in

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the event a county fails to perform that function or is out of compliance with state performance standards.

4. It is the intent of the Legislature that the California Child Support Automation Project receive the highest commitment and priority of all of the state's child support automation activities.

5. Of the amount appropriated in this item, $12,054,000 shall be available for approving funding for county-specific automation projects for the enhancements to existing county child support automation systems and for transitioning counties from existing legacy systems to one of the four selected consortia systems. The funds subject to this provision shall be available for expenditure by the Department of Child Support Services until June 30, 2005.

6. Of the amount appropriated in this item, the $12,054,000 allocated for enhancements to the existing county child support automation systems shall not be expended until the Department of Finance approves the Advance Planning Document that is submitted to the federal Administration of Children and Families. In the event that any proposed enhancements are not approved for federal financial participation, the Department of Child Support Services shall submit a revised plan to the Department of Finance detailing how it will reprioritize projects to remain within existing General Fund expenditure authority.

7. Notwithstanding Sections 27.00, 28.00, and 28.50 of this act, or any other provision of law, upon request of the Department of Child Support Services, the Department of Finance may augment the amount available for expenditure in this item to pay costs associated with the implementation of the California Child Support Automation System Project. The augmentation may be effected no sooner than 30 days after notification in writing of its necessity to the chairperson of the committee in each house of the Legislature that considers appropriations and the Chairperson of the Joint Legislative Budget Committee, or no sooner than whatever lesser time the chairperson of the committee, or his or her designee, may in each instance determine. The funds appropriated by this provision shall be consistent with the amount ap-

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proved by the Department of Finance based on its review and approval of any required feasibility study report or equivalent document.

5175-101-0890—For local assistance, Department of Child Support Services, for payment to Item 5175-101-0001, payable from the Federal Trust Fund..... ~~322,898,000~~ *324,258,000*

Provisions:

1. Provisions 1, 5, and 7 of Item 5175-101-0001 also apply to this item.
2. The Department of Finance may authorize the establishment of positions and transfer of amounts from this item to Item 5175-001-0890 in order to allow the state to perform the functions or oversee the functions of the local child support agency in the event a county fails to perform that function or is out of compliance with state performance standards.
3. Of the funds appropriated in this item, the Department of Child Support Services shall reimburse the Department of Social Services quarterly for the federal share of Foster Care Child Support Collections reported to the federal government.
4. Upon request of the Department of Child Support Services, the Department of Finance may increase or decrease the expenditure authority in this item pursuant to the provisions of Section 28.00 of this act to offset any increases or decreases in collections deposited in the Child Support Collections Recovery Fund and appropriated in Item 5175-101-8004.

5175-101-8004—For local assistance, Department of Child Support Services, for payment to Item 5175-101-0001, payable from the Child Support Collections Recovery Fund..... 305,148,000

Provisions:

1. Notwithstanding any other provision of law, the Director of Finance may increase or decrease this appropriation, for the purposes of Section 17702.5 of the Family Code, not sooner than 30 days after notification in writing of the necessity thereof is provided to the Chairperson of the Joint Legislative Budget Committee and the chairperson of the committee in each house of the Legislature that considers appropriations, or not sooner than whatever lesser time as the Chairperson of the Joint Legislative Budget Committee, or his or

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her designee, may in each instance determine. Adjustments to expenditure authority shall be consistent with those made pursuant to Provision 4 of Item 5175-101-890.

5175-490—Reappropriation, Department of Child Support Services. The balances of the appropriations provided in the following citations are reappropriated for the purpose of conducting conversions of two county consortia automation systems and shall be available for expenditure until June 30, 2004:

0001—General Fund

(1) Item 5175-101-0001, Budget Act of 2002 (Ch. 379, Stats. 2002)
Up to $934,000 appropriated in 10.01-Child Support Administration program.

0890-Federal Trust Fund

(1) Item 5175-101-0890, Budget Act of 2002 (Ch. 379, Stats. 2002)
Up to $1,815,000 appropriated in 10.01-Child Support Administration program.

5175-495—Reversion, Department of Child Support Services. As of June 30, 2003, the balances specified below of the appropriations provided in the following citation shall revert to the balance in the fund from which the appropriation was made:

0001—General Fund

Item 5175-101-0001, Budget Act of 2002 (Ch. 379, Stats. 2002)

(1) (b) Up to $1,762,000 of the funds appropriated in Section 10.02—Child Support Incentives program.

5180-001-0001—For support of Department of Social Services ..... ~~87,360,000~~ *87,622,000*

Schedule:

(1) 16-Welfare Programs..... ~~67,274,000~~ *67,356,000*

(2) 25-Social Services and Licensing...~~136,229,000~~ *136,711,000*

(3) 35-Disability Evaluation and Other Services.....214,619,000

(6) 60.01-Administration..... ~~33,887,000~~ *33,808,000*

(7) 60.02-Distributed Administration ...–33,808,000

(8) Reimbursements.....–20,388,000

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(9) Amount payable from Foster Family Home and Small Family Home Insurance Fund (Item 5180-001-0131) ..... –3,000,000

(10) Amount payable from the Federal Trust Fund (Item 5180-001-0890) ..... ~~–307,453,000~~ *–307,676,000*

Provisions:

1. The Department of Finance may authorize the transfer of funds from Schedule (2) of this item to Schedule (3), Program 25.45, of Item 5180-151-0001, Community Care Licensing, in order to allow counties to perform the facilities evaluation function.
2. The Department of Finance may authorize the transfer of funds from Schedule (2) of this item to Schedule (1)(b), Program 25.25.020, of Item 5180-151-0001, Adoptions, in order to allow counties to perform the adoptions program function.
3. 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.
4. Notwithstanding paragraph (4) of subdivision (b) of Section 1778 of the Health and Safety Code, the State Department of Social Services may use no more than 20 percent of the fees collected pursuant to Chapter 10 (commencing with Section 1770) of Division 2 of the Health and Safety Code for overhead costs, facilities operation, and indirect department costs.
5. It is the intent of the Legislature to provide sufficient funding to ensure that Child Support State Administrative Hearings are conducted to meet statutory timeframes. Notwithstanding the 30-day notice requirement set forth in subdivision (d) of Section 28.00 of this act, upon request of the Department of Child Support Services, the Department of Finance may augment expenditure authority in this item to fund increased costs asso-

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ciated with the state administrative hearing process at the time the request is made. Concurrent with the Department of Finance approval, written notification shall be provided to the Chairperson of the Joint Legislative Budget Committee and the chairperson of the committee in each house that considers appropriations.

6. It is the intent of the Legislature to provide sufficient funding to ensure that Electronic Benefit Transfer state administrative hearings are conducted to meet statutory timeframes. Notwithstanding the 30-day notice requirement set forth in subdivision (d) of Section 28.00 of this act, upon request by the Department of Social Services, the Department of Finance may augment expenditure authority in this item to fund increased costs associated with the state administrative hearing process at the time the request is made. Concurrent with the Department of Finance approval, written notification shall be provided to the Chairperson of the Joint Legislative Budget Committee and the chairperson of the committee in each house that considers appropriations.

7. Expenditures incurred by the Department of Social Services for its implementation of Chapter 669, Statutes of 2002 (SB 646) shall not exceed the amount of revenue collected from charging substitute child care employee registries an administrative fee for participation.

5180-001-0131—For support of Department of Social Services, for payment to Item 5180-001-0001, for claim payments and the operation and maintenance of the Foster Family Home and Small Family Home Insurance Fund 3,000,000

Provisions:

1. The Department of Finance is authorized to approve expenditures from the unexpended balance available from prior years' appropriations in the Foster Family Home and Small Family Home Insurance Fund during the 2003–04 fiscal year, in those amounts made necessary by increases in either the payment of claims or the costs of operating and maintaining the Foster Family Home and Small Family Home Insurance Fund, which are within or in excess of amounts appropriated in this act for that year.

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If the Department of Finance determines that the estimate of expenditures will exceed the expenditures authorized for the 2003–04 fiscal year, the department shall notify the Legislature. Upon notification the amount of the limitation for the 2003–04 fiscal year shall be increased by the amount of such excess from the unexpended balance available from prior years' appropriations in the Foster Family Home and Small Family Home Insurance Fund.	
5180-001-0270—For support of Department of Social Services, payable from the Technical Assistance Fund	3,055,000
5180-001-0271—For support of Department of Social Services, payable from the Certification Fund	1,122,000
5180-001-0279—For support of Department of Social Services, payable from the Child Health and Safety Fund	818,000
5180-001-0803—For support of Department of Social Services, payable from the State Children's Trust Fund	155,000
5180-001-0890—For support of Department of Social Services, for payment to Item 5180-001-0001, payable from the Federal Trust Fund	~~307,453,000~~ *307,676,000*
Provisions:	
1. The Department of Finance may authorize the transfer of federal funds from this item to Item 5180-151-0890 in order to allow counties to perform the adoption program functions, and the facilities evaluation function in Community Care Licensing in the Department of Social Services.	
2. Provisions 5 and 6 of Item 5180-001-0001 also apply to this item.	
5180-011-0001—For transfer by the Controller to the Foster Family Home and Small Family Home Insurance Fund	2,034,000
Provisions:	
1. Provision 1 of Item 5180-001-0131 also applies to this item.	
5180-011-0279—For transfer by the Controller from the Child Health and Safety Fund to the State Children's Trust Fund.....	45,000
5180-011-0890—For transfer by the Controller from the Federal Trust Fund to the Foster Family Home and Small Family Home Insurance Fund	966,000

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Provisions:

1. Provision 1 of Item 5180-001-0131 also applies to this item.

5180-017-0001—For support, Department of Social Services 205,000

5180-017-0890—For support, Department of Social Services, payable from the Federal Trust Fund 295,000

5180-101-0001—For local assistance, Department of Social Services ..... ~~2,757,134,000~~ *2,757,906,000*

Schedule:

(1) 16.30-CalWORKs..... ~~5,239,945,000~~ *5,216,652,000*

(a) 16.30.010-Assistance Payments 3,040,569,000

(b) 16.30.025-Services, Administration, and Child Care..... ~~1,913,306,000~~ *1,890,013,000*

(i) Services ..... (995,950,000)

(ii) Administration . (407,054,000)

(iii) Child Care ..... ~~(510,302,000)~~ *(487,009,000)*

(c) 16.30.050-County Probation Facilities 201,413,000

(d) 16.30.060-Kin-GAP Program..... 84,657,000

(2) 16.40-Foster Care.....989,359,000

(3) 16.50-Adoption Assistance Program.....448,051,000

(4) 16.55-Refugee Cash Assistance..... 5,870,000

(5) 16.60-Food Assistance Programs ... ~~10,078,000~~ *11,241,000*

(6) Reimbursements..... –3,735,000

(7) Amount payable from the Emergency Food Assistance Program Fund (Item 5180-101-0122)..... –494,000

(8) Amount payable from the Employment Training Fund (Item 5180-101-0514).....–21,432,000

(9) Amount payable from the Federal Trust Fund (Item 5180-101-0890) ..... ~~–3,910,508,000~~ *–3,887,606,000*

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Provisions:

1. No funds appropriated in this item shall be encumbered unless every rule or regulation adopted and every all-county letter issued by the Department of Social Services that adds to the cost of any program is approved by the Department of Finance as to the availability of funds before it becomes effective. In making the determination as to availability of funds to meet the expenditures of a rule, regulation, or all-county letter that would increase the costs of a program, the Department of Finance shall consider the amount of the proposed increase on an annualized basis, the effect the change would have on the expenditure limitations for the program set forth in this act, the extent to which the rule, regulation, or all-county letter constitutes a deviation from the premises under which the expenditure limitations were prepared, and any additional factors relating to the fiscal integrity of the program or the state's fiscal situation.

   Notwithstanding Control Sections 27.00, 28.00 and 28.50 of this act, the availability of funds contained in this item for rules, regulations, or all-county letters that add to program costs funded from the General Fund in excess of $500,000 on an annual basis, including those that are the result of a federal regulation but excluding those that are (a) specifically required as a result of the enactment of a federal or state law, or (b) included in the appropriation made by this act, shall not be approved by the Department of Finance sooner than 30 days after notification in writing of the necessity therefor to the chairperson of the committee in each house that considers appropriations and the Chairperson of the Joint Legislative Budget Committee, or such lesser time as the chairperson of the committee, or his or her designee, may in each instance determine.

2. Notwithstanding Chapter 1 (commencing with Section 18000) of Part 6 of Division 9 of the Welfare and Institutions Code, a loan not to exceed $500,000,000 shall be made available from the General Fund, from funds not otherwise appropriated, to cover the federal share of costs of a program(s) when the federal funds have not been received by this state prior to the usual time for

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transmitting that federal share to the counties of this state. This loan from the General Fund shall be repaid when the federal share of costs for the program or programs becomes available.

3. The Department of Finance may authorize the transfer of amounts from this item to Item 5180-001-0001 in order to fund the cost of the administrative hearing process associated with changes in aid payments in the CalWORKs program.

4. The Department of Finance is authorized to approve expenditures in those amounts made necessary by changes in either caseload or payments, or any rule or regulation adopted and any all-county letter issued 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 2003–04 fiscal year that are within or in excess of amounts appropriated in this act for that year.

If the Department of Finance determines that the estimate of expenditures will exceed the expenditures authorized for this item, the department shall so report to the Legislature. At the time as the report is made, the amount of the limitation shall be increased by the amount of the excess unless and until otherwise provided by law.

6. 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.

7. In the event of declared disaster and upon county request, the State Department of Social Services may act in the place of any county and assume direct responsibility for the administration of eligibility and grant determination. Upon recommendation of the Director of Social Services, the Department of Finance may authorize the transfer of funds from Items 5180-101-0001 and 5180-101-0890, to Items 5180-001-0001 and 5180-001-0890, for this purpose.

8. Notwithstanding Section 26.00 of this act, the Department of Finance is authorized to approve the

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transfer of funds between Schedule (1)(a) 16.30.010-Assistance Payments and Schedule (1)(b) 16.30.025-Services, Administration, and Child Care in order to meet the Temporary Assistance for Needy Families maintenance-of-effort requirement.

9. Pursuant to the Electronic Benefit Transfer (EBT) Act (Chapter 3 (commencing with Section 10065) of Part 1 of Division 9 of the Welfare and Institutions Code) and in accordance with the EBT System regulations (Manual of Policies and Procedures Section 16-401.15), in the event a county fails to reimburse the EBT contractor for settlement of EBT transactions made against the county's cash assistance programs, the state is required to pay the contractor. The Department of Social Services may use funds from this item to reimburse the EBT contractor for settlement on behalf of the county. The county shall be required to reimburse the Department of Social Services for county's settlement via direct payment or administrative offset.

10. The Department of Finance is authorized to reduce this item if legislation is enacted that realigns CalWORKs and Foster Care program costs to counties and provides counties revenues to fund the programs.

11. The Department of Social Services shall work with stakeholders, including representatives of providers, to consider options to enhance the flexibility of Foster Care Group Home providers without compromising quality of care or child safety, and report to the Legislature at budget hearings.

5180-101-0122—For local assistance, Department of Social Services, for payment to Item 5180-101-0001, payable from the Emergency Food Assistance Program Fund..... 494,000

5180-101-0514—For local assistance, Department of Social Services, for payment to Item 5180-101-0001, payable from the Employment Training Fund..... 21,432,000

5180-101-0890—For local assistance, Department of Social Services, for payment to Item 5180-101-0001, payable from the Federal Trust Fund..... ~~3,910,508,000~~ *3,887,606,000*

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Provisions:

1. Provisions 1, 4, 7, 8, and 9 of Item 5180-101-0001 also apply to this item.
2. The Department of Finance may authorize the transfer of amounts from this item to Item 5180-001-0890 in order to fund the cost of the administrative hearing process associated with changes in aid payments in the CalWORKs program.
3. The State Department of Social Services may transfer up to $10,000,000 of the funds appropriated in this item for Program 16.30.025—Services, Administration, and Child Care, from the TANF block grant to the Social Services Block Grant (Title XX) pursuant to authorization in the federal Personal Responsibility and Work Opportunity Reconciliation Act of 1996 (Public Law 104-193). The Title XX funds shall be pooled with TANF funds appropriated in this item for CalWORKs Child Care, for the purpose of broadening access to federal Child and Adult Care Food Program benefits for low-income children in proprietary child care centers. This transfer shall occur only if the Director of Finance approves the pooling of Title XX funds with CCDF and/or TANF funds.

5180-102-0001—For local assistance, Department of Social Services 67,761,000

Schedule:

(1) 16.30.025-CalWORKs Services, Administration, and Child Care 67,761,000

Provisions:

1. This appropriation shall be used to match federal Welfare-to-Work grant funds appropriated to the Employment Development Department. Notwithstanding Section 15204.2 of the Welfare and Institutions Code, funds that are provided to counties shall be separately allocated and expended in a manner which meets the federal Welfare-to-Work grant matching requirements.
2. The Department of Social Services shall monitor Welfare-to-Work grant expenditures within the Employment Development Department and ensure that no funds appropriated in this item are expended in excess of the amount needed to meet the matching requirements of the federal Welfare-to-Work grant.

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5180-111-0001—For local assistance, Department of Social Services 4,752,703,000

Schedule:

(1) 16.70-SSI/SSP 3,483,693,000

(2) 25.15-IHSS..... 3,219,208,000

(a) 25.15.010-Services 3,015,258,000

(b) 25.15.020-Administration 203,950,000

(3) Reimbursements ..... –1,950,198,000

Provisions:

1. Provisions 1 and 4 of Item 5180-101-0001 also apply to this item.

2. Notwithstanding Chapter 1 (commencing with Section 18000) of Part 6 of Division 9 of the Welfare and Institutions Code, a loan not to exceed $59,000,000 shall be made available from the General Fund from funds not otherwise appropriated, to cover the federal share or reimbursable share, or both, of costs of a program(s) when the federal funds or reimbursements (from the Health Care Deposit Fund or counties) have not been received by this state prior to the usual time for transmitting payments for the federal or reimbursable share of costs for this state. That loan from the General Fund shall be repaid when the federal share of costs for the program(s) becomes available, or in the case of reimbursements, subject to Section 16351 of the Government Code. County reimbursements also shall be subject to Section 16314 of the Government Code, which specifies the rate of interest. The department may offset a county's share of cost of the In-Home Supportive Services (IHSS) program against local assistance payments made to the county if the county fails to reimburse its share of cost of the IHSS program to the state.

4. The State Department of Social Services shall provide technical assistance to counties to ensure that they maximize the receipt of federal funds for the In-Home Supportive Services Program, without compromising the quality of the services provided to In-Home Supportive Services recipients.

5180-141-0001—For local assistance, Department of Social Services ..... ~~411,741,000~~ *415,176,000*

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Schedule:

(1) 16.80-County Administration .....~~752,132,000~~
753,119,000

(2) 16.85-Automation Projects .....~~274,713,000~~
277,719,000

(3) Reimbursements.....–33,888,000

(4) Amount payable from the Federal Trust Fund (Item 5180-141-0890) ..... ~~–581,216,000~~
–581,774,000

Provisions:

1. Notwithstanding Chapter 1 (commencing with Section 18000) of Part 6 of Division 9 of the Welfare and Institutions Code, a loan not to exceed $127,000,000 shall be made available from the General Fund, from funds not otherwise appropriated, to cover the federal share of costs of a program(s) when the federal funds have not been received by this state prior to the usual time for transmitting that federal share to the counties of this state. This loan from the General Fund shall be repaid when the federal share of costs for the program or programs becomes available.
2. In the event of declared disaster and upon county request, the State Department of Social Services may act in the place of any county and assume direct responsibility for the administration of eligibility and grant determination. Upon recommendation of the Director of Social Services, the Department of Finance may authorize the transfer of funds from Items 5180-141-0001 and 5180-141-0890, to Items 5180-001-0001 and 5180-001-0890, for this purpose.
3. Provision 1 of Item 5180-101-0001 also applies to this item.
4. Pursuant to public assistance caseload estimates reflected in the annual Governor's Budget, the Department of Finance may approve expenditures in those amounts made necessary by changes in caseload that are in excess of amounts appropriated in this act. If the Department of Finance determines that the estimate of expenditures will exceed the expenditures authorized for this item, the department shall so report to the Legislature. At the time the report is made, the amount of the

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limitation shall be increased by the amount of the excess unless and until otherwise provided by law.

5. 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.

6. Section 11.00 of this act shall apply to contracts entered into for the development and implementation of the Consortium IV, Interim Statewide Automated Welfare System, Los Angeles Eligibility, Automated Determination, Evaluation, and Reporting, and Welfare Client Data Systems consortia of the Statewide Automated Welfare System.

7. Notwithstanding Sections 27.00 and 28.00 of this act, upon request of the Department of Social Services, the Department of Finance may augment the amount available for expenditure in this item to pay costs associated with the procurement of a new application maintenance contract for the Interim Statewide Automated Welfare System Consortium not sooner than 30 days after notification in writing of the necessity therefor to the chairperson of the committee in each house of the Legislature that considers appropriations and the Chairperson of the Joint Legislative Budget Committee. The funds appropriated by this provision shall be made available consistent with the amount approved by the Department of Finance based on its review of the special project report or equivalent document.

8. The Department of Finance is authorized to reduce this item if legislation is enacted that realigns CalWORKs and Foster Care program costs to counties and provides revenues to counties to fund the programs.

5180-141-0890—For local assistance, Department of Social Services, for payment to Item 5180-141-0001, payable from the Federal Trust Fund..... ~~581,216,000~~ *581,774,000*

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Provisions:

1. Provisions 2, 3, 4, 6, and 7 of Item 5180-141-0001 also apply to this item.

5180-151-0001—For local assistance, Department of Social Services ..... ~~758,387,000~~ *758,629,000*

Schedule:

(1) 25.25-Children's Services..... ~~1,881,054,000~~ *1,881,446,000*

(a) 25.25.010-Child Welfare Services 1,781,336,000

(b) 25.25.020-Adoptions..... ~~77,903,000~~ *78,295,000*

(c) 25.25.030-Child Abuse Prevention .21,815,000

(2) 25.35-Special Programs.....116,721,000

(a) 25.35.010-Specialized Services 724,000

(b) 25.35.020-Access Assistance for the Deaf..... 5,804,000

(c) 25.35.030-Maternity Care 200,000

(d) 25.35.040-Refugee Assistance Services 15,299,000

(e) 25.35.050-County Services Block Grant..... 94,694,000

(3) 25.45-Community Care Licensing 13,263,000

(4) Reimbursements.....–71,005,000

(5) Amount payable from the Child Health and Safety Fund (Item 5180-151-0279) ..... –445,000

(6) Amount payable from the Federal Trust Fund (Item 5180-151-0890) ..... ~~–1,181,201,000~~ *–1,181,351,000*

Provisions:

1. Provision 1 of Item 5180-101-0001 also applies to this item.

2. Notwithstanding Chapter 1 (commencing with Section 18000) of Part 6 of Division 9 of the Welfare and Institutions Code, a loan not to exceed

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$50,000,000 shall be made available from the General Fund from funds not otherwise appropriated, to cover the federal share of costs of a program(s) when the federal funds have not been received by this state prior to the usual time for transmitting that federal share to the counties of this state. That loan from the General Fund shall be repaid when the federal share of costs for the program(s) becomes available.

3. The Department of Finance may authorize the establishment of positions and transfer of amounts from this item to Item 5180-001-0001, in order to allow the state to perform the facilities evaluation function of Community Care Licensing in the event the counties fail to perform that function.

5. 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.

6. The Department of Finance may authorize the establishment of positions and transfer of amounts from this item to Item 5180-001-0001, in order to allow the state to perform the adoptions function in the event that a county notifies the Department of Social Services that it intends to cease performing that function.

7. Of the amount appropriated in this item, $5 million for the Child Welfare Services/Case Management System shall not be encumbered until the Department of Finance reviews and approves the feasibility study reports or equivalent project documents for the design, development and installation of Title IV-E eligibility determinations; interfaces to TANF, child support and Medi-Cal systems; financial management for out-of-home care and Adoptions Assistance Payments; and, the Independent Living Program. At the time that it approves the funds availability, the Department of Finance shall provide written notification to the chairperson of the fiscal committees of each house of the Legislature and the Chairperson of the Joint Legislative Budget Committee.

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8. The Department of Finance ~~may~~ *is authorized to* reduce this item if legislation is enacted that realigns Child Welfare Services, Child Abuse Prevention, Intervention, and Treatment, and Adult Protective Services program costs to counties and provides counties revenues to fund the programs.

5180-151-0279—For local assistance, Department of Social Services, for payment to Item 5180-151-0001, payable from the Child Health and Safety Fund 445,000

5180-151-0803—For local assistance, Department of Social Services, payable from *the* State Children's Trust Fund..... 1,832,000

5180-151-0890—For local assistance, Department of Social Services, for payment to Item 5180-151-0001, payable from the Federal Trust Fund ..... ~~1,181,201,000~~ *1,181,351,000*

Provisions:

1. Provisions 1, 3, 4, and 6 of Item 5180-151-0001 also apply to this item.
2. Of the amount appropriated in this item, $5 million for the Child Welfare Services/Case Management System shall not be encumbered until the Department of Finance reviews and approves the feasibility study reports or equivalent project documents for the design, development and installation of Title IV-E eligibility determinations; interfaces to TANF, child support and Medi-Cal systems; financial management for out-of-home care and Adoptions Assistance Payments; and, the Independent Living Program. At the time that it approves the funds availability, the Department of Finance shall provide written notification to the chairperson of the fiscal committees of each house of the Legislature and the Chairperson of the Joint Legislative Budget Committee.

5180-153-0001—For local assistance, Department of Social Services 1,368,000

Provisions:

1. The Department of Finance is authorized to reduce this item if legislation is enacted that realigns Foster Care Transitional Housing program costs to counties and provides counties revenues to fund the programs.

ASSEMBLY BILL NO. 1769

AS AMENDED IN SENATE JUNE 24, 2003

VOLUME 2

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5180-295-0001—For local assistance, State Department of Social Services, 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) 98.01.109.096—Child Abuse Treatment Services Authorization and Case Management (Ch. 1090, Stats. 1996) 0

Provisions:

1. 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 2003–04 fiscal year:

   (1) Child Abuse Treatment ~~Service and~~ *Services* Authorization and Case Management (Ch. 1090, Stats. 1996).

5180-402—The Director of Finance is authorized to approve transfers of ~~$529,635,000~~ *$534,928,000* from the federal Temporary Assistance for Needy Families (TANF) block grant to the Child Care and Development Fund (CCDF) administered by the State Department of Education, and the entire amount so transferred shall be used for CalWORKs local assistance Stage II child care. The moneys transferred to the Department of Education shall be used only for direct services to Stage II child care recipients, and the Department of Education shall use other existing funds available for child care quality expenditures to meet the 4 percent quality requirement of federal law associated with CCDF expenditures. Prior to any fund transfers from TANF to CCDF, the Department of Education shall certify that the transfer will not require additional quality expenditures beyond the existing expenditures. Should additional quality expenditures be required as a result of a transfer pursuant to this provision, these transfers shall become TANF funds and shall not be transferred to the CCDF. In the event of a TANF transfer pursuant to this item,

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the Department of Education shall comply with existing TANF and CalWORKs regulations and reporting requirements.

Provisions:

1. Upon request from the State Department of Education, and upon approval by the Director of Finance, the State Department of Social Services is authorized to transfer up to $10,000,000 from the federal Temporary Assistance to Needy Families (TANF) block grant to the Social Services Block Grant (Title XX) pursuant to authorization in the federal Personal Responsibility and Work Opportunity Reconciliation Act of 1996 (P.L. 104-193). These funds shall be provided to the State Department of Education, to be pooled with moneys in the Child Care and Development Fund (CCDF), TANF, or both, for the purpose of broadening access to federal Child and Adult Care Food Program benefits for low-income children in proprietary child care centers. The total amount to be transferred to the State Department of Education from Title XX and TANF combined shall not exceed ~~$529,635,000~~ *$534,928,000* . In the event Title XX funds are provided to the State Department of Education pursuant to this provision, the State Department of Education shall comply with all Title XX regulations and reporting requirements. The Department of Finance shall provide written notification to the chairperson of the fiscal committees of each house of the Legislature and the Chairperson of the Joint Legislative Budget Committee at the time of the transfer.

5180-403—The Director of Finance is authorized to approve transfers not to exceed ~~$157,681,000~~ *$175,290,000* from the federal Temporary Assistance for Needy Families (TANF) block grant to and in augmentation of any program for which TANF funds have been appropriated in this act, only if the request (1) meets all of the conditions set forth in Section 28.00 of this act, or (2) is consistent with Provision 4 of Item 5180-101-0001. Any transfers pursuant to this paragraph shall require the respective legislative notification procedures set forth in Section 28.00 of this act or Provision 4 of Item 5180-101-0001, whichever is applicable.

5180-490—Reappropriation, Department of Social Services. Notwithstanding any other provision of law,

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the amount of the appropriation specified in the following citations is reappropriated for the purpose specified, and shall be available for encumbrance and expenditure until June 30, 2004:

0001—General Fund

(1) Item 5180-001-0001, Budget Act of 2002 (Ch. 379, Stats. 2002), $150,000 from Schedule (2) 25-Social Services and Licensing and $50,000 from Schedule (6) Reimbursements to fund the State share of the remaining legal cost of negotiating the Cash Management Information and Payrolling System contract.

(2) Item 5180-141-0001, Budget Act of 2002 (Ch. 379, Stats. 2002), an amount not to exceed $1,500,000 from Schedule (1) 16.80-County Administration appropriated for Food Stamp Sanction appeal and error rate reduction activities.

5180-491—Reappropriation, Department of Social Services. Notwithstanding any other provision of law, the balance of the funds for the appropriations provided in the following citations are reappropriated for expenditure pursuant to Provision 1 and are available for expenditure until June 30, 2004:

0001—General Fund

(1) Item 5180-111-0001, Budget Act of 2002 (Ch. 379, Stats. 2002)

(2) Item 5180-141-0001, Budget Act of 2002 (Ch. 379, Stats. 2002)

(3) Item 5180-151-0001, Budget Act of 2002 (Ch. 379, Stats. 2002)

0890—Federal Trust Fund

(1) Item 5180-111-0890, Budget Act of 2002 (Ch. 379, Stats. 2002)

(2) Item 5180-141-0890, Budget Act of 2002 (Ch. 379, Stats. 2002)

(3) Item 5180-151-0890, Budget Act of 2002 (Ch. 379, Stats. 2002)

Provisions:

1. It is the intent of this item to continue funding approved activities for the automation projects that, due to schedule changes, result in unexpended appropriations one year and the need for additional funding in the following year. Therefore, notwithstanding any other provision of law, the balance of the appropriations for these automation projects may, upon approval of the Department of Finance, be reappropriated for transfer to and in augmen-

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tation of the corresponding items in this act. The funds reappropriated by this provision shall be made available consistent with the amount approved by the Department of Finance based on an approved special project report or equivalent document not sooner than 30 days after providing notification in writing to the chairperson of the fiscal committee of each house of the Legislature and the Chairperson of the Joint Legislative Budget Committee.

YOUTH AND ADULT CORRECTIONAL AGENCY

5240-001-0001—For support of the Department of Corrections..... ~~4,735,535,000~~
4,728,574,000

Schedule:

(1) 21-Institution Program ..... ~~3,430,677,000~~
3,428,915,000

(2) 22-Health Care Services Program .....~~904,923,000~~
907,098,000

(3) 31-Community Correctional Program .....~~520,276,000~~
512,902,000

(4) 41.01-Administration.....146,712,000

(5) 41.02-Distributed Administration ..... –146,712,000

(6) Reimbursements.....–68,466,000

(7) Amount payable from the Federal Trust Fund (Item 5240-001-0890).. –2,386,000

(8) Amount payable from the Inmate Welfare Fund (Item 5240-001-0917).....–49,489,000

Provisions:

1. Funds appropriated to accommodate projected institutional population levels in excess of those that actually materialize, if any, shall revert to the General Fund, except that the Director of Finance may approve an increase in expenditures that are not related to caseload for the Department of Corrections through the redirection of funding that is reasonably believed not to be needed for accommodating projected institutional population levels if the approval is made in writing and filed with the Chairperson of the Joint Legislative Budget Committee and the chairperson of each house of

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the Legislature that considers appropriations not later than 30 days prior to the effective date of the approval, or prior to whatever lesser time the chairperson of the joint committee, or his or her designee, may in each instance determine. All notifications shall include (a) the reason for the proposed redirection of caseload funding to expenditures that are not related to caseload, (b) the approved amount, and (c) the basis of the director's determination that the funding is not needed for accommodating projected institutional population levels.

2. Funds appropriated to accommodate projected parole population levels in excess of those that actually materialize, if any, shall revert to the General Fund, except that the Director of Finance may approve an increase in expenditures that are not related to caseload for the Department of Corrections through the redirection of funding that is reasonably believed not to be needed for accommodating projected parole population levels if the approval is made in writing and filed with the Chairperson of the Joint Legislative Budget Committee and the chairperson of each house of the Legislature that considers appropriations not later than 30 days prior to the effective date of the approval, or prior to whatever lesser time the chairperson of the joint committee, or his or her designee, may in each instance determine. All notifications shall include (a) the reason for the proposed redirection of caseload funding to expenditures that are not related to caseload, (b) the approved amount, and (c) the basis of the director's determination that the funding is not needed for accommodating projected parole population levels.

3. Any funds recovered as a result of audits of locally operated return-to-custody centers shall revert to the General Fund.

4. When contracting with counties for vacant jail beds for any inmate under the jurisdiction of the Director of the Department of Corrections, the department shall not reimburse counties more than the average amount it costs the state to provide the same services in comparable state institutions. This restriction shall not apply to any existing contract, but shall apply to the extension or re-

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newal of that contract. In addition, the total operational cost of incarcerating state inmates in leased county jail beds (which includes state costs, but is exclusive of one-time and capital outlay costs), shall not exceed the department's average cost for operating comparable institutions.

5. Notwithstanding any other provision of law, but subject to providing 30 days' prior notification to the Joint Legislative Budget Committee, funds appropriated in Schedule (1) or (3), or both, of this item may be transferred to Item 5240-101-0001, Schedule (2), upon order of the Director of Finance, to provide funds for the reimbursement of counties for the cost of holding parole violators in local jail.

6. Notwithstanding any other provision of law, upon approval of the Department of Finance, the Department of Corrections may transfer, between Schedules (1), (2), and (3) of this item, up to 5 percent of the amounts appropriated in these schedules. Any transfer of funds appropriated in Schedules (1), (2), and (3) of this item exceeding 5 percent may occur not sooner than 30 days after notification thereof to the Chairperson of the Joint Legislative Budget Committee and the chairpersons of the fiscal committees of the Legislature.

7. The Department of Corrections shall adjust the number of contracted beds with the Department of Mental Health necessary to house its offenders as part of its ongoing Coleman compliance effort. This revision shall be based on actual and reasonably projected bed usage, and be included in the Governor's Budget population-related request and adjusted in the May Revision as necessary.

8. The California State Prison-Kern County at Delano shall be activated no later than April 30, 2005.

9. The Department of Corrections shall submit to the Legislature by October 1, 2003, a plan for providing education programs in reception centers.

10. The Department of Corrections shall provide monthly updates to the Chairperson of the Joint Legislative Budget Committee, the chairpersons of the committees in each house of the Legislature that consider appropriations, and the Department of Finance, regarding the status of the

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implementation of the restructuring of the Academic and Vocational Education and Vocational Training program, the closure of three private Community Correctional Facilities, the increase of the Basic Correctional Officer Academy, the program to Reduce Recidivism through Prerelease Planning & Re-entry Programs, the Substance Abuse Treatment and Control Unit program and the Community Detention program for low level offenders, the Drug Treatment Furlough program, the Medical Parole program, and the expansion of the Mentally Ill Parolee program. In addition to the status of their implementation, these updates shall address the effect each program has on the Average Daily Population, and the savings that results from the programs.

5240-001-0890—For support of the Department of Corrections, for payment to Item 5240-001-0001, payable from the Federal Trust Fund 2,386,000

5240-001-0917—For support of the Department of Corrections, for payment to Item 5240-001-0001, payable from the Inmate Welfare Fund 49,489,000

5240-003-0001—For support of the Department of Corrections for rental payments on lease-revenue bonds 261,377,000

Schedule:

(1) Base Rental and Fees 264,360,000

(2) Insurance 2,596,000

(3) Reimbursements ..... –5,579,000

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.

5240-101-0001—For local assistance, Department of Corrections ..... ~~47,270,000~~ *109,570,000*

Schedule:

(1) 21-Institution Program..... 15,132,000

(2) 31-Community Correctional Program..... ~~32,138,000~~ *94,438,000*

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Provisions:

1. The amount appropriated in this item is provided for the following purposes:

(a) To pay the transportation costs of prisoners to and between state prisons, including the return of parole violators to prison and for the conveying of persons under provisions of Division 3 (commencing with Section 3000) of the Welfare and Institutions Code and the Western Interstate Corrections Compact (Section 11190 of the Penal Code), in accordance with Section 26749 of the Government Code. Claims filed by local jurisdictions shall be filed within six months after the end of the month in which those transportation costs are incurred. Expenditures shall be charged to either the fiscal year in which the claim is received by the Controller or the fiscal year in which the warrant is issued by the Controller.

Claims filed by local jurisdictions directly with the Controller may be paid by the Controller.

(b) To pay the expenses of returning fugitives from justice from outside the state, in accordance with Sections 1389, 1549, and 1557 of the Penal Code. Claims filed by local jurisdictions shall be filed within six months after the end of the month in which expenses are incurred. Expenditures shall be charged to either the fiscal year in which the claim is received by the Controller or the fiscal year in which the warrant is issued by the Controller, and any restitution received by the state for those expenses shall be credited to the appropriation of the year in which the Controller's receipt is issued.

Claims filed by local jurisdictions directly with the Controller may be paid by the Controller.

(c) To pay court costs and county charges, payable under Sections 4700.1, 4750 to 4755, inclusive, and 6005 of the Penal Code. Claims shall be filed by local jurisdictions within six months after the end of the month in which a service is performed by the coroner, a hearing is held on the return of a writ of habeas corpus, the district attorney declines to prosecute

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a case referred by the Department of Corrections, a judgment is rendered for a court hearing or trial, an appeal ruling is rendered for the trial judgment, or an activity is performed as permitted by these sections. Expenditures shall be charged to either the fiscal year in which the claim is received by the Controller or the fiscal year in which the warrant is issued by the Controller.

Claims filed by local jurisdictions directly with the Controller may be paid by the Controller.

(d) To reimburse counties for the cost of detaining state parolees pursuant to Section 4016.5 of the Penal Code. Claims shall be filed by local jurisdictions within six months after the end of the month in which the costs are incurred. Claims filed by local jurisdictions may not include booking fees, may not recover detention costs in excess of $59 per day, and shall be limited to the detention costs for those days on which parolees are held subject only to a Department of Corrections request pursuant to subdivision (b) of Section 4016.5 of the Penal Code. Expenditures shall be charged to either the fiscal year in which the claim is received by the Department of Corrections or the fiscal year in which the warrant is issued.

2. Notwithstanding any other provision of law, upon 30-day prior notification to the Chairperson of the Joint Legislative Budget Committee, funds appropriated in Schedule (2) of this item may be transferred to Schedule (1) or (3), or both, of Item 5240-001-0001, upon order of the Director of Finance, to provide funds for the reimbursement of counties for the cost of holding parole violators in local jails or for the auditing or monitoring of local assistance costs.

5240-295-0001—For local assistance, Department of Corrections, 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 1,000

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Schedule:

(1) 98.01.082.091-Prisoner Parental Rights (Ch. 820, Stats. 1991) 1,000

Provisions:

1. Except as provided in Provision 2 of this item, allocations of funds provided in this item to the appropriate local entities shall be made by the State 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. If any of the scheduled amounts are insufficient to provide full reimbursement of costs, the State 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 chairperson of the committee in each house which considers appropriations and the Chairperson of the Joint Legislative Budget Committee or his or her designee.

5240-301-0660—For capital outlay, Department of Corrections, payable from the Public Buildings Construction Fund 271,710,000

Schedule:

(1) 61.04.040-California Correctional Institution, Tehachapi: Wastewater Treatment Plant—Construction..... 15,743,000

(2) 61.09.036-California Medical Facility, Vacaville: Mental Health Crisis Beds—Preliminary plans, working drawings, and construction 18,645,000

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(3) 61.11.008-Richard J. Donovan Correctional Facility at Rock Mountain, San Diego: Substance Abuse Program Modular Replacement—Construction	2,074,000
(4) 61.12.027-California State Prison-San Quentin, San Quentin: Condemned Inmate Complex—Preliminary plans, working drawings, and construction	220,000,000
(5) 61.47.002-California State Prison-Sacramento, Represa: Psychiatric Services Unit/Enhanced Outpatient Care Phase II—Construction	15,248,000

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 construction of the projects authorized by this item.
2. The State Public Works Board and the Department of Corrections may obtain interim financing for the project costs authorized in this item from any appropriate source, including, but not limited to, Section 15849.1 of the Government Code and the Pooled Money Investment Account pursuant to Sections 16312 and 16313 of the Government Code.
3. The State Public Works Board may authorize the augmentation of the cost of construction of the projects scheduled in this item pursuant to the board's authority under Section 13332.11 of the Government Code. In addition, the State Public Works Board may authorize any additional amount necessary to establish a reasonable construction reserve and to pay the cost of financing, including the payment of interest during construction of the projects, the costs of financing a debt service fund, and the cost of issuance of permanent financing for the project. This additional amount may include interest payable on any interim financing obtained.
4. This department is authorized and directed to execute and deliver any and all leases, contracts, agreements, or other documents necessary or ad-

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visable to consummate the sale of bonds or otherwise effectuate the financing of the scheduled projects.

5. 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 section does not exempt this department from the requirements of the California Environmental Quality Act. This section is declarative of existing law.

6. Notwithstanding Section 2.00 of the Budget Act, funds derived for Schedule (4) from the lease-purchase financing method deposited in the State Treasury, are hereby available for encumbrance until June 30, 2008, to the State Public Works Board on behalf of the Department of Corrections.

5240-301-0746—For capital outlay, Department of Corrections, payable from the 1986 Prison Construction Bond Fund 1,551,000

Schedule:

(1) 61.01.001-Statewide: Budget Packages and Advance Planning 1,000,000

(2) 61.06.024-Deuel Vocational Institution, Tracy: New Well—Construction 551,000

Provisions:

1. The funds appropriated in Schedule (1) are to be allocated by the Department of Corrections, upon approval by the Department of Finance to develop design and cost information for new projects for which funds have not been previously appropriated, but for which preliminary plan funds, working drawings funds, or working drawings and construction funds are expected to be included in the 2004–05 or 2005–06 Governor's Budget, and for which cost estimates or preliminary plans can be developed prior to legislative hearings on the 2004–05 and 2005–06 Governor's Budgets, respectively. These funds may be used for all of the following: budget package development, environmental services, architectural programming, engi-

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neering assessments, schematic design, and preliminary plans. The amount appropriated in this item for that purpose is not to be construed as a commitment by the Legislature as to the amount of capital outlay funds it will appropriate in any future year.

2. As used in this appropriation, studies shall include site studies and suitability reports, environmental studies, master planning, architectural programming and schematics.

5240-301-0747—For capital outlay, Department of Corrections, payable from the 1988 Prison Construction Bond Fund 3,500,000

Schedule:

(1) 61.01.030-Statewide: Evaluation of Mental Health Facilities—Study ... 1,000,000

(2) 61.14.030-Minor Capital Outlay 2,500,000

5240-301-0751—For capital outlay, Department of Corrections, payable from the 1990 Prison Construction Bond Fund 2,500,000

Schedule:

(1) 61.14.030-Minor Capital Outlay 2,500,000

5240-302-0747—For capital outlay, Department of Corrections, payable from the 1988 Prison Construction Fund 2,776,000

Schedule:

(1) 61.06.021- ~~Duel~~ *Deuel* Vocational Institution, Tracy: Infirmary Heating/Ventilation/Air Conditioning—Construction 1,060,000

(2) 61.08.036-California Institution for Men, Chino: Cell Security Lighting/R.C. Central Facility—Working drawings and construction..... 1,250,000

(3) 61.08.037-California Institution for Men-East, Chino: Electrified Fence—Preliminary plans and working drawings 466,000

5240-303-0660—For capital outlay, Department of Corrections, payable from the Public Buildings Construction Fund 3,801,000

Schedule:

(1) 61.34.426-Ironwood State Prison, Blythe: Correctional Treatment Center, Phase II—Construction..... 3,801,000

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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 projects authorized by this item.
2. The State Public Works Board and the Department of Corrections may obtain interim financing for the project costs authorized in this item from any appropriate source including, but not limited to, Section 15849.1 of the Government Code and the Pooled Money Investment Account pursuant to Sections 16312 and 16313 of the Government Code.
3. The State Public Works Board may authorize the augmentation of the cost of construction of the projects scheduled in this item pursuant to the board's authority under Section 13332.11 of the Government Code. In addition, the State Public Works Board may authorize any additional amount necessary to establish a reasonable construction reserve and to pay the cost of financing, including the payment of interest during construction of the projects, the costs of financing a debt service fund, and the cost of issuance of permanent financing for the project. This additional amount may include interest payable on any interim financing obtained.
4. This department is 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.
5. The State Public Works Board may 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 section does not exempt this department from the requirements of the California Environmental Quality Act. This section is declarative of existing law.

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5240-490—Reappropriation, Department of Corrections. The balance of the appropriations provided in the following citations is reappropriated for the purposes, and subject to the limitations unless otherwise specified, provided for in the appropriations:

0001—General Fund

(1) Item 5240-301-0001, Budget Act of 2001 (Ch. 106, Stats. 2001), as reappropriated by Item 5240-490, Budget Act of 2002 (Ch. 379, Stats. 2002)

(26) 61.16.021-Sierra Conservation Center, Jamestown: Effluent Disposal Pipeline—Working drawings and construction

(2) Item 5420-301-0001, Budget Act of 2002 (Ch. 379, Stats. 2002)

(1.5) 61.12.426-California State Prison, San Quentin, San Quentin: Correctional Treatment Center, Phase II—Preliminary plans

(6) 61.15.027-California Rehabilitation Center, Norco: Potable Water System Improvements—Construction

(7) 61.15.040-California Rehabilitation Center, Norco: Patton State Hospital Double Perimeter Security Fence—Working drawings

(9) 61.35.005-Salinas Valley State Prison, Soledad: Water Treatment Plant Installation—Construction

0660—Public Buildings Construction Fund

(1) Item 5240-301-0660, Budget Act of 2002 (Ch. 379, Stats. 2002)

(1) 61.03.021-California Correctional Center, Susanville: Replace Antelope Camp Dorms, Phase I—Construction

(2) 61.09.015-California Medical Facility, Vacaville: Unit V-Modular Housing Replacement—Construction

(3) 61.09.031-California Medical Facility, Vacaville: Ambulatory Care Clinic—Construction

(4) 61.10.053-California Men's Colony, San Luis Obispo: D-Quad Mental Health Services Building—Construction

0724—1984 General Obligation Bond Fund

(1) Item 5240-301-0724, Budget Act of 2002 (Ch. 379, Stats. 2002)

(1) 61.06.024-Deuel Vocational Institution, Tracy: New Well—Working drawings

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(2) 61.11.008-Richard J. Donovan Correctional Facility at Rock Mountain, San Diego: Substance Abuse Program Modular Replacement—Working drawings

0751—1990 Prison Construction Bond Fund

(1) Item 5240-301-0751, Budget Act of 2002 (Ch. 379, Stats. 2002)

(1) 61.22.004-Chuckawalla Valley State Prison, Blythe: Heating, Ventilation, and Air-conditioning System—Preliminary plans

5240-492—Reappropriation, Department of Corrections. The balances of the appropriations provided in the following citations are reappropriated for the purposes provided for in that appropriation and shall be available for encumbrance and expenditure until June 30, 2006:

0001—General Fund

(1) Item 5240-302-0001, Budget Act of 1998 (Ch. 324, Stats. 1998), as reappropriated by Item 5240-490, Budget Act of 1999 (Ch. 50, Stats. 1999), Item 5240-490, Budget Act of 2000 (Ch. 52, Stats. 2000), Item 5240-490, Budget Act of 2001 (Ch. 106, Stats. 2001), and Item 5240-490, Budget Act of 2002 (Ch. 379, Stats. 2002).

Provisions:

1. The balance of the appropriations in Schedule (1) is reappropriated for the purpose of the Statewide Habitat Conservation Plan.
2. *The Department of Corrections shall report to the chairperson of the Joint Legislative Budget Committee and the chairpersons of the committee in each house that considers appropriations no later than December 31, 2003, and annually thereafter until such funds are expended, disbursed, or reverted. This report shall include but not be limited to the following information: the most recent plan for the completion of the mitigation projects; the status of the mitigation projects; and a description of any significant events that would substantially delay the completion of the mitigation projects or could result in increased liability to the state.*

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5240-493—Reappropriation, Department of Corrections.

Notwithstanding any other provision of law, the balance of the appropriations provided in the following citations are reappropriated for the purposes provided for in the appropriations and shall be available for expenditure as cited below:

0001—General Fund

(1) Item 5240-493, Budget Act of 2002 (Ch. 379, Statutes of 2002), as reappropriated by Item 5240-001-0001, Provision (8), Budget Act of 2001 (Ch. 106, Stats. 2001). The balance of the $7,903,000 appropriated in Schedule (2) of this item is reappropriated only for the purpose of installing and implementing the Madrid Patient Information Management System at Pelican Bay State Prison and shall be available for expenditure until June 30, 2004. Any of the funds not used for these purposes shall revert to the General Fund.

(2) Item 5240-001-0001, Budget Act of 2001 (Ch. 106, Stats. 2001), as reappropriated by Item 5240-493, Budget Act of 2002 (Ch. 379, Stats. 2002). $11,695,000 appropriated in Schedule (1) of this item is reappropriated only for the purpose of repairing or replacing security doors and shall be available for expenditure until June 30, 2004. Any of the funds not used for this purpose shall revert to the General Fund.

(3) Item 5240-001-0001, Budget Act of 2002 (Ch. 379, Stats. 2002). $1,564,000 appropriated in Schedule (4) of this item is reappropriated only for the purpose of the upgrade of the Distributed Data Processing System and shall be available for expenditure until June 30, 2004. Any of the funds not used for this purpose shall revert to the General Fund.

(4) Item 5240-001-0001, Budget Act of 2002 (Ch. 379, Stats. 2002). $772,000 appropriated in Schedule (3) of this item is reappropriated only for the purpose of the upgrade of the Interim Parolee Tracking System and shall be available for expenditure until June 30, 2004. Any of the funds not used for this purpose shall revert to the General Fund.

(5) Allocation from Item 9909-017-0001, Budget Act of 2002 (Ch. 379, Stats. 2002) $638,000 is reappropriated for the purposes of implementing

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the Health Insurance Portability and Accountability Act and shall be available for expenditure until June 30, 2004. Any of the funds not used for this purpose shall revert to the General Fund.		
5240-496—Reversion, Department of Corrections. As of June 30, 2003, the unencumbered balance of the appropriation provided in the following citation shall revert to the fund balance of the fund from which the appropriation was made.		
0660—Public Buildings Construction Fund		
(1) Chapter 3 of the Statutes of 2002, Third Extraordinary Session.		
61.34.426-Ironwood State Prison, Blythe: Correctional Treatment Center, Phase II-Construction.		
5430-001-0001—For support of the Board of Corrections		1,933,000
Schedule:		
(1) 11-Corrections Planning and Programs	644,000	
(2) 14-Facilities Standards and Operations	1,621,000	
(3) 21-Standards and Training for Corrections	2,657,000	
(4) 31.01-Administration	335,000	
(5) 31.02-Distributed Administration	–335,000	
(6) Reimbursements	–588,000	
(7) Amount payable from the Corrections Training Fund (Item 5430-001-0170)	–2,401,000	
5430-001-0170—For support of the Board of Corrections, for payment to Item 5430-001-0001, payable from Corrections Training Fund		2,401,000
5430-002-0170—For transfer by the Controller, upon order of the Director of Finance, from the Corrections Training Fund, to the General Fund		(9,606,000)
5430-295-0001—For local assistance, Board of Corrections, 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		2,000

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Schedule:	
(1) 98.01.018.392-Mandates: Domestic Violence Treatment Services (Ch. 183, Stats. 1992)	1,000
(2) 98.01.022.193-Mandates: Domestic Violence Treatment Program Approvals (Ch. 221, Stats. 1993)	1,000
(3) 98.01.033.281-Mandates: Victims' Statements—Minors (Ch. 332, Stats. 1981)	0

Provisions:

1. Except as provided in Provision 2 of this item, allocations of funds provided in this item to the appropriate local entities shall be made by the State 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. If any of the scheduled amounts are insufficient to provide full reimbursement of costs, the State 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 chairperson of the committee in each house which considers appropriations and the Chairperson of the Joint Legislative Budget Committee or his or her designee.
3. 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 2003–04 fiscal year:
   (3) Victims' Statements—Minors (Ch. 332, Stats. 1981)

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5440-001-0001—For support of the Board of Prison Terms 25,219,000

Schedule:

(1) 10-Board of Prison Terms 25,300,000

(2) Reimbursements ..... –81,000

Provisions:

1. The Board of Prison Terms shall complete a workload analysis for the purposes of determining the appropriate workload standards to be utilized in their Hearing Workload Budget Change Proposal. The analysis shall include the amount of time necessary to complete each hearing or review and the number of hours and days per year available for hearing staff to complete hearings and reviews.

5450-001-0001—For support of the Youthful Offender Parole Board, Program 10 1,644,000

Provisions:

1. No later than February 28, 2004, the Controller shall transfer any unencumbered funds in Item 5450-001-0001 as of February 1, 2004, to and in augmentation of Item 5460-001-0001. Any obligation incurred after January 1, 2004, shall be charged to Item 5460-001-0001.

5460-001-0001—For support of the Department of the Youth Authority 300,907,000

Schedule:

(1) 20-Institutions and Camps 311,720,000

(2) 30-Parole Services..... 44,922,000

(3) 40-Education Services 12,618,000

(3.5) 45-Youth Authority Board..... 1,343,000

(4) 50.01-Administration..... 27,271,000

(5) 50.02-Distributed Administration ...–25,687,000

(6) Reimbursements.....–69,280,000

(7) Amount payable from the California State Lottery Education Fund—California Youth Authority (Item 5460-001-0831) ..... –528,000

(8) Amount payable from the Federal Trust Fund (Item 5460-001-0890)..... –1,472,000

Provisions:

1. Of the funds appropriated in Schedule (1), $31,000 is provided for payment of energy service contracts in connection with the issuance of Public Works Board Energy Efficiency Revenue Bonds (State Pool Program), Series 1986A.

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2. Notwithstanding any other provision of law, the Director of Finance may authorize a loan from the General Fund to the Department of the Youth Authority for the purpose of meeting operational cashflow obligations for the 2003–04 fiscal year. The loan shall not exceed the estimated amount of uncollected reimbursements pursuant to Chapter 6 of the Statutes of 1996, for the final quarter of any fiscal year in which the loan is to be provided.

5460-001-0831—For support of the Department of the Youth Authority, for payment to Item 5460-001-0001, payable from the California State Lottery Education Fund—California Youth Authority..... 528,000

Provisions:

1. All funds received pursuant to Proposition 37 that are allocable to the Department of the Youth Authority pursuant to Section 8880.5 of the Government Code and that are in excess of the amount appropriated in this item, are hereby appropriated in augmentation of this item. Such additional funds may be expended only upon written approval of the Department of Finance.

5460-001-0890—For support of the Department of the Youth Authority, for payment to Item 5460-001-0001, payable from the Federal Trust Fund 1,472,000

5460-003-0001—For support of the Department of the Youth Authority, for rental payments on lease-revenue bonds 1,645,000

Schedule:

(1) Base Rental and Fees 1,632,000

(2) Insurance 13,000

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.

5460-011-0001—For support of the Department of the Youth Authority (Proposition 98) ..... ~~36,565,000~~ *36,428,000*

Schedule:

(1) 40-Education Services ..... ~~36,565,000~~ *36,428,000*

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Provisions:

1. Of the funds appropriated in this item, no less than $1,458,000 shall be used to provide education services that ensure, to the extent possible, that all eligible wards receive a minimum of 240 minutes of instruction per day.

5460-101-0001—For local assistance, Department of the Youth Authority 2,331,000

Schedule:

(1) 20-Institutions and Camps 78,000

(2) 30-Parole Services..... 2,253,000

Provisions:

1. Of the amount appropriated in this item, $1,481,000 is provided for the following purposes:

(a) To pay the transportation costs of persons committed to the Department of the Youth Authority to or between its facilities, including the return of parole violators, provided that expenditures made under this item shall be charged to either the fiscal year in which the claim is received by the Controller or the fiscal year in which the warrant is issued by the Controller. However, claims shall be filed by local jurisdictions within six months after the end of the month in which the costs are incurred.

(b) To reimburse counties, pursuant to Section 1776 of the Welfare and Institutions Code, for the cost of the detention of Youth Authority parolees who are detained on alleged parole violations, provided that expenditures made under this item shall be charged to either the fiscal year in which the claim is received by the Controller or the fiscal year in which the warrant is issued by the Controller. However, claims shall be filed by local jurisdictions within six months after the end of the month in which the costs are incurred.

5460-301-0001—For capital outlay, Department of the Youth Authority 2,750,000

Schedule:

(1) 60.01.035-Statewide: Pre-Schematic/Master Planning Budget Packages and Advanced Planning..... 250,000

(2) 60.90.010-Minor Projects 2,500,000

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Provisions:

1. The funds appropriated in Schedule (1) shall be allocated by the Department of the Youth Authority to develop design and cost information for new projects for which funds have not been previously appropriated, but for which preliminary plans funds, working drawings funds, or working drawing or construction funds are expected to be included in the Governor's Budget for the 2004–05 or 2005–06 fiscal year, and for which cost estimates and/or preliminary plans can be developed prior to legislative hearings on the Governor's Budget for the 2004–05 or 2005–06 fiscal year. These funds may be used for the following: budget package development, architectural programming, engineering assessments, schematic design, and preliminary plans. The amount appropriated in this item for these purposes shall not be construed as a commitment by the Legislature as to the amount of capital outlay funds it will appropriate in any future year.
2. As used in this appropriation, studies shall include site studies and suitability reports, environmental studies, master planning, architectural programming and schematics.

5460-490—Reappropriation, Department of the Youth Authority. The balance 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:

0660—Public Buildings Construction Fund

(1) Item 5460-301-0660, Budget Act of 2002 (Ch. 379, Stats. 2002)

(1.5) 60.54.110-Fred C. Nelles Youth Correctional Facility: Replace Taft Adjustment Center—Construction

(2) 60.54.115-Fred C. Nelles Youth Correctional Facility: Construct new kitchen—Construction

(3) 60.56.125-Southern Youth Correctional Reception Center and Clinic: Specialized Counseling Program Beds—Working drawings and construction

Provisions:

1. Notwithstanding any other provision of law, the reappropriation in Schedule (1.5) will be avail-

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able for encumbrance until June 30, 2008, to be consistent with the appropriation for this project that was contained in Chapter 3 of the Statutes of 2002, Third Extraordinary Session.

2. Notwithstanding any other provision of law, the Department of Youth Authority may utilize in-house staff to complete working drawings and construct the project for which funds were appropriated in Schedule (3).

5460-495—Reversion, Department of the Youth Authority, Proposition 98. As of June 30, 2003, the balances specified below, of the appropriations provided in the following citations shall revert to the balance in the fund from which the appropriations were made:

0001—General Fund

(1) Item 5460-011-0001, Budget Act of 2002 (Ch. 379, Stats. 2002). Up to $615,000 appropriated in Program 40-Education Services.

5480-001-0001—For support of Commission on Correctional Peace Officers' Standards and Training, Program 10 1,081,000

EDUCATION

6110-001-0001—For support of Department of Education ..... ~~38,301,000~~ *38,350,000*

Schedule:

(1) 10-Instruction..... 62,063,000

(2) 20-Instructional Support ..... ~~79,076,000~~ *79,126,000*

(3) 30-Special Programs..... ~~39,484,000~~ *39,832,000*

(4) 41-Executive Management and Special Services..... 5,547,000

(5) 41.01-State Board of Education 1,351,000

(6) 42.01-Department Management and Special Services..... 29,279,000

(7) 42.02-Distributed Department Management and Special Services.....–29,279,000

(8) Reimbursements.....–19,640,000

(9) Amount payable from Federal Trust Fund (Item 6110-001-0890) .... ~~–129,580,000~~ *–129,929,000*

Provisions:

1. An amount equal to or greater than the amount appropriated in Schedule (5) shall be available for

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support of the State Board of Education (SBE) and shall be directed to meet the policy priorities of its members. Of the amount appropriated in this schedule, $130,000 is allocated for statutory oversight of charter schools approved by the SBE. In addition, the State Department of Education is authorized to receive and expend statutory reimbursements of an amount estimated to be $130,000 for purposes of overseeing SBE-approved charter schools.

2. Notwithstanding Section 33190 of the Education Code, or any other provision of law, the State Department of Education shall expend no funds to prepare (a) a statewide summary of student performance on school district proficiency assessments or (b) a compilation of information on private schools with five or fewer pupils.

3. Notwithstanding any other provision of law, of the funds appropriated in this item, $699,000 shall be used to provide technical assistance and administrative support to remaining Healthy Start grantees.

4. 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

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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 State Board of Control.

6. Of the funds appropriated in this item, $143,000 shall be available in support of the Commission on Technology in Learning pursuant to Chapter 830 of the Statutes of 1999.
7. The funds appropriated in this item may not be expended for any REACH program.
8. The funds appropriated in this item may not be expended for the development or dissemination of program advisories, including, but not limited to, program advisories on the subject areas of reading, writing, and mathematics, unless explicitly authorized by the State Board of Education.
9. Of the funds appropriated in this item, $206,000 shall be available as matching funds for the State Department of Rehabilitation to provide coordinated services to disabled pupils. Expenditure of the funds shall be identified in the memorandum of understanding or other written agreement with the Department of Rehabilitation to ensure an appropriate match to federal vocational rehabilitation funds.
10. Of the funds appropriated in this item, no less than $3,939,000 is available for support of Child Care Services, including State Preschool and After School Programs pursuant to Chapters 318, 319, and 320 of the Statutes of 1998 (Program 30.10).
11. Of the funds appropriated in this item, $500,000 shall be available for baseline data collection regarding English learners, and the ongoing costs of evaluating the services that English learners receive, including meeting No Child Left Behind data requirements.
12. Of the amount appropriated in this item, $1,627,000 is provided for the sole purpose of funding 13.5 positions and associated operating expenses and equipment costs related to implementation of the Public Schools Accountability Act, as established by Chapter 6.1 (commencing with Section 52050) of Part 28 of the Education Code.

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13. Of the funds appropriated in this item, $360,000 is for the purpose of providing the STAR and HSEE programs each with two staff possessing psychometric and test development expertise. Encumbrance of these funds is contingent upon the redirection and reclassification of existing vacant and unfunded positions from elsewhere within the State Department of Education.
14. Of the funds appropriated in this item, $400,000 is for the purpose of funding two existing positions for the STAR Program and two existing positions for various other testing programs, including the HSEE, English Language Development, and Golden State Exams. These positions previously were funded through Goals 2000.
15. Of the funds appropriated in this item, $150,000 is provided solely for the purpose of funding existing positions from within the State Department of Education, to provide the Curriculum Commission with subject matter specialists.
16. Of the funds appropriated in this item, $200,000 is to contract for a review of proposals submitted by school districts that wish to participate in the Mathematics and Reading Professional Development program. The selection of this contractor shall be subject to the approval of the State Board of Education.
17. Upon 30-day written notification of the Legislature, the Department of Finance may augment the appropriation in this item by up to $250,000 to pay for the Department of Education's state administration costs associated with any litigation directly related to the High School Exit Exam.
18. Of the funds appropriated in this item, $858,000 shall be available for costs associated with the administration of the High Priority Schools Grant Program pursuant to Chapter 6.1 (commencing with Section 52055.600) of Part 28 of the Education Code and the Immediate Intervention/Underperforming Schools Program pursuant to Chapter 6.1 (commencing with Section 52053) of Part 28 of the Education Code.

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19. (a) Notwithstanding any other provision of law, any unexpended funds appropriated in Provision 29.5 of Item 6110-001-0001 of the Budget Act of 2002 Item 6110-011-0001 of the Budget Act of 2001 or in any prior Budget Act for the purposes of rewriting the Principal Apportionments System shall remain available for expenditure for the same purposes for which they were appropriated. ~~Any expenditure pursuant to this provision shall be reported to the Department of Finance.~~ *For expenditures pursuant to this provision, the State Department of Education shall submit an expenditure plan to the Department of Finance and the Joint Legislative Budget Committee. The Department of Finance shall review the plan and either approve or disapprove the plan within 21 days of submission. If the Department of Finance fails to either approve or disapprove the plan within 21 days the plan shall be deemed to be approved. If the Department of Finance disapproves the plan it shall (1) submit a letter to the Joint Legislative Budget Committee that explains the rationale for disapproval and (2) convene a working group consisting of representatives of the Department of Finance, the State Department of Education, and staff of the appropriate policy and fiscal committees of the Legislature. The working group shall jointly develop a revised expenditure plan and submit that plan to the Director of Finance for approval.*

(b) By October 31, 2003, the State Department of Education shall provide to the Department of Finance a blended file of all charter school ADA and revenue aligned with the districts in which the charter schools operate along with the districts' regular appportionment data as part of the P2 Revenue Limit File. By March 1, 2004, the Department of Education shall provide to the Department of Finance a blended file of all charter school ADA and revenue aligned with the

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districts in which the charter schools operate along with the districts' regular apportionment data as part of the P1 Revenue Limit File. It is the expectation that such reports will be provided annually.

20. The balance of any unencumbered funds appropriated through Provision 23 of Item 6110-001-0001 of the Budget Act of 2001 or Provision 30 of Item 6110-001-0001 of the Budget Act of 2002 shall remain available to the Legislative Analyst's Office for the purpose of providing an evaluation of charter schools pursuant to Chapter 34 of the Statutes of 2000.

21. On or before April 15, 2004, the State Department of Education (SDE) shall provide to the Department of Finance an electronic file that includes complete district- and county-level state appropriations limit information reported to SDE. SDE shall make every effort to ensure that all districts have submitted the necessary information requested on the relevant reporting forms.

22. Of the funds appropriated in this item, ~~$3,026,000~~ *$3,025,000* shall be available for State Department of Education rental costs for the East End Complex and other leased space. In addition to the funds appropriated in this item, ~~$38,000~~ *$37,000* shall be available for the Special Deposit Fund for State Department of Education rental costs associated with the East End Complex and other leased space.

23. The SDE shall report to the Department of Finance, the Legislative Analyst's Office, and the budget committees of each house of the Legislature by October 31, 2003, March 31, 2004, and May 31, 2004, on the amount of Proposition 98 savings estimated to be available for reversion by June 30, 2004.

24. Of the funds appropriated in this item, $2,000,000 shall be available to SDE for nutrition education and physical activity promotion pursuant to an interagency agreement with the Department of Health Services.

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6110-001-0178—For support of the Department of Education, Program 20.30.003-Instructional Support, for the purpose of conducting schoolbus driver instructor training as provided in Section 40070 of the Education Code, payable from the Driver Training Penalty Assessment Fund	~~1,030,000~~ *1,029,000*
Provisions: 1. Of the funds appropriated in this item, ~~$48,300~~ *$47,000* shall be available for SDE rental costs associated with the East End Complex and other leased space.	
6110-001-0231—For support of Department of Education, Program 20.10.045-Instructional Support, Curriculum Services-Health and Physical Education-Drug Free Schools, payable from the Health Education Account, Cigarette and Tobacco Products Surtax Fund.....	~~996,000~~ *997,000*
Provisions: 1. Of the funds appropriated in this item, ~~$49,500~~ *$56,900* shall be available for SDE rental costs associated with the East End Complex and other leased space.	
6110-001-0687—For support of Department of Education, for the California State Agency for Donated Food Distribution, Program 30.50-Donated Food Distribution, payable from the Donated Food Revolving Fund	~~5,213,000~~ *5,212,000*
Provisions: 1. Of the funds appropriated in this item, ~~$330,600~~ *$329,600* shall be available for SDE rental costs associated with the East End Complex and other leased space.	
6110-001-0890—For support of Department of Education, for payment to Item 6110-001-0001, payable from the Federal Trust Fund	~~129,580,000~~ *129,929,000*
Provisions: 1. The funds appropriated in this item include Federal Vocational Education Act funds for the 2003–04 fiscal year to be transferred to community colleges by means of interagency agreements. These funds shall be used by community colleges for the administration of vocational education programs.	

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2. Of the funds appropriated in this item, $96,000 is available to the Advisory Commission on Special Education for the in-state travel expenses of the commissioners and the secretary to the commission.
3. Of the funds appropriated in this item, $384,000 is available for programs for homeless youth and adults pursuant to the federal McKinney-Vento Homeless Assistance Act. The department shall consult with the State Departments of Economic Opportunity, Mental Health, Housing and Community Development, and Economic Development in operating this program.
4. Of the funds appropriated in this item, up to $364,000 shall be used to provide in-service training for special and regular educators and related persons, including, but not limited to, parents, administrators, and organizations serving severely disabled children. These funds are also to provide up to four positions for this purpose.
5. Of the funds appropriated in this item, $318,000 shall be used to provide training in culturally nonbiased assessment and specialized language skills to special education teachers.
6. Of the amount appropriated in this item, $1,200,000 shall be used for the administration of the federal charter schools program. These activities include monitoring of grant recipients, and increased review and technical assistance support for federal charter school grant applicants and recipients. For the 2003–04 fiscal year, one Education Program Consultant position shall support fiscal issues pertaining to charter schools, including implementation of the funding model pursuant to Chapter 34 of the Statutes of 1998.
7. Of the funds appropriated in this item, $9,268,000 is from the Child Care and Development Block Grant Fund and is available for support of Child Care Services.
8. Of the funds appropriated in this item, $2,101,000 shall be used for administration of the Enhancing Education Through Technology Grant Program. Of this amount:
   (a) $580,000 is available only for contracted technical support and evaluation services.

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9. Of the funds appropriated in this item, $10,263,000 is for dispute resolution services, including mediation and fair hearing services, provided through contract for the Special Education Program.

10. Of the amount provided in this item, $843,000 is provided for staff for the Special Education Focused Monitoring Pilot Program to be established by the State Department of Education for the purpose of monitoring local educational agency compliance with state and federal laws and regulations governing special education.

11. Of the funds appropriated in this item, $125,000 shall be allocated for increased travel costs associated with program reviews conducted by the Special Education Division Focused Monitoring and Technical Assistance Units. Expenditure of these funds is subject to Department of Finance approval of an expenditure plan. The expenditure plan shall include the proposed travel costs associated with Focused Monitoring and Technical Assistance provided by the State Department of Education. It shall also include the estimated type and number of reviews to be conducted, and shall provide an estimated average cost per type of review. Annual renewal of this funding is subject to Department of Finance approval of an annual Focused Monitoring final expenditure report. The report shall be submitted on or before September 30 of each year, beginning in 2003. It shall provide the total number of reviews conducted each fiscal year, the amount of staff and personnel days and hours associated with each category of review, the travel costs associated with the type and number of reviews conducted, and an average cost per type of review.

12. Of the funds appropriated in this item, $120,000 shall be used solely for the administration of the federal advance placement examination fee payment grant program for low-income pupils.

13. Of the funds appropriated in this item, $350,000 shall be available for the preparation, analysis, and production of the annual federal accountability reports, as required by the Carl D. Perkins Vocational Technical Education Act.

14. Of the funds appropriated in this item, $303,000 shall be allocated by the Department of Educa-

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tion to the California State University, San Bernardino, Center for the Study of Correctional Education, for special education monitoring of and technical assistance for the California Youth Authority pursuant to Chapter 536, Statutes of 2001.

15. The balance of unencumbered funds appropriated in subdivision (h) of Provision 7 of Item 6110-001-0890 of the Budget Act of 2000 (Ch. 52, Stats. 2000) shall remain available to the office of the Legislative Analyst for the purpose of providing an evaluation of charter schools pursuant to Chapter 34 of the Statutes of 2000.

16. Of the funds appropriated in this item, $752,000 shall be available for costs associated with the administration of the High Priority Schools Grant Program pursuant to Article 3.5 (commencing with Section 52055.600) of Chapter 6.1 of Part 28 of the Education Code and the Immediate Intervention/Underperforming Schools Program pursuant to Article 3 (commencing with Section 52053) of Chapter 6.1 of Part 28 of the Education Code.

17. Of the funds appropriated in this item, $1,454,000 shall be available pursuant to Chapter 1020, Statutes of 2002. Of this amount, $413,000 is provided for the development and implementation of corrective action plans and sanctions pursuant to federal law. The remaining $1,041,000 is available pending the approval of an expenditure plan by the Department of Finance.

19. Of the funds appropriated in this item, $1,373,000 is for administration of the Reading First Program. Of this amount, $873,000 is to redirect 6.0 staff to assist in program administration, and $500,000 is for the department to contract for annual evaluations of program effectiveness.

20. Of the amount appropriated in this item, $500,000 is provided to continue an evaluation of the Public Schools Accountability Act, as established by Chapter 6.1 (commencing with Section 52050) of Part 28 of the Education Code.

21. Of the appropriated funds in this item, $637,000 is for the department to continue developing a

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comprehensive strategy to address data reporting requirements associated with the No Child Left Behind Act (P.L. 107-110), and to establish 5.0 positions to assist with this task.

22. Of the funds appropriated in this item, $600,000 is provided for an evaluation of the High Priority Schools Grant Program pursuant to Chapter 42, Statutes of 2002.

23. Of the funds appropriated in this item ~~$4,549,800~~ *$4,550,800* shall be available for State Department of Education rental costs for the East End Complex and other leased space.

24. Of the funds appropriated in this item $1,700,000 shall be allocated to the Ravenswood City School District to support the costs of the court-ordered Ravenswood School Improvement Program.

6110-001-0975—For support of Department of Education, Program 20.40.040-Library and Learning Resources, payable from the California Public School Library Protection Fund 15,000

Provisions:

1. Subject to the conditions of Article 6 (commencing with Section 18175) of Chapter 2 of Part 6 of the Education Code, and based on increases in the funds deposited in the California Public School Library Protection Fund, the appropriation made in this item may be increased subject to the approval of the Department of Finance.

6110-001-6036—For support of Department of Education, Program 20.30-Administrative Services to local educational agencies, payable from the 2002 State School Facilities Fund ..... ~~2,172,000~~ *2,173,000*

Provisions:

1. Funds appropriated by this item are for support of the activities of the School Facilities Planning Division and are to be used exclusively for activities related to local school construction, modernization, and schoolsite acquisition.

2. Of the funds appropriated in this item, ~~$118,000~~ *$119,000* shall be available for SDE rental costs for the East End Complex and other leased space.

6110-003-0001—For support of Department of Education, Program 20.30.020-Instructional Support, Standardized Account Code Structure 1,011,000

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Provisions:

1. The funds appropriated in this item shall be used only for the direct costs to administer the Standardized Account Code Structure program, pursuant to Section 42103.3 of the Education Code, to assist any school district or county office of education in financial distress or bankruptcy, to make available standard fiscal, demographic, and performance data to policy decisionmakers, and for indirect costs for those programs at the rate approved by the United States Department of Education.

6110-005-0001—For support of Department of Education, as allocated by the Department of Education to the State Special Schools, Program 10.60.040 31,302,000

Schedule:

(1) 10.60.040-Instruction..... 31,889,000

(a) 10.60.040.001-School for the Blind, Fremont 4,522,000

(b) 10.60.040.002-School for the Deaf, Fremont 14,754,000

(c) 10.60.040.003-School for the Deaf, Riverside.....12,613,000

(2) Reimbursements..... –587,000

Provisions:

1. The State Special Schools for the Deaf in Fremont and Riverside and the State Special School for the Blind in Fremont shall provide a four-week extended session.

2. Of the amount appropriated in this item, up to $13,000 is provided for payment of energy service contracts in connection with the issuance of Energy Conservation Efficiency Revenue Bonds.

6110-006-0001—For support of Department of Education (Proposition 98), as allocated by the Department of Education to the State Special Schools..... 38,146,000

Schedule:

(1) 10.60.040-Instruction, State Special Schools..... 43,121,000

(a) 10.60.040.001-School for the Blind, Fremont 5,525,000

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(b) 10.60.040.002-School for the Deaf, Fremont 14,955,000

(c) 10.60.040.003-School for the Deaf, Riverside.....12,568,000

(d) 10.60.040.007-Diagnostic Centers ...10,073,000

(2) Reimbursements..... –4,842,000

(3) Amount payable from the California State Lottery Education Fund (Item 6110-006-0814) ..... –133,000

Provisions:

1. On or before September 15 of each year, the superintendent of each State Special School shall report to each school district the number of pupils from that district who are attending a State Special School and the estimated payment due on behalf of the district for those pupils pursuant to Section 59300 of the Education Code. The Controller shall withhold from the State School Fund in the first principal apportionment of that fiscal year the amount due from each school district, as reported to the Controller by the Superintendent of Public Instruction. The amount withheld shall be transferred from the State School Fund to this item. The Superintendent of Public Instruction is authorized to adjust the estimated payments required after the close of the fiscal year by reporting to the Controller the information needed to make the adjustment. The payments by the Controller that result from this yearend adjustment shall be applied to the current year.

2. The State Special Schools for the Deaf in Fremont and Riverside and the State Special School for the Blind in Fremont shall provide a four-week extended session.

6110-006-0814—For support of Department of Education, for payment to Item 6110-006-0001, payable from the California State Lottery Education Fund... 133,000

Provisions:

1. All funds received pursuant to Chapter 12.5 of Division 1 of Title 2 of the Government Code that are allocable to the State Special Schools pursuant to Section 8880.5 of the Government Code, and,

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that are in excess of the amount appropriated in this item, are hereby appropriated in augmentation of this item.	
6110-007-0001—For support of Department of Education, Program 20.20.010-Instructional Materials Management and Distribution—Curriculum Frameworks and Instructional Materials.....	110,000
Provisions:	
1. Funds appropriated by this item shall be used only for direct costs to conduct biennial state adoptions of basic instructional materials pursuant to Section 60200 of the Education Code and for indirect costs for that purpose at the rate approved by the United States Department of Education.	
6110-008-0001—For support of Department of Education, as allocated by the Department of Education to the State Special Schools for student transportation allowances, Program 10.60.040.....	1,402,000
Provisions:	
1. Funds appropriated in this item are in lieu of funds that otherwise would be transferred from the General Fund to Section A of the State School Fund in accordance with Sections 14007 and 41301.5 of the Education Code.	
6110-015-0001—For support of Department of Education, Program 20.20.020-Instructional Materials Management and Distribution	~~415,000~~ *416,000*
Provisions:	
1. Funds appropriated in this item are for transfer by the Controller to the State Instructional Materials Fund, for allocation during the 2003–04 fiscal year pursuant to Article 3 (commencing with Section 60240) of Chapter 2 of Part 33 of the Education Code. These funds shall be transferred in amounts claimed by the Department of Education, for direct disbursement by the Department of Education from the State Instructional Materials Fund.	
2. Of the funds appropriated in this Item, ~~$29,500~~ *$26,500* shall be available for SDE rental costs associated with the East End Complex.	
6110-021-0001—For support, Department of Education, Program 30.20.005-Child Nutrition—Nutrition Education Projects.....	468,000

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6110-101-0231—For local assistance, Department of Education, Program 20.10.045-Instructional Support, Curriculum Services—Health and Physical Education—Drug Free Schools, for county offices of education, payable from the Health Education Account, Cigarette and Tobacco Products Surtax Fund	3,793,000
6110-101-0814—For local assistance, Department of Education, Program 10.10-School Apportionment, for allocation by the Controller in accordance with Section 8880.5 of the Government Code as enacted by the voters in Proposition 37 at the November 1984 general election, payable from the California State Lottery Education Fund.....	799,421,000
Provisions:	
1. All funds received pursuant to Chapter 12.5 of Division 1 of Title 2 of the Government Code that are allocable to local education agencies that serve pupils in kindergarten or any of grades 1 to 12, inclusive, pursuant to Section 8880.5 of the Government Code, and that are in excess of the amount appropriated in this item, are hereby appropriated in augmentation of this item.	
6110-101-0975—For local assistance, Department of Education, Program 20.40.040-Library and Learning Resources, payable from the California Public School Library Protection Fund	4,574,000
Provisions:	
1. Subject to the conditions of Article 6 (commencing with Section 18175) of Chapter 2 of Part 11 of the Education Code, and based on increases in the funds deposited in the California Public School Library Protection Fund, the appropriation made in this item may be increased subject to the approval of the Department of Finance.	
6110-102-0001—For local assistance, Department of Education (Proposition 98), for transfer to Section A of the State School Fund	7,700,000
Provisions:	
1. The funds appropriated in this item shall be used to provide grants to charter schools that operate in low-income attendance areas for facilities-related expenses pursuant to Section 3 of Chapter 892 of the Statutes of 2001. The funds appropriated are intended to be offset by reductions to charter school funding as specified in the legislation, including, but not limited to, provisions pursuant to	

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Article 2 (commencing with Section 47633) of Chapter 6 of Part 26.8 of Division 4 of Title 2 of the Education Code or Section 47613.1 of the Education Code.	
6110-102-0231—For local assistance, Department of Education, Program 20.10.045-Instructional Support, Curriculum Services Health and Physical Education, Drug Free Schools, for local assistance, payable from the Health Education Account, Cigarette and Tobacco Products Surtax Fund	23,200,000
Provisions:	
1. On or before June 1, 2004, the State Department of Education shall report to the Joint Legislative Budget Committee on the amount of Tobacco-Use Prevention Education funds that it intends to transfer from the competitive grades 9–12 program to the formula grades 4–8 program in the 2003–04 fiscal year.	
6110-102-0890—For local assistance, Department of Education, Program 20.60.038-Learn and Serve America Program, payable from the Federal Trust Fund	2,616,000
6110-103-0001—For local assistance, Department of Education (Proposition 98), Program 10.10.001.005-School Apportionments for transfer to Section A of the State School Fund, for the purposes of Section 8152 of the Education Code.....	10,114,000
Provisions:	
1. Notwithstanding Section 8154 of the Education Code, or any other provision of law, the funds appropriated in this item shall be the only funds available for and allocated by the Superintendent of Public Instruction for the apprenticeship programs operated by school districts and county offices of education.	
2. 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 $4.86 per hour. For purposes of this provision, each hour of teaching time may include up to 10 minutes for passing time and breaks.	
3. No school district or county office of education shall use funds allocated pursuant to this item to	

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offer any new or expanded apprentice program unless the program has been approved by the Superintendent of Public Instruction.

4. The Superintendent of Public Instruction shall report to the Department of Finance and the Legislature not later than February 1, 2004, on the amount of funds expended for and the hours of related and supplemental instruction offered in the apprentice program during the 2002–03 fiscal year, with information to be provided by the school district, county office of education, program sponsor, and trade. Expenditure information shall distinguish between direct and indirect costs, including administrative costs funded for the State Department of Education, school districts, and county offices of education. In addition, the report shall identify the hours of related and supplemental instruction proposed for the 2002–03 and 2003–04 fiscal years by the school district, county office of education, program sponsor, and trade. As a condition of receiving funds for the apprenticeship program, school districts, and county offices of education and regional occupational centers and programs shall report to the Superintendent of Public Instruction the information necessary for the completion of this report.

5. Notwithstanding Article 8 (commencing with Section 8150) of Chapter 1 of Part 6 of the Education Code, or any other provision of law, the total number of hours eligible for state reimbursement in apprentice programs operated by school districts and county offices of education shall be limited to an amount equal to the amount of the total appropriation made in this item divided by the hourly rate specified in Provision 2. The Superintendent of Public Instruction shall have the authority to determine which apprentice programs and which hours offered in those programs, are eligible for reimbursement.

6110-103-0890—For local assistance, Department of Education, Program 41.20.030.003-Robert C. Byrd Honors Scholarship Program, payable from the Federal Trust Fund 5,072,000

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6110-104-0001—For local assistance, Department of Education (Proposition 98), Program 10.10.011-School Apportionments—Remedial Supplemental Instruction Programs, for transfer to Section A of the State School Fund, for supplemental instruction and remedial programs		268,770,000
Schedule:		
(1) 10.10.011.008-School Apportionments, for Supplemental Instruction, Remedial, Grades 7–12 for the purposes of Section 37252 of the Education Code	152,287,000	
(2) 10.10.011.009-School Apportionments, for Supplemental Instruction, Retained, or Recommended for Retention, Grades 2–9, for the purposes of Section 37252.2 of the Education Code, as applicable	36,776,000	
(3) 10.10.011.010-School Apportionments, for Supplemental Instruction, Low STAR, or at-risk, Grades 2–6, for the purposes of Section 37252.8 of the Education Code, as applicable	13,988,000	
(4) 10.10.011.011-School Apportionments, for Supplemental Instruction, Core Academic, Grades K–12, for the purposes of Section 37253 of the Education Code	65,719,000	

Provisions:

1. Notwithstanding any other provision of law, for the 2003–04 fiscal year the Superintendent of Public Instruction shall allocate a minimum of $7,395 for supplemental summer school programs in each school district for which the prior fiscal year enrollment was less than 500 and that, in the 2003–04 fiscal year, offers at least 1,500 hours of supplemental summer school instruction. A small school district, as described above, that offers less than 1,500 hours of supplemental summer school offerings shall receive a proportionate reduction in its allocation. For the purpose of this provision, supplemental summer school programs shall be defined as programs authorized under paragraph (2) of subdivision (f) of Section 42239 of the Education Code as it read on July 1, 1999.

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2. Notwithstanding any other provision of law, for the 2003–04 fiscal year, the maximum reimbursement to a school district or charter school for the program listed in Schedule (4) shall not exceed 5 percent of the district or charter school's enrollment multiplied by 120 hours, multiplied by the hourly rate for the 2003–04 fiscal year.

4. Notwithstanding any other provision of law, the rate of reimbursement shall be $3.45 per hour of supplemental instruction.

5. Notwithstanding any other provision of law, if the funds in this item are insufficient to fund otherwise valid claims, the superintendent shall adjust the rates to conform to available funds.

6110-105-0001—For local assistance, Department of Education (Proposition 98), for transfer to Section A of the State School Fund for the purposes of Article 1 (commencing with Section 52300) of Chapter 9 of Part 28 of the Education Code 369,681,000

Schedule:

(1) 10.10.004-Instruction Program—School Apportionments, Regional Occupational Centers and Programs 376,998,000

(2) Reimbursements..... –7,317,000

Provisions:

1. Notwithstanding any other provision of law, the funds appropriated in 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 2003–04 fiscal year pursuant to Sections 14002 and 14004 of the Education Code, in an amount as needed for apportionment pursuant to Article 1 (commencing with Section 52300) of Chapter 9 of Part 28 of the Education Code.

2. Funds appropriated in this item shall be apportioned by the Superintendent of Public Instruction pursuant to Article 1.5 (commencing with Section 52335) of Chapter 9 of Part 28 of the Education Code.

3. Because Chapter 482 of the Statutes of 1984 was chaptered after Chapter 268 of the Statutes of 1984, the Legislature's intent regarding the eligibility of regional occupational centers and pro-

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grams for incentive funding for a longer instructional year under Section 46200 of the Education Code was not carried out. It is the intent of the Legislature that regional occupational centers and programs not be eligible for that incentive funding.

Notwithstanding any other provision of law, the funds appropriated in this item may not be expended for the purposes of providing or continuing incentive funding for a longer instructional year pursuant to Section 46200 of the Education Code.

4. Notwithstanding any other provision of law, funds appropriated in this item for average daily attendance (ADA) generated by participants in welfare-to-work activities under the CalWORKs program established in Article 3.2 (commencing with Section 11320) of Chapter 2 of Part 3 of Division 9 of the Welfare and Institutions Code may be appropriated on an advance basis to local education 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.

5. Of the amount appropriated in this item $1,161,000 is to fund remedial education services for participants in welfare-to-work activities under the CalWORKs program.

6110-106-0001—For local assistance, Department of Education (Proposition 98), for transfer by the Controller to Section A of the State School Fund, Program 20.30, West Contra Costa Facilities Payment 800,000

Provisions:

1. For allocation to the West Contra Costa Unified School District as specified by paragraph (1) of subdivision (a) of Education Code Section 41329.

6110-107-0001—For local assistance, Department of Education (Proposition 98), Program 10.10-County Offices of Education Fiscal Oversight 9,723,000

Schedule:

(1)	10.10.002-COE Oversight.....	5,000,000
(2)	10.10.005-FCMAT	2,548,000
(3)	10.10.012-FCMAT: CSIS.....	250,000
(4)	10.10.013-Audit Appeal Panel	75,000
(5)	10.10.015-Interim Reporting.....	1,150,000
(6)	10.10.016-Staff Development.....	700,000

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Provisions:

1. The funds appropriated in Schedule (1) of this item are for the purposes provided in paragraph (1) of subdivision (a) of Section 29 of Chapter 1213 of the Statutes of 1991 and subsequent legislation.
2. Funds contained in Schedule (1) may be used for activities including, but not limited to, conducting reviews, examinations, and audits of districts and providing written notifications of the results at least annually by county offices of education on the fiscal solvency of the districts with disapproved budgets, qualified or negative certifications, or, pursuant to Section 42127.6 of the Education Code, districts facing fiscal uncertainty. Written notifications of the results of these reviews, audits, and examinations shall be provided at least annually to the district governing board, the Superintendent of Public Instruction, the Director of Finance, and the Office of the Secretary for Education.
3. Of the funds appropriated in Schedule (2) of this item:
   (a) $2,000,000 shall be allocated by the Controller directly to a county office of education, selected pursuant to subdivision (a) of Section 42127.8 of the Education Code to oversee Fiscal Crisis and Management Assistance Team (FCMAT) responsibilities with respect to these funds, to meet the costs of participation under Section 42127.8 of the Education Code.
   (b) $130,000 shall be used for evaluation of the Compton Unified School District and for any other specified duties, pursuant to Chapter 767 of the Statutes of 1997.
   (c) $418,000 shall be allocated to FCMAT for the purpose of providing, through computer technology, financial and demographic information that is interactive and immediately accessible to all local education agencies to assist them in their decisionmaking process. To ensure a completely integrated system, this computer information should be developed in collaboration with the State Department of Education, and should be compatible with the hardware and software of the State Depart-

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ment of Education, so that this information may also assist state level policymakers in making comparable standardized financial information available to the local education agencies and the public.

4. Of the funds appropriated in Schedule (3) of this item, $250,000 shall be available to the FCMAT to pay for project management services for CSIS. These funds shall be used to supplement and not supplant other CSIS funds available for project management services.

5. The funds appropriated in Schedule (5) of this item are for the increased responsibility of county offices of education for oversight of school districts with audit exceptions, districts with qualified or negative interim reports, districts that may be unable to meet financial obligations for the current or subsequent two years, or districts with disapproved budgets, as provided under Chapter 924 of the Statutes of 1993. These funds may also be used to reimburse county office of education activities for extraordinary costs of audits, examinations, or reviews of district budgets in cases where fraud, misappropriation of funds or other illegal fiscal practices require COE review, pursuant to Section 2 of Chapter 620 of the Statutes of 2001. Allocation of such funds shall be administered by the Fiscal Crisis and Management Assistance Team (FCMAT) on a reimbursement basis and all reimbursements shall be subject to the approval of both the Department of Finance and the State Department of Education.

6. Notwithstanding Section 26.00, the funds appropriated in this item shall be allocated in accordance with the above schedule unless a revision to the allocations contained herein has been approved by the Department of Finance. The Department of Finance may not authorize any such revision sooner than 30 days after notification in writing of the necessity therefor to the chairperson of the committee in each house that considers appropriations 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.

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7. The funds appropriated in Schedule (4) of this item are for the additional staff and resources needed for FCMAT to ensure that timely resolution of audit findings is achieved pursuant to the directives of Education Code Section 41344.

8. Of the funds appropriated in Schedule (6) of this item, $500,000 is for the purpose of providing staff development to local education agency school finance and business personal, as provided in Section 42127.8 of the Education Code. The funds appropriated in Schedule (6) shall be allocated by the Controller directly to a county office of education selected pursuant to subdivision (a) of Section 42127.8 of the Education Code to oversee FCMAT's responsibilities with respect to these funds. $200,000 of the funds appropriated in Schedule (6) is for the purpose of providing training that shall be developed and facilitated pursuant to Section 42127.8 of the Education Code to increase school district and school-level capacity to implement and manage site-based budgeting and decisionmaking governance structures.

9. Notwithstanding any other provision of law, funds appropriated in Schedules (1), (2), (4), (5), and (6), of this item to a county office of education, selected pursuant to subdivision (a) of Section 42127.8 of the Education Code to oversee FCMAT responsibilities, shall be allocated by the State Controller directly to that county office of education as soon as possible but no later than 60 days after the enactment of the Budget Act. Funds appropriated in this item shall not be subject to grant allocation or review processes on the part of the State Department of Education nor the Superintendent of Public Instruction. The county office of education that receives these funds shall annually provide a report detailing past year expenditures, identifying the local education agencies (LEA) assisted with these funds and a summary of progress for each. Additionally, the report shall identify a plan for the proposed uses of the allocations in this item, identifying estimated expenditures for each LEA anticipated to be served. This report shall be submitted to the Department of Education and to the Department of Finance by October 1, 2003.

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6110-108-0001—For local assistance, Department of Education (Proposition 98), for transfer to Section A of the State School Fund, Program 20.60.020.200-Tenth Grade Counseling pursuant to Section 48431.7 of the Education Code 11,443,000

6110-109-0001—For local assistance, Department of Education (Proposition 98), Program 20.60.020.007-Gang Risk Intervention Program pursuant to Chapter 5.5 (commencing with Section 58730) of Part 31 of the Education Code 3,000,000

6110-111-0001—For local assistance, Department of Education (Proposition 98), for transfer to Section A of the State School Fund, Home to School Transportation, pursuant to Article 10 (commencing with Section 41850) of Chapter 5 of Part 24 of the Education Code and Small School District Transportation, pursuant to Article 4.5 (commencing with Section 42290) of Chapter 7 of Part 24 of the Education Code 474,096,000

Schedule:

(1) 10.10.006-Pupil Transportation 469,538,000

(2) 10.10.008-Small School District Bus Replacement 4,558,000

6110-112-0001—For local assistance, Department of Education (Proposition 98), for transfer by the Controller to Section A of the State School Fund, Program 20.60.017-Instructional Time and Staff Development Reform Program..... 229,667,000

Provisions:

1. The funds appropriated in this item are available for the purposes of the Instructional Time and Staff Development Reform Program established by Article 7.5 (commencing with Section 44579) of Chapter 3 of Part 25 of Division 3 of Title 2 of the Education Code.
2. The funds appropriated in this item will provide a daily rate of $299.29 for teachers and $155.18 for classified paraprofessionals.

6110-112-0890—For local assistance, Department of Education, Program 20.60.036-Public Charter Schools, payable from the Federal Trust Fund..... 31,222,000

Provisions:

1. Of the funds appropriated in this item, an amount of up to $422,000 may be transferred to Item 6110-001-0890 to be used for state operations purposes relating to federal charter school grants.

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6110-113-0001—For local assistance, Department of Education (Proposition 98), for purposes of California's pupil testing program		85,860,000
Schedule:		
(2) 20.70.030.005-Assessment Review and Reporting	3,913,000	
(3) 20.70.030.006-STAR Program	~~50,836,000~~ *60,836,000*	
(4) 20.70.030.007-English Language Development Assessment	11,437,000	
(5) 20.70.030.008-High School Exit Examination	18,267,000	
(6) 20.70.030.016-Test Development: STAR Exam	1,407,000	
(7) 20.70.030.015-California High School Proficiency Exam	750,000	
(7.5) 97.20.001.000-Unallocated Reduction	*–10,000,000*	
(8) Reimbursements	–750,000	

Provisions:

1. The funds appropriated in this item shall be for the pupil testing programs authorized by Chapter 5 (commencing with Section 60600), Chapter 7 (commencing with Section 60810), and Chapter 8 (commencing with Section 60850) of Part 33 of the Education Code.
2. The funds appropriated in Schedule (3) include funds for primary language tests administered pursuant to Article 4 (commencing with Section 60640) of Chapter 5 of Part 33 of the Education Code.
3. The funds appropriated in Schedule (4) shall be available for administration of an English language development test meeting the requirements of Chapter 7 (commencing with Section 60810) of Part 33 of the Education Code.
4. The funds appropriated in Schedule (5) include funds for the administration of the HSEE pursuant to Chapter 8 (commencing with Section 60850) of Part 33 of the Education Code.
5. The funds appropriated in Schedule (6) shall be available for test item development for the STAR program during the 2003–04 fiscal year. The test items developed with these funds shall make progress in aligning this exam with the State

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Board of Education-approved academic content standards and in ensuring that this exam is valid and reliable as measured by industry standards.

6. It is the intent of the Legislature that the State Department of Education develop a plan to streamline existing programs to eliminate duplicative tests and minimize the instructional time lost to test administration. The State Department of Education shall ensure that all statewide tests meet industry standards for validity and reliability.

7. The State Board of Education shall annually establish the amount of funding to be apportioned to school districts for the English Language Development Assessment and the High School Exit Examination. The amount of funding to be apportioned per test shall not be valid without the approval of the Department of Finance.

6110-113-0890—For local assistance, Department of Education-Title VI Flexibility and Accountability, payable from the Federal Trust Fund..... 45,428,000

Schedule:

(1) 20.60.030.030-Alternative Schools Accountability Model..... 775,000

(2) 20.70.030.006-STAR Program ..... ~~3,569,000~~ *5,119,000*

(3) 20.70.030.008-High School Exit Examination..... 1,100,000

~~(4) 20.70.030.010-Assessment Data Collection/Edit Software ..... 300,000~~

(5) 20.70.030.017-NCLB Longitudinal Database..... 6,880,000

(6) 20.70.030.018-Incentive Funding—~~ELDT~~ *CELDT* 7,100,000

(7) 20.70.030.022-High School Exit Examination Workbooks..... 1,800,000

(8) 20.70.030.021-California Alternate Performance Assessment—Local Apportionment..... 500,000

~~(9) 20.70.030.023-Assessment System Development ..... 20,304,000~~

~~(10) 20.70.030.024-NCLB Data Collection ..... 1,500,000~~

(9) 20.70.030.023-Title VI—Unallocated 16,154,000

(11) 20.70.030.025-Pupils With Disabilities—Standards and Assessments..... 600,000

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(11.5) 20.70.030.026-Primary Language Test Development 3,000,000

(12) 20.70.030.027-Alternative Assessments for Special Education..... 1,000,000

(13) 20.70.030.028-CELDT—K–1 Reading and Writing Test Development 1,400,000

Provisions:

1. Funds appropriated in Schedule (1) are provided for the continued development of the Alternative Schools Accountability Model to include alternative schools within the state's system of accountability.
2. Funds appropriated in Schedule (2) are provided for activities related to the Standardized Testing and Reporting Program. *Of this amount, $900,000 is for the planning and development of science tests and $650,000 is for reporting Adequate Yearly Progress pursuant to the No Child Left Behind Act of 2001 (P.L. 107-110).*
3. Funds appropriated in Schedule (3) are provided for activities related to the High School Exit Examination.
4. ~~Funds appropriated in Schedule (4) are provided to develop assessment data collection and editing software to improve pupil demographic information collection on the statewide assessments.~~
5. Funds appropriated in Schedule (5) are provided for the establishment of a longitudinal database, and for data collection requirements of the No Child Left Behind Act of 2001 (P.L. 107-110), pursuant to Chapter 1002, Statutes of 2002. *The State Department of Education shall submit an expenditure plan to the Department of Finance and the Joint Legislative Budget Committee. The Department of Finance shall review the plan and either approve or disapprove the plan within 21 days of submission. If the Department of Finance fails to either approve or disapprove the plan within 21 days the plan shall be deemed to be approved. If the Department of Finance disapproves the plan it shall (1) submit a letter to the Joint Legislative Budget Committee that explains the rationale for disapproval and (2) convene a working group consisting of representatives of the De-*

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partment of Finance and the State Department of Education and staff of the appropriate policy and fiscal committees of the Legislature. The working group shall jointly develop a revised expenditure plan and submit that plan to the Director of Finance for approval. The Department of Finance may transfer funds provided pursuant to this provision to Item 6110-001-0890 to provide the State Department of Education necessary resources to meet the data collection requirements of P.L. 107-110.

6. Funds appropriated in Schedule (6) are provided as incentive funding of $5 per pupil for district apportionments for the English Language Development Test. As a condition of receiving these funds, school districts must agree to provide information determined to be necessary to comply with the data collection and reporting requirements of the No Child Left Behind Act of 2001 (P.L. 107-110) regarding English language learners by the State Department of Education with approval by the State Board of Education.
7. Funds appropriated in Schedule (7) are for the printing and distribution of the High School Exit Examination Workbooks.
8. Funds appropriated in Schedule (8) are for district apportionments of $5 per pupil for the California Alternate Performance Assessment.
9. Funds appropriated in Schedule (9) are for *activity allowed under Title VI, including* developing the state's system of assessments. *The State Department of Education shall submit an expenditure plan to the Department of Finance and the Joint Legislative Budget Committee. The Department of Finance shall review the plan and either approve or disapprove the plan within 21 days of submission. If the Department of Finance fails to either approve or disapprove the plan within 21 days the plan shall be deemed to be approved. If the Department of Finance disapproves the plan it shall (1) submit a letter to the Joint Legislative Budget Committee that explains the rationale for disapproval and (2) convene a working group consisting of representatives of the Department of Finance and the State Department of Education*

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and staff of the appropriate policy and fiscal committees of the Legislature. The working group shall jointly develop a revised expenditure plan and submit that plan to the Director of Finance for approval. The State Board of Education and the Superintendent of Public Instruction may not adopt or amend any plan for the expenditure of these funds pursuant to P.L. 107-110 except upon advance notice to the chairs of the fiscal and policy committees that consider education and appropriations in both houses of the Legislature and the Chair of the Joint Legislative Budget Committee. Advance notice shall be 30 days if the plan for the expenditure is submitted between January 1 and August 30 of the year, and advance notice shall be 45 days if the plan for the expenditure is submitted between September 1 and December 31 of the year. The Department of Finance may transfer funds provided pursuant to this provision to Item 6110-001-0890 to provide the State Department of Education necessary resources to meet the data collection requirements of P.L. 107-110.

~~10. Funds appropriated in Schedule (10) are available to implement a comprehensive data collection plan to address the data reporting requirements of the No Child Left Behind Act of 2001 (P.L. 107-110). The State Board of Education and the Superintendent of Public Instruction may not adopt or amend any plan for the expenditure of these funds pursuant to P.L. 107-110 except upon advance notice to the chairs of the fiscal and policy committees that consider education and appropriations in both houses of the Legislature and the Chair of the Joint Legislative Budget Committee. Advance notice shall be 30 days if the plan for the expenditure is submitted between January 1 and August 30 of the year, and advance notice shall be 45 days if the plan for the expenditure is submitted between September 1 and December 31 of the year. The Department of Finance may transfer funds provided pursuant to this provision to Item 6110-001-0890 to provide the State Department of Education necessary resources to meet the data collection requirements of P.L. 107-110.~~

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11. Funds appropriated in Schedule (11) are *provided on a one-time basis* for training and materials regarding standards and assessments for pupils with disabilities.

11.5 Funds appropriated in Schedule (11.5) are for development of primary language tests aligned to state-adopted content standards pursuant to legislation enacted during the 2003–04 Regular Session.

12. Funds appropriated in Schedule (12) are for the development of an alternative assessment *to the High School Exit Exam,* for pupils in special education pursuant to legislation enacted during the 2003–04 Regular Session.

13. Funds appropriated in Schedule (13) are available pursuant to legislation enacted during the 2003–04 Regular Session for the development of reading and writing assessments for English language learners in Kindergarten or Grade 1 to comply with the No Child Left Behind Act of 2001 (P.L. 107-110), which requires assessments of English proficiency to include an assessment of progress in attaining English reading and writing skills.

6110-116-0001—For local assistance, Department of Education (Proposition 98), for transfer to Section A of the State School Fund, Program 20.60.030-School Improvement Programs, pursuant to Chapter 6 (commencing with Section 52000) of Part 28 of Division 4 of Title 2 of the Education Code..... 387,190,000

Schedule:

(1) 20.60.030.010-For the purposes of making allowances for kindergarten and grades 1 to 6, inclusive....320,360,000

(2) 20.60.030.020-For the purpose of making allowances for grades 7 to 12, inclusive 66,830,000

Provisions:

1. From the funds appropriated in Schedule (2), the State Department of Education shall allocate $30.13 per unit of average daily attendance (ADA) generated by pupils enrolled in grades 7 and 8 to those school districts that received School Improvement Grants in the 1989–90 fiscal year at a rate of $30 per unit of ADA generated by pupils enrolled in grades 7 and 8.

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6110-117-0001—For local assistance, State Department of Education, Program 10.70-Vocational Education, in lieu of the amount that otherwise would be appropriated pursuant to subdivision (b) of Section 19632 of the Business and Professions Code.....	562,000
Provisions:	
1. Of the funds appropriated in this item, $50,000 shall be available to contract with the California Association of Student Councils for the purpose of providing leadership development and training to pupils in grades 3 to 12, inclusive.	
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	8,752,000
6110-119-0890—For local assistance, Department of Education, for 10.30.060.002—Title I Program for Neglected and Delinquent Children, payable from the Federal Trust Fund.....	3,311,000
6110-120-0001—For local assistance, Department of Education (Proposition 98), for transfer to Section A of the State School Fund Program 20.40.100-Pupil Dropout Prevention Programs established pursuant to Article 6 (commencing with Section 52890) and Article 7 (commencing with Section 52900) of Chapter 12 of Part 28 of, Article 7 (commencing with Section 54720) of Chapter 9 of Part 29 of, and Chapter 3.5 (commencing with Section 58550) of Part 31 of, the Education Code	21,885,000
Provisions:	
1. The following provisions apply to pupil dropout prevention programs receiving funds pursuant to this item:	
(a) Prior to hiring an outreach consultant with funds appropriated in this item, a school or school district shall have adopted a plan, that includes a statement describing the specific duties of the outreach consultant and that has been approved by the Superintendent of Public Instruction. This duty statement shall require that the outreach consultant perform only activities that directly benefit ''high-risk pupils'' as defined in subdivision (c) of Section 54721 of the Education Code. Each out-	

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reach consultant shall receive no more than $51,732 as annual compensation.

(b) A school district or any school receiving funds for outreach consultants in schools with motivation and maintenance plans developed in accordance with Article 7 (commencing with Section 54720) of Chapter 9 of Part 29 of the Education Code shall collect and report data to the Superintendent of Public Instruction on pupil dropouts, together with any other data deemed necessary by the superintendent for the evaluation of motivation and maintenance programs. The data shall be reported in a format to be determined by the superintendent. Whenever feasible, the superintendent shall collect this data through the California Basic Educational Data System (CBEDS).

(c) Notwithstanding the schedule set forth in Section 58554 of the Education Code, (1) the maximum fee for an initial diagnosis prepared by an educational clinic under the terms of the contract entered into pursuant to Section 58553 or 58553.5 of the Education Code shall not exceed $106.14 and may be expended for outreach and pupil and family counseling in addition to the initial diagnosis of entering pupils, and (2) the maximum fee for each instructional hour or fee for additional diagnosis provided under the terms of a contract entered into pursuant to Section 58553 or 58553.5 of the Education Code shall not exceed $7.12 per hour.

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 the Education Code 5,136,000

Provisions:

1. Of the funds appropriated in this item, $1,500,000 shall be allocated to Specialized Secondary Programs established pursuant to Chapter 6 (commencing with Section 58800) of Part 31 of the Education Code prior to the 1991–92 fiscal year that operate in conjunction with the California State University.

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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 the Education Code ..... ~~315,984,000~~ *320,484,000*

Schedule:

(1) 20.60.030.031-Immediate Intervention/Underperforming Schools Program..... 99,071,000

(2) 20.60.030.034-Low-Performing Schools.....~~213,912,000~~ *218,412,000*

(3) 20.60.030.036—Corrective Actions 3,001,000

Provisions:

1. Funds appropriated in Schedule (1) are provided solely for the purpose of implementing the Immediate Intervention/Underperforming Schools Program, pursuant to Article 3 (commencing with Section 52053) of Chapter 6.1 of Part 28 of the Education Code. These funds are to fund implementation grants for the second and third cohorts of schools that received planning grants under the program during the 2000–01 and 2001–02 fiscal years.
2. Funds appropriated in Schedule (2) are provided solely for the purpose of implementing the High Priority Schools Grant Program for Low-Performing Schools, pursuant to Article 3.5 (commencing with Section 52055.600) of Chapter 6.1 of Part 28 of the Education Code.
3. Pursuant to Chapter 1020, Statutes of 2002, the funds appropriated in Schedule (3) shall, upon approval by the State Board of Education, be available to support schools working with School Assistance and Intervention Teams or schools subject to state or federal sanctions by the Superintendent of Public Instruction as part of the Immediate Intervention/Underperforming Schools Program or No Child Left Behind Act of 2001 (P.L. 107-110). To the extent necessary to fully fund the Immediate Intervention/Underperforming Schools Program and School Assistance and Intervention Teams, the Department of Finance may transfer funds between Schedule (1) and Schedule (3) of this item.

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6110-123-0890—For local assistance, Department of Education, payable from the Federal Trust Fund..... 79,972,000

Schedule:

(1) 20.60.030.031-Immediate Intervention/Underperforming Schools Program..... 39,743,000

(2) 20.60.030.035-Innovative Program, Title V-ESEA..... 40,229,000

Provisions:

1. Funds appropriated in Schedule (1) are provided for the purpose of funding Title I schools identified as being in need of improvement or corrective action (required priority for subgrants under Part F of Title I of the ESEA) and to provide implementation grants for federally funded schools currently participating in the Immediate Intervention/Underperforming Schools Program or the High Priority Schools Grant Program.

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 the Education Code 42,578,000

Provisions:

1. An additional $3,958,000 in expenditures for this purpose has been deferred to the 2004–05 fiscal year.

6110-125-0001—For local assistance, Department of Education (Proposition 98), for English Language Learners Program 20.10.006-English Language Learners Student Assistance pursuant to Chapter 4 (commencing with Section 400) of Part 1 of Division 1 of Title 1 of the Education Code..... 53,200,000

6110-125-0890—For local assistance, Department of Education 266,920,000

Schedule:

(1) 10.30.010-Title I, Migrant Education.....132,077,000

(2) 10.40.030.004-Refugee Children School Impact Grant 2,050,000

(3) 20.10.004-Title III, Language Acquisition 132,793,000

Provisions:

1. Of the funds appropriated in Schedule (1) of this item, the State Department of Education shall use

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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) of this item, $6,000,000 is available from one-time Migrant Education program funds that have been carried over from the 2002–03 fiscal year to the 2003–04 fiscal year. These funds, and any additional carryover from the 2002–03 fiscal year subsequently identified, shall be available for expenditure in the 2003–04 fiscal year and may be used to purchase instructional materials for migrant pupils. These funds shall be formula-allocated to local migrant regions based on need and shall be reflected in an allocation plan developed by the State Department of Education.~~

2. The State Department of Education shall submit an expenditure plan to the Director of Finance and the Chairperson of the Joint Legislative Budget Committee that allocates all available carryover funds in the most effective method consistent with the one-time nature of the funds that ensures complete expenditure of the funds by local Migrant Education regions during the 2003–04 fiscal year. The Department of Finance shall review and approve or disapprove the plan within 21 days of submission. If the Department of Finance fails to either approve or disapprove the plan within 21 days, the plan shall be deemed to be approved. If the Department of Finance disapproves the plan, it shall (1) submit a letter to the Joint Legislative Budget Committee that explains the rationale for the disapproval, and (2) convene a working group consisting of representatives of the Department of Finance and the State Department of Education and the staff of the appropriate policy and fiscal committees of the Legislature. The working group shall jointly develop a revised expenditure plan and submit that plan to the Director of Finance for approval.

6110-126-0890—For local assistance, Department of Education, Program 20.60.290-Instructional Support, Title I, Part B of the Elementary and Secondary Education Act (Reading First Program) payable from the Federal Trust Fund..... 145,235,000

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Provisions:

1. The funds appropriated in this item are provided pursuant to Article 1 (commencing with Section 51700) of Chapter 5 of Part 28 of the Education Code.
2. Of the funds appropriated in this item, ~~$10,000,000~~ *$13,635,000* is available for bilingual programs pursuant to legislation to be enacted during the 2003–04 Regular Session.

6110-127-0001—For local assistance, Department of Education (Proposition 98), for transfer to Section A of the State School Fund, Program 20.40.070-Opportunity Classes and Programs pursuant to Article 2.3 (commencing with Section 48643) of Chapter 4 of Part 27 of Division 4 of Title 2 of the Education Code 2,611,000

Provisions:

1. Notwithstanding Section 48644 of the Education Code, funds allocated to school districts for the expansion of Opportunity Classes and Programs may not exceed $518 per unit of average daily attendance (ADA), based on the additional enrollment in these classes and programs above the 1982–83 enrollment levels, expressed in terms of ADA. For purposes of making this allocation to opportunity programs, the Superintendent of Public Instruction shall use the following definition to express enrollment in opportunity programs: using total positive clock hours scheduled and attended during the year, 405 hours of opportunity program assignment equals one opportunity program ADA (405 hours is the product of a second principal apportionment divisor of 135 and three hours of attendance per day).

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 498,682,000

Schedule:

(1) 10.30.070.001-Article 2 (commencing with Section 54020) of Chapter 1 of Part 29 of Division 4 of Title 2 of the Education Code 349,077,100

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(2) 10.30.070.020-Sections 54031 and 54033 of the Education Code, and Article 4 (commencing with Section 54040) of Chapter 1 of Part 29 of Division 4 of Title 2 of the Education Code 149,604,900

Provisions:

1. If the funds appropriated in this item are insufficient to fully fund the allocations under Article 4 (commencing with Section 54040) of Chapter 1 of Part 29 of Division 4 of Title 2 of the Education Code, the Superintendent of Public Instruction shall prorate the allocations made pursuant to that article to reflect the amount of funding available.

6110-130-0001—For local assistance, Department of Education, Program 20.60.100-Advancement Via Individual Determination ..... ~~6,450,000~~ *10,300,000*

Provisions:

1. Of the funds appropriated, $1,300,000 is available for administration of the Advancement Via Individual Determination (AVID) centers and ~~$2,150,000~~ *$6,000,000* is available for competitive outreach grants to local education agencies for the AVID program. Notwithstanding any other provision of law, the remaining $3,000,000 shall be used solely for the provision of advanced placement teacher training or tutoring services.

6110-131-0001—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 32060) of Part 28 of the Education Code 552,000

6110-132-0001—For local assistance, Department of Education (Proposition 98), for transfer to Section A of the State School Fund, Program 10.10, Targeted Instructional Improvement Grant pursuant to Chapter 2.5 (commencing with Section 54200) of Part 29 of the Education Code 642,200,000

~~6110-133-0001—For local assistance, Department of Education (Proposition 98), Program 20.60.100-Advancement Via Individual Determination..... 3,850,000~~

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~~Provisions:~~

~~1. Of the funds appropriated in this item, $3,850,000 is available for competitive outreach grants to local education agencies for the AVID program.~~

6110-136-0890—For local assistance, Department of Education, payable from the Federal Trust Fund..... 1,718,192,000

Schedule:

(1) 10.30.060-Title I-ESEA 1,710,838,000

(2) 10.30.065-McKinney-Vento Homeless Children Education..... 7,354,000

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 School Accountability Act, as established by Chapter 6.1 (commencing with Section 52050) of Part 28 of the Education Code, so that duplication of effort is minimized at the local level.
2. Of the funds appropriated in Schedule (1) of this item, $27,632,000 shall be available pursuant to Chapter 1020, Statutes of 2002, for school intervention programs.
3. Of the funds appropriated in Schedule (2) of this item, $71,000 shall be available for one-time carryover funding from the 2002–03 fiscal year.
4. Of the funds appropriated in Schedule (1) of this item, $15,477,000 are carryover funds from the 2002–03 fiscal year.
5. Of the funds appropriated in Schedule (1) of this item, $7,500,000 shall be available for use by the State Department of Education for the purposes of the Statewide System of School Support established by Article 4.2 (commencing with Section 52059) of Chapter 6.1 of Part 28 of the Education Code.
6. Of the funds appropriated in Schedule (1) of this item, up to $8,600,000 shall be made available to support school assistance and intervention teams that enter into a contract with a school pursuant to subdivision (a) of Section 52055.51 of the Education Code. These funds shall be allocated in the amount of $75,000 for each school assistance and intervention team assigned to an elementary or

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middle school, and $100,000 for each team assigned to a high school. The State Department of Education and Department of Finance may approve applications with justification for a total funding level of $125,000.	
7. Of the funds appropriated in Schedule (1) of this item, up to $13,600,000 shall be made available to provide $150 per pupil for each pupil in a school that is managed in accordance with paragraph (3) of subdivision (b) of Section 52055.5 of the Education Code or that contracts with a school assistance and intervention team pursuant to subdivision (a) of Section 52055.51 of the Education Code.	
8. Of the funds appropriated in Schedule (1) of this item, $17,159,000 shall be available pursuant to legislation enacted during the 2003–04 Regular Session.	
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	31,728,000
Provisions:	
1. The funds appropriated in this item shall be for allocation to local education 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 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 education agencies of this percentage, the Superintendent of Public Instruction shall submit the calculation to the Department of Finance for verification.	
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	2,710,000
6110-139-0001—For local assistance, Department of Education (Proposition 98), Program 10.10-School Apportionments, Pupil Residency Verification	162,000

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Provisions:

1. Funds appropriated in this item are for the purpose of assisting school districts that are adjacent to the international border with their pupil residency verification, consistent with the intent of Section 48204.6 of the Education Code.

6110-140-0001—For local assistance, Department of Education, (Proposition 98), Program 20-Instructional Support..... 4,549,000

Schedule:

(1) 20.80.001-Student Friendly Services..... 500,000

(2) 20.90.001.020-California School Information Services Administration..... 3,899,000

(3) 20.90.001.030-California School Information Services Administration Independent Project Oversight 150,000

Provisions:

1. The Superintendent of Public Instruction shall allocate the funds appropriated in Schedule (1) of this item for the Student Friendly Services program.

2. The funds appropriated in Schedule (2) in this item shall be for allocation to the Fiscal Crisis and Management Assistance Team for costs associated with administration of the CSIS 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.

6110-144-0001—For local assistance, Department of Education (Proposition 98), Program 20.60.70-Principal Training Program pursuant to Article 4.6 (commencing with Section 44510) of Chapter 3 of Part 25 of the Education Code 5,000,000

Item	Amount
6110-149-0001—For transfer by the Controller to the Public Library Protection Fund, pursuant to Section 18182 of the Education Code (Proposition 98)	4,229,000
Provisions:	
1. Funds appropriated in this item shall be transferred to Item 6110-101-0975 to provide funding for the acquisition of school library materials pursuant to Article 7 (commencing with Section 18180) of Chapter 2 of Part 11 of the Education Code.	
6110-151-0001—For local assistance, Department of Education (Proposition 98), for transfer to Section A of the State School Fund, 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	3,778,000
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 the Education Code	376,000
6110-156-0001—For local assistance, Department of Education (Proposition 98), 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....	536,850,000
Schedule:	
(.5) 10.50.010.001-Adult Education.....536,850,000	
(1) 10.50.010.008-Remedial education services for participants in the CalWORKs..... 8,739,000	
(2) 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 (1) constitute the funding for both remedial education and job training services for participants in the CalWORKs program (Article 3.2 (commencing with	

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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 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. 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) of this item 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 education 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 provisions of law, each local education agency's individual cap for adult education and regional occupational center and programs (ROC/P's), average

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daily attendance shall not be increased as a result of the appropriations made by this section.

(c) Funds may be claimed by local education 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 education agency has met the terms of the interagency agreement between the State Department of Education and the Department of Social Services pursuant to Provision 2 of this item.

(2) Each local education agency has fully claimed its respective adult education or ROC/P average daily attendance cap for the current year.

(3) Each local education agency has claimed the maximum allowable funds available under the interagency agreement pursuant to Provision 2 of this item.

(d) Each local education agency shall be reimbursed at the same rate as it would otherwise receive for services provided pursuant to this item or pursuant to Item 6110-105-0001 of Section 2.00 of this act, 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/P 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 provisions 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 education 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 education agencies in providing services to individuals who are

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eligible for or recipients of CalWORKs assistance. This information includes the extent to which local education programs serve 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 Department of Finance and Legislative Analyst in determining the specific data elements of the system and shall meet all information technology reporting requirements of the Department of Finance.

(h) As a condition of receiving funds provided in Schedule (2) of this item 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 section 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, 2003, to June 30, 2004, inclusive.

6110-156-0890—For local assistance, Department of Education, Program 10.50.010.001-Adult Education, payable from the Federal Trust Fund..... 82,194,000

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 ad-

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vance 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 State Department of Education 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 Standards for Audits of Governmental Organization, Programs, Activities and Functions 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 Circular No. A-133, Audits of Institutions of Higher Education and Other Non-Profit Institutions.

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, the auditor 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

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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 organization-wide audit performed. These limited scope audits shall be conducted in accordance with the State Department of Education Audit guidelines and Office of Management and Budget, 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 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, 2004, the State Department of Education shall report to the appropriate subcommittees of the Assembly Budget Committee and the Senate Budget and Fiscal Review Committee on the following aspects of Title II of the federal Workforce Investment Act: (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 district, community colleges, community-based organizations, other local enti-

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ties); (b) the extent to which participating programs were able to meet planned performance targets; and (c) a breakdown of the types of courses (ESL, ESL citizenship, ABE, ASE) included in the performance targets of participating agencies. It is the intent of the Legislature that the Legislature and State Department of Education 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 Department of Mental Health and Department of Developmental Services clients are set at a level where these clients will continue to be eligible for adult education services in the 2003–04 fiscal year and beyond to the full extent authorized under federal law. The State Department of Education shall also consult with the Department of Mental Health, Department of Developmental Services, and Department of Finance for this purpose.

5. Of the funds appropriated in this item, $6,000,000 is available as a one-time carryover of unexpended funds from the 2002–03 fiscal year.

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 13,966,000

Provisions:

1. Notwithstanding Section 41841.5 of the Education Code, or any other provision of law, the amount appropriated in this item and any amount allocated for this program in this act shall be the only funds available for allocation by the Superintendent of Public Instruction to school districts or county offices of education for the Adults in Correctional Facilities program.

2. Notwithstanding Section 41841.5 of the Education Code, or any other provision of law, the

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amount appropriated in this item shall be allocated based upon prior-year rather than current year expenditures.

3. Notwithstanding any other provision of law, funding distributed to each local education agency (LEA) for reimbursement of services provided in the 2002–03 fiscal year for the Adults in Correction Facilities program shall be limited to the amount received by the agency for services provided in the 2001–02 fiscal year. Funding shall reduced or eliminated, as appropriate, for any LEA that reduces or eliminates services provided under this program in the 2002–03 fiscal year, as compared to the level of services provided in the 2001–02 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.

4. Notwithstanding any other provision of law, funds appropriated by this item for growth in average daily attendance first shall be allocated to programs that are funded for 20 units or less of average daily attendance, up to a maximum of 20 additional units of average daily attendance per program.

6110-161-0001—For local assistance, Department of Education (Proposition 98), Program 10.60-Special Education Programs for Exceptional Children..... 2,686,728,000

Schedule:

(1) 10.60.050.003-Special education instruction ..... ~~2,628,699,000~~ *2,628,508,000*

(2) 10.60.050.080-Early Education Program for Individuals with Exceptional Needs ..... ~~72,424,000~~ *72,615,000*

(3) Reimbursements for Early Education Program, Part C .....–14,395,000

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 2003–04 fiscal year pursuant to Sections 14002 and 41301 of the Edu-

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cation Code, for apportionment pursuant to Part 30 (commencing with Section 56000) of the Education Code, superseding all prior law.

2. Of the funds appropriated in Schedule (1) of this item, $11,042,000 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) of this item, $8,581,000 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 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) of this item, $4,476,000 shall be available for regional occupational centers and programs that serve pupils having disabilities, and $80,873,000 shall be available for regionalized program specialist services, $1,772,000 for small special education local plan areas (SELPAs) pursuant to Section 56836.24 of the Education Code.

5. Of the funds appropriated in Schedule (1), $1,000,000 is provided for extraordinary costs associated with single placements in nonpublic, nonsectarian schools, pursuant to Section 56836.21 of the Education Code.

6. Of the funds appropriated in Schedule (1), a total of $125,686,000 is available to fully fund the costs of children placed in licensed children's institutions who attend nonpublic schools.

7. Of the amount appropriated in Schedule (2) of this item, $960,000 shall be available for infant program growth units (ages birth–two years). Funds for infant units shall be allocated pursuant to Pro-

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vision 11 of this item, 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 2003–04 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 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 of this item.

9. Notwithstanding any other provision of law, state funds appropriated in Schedule (2) of this item in excess of the amount necessary to fund the deficited entitlements pursuant to Section 56432 of the Education Code and Provision 10 of this item 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. 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 SELPAs, shall ensure local interagency coordination and collaboration in the provision of early intervention services, in-

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cluding 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 2003–04 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), $158,000 shall be available to fully fund the declining enrollment of necessary small SELPAs pursuant to Chapter 551 of the Statutes of 2001 (AB 303).

13. Of the amount provided in Schedule (1) of this item, ~~$288,000~~ *$290,000* shall be appropriated in the following priority sequence:

(a) The Superintendent of Public Instruction shall allocate any additional amount, if needed, to augment the amounts appropriated in Schedules (1) and (2) of this item to ensure full funding for the 2003–04 fiscal year.

(b) Once the Superintendent of Public Instruction has determined that none of the programs in Schedules (1) and (2) of this item require any additional funding pursuant to the statutory formulas contained in Chapter 854 of the Statutes of 1997 (AB 602), the remaining amount shall be allocated pursuant to Section 56836.158 of the Education Code.

14. Of the amount provided in Schedule (1), up to $350,000 shall be available in the 2003–04 fiscal year for a special education local plan area that may apply for emergency impaction funds under this provision and pursuant to Section 56836.18 of the Education Code in the event a court of appropriate jurisdiction orders or advises the closure of a nonpublic, nonsectarian school operating at a licensed children's institution (LCI/NPS) and the special education local plan area, in which the licensed children's institution is located is required to provide for special education and related services to individuals with exceptional needs who has been enrolled in the nonpublic nonsectarian school at the time of closure. For pupils placed in the LCI/

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NPS pursuant to a court order, the special education local plan area shall be eligible to apply for reimbursement of actual costs under this provision for up to one-half of the costs per pupil or which the nonpublic, nonsectarian school was previously reimbursed in the most recent fiscal year for which data is available. This provision shall apply to a maximum of one nonpublic, nonsectarian school operating at a licensed children's institution, and shall apply only to a school which closes as a result of a court order or advisory. Any special education local plan area receiving funds appropriated pursuant to this provision shall report to the State Department of Education, the Department of Finance, and the Legislative Analyst's Office by April 15, 2004, regarding the services provided to students through this pilot and the performance outcomes of students, including, but not limited to, a summary of STAR test scores for students and any alternate assessments used to measure the achievement of special education students.

15. Of the funds appropriated in Schedule (1), up to $1,000,000 may be used to fund licensed children's institution growth pursuant to Section 56836.18 of the Education Code.

16. 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.

17. Of the funds appropriated in Schedule (1) of this item, $29,475,000 shall be allocated to local education agencies for the purposes of Project Workability I.

18. Of the funds appropriated in Schedule (1) of this item, $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.

19. Of the funds appropriated in Schedule (1) of this item, up to $1,117,000 shall be used for a personnel development program. This program shall include state-sponsored staff development,

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local inservice components, bilingual, student study team, and core curriculum components.

20. Of the funds appropriated in Schedule (1) of this item, up to $200,000 shall be used for research and training in cross-cultural assessments.

6110-161-0890—For local assistance, Department of Education, payable from the Federal Trust Fund, Program 10.60-Special Education Programs for Exceptional Children 950,750,000

Schedule:

(1) 10.60.050.012-Local Agency Entitlements, IDEA Special Education ..... ~~761,039,000~~ *797,208,000*

(2) 10.60.050.013-State Agency Entitlements, IDEA Special Education..... 1,791,000

(3) 10.60.050.015-IDEA, Local Entitlements, Preschool Program 34,792,000

(4) 10.60.050.021-IDEA, Capacity Building, Special Education ..... ~~42,758,000~~ *75,589,000*

(5) 10.60.050.030-PL 99-457, Preschool Grant Program 39,530,000

(6) 10.60.050.031-IDEA, State Improvement Grant, Special Education..... 1,840,000

~~(7) 10.60.050.032-IDEA, Local Entitlement Mental Health Services~~ .. ~~69,000,000~~

Provisions:

1. If the funds for Part B of the federal Individuals with Disabilities Education Act that are actually received by the state exceed $933,124,000, 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 five percent of the amount received in excess of $933,124,000 may be used for state administrative expenses upon approval of the Department of Finance. If the funds for Part B of the federal Individuals with Disabilities Education Act that are actually received by the state are less than $933,124,000, the reduction shall be taken in capacity building.

2. The funds appropriated in Schedule (2) shall be distributed to state-operated programs serving disabled children from 3 to 21 years of age, in-

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clusive. 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 the federal Individuals with Disabilities Education Act permanent formula.

~~3. Of the funds appropriated in Schedule (4) of this item, up to $1,000,000 may be used to fund licensed children's institution growth pursuant to Section 56836.18 of the Education Code.~~

~~4. Pursuant to Section 56427 of the Education Code, of the funds appropriated in Schedule (4) 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.~~

~~5. Of the funds appropriated in Schedule (4) of this item, $29,475,000 shall be allocated to local education agencies for the purposes of Project Workability I.~~

~~6. Of the funds appropriated in Schedule (4) of this item, $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.~~

7. Of the funds appropriated in Schedule (4) of this ~~item, up to $3,617,000 shall be used for a personnel development program. This program shall include state-sponsored staff development, local in-service components, bilingual, student study team, and core curriculum components. Of this amount, a minimum of~~ *item,* $2,500,000 shall be allocated directly to special education local plan areas *for a personnel development program* . The local in-service programs shall include a parent training component and may include a staff training component. 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.

~~8. Of the funds appropriated in Schedule (4) of this item, up to $200,000 shall be used for research and training in cross-cultural assessments.~~

9. Of the funds appropriated in Schedule (4) of this item, up to $300,000 shall be used to develop and test procedures, materials, and training for alternative dispute resolution in special education.

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10. 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.

11. 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 education 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 education agencies identified by the United States Department of Education's Office of Special Education Programs.

12. Of the funds appropriated in Schedule (4) of this item, $2,372,000 shall be used for the purposes of establishing Family Empowerment Centers on Disabilities pursuant to Chapter 690, Statutes of 2001.

13. Notwithstanding the notification requirements listed in Section 26.00 (d) of this act, the Department of Finance is authorized to approve intra-schedule 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 federal IDEA 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 shall provide a notice to the Legislature each time a transfer occurs.

~~14. Of the amount provided in Schedule (4) of this item, up to $350,000 shall be available in the 2003–04 fiscal year for a special education local plan area that may apply for emergency impac-~~

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~~tion funds under this provision and pursuant to Section 56836.18 of the Education Code in the event a court of appropriate jurisdiction orders or advises the closure of a nonpublic, nonsectarian school operating at a licensed children's institution (LCI/NPS) and the special education local plan area in which the licensed children's institution is located is required to provide for special education and related services to individuals with exceptional needs who has been enrolled in the nonpublic nonsectarian at the time of closure. For pupils placed in the LCI/NPS pursuant to a court order, the special education local plan area shall be eligible to apply for reimbursement of actual costs under this provision for up to one-half of the costs per pupil or which the nonpublic, nonsectarian school was previously reimbursed in the most recent fiscal year for which data is available. This provision shall apply to a maximum of one LCI/NPS and shall apply only to a school that closes as a result of a court order or advisory. Any special education local plan area receiving funds appropriated pursuant to this provision shall report to the State Department of Education, the Department of Finance, and the Legislative Analyst Office by April 15, 2004, regarding the services provided to students through this pilot and the performance outcomes of students, including, but not limited to, a summary of STAR test scores for students and any alternate assessments used to measure the achievement of special education students.~~

~~15. Of the funds appropriated in Schedule (7) of this item, $69,000,000 shall be used for the purposes of offsetting the costs associated with state reimbursable mandate costs related to provision of IDEA-required mental health services to students with exceptional needs.~~

16. Of the funds appropriated in Schedule ~~(3)~~ *(2)* of this item, $250,000 shall be provided to districts for interpreter instruction, training, and certification. This funding shall be annually renewable for two years.

17. Of the funds appropriated in Schedule (4) of this item, $69 million shall be used to support mental health services provided during the 2003–04 fiscal year by county mental health agencies pur-

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suant to Chapter 26.5 (commencing with Section 7570) of Division 7 of the Government Code and that are included within an individual education program pursuant to the Federal Individuals with Disabilities Education Act (IDEA). Each county office of education receiving these funds shall contract with the county mental health agency for the purpose of transferring these funds to the county mental health agency to provide the 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 mandate claim relating to school or local agency provision of these mental health services. Half of these funds shall be distributed to counties based on approved mandate claims filed for the 2002–03 fiscal year as of October 1, 2003. The remaining funds shall be distributed based on the amounts for claims audited or reviewed by the State Controller's Office adjusted to reflect the audit findings and to reflect 100 percent of allowable treatment costs required in an individualized education program.

6110-163-0001—For local assistance, Department of Education (Proposition 98), for transfer to Section A of the State School Fund, Program 10.60.060.010-The Early Intervention for School Success Program established pursuant to Article 4.5 (commencing with Section 54685) of Chapter 9 of Part 29 of the Education Code 2,169,000

6110-164-0001—For local assistance, Department of Education, for purposes of funding School-to-Career Partnerships, pursuant to Chapter 17 (commencing with Section 53080) of Part 28 of the Education Code (Proposition 98)..... 1,700,000

Provisions:

1. For purposes of the local school-to-career partnership grants, local educational agencies may elect to contract with nonprofit or private entities for providing service delivery. Funds appropriated in this item shall be used as matching funds to cash or in-kind contributions raised by local educational agencies, or nonprofit or private entities contracted by local educational agencies, for School-to-Career Partnerships. Funds may not be disbursed from this appropriation until the re-

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questing local educational agency or contracting nonprofit entity or private entity has demonstrated to the Interagency Partnership for School-to-Career Programs that it has raised matching funds from nonprofit and private entities equal to or exceeding the state contribution.

6110-166-0001—For local assistance, Department of Education (Proposition 98), for transfer to Section A of the State School Fund, Program 10.70.070-Vocational Education, for the purpose of Article 5 (commencing with Section 54690) of Chapter 9 of Part 29 of the Education Code, Partnership Academies Program..... 22,999,000

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.

6110-166-0890—For local assistance, Department of Education, Program 10.70-Vocational Education, payable from the Federal Trust Fund..... 138,107,000

Provisions:

1. The funds appropriated in this item include Federal Vocational Education Act funds for the 2003–04 fiscal year to be transferred to the community colleges by means of interagency agreements for the purpose of funding vocational 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. Of the funds appropriated in this item, $3,972,000 is available as a one-time carryover of unexpended funds from the 2002–03 fiscal year.

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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 Vocational Educational Incentive Program established pursuant to Article 7.5 (commencing with Section 52460) of Chapter 9 of Part 28 of the Education Code	4,329,000
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 Vocational 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. Nothing in this provision shall be construed to 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.	
6110-177-0001—For local assistance, Department of Education (Proposition 98), Program 20.10.035-Local Arts Education Partnership Program	6,000,000
Provisions:	
1. The funds appropriated in this item shall be used for arts education programs conducted by local education agencies pursuant to guidelines developed by the State Department of Education and approved by the State Board of Education, as authorized by Chapter 5 (commencing with Section 8810) of Part 6 of the Education Code.	
6110-180-0890—For local assistance, Department of Education, Program 20.10.025-Educational Technology, payable from the Federal Trust Fund	87,803,000
Provisions:	
1. Of the funds appropriated in this item, $43,021,000 is for allocation to school districts that are awarded formula grants pursuant to the federal Enhancing Education Through Technology Grant Program.	

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2. Of the funds appropriated in this item, $43,020,000 is available for competitive grants pursuant to Chapter 8.9 (commencing with Section 52295.10) of Part 28 of Division 3 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 education 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. Under no circumstances shall the legislation designate specific local education agencies as subgrant recipients.
3. Of the funds appropriated in this item, $1,462,000 is available for the California Technology Assistance Project (CTAP) to provide federally required technical assistance and to help districts apply for and take full advantage of the federal Enhancing Education Through Technology grants.
4. Of the funds appropriated in this item, $300,000 is available for the Technology Information Center for Information Leadership to assist districts and site administrators in improving the use of technology in teaching, learning, and school administration.

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 and Chapter 3.34 (commencing with Section 44730) of Part 25 of the Education Code 14,810,000

6110-181-0140—For local assistance, Department of Education, payable from the California Environmental License Plate Fund 400,000

Schedule:

(1) Program 20.10.055-Environmental Education 588,000

(2) Reimbursements ..... –188,000

Provisions:

1. Of the amount appropriated in Schedule (1) of this item, up to $40,000 of this appropriation may be

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transferred to Item 6110-001-0001 to be used for administrative costs related to the Environmental Education program, as authorized in subdivision (c) of Section 21190 of the Public Resources Code.	
6110-183-0890—For local assistance, Department of Education, Instructional Support—Safe and Drug Free Schools and Communities Act of 1994 (Public Law 103-382), payable from the Federal Trust Fund	53,116,000
Schedule:	
(1) 20.10.045-Health and Physical Education, Drug Free Schools 46,797,000	
(2) 20.10.047-Community Service Grant Program 6,319,000	
Provisions:	
1. Local education agencies shall give priority in the expenditure of the funds appropriated by 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 education agencies of this policy, and (b) incorporate the policy into the department's compliance review procedures.	
2. Of the amount appropriated in this item, $6,319,000 is for grants to carry out programs under which students expelled or suspended from school are required to perform community service, pursuant to Section 4126 of Title IV of the No Child Left Behind Act of 2001 (P.L. 107-110). As a condition of funding, grantees must certify that students will be appropriately supervised while performing community service activities under this program.	
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	76,963,000

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Provisions:

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.
2. Notwithstanding the 10 percent provision in Section 17587 of the Education Code, $20,000,000 of the funds appropriated in this item shall be made available for Extreme Hardship Funding pursuant to the Deferred Maintenance Program. The State Allocation Board shall allocate remaining funds for the Deferred Maintenance Basic Grant Funding pursuant to Section 17584 of the Education Code.

6110-189-0001—For local assistance, Department of Education (Proposition 98), for transfer to Instructional Materials Fund..... 175,000,000

Schedule:

(1) 20.20.020.005-Instructional Materials Block Grant.....175,000,000

Provisions:

1. The funds in this item shall be allocated to school districts to purchase standards-aligned instructional materials, pursuant to Chapter ~~8.02~~ *802* of the Statutes of 2002.

6110-190-0001—For local assistance, Department of Education (Proposition 98), Program 10.10-School Apportionments, Community Day Schools 27,754,000

Provisions:

1. The funds appropriated in this item are for transfer to Section A of the State School Fund to reimburse costs incurred pursuant to Chapter 974 of the Statutes of 1995 as amended by Chapter 847 of the Statutes of 1998.
2. Funds appropriated in this item shall not be available for the purposes of Section 41972 of the Education Code.

6110-191-0001—For local assistance, State Department of Education (Proposition 98), for transfer to Section A of the State School Fund, Program 20.60.050.002-Beginning Teacher Support and Assessment Program 85,953,000

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Provisions:

1. The funds appropriated in this item are for direct disbursement by the State Department of Education for the Beginning Teacher Support and Assessment System, as set forth in Article 4.5 (commencing with Section 44279.1) of Chapter 2 of Part 25 of the Education Code. These funds shall be expended only after development of a program and expenditure plan by the State Department of Education, and approval of the plan by the Department of Finance.
2. Funds appropriated in this item are for the purpose of providing grants to support 24,000 teachers throughout local Beginning Teacher Support and Assessment Programs.
4. 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 after 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.
5. 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 4 of this item.

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 ..... ~~24,826,000~~ *27,313,000*

Schedule:

(1) 20.60.070-Bilingual Teacher Training Program..... 1,798,000

(2) 20.60.060-Instructional Support: Teacher Peer Review..... ~~22,690,000~~ *25,177,000*

(3) 20.60.110-Instructional Support: Improving School Effectiveness-Reader Services for Blind Teachers 338,000

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Provisions:

1. The funds appropriated in this item are 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 educational agencies for purposes of the Proposition 98 programs funded in this item, in lieu of the amounts otherwise provided for those programs by statute.
2. 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.
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.
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 Service for Blind Teachers, 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.

6110-193-0890—For local assistance, Department of Education, Program 20.60-Instructional Support, Title II, Part B of the Elementary and Secondary Education Act (Mathematics and Science Partnership Grants) payable from the Federal Trust Fund .. 14,041,000

6110-195-0001—For local assistance, Department of Education (Proposition 98), Program 20.60.140-Staff Development: Teacher improvement, Teacher Incentives National Board Certification 7,300,000

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 the Education Code.

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6110-195-0890—For local assistance, Department of Education, Program 20.60-Instructional Support, Title II, Part A of the Elementary and Secondary Education Act (Teacher and Principal Training and Recruiting Fund) payable from the Federal Trust Fund 341,380,000

Schedule:

(1) 20.60.280-Improving Teacher Quality Local Grants.....~~355,476,000~~ *335,476,000*

(2) 20.60.270-Principal Training Program..... 1,554,000

(3) 20.60.190.300-California Subject Matter Projects 4,350,000

Provisions:

1. The funds appropriated in Schedule (2) of this item shall be for the Principal Training Program authorized pursuant to Article 4.6 (commencing with Section 44510) of Chapter 3 of Part 25 of the Education Code.

2. The funds appropriated in Schedule (3) of this item, shall be for transfer to the University of California, which shall use the funds for six existing core Subject Matter Projects (SMP). These funds may also be used to support the foreign language, arts, and physical education SMPs if state support is authorized in legislation passed in the 2003–04 Regular Session. By supporting these projects, it is the intent of the Legislature to preserve the university's basic program infrastructure and help the state comply with the "high-quality professional development" requirements of the federal No Child Left Behind Act of 2001 (P.L. 107-110). In the absence of federal funding, the state would have eliminated all state funding for all existing projects, except the Science SMP. If the federal government provides written notification that these funds may not be used for these four projects, then the Department of Finance may instead use the funding only for the Science SMP after notifying the Joint Legislative Budget Committee through the Section 28.00 process.

3. Of the funds appropriated in Schedule (1) of this item, $280,000 shall be for transfer to the Commission on Teacher Credentialing through an in-

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teragency agreement for data collection and evaluation related to the effectiveness of professional development programs.

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 statute ..... ~~1,238,683,000~~ *1,281,138,000*

Schedule:

(1) 30.10.010-Special Program, Child Development, Preschool Education 304,183,000

(1.5) 30.10.020-Child Care Services ..... ~~2,033,830,000~~ *1,900,278,000*

(a) 30.10.020.001-Special Program, Child Development, General Child Development Programs.. ~~616,503,000~~ *612,983,000*

(b) 30.10.020.002-Special Program, Child Development, Community College Match—Required Center ... 3,173,000

(c) 30.10.020.004-Special Program, Child Development, Migrant Day Care 32,516,000

(d) 30.10.020.007-Special Program, Child Development, Alternative Payment Program..... ~~212,330,000~~ *199,110,000*

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(e) 30.10.020.011-Special Program, Child Development, Alternative Payment Program—Stage 2..	~~645,050,000~~ *583,224,000*
(f) 30.10.020.012-Special Program, Child Development, Alternative Payment Program—Stage 3 Setaside.....	~~404,230,000~~ *360,224,000*
(g) 30.10.020.008-Special Program, Child Development, Resource and Referral	16,448,000
(h) 30.10.020.009-Special Program, Child Development, Campus Child Care Tax Bailout	5,784,000
(i) 30.10.020.015-Special Program, Child Development, Extended Day Care.....	~~30,037,000~~ *19,037,000*
(j) 30.10.020.096-Special Program, Child Development, Allowance for Handicapped.....	1,559,000
(k) 30.10.020.106-Special Program, Child Development, California Child Care Initiative.....	250,000

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(*l*) 30.10.020.901-Special Program, Child Development, Quality Improvement.....	60,335,000	
(m) 30.10.020.920-Special Program, Child Development, Local Planning Councils	5,615,000	
(2) 30.10.070-Special Program, Child Development After School Programs		~~114,553,000~~ *121,553,000*
~~(2.5) 30.10.020.908-Special Program, Child Development, Cost-of-Living Adjustments~~		~~0~~
(3) 30.10.020.017-Special Program Child Care Accreditation Project ..		250,000
(4) Reimbursements (Quality Accreditation Project)		–250,000
~~(5) 97.20.001.000-Unallocated Reduction~~.....		~~–74,300,000~~
~~(6) 97.20.005.000-Unallocated Reduction—Caseload Reduction~~...		~~–50,000,000~~
(7) Amount payable from the Federal Trust Fund		~~–1,089,583,000~~ *–1,044,876,000*

Provisions:

1. Notwithstanding Section 8278 of the Education Code, funds available for expenditure pursuant to Section 8278 of the Education Code shall be expended in the 2003–04 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) $500,000 shall be available for the Pre-Kindergarten Learning and Development Guidelines/School Readiness Articulation Project.
   (c) $2,000,000 to continue dissemination and training efforts for the Pre-Kindergarten guidelines and curriculum.

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(d) Of the remaining funds available after meeting the requirements in (a) and (b) of this provision, up to $2,500,000 shall be allocated for other preschool quality programs; instructional materials and equipment for preschool programs; and preschool facilities renovation and repair contracts necessary to meet health and safety standards and to comply with the federal Americans with Disabilities Act of 1990. Additional amounts that become available pursuant to Section 8278 beyond those specified herein shall not be expended prior to approval of a plan by the Department of Finance pursuant to the Section 28.00 Notification process to the Legislature.

(e) The Controller shall establish an account entitled Section 8278 Expenditures in 2002 in 6110-196-0001, Program 30.10.060. Any unexpended General Fund balances as of June 30, 2003, or subsequent abatements, from those amounts listed in Schedules (1), (1.5)(a), (1.5)(b), (1.5)(c), (1.5)(d), (1.5)(g), (1.5)(h), (1.5)(i), (1.5)(j), (1.5)(k), (1.5)(*l*), and (1.5)(m) of this item, that are available pursuant to Section 8278 of the Education Code, shall be transferred to the account for the purpose of making expenditures pursuant to that section and as specified in this provision.

2. The State Department of Education shall report to the Joint Legislative Budget Committee and the Department of Finance, by March 31, 2004, the amount of child development funds, by program, that have been determined after audit to be unearned. The report shall include the settlement of claims payable by program from unearned contract fund balances. This provision includes both Federal Fund and General Fund contracts.

7. (a) The State Department of Education and the State Department of Social Services, in consultation with the Department of Finance and the Legislative Analyst, shall develop a new survey methodology to be employed by future market rate surveys. The State Department of Education shall utilize a federal fund contract

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awarded on a competitive basis to conduct a market rate survey during the 2003–04 fiscal year.

(b) The State Department of Education (SDE) shall promulgate emergency regulations governing the use of the Regional Market Rates (RMR) to provide statewide consistency and clarify the appropriate rate of reimbursement for child care services. The RMR emergency regulations shall change the definitions of certain rate categories and provide conditions and limitations on the use of certain rates and adjustment factors. SDE shall ensure that the emergency regulations are effective as soon as possible and no later than July 31, 2003. SDE shall fully implement the emergency RMR regulations by October 1, 2003. The Department of Social Services (DSS) shall take appropriate steps to ensure that these emergency RMR regulations also apply to Stage One child care and are fully implemented by October 1, 2003.

(c) Notwithstanding any other provisions of law, the funds appropriated in this item for the cost of 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 8350) of Chapter 2 of Part 6 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.

8. The funds appropriated in this item for campus child care tax bailout shall be allocated by the State Department of Education based on a schedule provided by the Chancellor of the California Community Colleges. The chancellor shall schedule the allocation of these funds 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

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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.

9. Notwithstanding any provision of law to the contrary, higher educational institutions may establish and maintain child development programs on or near their respective campuses with priority for services given to children of students of that campus. Those higher educational institutions under contract with the State Department of Education for child care and development services shall be subject to the rules and regulations adopted by the Superintendent of Public Instruction except where those rules and regulations differ with respect to the conditions specified for the community colleges in Provision 11 of Item 6870-101-0001.

10. Funds in Schedule (1.5)(1), along with funds allocated pursuant to Provision ~~2(b)~~ *1(b)* of this item, shall be reserved for activities to improve the quality and availability of child care, pursuant to the following:

(a) $2,067,000 is for the schoolage care and resource and referral earmark.

(b) $11,656,000 is for the infant and toddler earmark and shall be used for increasing the supply of quality child care for infants and toddlers. Notwithstanding any other provision of law, expenditure plans and contract provisions for awarding these funds shall give high, but not exclusive, priority to the development of new family day care home providers, especially those who offer care during nontraditional hours such as weekends, evenings, and nights and who offer care for special needs children.

~~(c) $1,500,000 is for the five-year regional resource centers program initiated in the Budget Act of 1999 (Ch. 50, Stats. 1999) to develop capacity in underserved areas.~~

(d) From the remaining funds, 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 Depart-

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ment of Social Services 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; $320,000 for the Child Development Training Consortium; $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, and/or construction of child care facilities.

(e) The State Department of Education shall allocate $425,000 to preschool education projects, including, but not limited to, those operated by the public television stations in Redding, Sacramento, San Francisco, San Jose, Los Angeles, Fresno, and San Diego. Of this amount, the department shall allocate up to $320,000 to public television stations in Redding, Sacramento, San Francisco, San Jose, and Los Angeles, based upon the satisfaction by the projects operated by the public television stations in each of those cities of all of the following criteria: (1) the 30-percent minimum match; (2) a plan that identifies the providers to be trained; (3) number of trainers to be trained; (4) the quality of the training offered; (5) linkages to the child care community; and (6) cost-effectiveness. The balance of the $425,000 identified in this subdivision shall be made available to support projects in Fresno and San Diego, based upon the determination by the State Department of Education of the satisfaction by the projects operated by the public television station in each of those cities of the criteria set forth in (1) to (6), inclusive, of this subdivision. As a condition of receiving funds as described in this subdivision in the 2002–03 fiscal year, each grantee that received funds in the 2001–02 fiscal year shall complete and submit to the State Department of Education, no later than March 1, 2003, an evaluation of the effectiveness of

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the project operated by the grantee in improving the quality of child care provided in the affected community.	
(f) $30,000 shall be made available for a preschool public television project in Eureka.	
(g) As required by federal law, the State Department of Education shall develop an expenditure plan that sets forth the final priorities and the reasons therefor if the final priorities are different from those approved in response to the reporting requirement contained in Provision 7(g) of Item 6110-196-0001 of Section 2.00 of the Budget Act of 2002 (Ch. 379, Stats. 2002). This plan shall be submitted to the Department of Finance by September 1, 2003, and funds shall not be encumbered prior to approval of the plan by the Department of Finance. The State Department of Education shall coordinate with the Department of Social Services, the California Children and Families State Commission, and other applicable entities to identify annual statewide expenditures for quality enhancements which qualify for meeting federal requirements, and shall reference these expenditures in its biennial federal quality plans or any subsequent amendments.	
(h) The State Department of Education shall establish expenditure priorities for the 2004–05 fiscal year that set forth the proposed state and local activities to improve child care, including the reasons therefor, to be undertaken in the 2004–05 fiscal year. This plan shall be submitted in a format developed in consultation with the Department of Finance and shall be submitted to the Department of Finance and to the fiscal committees of both houses at least 30 days prior to the commencement of public hearings on the proposed plan and no later than March 1, 2004.	
(i) $15,000,000 from the General Fund shall be for child care worker recruitment and retention programs as specified by Chapter 547 of the Statutes of 2000.	

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11. (a) The State Department of Education shall maintain an improved allocation, contracting, and reimbursement system for CalWORKs Stage 2 and Stage 3 Setaside funding to ensure funds are distributed in proportion to statewide needs. These needs shall recognize attrition experience and family fees collected at the local level which shall be counted toward the funding available to meet those needs. The department shall conduct monthly analyses of caseloads and expenditures and adjust agency contract maximum reimbursement amounts and allocations as necessary to ensure funds are distributed proportional to need. The department shall share monthly caseload analyses with the Department of Social Services.

(b) The department shall provide quarterly reports on the sufficiency of funding for Stage 2 and Stage 3 Setaside to the Department of Finance, the Department of Social Services (DSS), and the Legislative Analyst's Office. The department 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.

(c) Any request from the ~~child care~~ *CalWORKS* reserve shall be based on the information and analyses pursuant to the preceding paragraphs and shall be made jointly and coordinated with the DSS to eliminate duplication. In order to facilitate coordination, detailed backup by month and on a county-by-county basis, if different from quarterly data provided pursuant to the previous paragraph, shall be provided to the DSS to facilitate its analyses and comparison of overall CalWORKs caseloads and related child care needs.

(d) By September 15, 2003, and March 15, 2004, the department shall ensure that detailed caseload and expenditure data, through the most recent period for Stage 2

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and Stage 3 Setaside along with all relevant assumptions, is provided to DSS to facilitate budget development and the May Revision, respectively. 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 2005–06 fiscal year as well as local attrition experience. DSS shall utilize data provided by the State Department of Education (SDE), including key variables from the prior fiscal year and the first two months of the 2003–04 fiscal year, to provide coordinated estimates in November 2003 for each of the three stages of care for preparation of the 2004–05 Governor's Budget, and shall utilize data from *at least* the first two quarters of the 2003–04 fiscal year *, and any additional months' data as they become available* for preparation of the 2004 May Revision. DSS shall share its assumptions and methodology with SDE in the preparation of the 2004–05 Governor's Budget.

(e) As deemed necessary by the department for counties where there is more than one Alternative Payment Program participating in CalWORKs child care programs, county welfare departments shall participate jointly with the Alternative Payment Programs, as applicable, to jointly determine the amount of funds initially distributed to each Alternative Payment Program. However, the State Department of Education may adjust these allocations at any time for providers deemed by the State Department of Education to be on conditional status and shall adjust the allocations as necessary to ensure a distribution of funding proportional to each alternative payment provider's documented need pursuant to the analysis specified in this provision.

(f) Upon request by the Department of Finance, the State Department of Education shall determine, through survey or mandatory reporting, and through use of consultant ser-

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vices as necessary, requested information (such as selected updates of data collected pursuant to Provision 8(c)(6) of the Budget Act of 2000 (Ch. 52, Stats. 2000)) which shall be provided to the Department of Finance for use in 2004–05 budget development.

(g) The State Department of Education shall coordinate with the Department of Social Services to identify annual general subsidized child care program expenditures for Temporary Assistance for Needy Families eligible children. The State Department of Education shall modify existing reporting forms to capture this data.

12. Notwithstanding any other provision of law, the funds in Schedule ~~(2)(f)~~ *(1.5)(f)* for Stage 3 Setaside are reserved exclusively for continuing child care through June 30, 2004, for: (1) 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 8353 of the Education Code, respectively, but still meet eligibility requirements for receipt of subsidized child care services; and (2) 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.

13. Nonfederal funds appropriated by 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.

~~14. In recognition of the economies of scale that occur as contract amounts have been multiplied since 1996–97, it is the intent of the Legislature that administrative and support services allowances for alternative payment contractors be lim-~~

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~~ited to no more than 19 percent of the total contract costs. Therefore, notwithstanding any other provision of law or regulation, the State Department of Education shall ensure that contract provisions conform to this intent for Alternative Payment Program, Stage 2, and Stage 3 Setaside child care contracts funded through Schedules (1.5)(d), (1.5)(e), and (1.5)(f) of this item.~~

14. Administrative and support services allowances for the Alternative Payment, Stage 2, and Stage 3 Setaside child care programs funded through Schedules (1.5)(d), (1.5)(e) and (1.5)(f) of this item, shall be limited to no more than 25 percent of the direct cost-of-care payments to child care providers. Notwithstanding this limit, this item has been reduced by $12,000,000 in 2003–04 for administrative and support services allowances for the same programs identified above. This reduction shall result in a lower allowance for administrative and support services costs. This reduction shall not lower the funding available for direct cost-of-care payments to child care providers. Therefore, notwithstanding any other provision of law or regulation, the State Department of Education shall ensure that contract provisions conform to these requirements for the programs identified in this provision.

15. The maximum standard reimbursement rate shall not exceed $28.14 per day for General Child Care programs and $17.96 per day for State Preschool. Furthermore, the Community College Match, the Migrant Child Care, and the 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.

16. Of the funds in Schedule (1.5)(c) of this item, up to $5,000,000 may be used to establish or continue a pilot Migrant Alternative Payment Network Program for central valley counties. This program shall comply with the requirements approved pursuant to Provision 18 of Item 6110-196-0001 of Section 2.00 of the Budget Act of 1998 (Ch. 324, Stats. 1998).

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17. (a) Notwithstanding any other provisions of law, funds appropriated in this item shall not be used to provide child care and development services to children over the age of 12, except for children with exceptional needs and children participating in the After School Education and Safety Program or the Six-to-Six Before and After School Program provided in Article 22.5 (commencing with Section 8482) and Article 23.4 (commencing with Section 8488.5) of Chapter 2 of Part 6 of the Education Code.

(b) Notwithstanding any other provision of law, the funds appropriated in this item shall not be used to provide child care services to grandfathered families eligible only under Education Code Section 8263.1(b).

(c) Notwithstanding any other provision of law, the income eligibility limits pursuant to subdivision (a) of Section 8263.1 of the Education Code used in the 2002–03 fiscal year shall remain in effect for the 2003–04 fiscal year, without adjustment.

18. Notwithstanding any other provision of law, it is the intent of the Legislature that unearned contract amounts from General funds or federal Funds appropriated for CalWORKs Stage 2 and Stage 3 Setaside in any prior year be used to offset direct service costs in CalWORKs Stage 2 child care in the 2000–01 fiscal year and each year thereafter. Therefore, in order to account for these funds in determining the budget, the Department of Education shall disencumber any amounts in excess of a two-percent reserve of the original contract amount for each unaudited contract and shall provide a report by September 1, 2003, and April 1, 2004, of the available balances to the Department of Finance. The Department of Education shall ensure child care audits are closed out in a timely fashion to ensure savings are available in the fiscal year budget following initial appropriation.

19. Funds in Schedule (1) of this item have been reduced by $10,000,000 in the 2003–04 fiscal year to reflect one-time savings.

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6110-197-0001—For local assistance, Department of Education (Proposition 98), Program ~~209.60.100~~ *20.60.100*—Instructional Support-Improving School Effectiveness—Intersegmental Programs.....	2,023,000
Provisions:	
1. The funds appropriated by this item are 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 educational agencies for purposes of the Proposition 98 programs in this item, in lieu of the amounts otherwise provided for those programs by statute.	
6110-197-0890—For local assistance, Department of Education, payable from the Federal Trust Fund, 21st Century Community Learning Centers	~~40,867,000~~ *75,527,000*
Schedule:	
(1) 30.10.080-Special Program, Child Development, 21st Century Community Learning Centers ..... ~~40,867,000~~ *75,527,000*	
Provisions:	
1. The State Department of Education shall provide a report to the Department of Finance *, the budget committees of each house of the Legislature,* and the Legislative Analyst's Office, by October 15, 2003, on the initial progress of each grantee receiving funding made from the allocation in the 2002–03 Budget Act pursuant to Article 19 (commencing with Section 8420) of Chapter 2 of Part 6 of the Education Code, the 21st Century High School After School Safety and Enrichment for Teens (High School ASSETs) program. The report shall include, but not be limited to: (a) a description of the program, (b) the hours and days of program operation, (c) per pupil costs based on hours and days of participation in the program, (d) initial start-up costs, and (e) costs incurred by the Department of Education to provide training, convene meetings of grantees, and to perform site visits as required by Section 8420 of the Education Code. *The State Department of Education shall provide this data categorized by public and private high schools.*	

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2. The State Department of Education *(SDE)* shall provide a report to the Department of Finance ~~,~~ ~~not later than~~ *(DOF), the budget committees of each house of the Legislature, and the Legislative Analyst's Office (LAO) by* October 15, 2003, on the requests and awards of direct grants pursuant to Article 22.6 (commencing with Section 8484.7) of Chapter 2 of Part 6 of the Education Code, the 21st Century Community Learning Centers. The report shall include, but not be limited to, the purposes of the direct grants awarded, the amount requested and the subsequent awards received. The report shall also include the number of *applications and* awards, both core and direct grants, categorized by ~~elementary~~ *public and private high schools, then by school type (elementary* , middle, and junior high ~~schools~~ *schools)* as well as information identifying those grantees that have been awarded funding through both the state funded and the federal funded program. *In addition, SDE shall report to DOF, the budget committees of each house of the Legislature, and the LAO by May 1, 2004, on the effectiveness of 21st Century Community Learning Centers operated by private schools.*

3. The provisions of this item shall become inoperative in the event federal funds are not made available for this purpose. It is the intent of the Legislature that the provisions of this item not be considered a precedent for General Fund augmentation of either this state-administered, federally funded program or any state-funded before or after school program.

4. *The State Department of Education shall submit an expenditure plan to the Department of Finance and the Joint Legislative Budget Committee. The Department of Finance shall review the plan and either approve or disapprove the plan within 21 days of submission. If the Department of Finance fails to approve or disapprove the plan within 21 days the plan shall be deemed to be approved. If the Department of Finance disapproves the plan it shall (a) submit a letter to the Joint Legislative Budget Committee that explains the rationale for disapproval and (b) convene a working group*

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consisting of representatives of the Department of Finance, the State Department of Education, and staff of the appropriate policy and fiscal committees of the Legislature. The working group shall jointly develop a revised expenditure plan and submit that plan to the Director of Finance for approval.

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..... 48,845,000

Schedule:

(1) 20.60.220-CalSAFE Academic and Supportive Services..... 13,259,000

(2) 30.10.020-CalSAFE Child Care 22,589,000

(3) 20.60.221-All Services for Nonconverting Pregnant Minor Programs 12,997,000

Provisions:

1. Notwithstanding any other provision of law, a school district or county superintendent of schools operating, by October 1, 1999, a School Age Parent and Infant Development Program pursuant to Article 17 (commencing with Section 8390) of Chapter 2 of Part 6 of, a Pregnant Minors Program pursuant to Chapter 6 (commencing with Section 8900) of Part 6 of, and Section 2551.3 of, or a Pregnant and Lactating Students Program pursuant to Sections 49553 and 49559 of, the Education Code, or any combination thereof, that chooses to participate in the CalSAFE program shall have priority for CalSAFE program funding for an amount up to the dollar amount provided under those provisions in the fiscal year prior to participation in the CalSAFE program, provided an application is submitted and approved.

2. The amounts in Schedules (1), (2), and (3) of this item are based on estimates of the amounts required by existing programs for operation of CalSAFE programs in 2003–04. By October 31, 2003, the Department of Education shall submit to the Department of Finance current expenditure data for 2002–03 and 2003–04 showing each

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agency's allocation and supporting detail including average daily attendance and child care attendance and enrollment data. The State Department of Education shall also provide estimates of average daily attendance and child care to be provided in 2004–05.

3. Schedule (3) above is to provide funding for all child care, as well as both academic and supportive services for programs choosing to retain their Pregnant Minor Program revenue limit. Notwithstanding any other provision of law, the department shall compute allocations to these agencies using the respective agencies' 1998–99 Pregnant Minor Program revenue limits. Further, notwithstanding any other provision of law, programs which choose to retain their Pregnant Minor revenue limit rather than convert to the CalSAFE revenue limit must provide child care within the revenue limit funding for children of students comprising base year average daily attendance. To the extent additional units of average daily attendance are authorized by the department for growth for these agencies, academic and supportive services reimbursement for such growth shall be computed using the new CalSAFE revenue limit. Growth funding for the child care component shall be equal to the proportionate share of total child care costs for the specific agency's program as determined by dividing the authorized growth in student average daily attendance by the total authorized average daily attendance.

6110-198-0890—For local assistance, Department of Education, payable from the Federal Trust Fund..... ~~1,089,583,000~~ *1,044,876,000*

Provisions:

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.
2. The funds appropriated in this item include the federal Child Care and Development Block Grant and are contingent upon receipt of that federal grant.
3. Of the funds appropriated in this item, ~~$529,635,000~~ *$534,928,000* is from the transfer of funds from then federal Temporary Assistance

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for Needy Families Block Grant administered by the State Department of Social Services to the federal Child Care and Development Block Grant for Stage 2 child care. This amount may be increased by transfer from the CalWORKs ~~child care~~ reserve pursuant to Item ~~5180-401~~ *5180-402* of this act, except that funds may not be first transferred to the Child Care Development Block Grant if those transfers result in an increase to the federal quality requirements beyond the level currently budgeted for quality activities.

4. Of the funds appropriated in this item, $3,768,000 is available on a one-time basis for Stage 3 child care. This funding reflects funds made available on a one-time basis by a federal reallocation.

6110-200-0001—For local assistance, Department of Education (Proposition 98), Program 20.60.037 Healthy Start Support Services for Children Act..... 2,000,000

Provisions:

1. The amount appropriated in this item is to be used to provide funding for planning and operational grants for up to four years for new grantees and to provide existing grantees with up to three years of operational grant funding. First priority for these funds shall be given to operational grants.

6110-201-0001—For local assistance, Department of Education (Proposition 98)..... 1,000,000

Schedule:

(1) 30.20-Child Nutrition 1,000,000

Provisions:

1. Notwithstanding any other provision of law, the amount appropriated in this item is for the purpose of providing grants to school districts and county superintendents of schools during the 2003–04 school year for school breakfast program startup grants pursuant to Section 49550.3 of the Education Code and for nonconcurring expenses incurred by a school district or county office of education in initiating or expanding a Summer Food Service Program for children pursuant to Section 49547.5 of the Education Code following criteria developed by the State Department of Education.

6110-201-0890—For local assistance, Department of Education, Program 30.20-Child Nutrition, payable from the Federal Trust Fund..... 1,444,865,000

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Schedule:

(1) 30.20.010-Child Nutrition 1,416,915,000

(2) 30.20.040-Summer Food Service Program..... 27,950,000

6110-202-0001—For local assistance, Department of Education 10,426,000

Schedule:

(1) 30.20.010-Child Nutrition..... 10,426,000

Provisions:

1. Funds appropriated in Schedule (1) of this item 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, 2004, to be eligible for reimbursement.

2. Notwithstanding any other provision of law, except as provided in this provision, funds appropriated in Schedule (1) of this item 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.

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, 49536, 49501, 49550, 49552, and 49559 of the Education Code 73,308,000

Schedule:

(1) 30.20.010-Child Nutrition Programs 74,302,000

(2) Reimbursements..... –994,000

Provisions:

1. Funds appropriated in Schedule (1) of this item 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, 2004, to be eligible for reimbursement.

2. Notwithstanding any other provision of law and except as otherwise provided in these provisions, funds designed for child nutrition programs in Schedule (1) of this item shall be allocated in accordance with Section 49536 of the Education

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Code; however, that 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.	
6110-208-0001—For local assistance, Department of Education (Proposition 98), Program 20, for allocation to the Center for Civic Education.....	250,000
Provisions:	
1. The funds appropriated in this item are for the purpose of implementing a middle school and junior high school civic education program.	
6110-209-0001—For local assistance, State 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	40,000
6110-211-0001—For local assistance, Depatment of Education (Proposition 98), for transfer to Section A of the State School Fund, Program 20.60.036 for Categorical Programs for charter schools.....	31,015,000
Provisions:	
1. Funds appropriated in this item are for the purpose of funding additional costs of categorical funding for charter schools pursuant to Article 2 (commencing with Section 47633) of Chapter 6 of Part 26.8 of the Education Code as amended pursuant to legislation enacted in the 2001–02 Legislative Session.	
2. The Department of Education shall provide an estimate of ADA expected to be claimed for this item for fiscal year 2004–05 to the Department of Finance by October 1, 2003, for use in developing the 2004–05 Governor's Budget. The Department of Education shall provide an update of the estimate by March 31, 2004, for preparation of the May Revision.	
6110-212-0001—For local assistance, Department of Education (Proposition 98), Program 20.60-High-Risk Youth Education and Public Safety Program...	11,000,000
Provisions:	
1. The funds appropriated in this item are for transfer by the Controller to Section A of the State Fund, for allocation by the State Department of Education to school districts and county offices of	

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education for costs incurred for the High-Risk First-Time Offenders Program and the Transitioning High-Risk Youth Program pursuant to Article 1 (commencing with Section 47760) of Chapter 2 of Part 26.95 of Division 4 of Title 2 of the Education Code.

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 the Education Code 84,147,000

Schedule:

(1) 10.10.950.002-Operations grants 84,147,000

Provisions:

1. The following provisions govern funds appropriated for the Year Round School Grant Program (Art. 3 (commencing with Sec. 42260), Ch. 7, Pt. 24, Ed. C.):

(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.

6110-226-0001—For local assistance, Department of Education (Proposition 98)..... 14,608,000

Schedule:

(1) 20.60.020.001-Partnership Minigrants/Safe School Planning .. 628,000

(2) 20.60.020.012-Conflict Resolution . 280,000

(3) 20.60.020.013-School Community Violence Prevention 700,000

(4) 20.60.020.008-School Community Policing 10,000,000

(5) 20.60.020.016-Safety Plans for New Schools 3,000,000

Item	Amount
Provisions:	
1. The funds appropriated in Schedule (5) are available for developing School Safety Plans pursuant to Chapter 996 of the Statutes of 1999 and are to be allocated through an application process as determined by the Department of Education.	
6110-228-0001—For local assistance, Department of Education, for transfer to Section A of the State School Fund for allocation by the Controller (Proposition 98), Program 20.60.020.011-School Safety....	87,000
Provisions:	
1. Of the funds appropriated in this item, $87,000 is available to fund block grants for middle and junior high schools and high schools that serve grades 8 to 12, inclusive, pursuant to Chapter 51, Statutes of 1999. An additional $82 million in expenditures for this purpose has been deferred to 2004–05.	
2. Of the funds deferred from this item $1.0 million shall be made available for County Offices of Education pursuant to Chapter 645, Statutes of 1999.	
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	110,185,000
Provisions:	
1. Schools participating in this program shall receive a per-pupil rate of $180 pursuant to Section 52086 of the Education Code.	
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 the Education Code.....	1,659,336,000
Provisions:	
1. Schools participating in Option One shall receive a per-pupil rate of $906. Schools participating in Option Two shall receive a per-pupil rate of $453.	

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6110-235-0001—For local assistance, Department of Education (Proposition 98), Program 20.80 for transfer by the Controller to Section A of the State School Fund, for allocation by the Superintendent of Public Instruction for supplemental grants pursuant to Sections 54761.2 and 54761.3 of the Education Code..	~~171,739,000~~ *161,739,000*
6110-240-0001—For local assistance, Department of Education (Proposition 98).....	2,571,000
Schedule:	
(1) 10.80.030-Instruction: International Baccalaureate Program..... 1,071,000	
(2) 20.70-Instructional Support: Assessments..... 1,500,000	
Provisions:	
1. The funds appropriated in Schedule (1) of this item shall be for the International Baccalaureate Diploma Program authorized by Chapter 12.5 (commencing with Section 52920) of Part 28 of the Education Code.	
2. The funds appropriated in Schedule (2) of this item shall be for grants for Advanced Placement examination fees as authorized by Chapter 8.3 (commencing with Section 52244) of Part 28 of the Education Code.	
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.....	3,736,000
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 exam fee reimbursements has been fully satisfied may be used on a one-time basis for pre-advanced 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 not create nor imply any continuing obligation to fund the alternative activities beyond the 2003–04 fiscal year.	
6110-242-0001—For local assistance, Department of Education (Proposition 98), Program 20.60.106.....	33,000

Item	Amount
Provisions:	
1. Funds appropriated in this item are for allocation to the California Association of Student Councils to expand student leadership activities.	
6110-243-0001—For local assistance, Department of Education (Proposition 98), Program 20.10-Instructional Support—Curriculum Services, for the purposes of the Academic Improvement and Achievement Act as specified in Chapter 12 (commencing with Section 11020) of Part 7 of the Education Code	5,000,000
6110-280-0001—For local assistance, Department of Education (Proposition 98), Program 20.40.100.004-At-Risk Youth	600,000
Provisions:	
1. The funds appropriated in this item are for allocation by the State Department of Education to the Los Angeles Unified School District for services to at-risk youth that participate in a program that meets the criteria specified in subdivision (a) of Section 41 of Chapter 299 of the Statutes of 1997.	
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 State Controller.....	36,000
Schedule:	
(1) 98.01.003.677-Annual Parent Notification (Ch. 36, Stats. 1977, et al.) 1,000	
(2) 98.01.009.894-Caregiver Affidavits (Ch. 98, Stats. 1994)..... 1,000	
(3) 98.01.013.487-Pupil Suspensions: District Employee Reports (Ch. 134, Stats. 1987 et al.)..... 1,000	
(4) 98.01.016.193-Intradistrict Attendance (Ch. 161, Stats. 1993) 1,000	
(5) 98.01.017.201-Interdistrict Attendance (Ch. 172, Stats. 1986) 1,000	
(6) 98.01.017.286-Interdistrict Transfer Parent's Employment (Ch. 172, Stats. 1986) 1,000	

Item	Amount
(7) 98.01.048.675-Mandate Reimbursement Process (Ch. 486, Stats. 1975)	1,000
(8) 98.01.049.801-Graduation Requirements (Ch. 498, Stats. 1983).	1,000
(9) 98.01.049.802-Notification of Truancy (Ch. 498, Stats. 1983)	1,000
(10) 98.01.049.803-Pupil Expulsions/ Expulsion Appeals (Ch. 498, Stats. 1983 et al.)	1,000
(11) 98.01.064.186-Open Meetings Act (Ch. 641, Stats. 1986)	1,000
(12) 98.01.066.878-Pupil Exclusions (Ch. 668, Stats. 1978)	1,000
(13) 98.01.078.192-Charter Schools (Ch. 781, Stats. 1992)	1,000
(14) 98.01.078.395-Investment Reports (Ch. 783, Stats. 1995)	1,000
(15) 98.01.079.980-PERS Death Benefits (Ch. 799, Stats. 1980)	1,000
(16) 98.01.081.891-AIDS Prevention Instruction (Ch. 818, Stats. 1991).	1,000
(17) 98.01.096.175-Collective Bargaining (Ch. 961, Stats. 1975)	1,000
(18) 98.01.096.501-Pupil Classroom Suspension: Counseling (Ch. 965, Stats. 1977)	1,000
(19) 98.01.096.577-Pupil Health Screenings (Ch. 1208, Stats. 1976)	1,000
(20) 98.01.097.595-Physical Performance Tests (Ch. 975, Stats. 1995)	1,000
(21) 98.01.101.184-Juvenile Court Notices II (Ch. 1011, Stats. 1984; Ch. 1423, Stats. 1984)	1,000
(22) 98.01.110.784-Removal of Chemicals (Ch. 1107, Stats. 1984)	1,000
(23) 98.01.111.789-Law Enforcement Agency Notifications (Ch. 1117, Stats. 1989)	1,000
(24) 98.01.117.677-Immunization Records (Ch. 1176, Stats. 1977)	1,000
(25) 98.01.118.475-Habitual Truants (Ch. 1184, Stats. 1975)	1,000
(26) 98.01.121.391-Collective Bargaining Agreement Disclosures (Ch. 1213, Stats. 1991)	1,000

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(27) 98.01.125.375-Expulsion Transcripts (Ch. 1253, Stats. 1975).....	1,000
(28) 98.01.128.488-Pupil Suspensions: Parents Classroom Visits (Ch. 1284, Stats. 1988)	1,000
(29) 98.01.130.689-Notification to Teachers of Public Expulsion (Ch. 1306, Stats. 1989)	1,000
(30) 98.01.134.780-Scoliosis Screening (Ch. 1347, Stats. 1980)	1,000
(31) 98.01.139.874-PERS Unused Sick Leave Credit (Ch. 1398, Stats. 1974).....	1,000
(32) 98.01.146.389-School Accountability Report Cards (Ch. 1463, Stats. 1989)	1,000
(33) 98.01.165.984-Emergency Procedures (Ch. 1659, Stats. 1984)	1,000
(34) 98.01.077.896-American Government Course Documents Requirements (Ch. 778, Stats. 1996)	1,000
(35) 98.01.030.995-Pupil Residency Verification and Appeals (Ch. 309, Stats. 1995)	1,000
(36) 98.01.058.897-Criminal Background Checks (Ch. 588, Stats. 1997).....	1,000
(37) 98.01.041.095-School Crimes Reporting II (Ch. 759, Stats. 1992 and Ch. 410, Stats. 1995)	0
(38) 98.01.083.194-School Bus Safety II (Ch. 624, Stats. 1992; Ch. 831, Stats. 1994; Ch. 739, Stats. 1997).	0

Provisions:

1. Except as provided in Provisions 2 and 3 of this item, allocations of funds 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

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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 State Controller may, upon approval of 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 chairperson of the committee in each house of the Legislature which considers appropriations and the Chairperson of the Joint Legislative Budget Committee or his or her designee.

3. Notwithstanding any other provision of law, the funds appropriated in Schedules (15) and (31) 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.

4. 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 2003–04 fiscal year:

(37) School Crimes Reporting II (Ch. 759, Stats. 1992; Ch. 410, Stats. 1995).

(38) School Bus Safety II (Ch. 624, Stats. 1992; Ch. 831, Stats. 1994; Ch. 739, Stats. 1997).

5. The Controller shall not make any payment from this item to reimburse community college districts for claimed costs of state-mandated education programs. Reimbursements to community college districts for education mandates shall be paid from the appropriate item within the community colleges budget.

6110-301-0660—For capital outlay, Department of Education, payable from the Public Buildings Construction Fund 5,600,000

Schedule:

California School for the Deaf, Riverside:

(1) 80.80.030-Multipurpose/Activity Center—Preliminary plans, working drawings, construction, and equipment..... 5,600,000

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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 projects authorized by this item.
2. The State Public Works Board and the Department of Education may obtain interim financing for the project costs authorized in this item from any appropriate source including, but not limited to, Section 15849.1 of the Government Code and the Pooled Money Investment Account pursuant to Sections 16312 and 16313 of the Government Code.
3. The State Public Works Board may authorize the augmentation of the cost of construction of the projects scheduled in this item pursuant to the board's authority under Section 13332.11 of the Government Code. In addition, the State Public Works Board may authorize any additional amount necessary to establish a reasonable construction reserve and to pay the cost of financing, including the payment of interest during construction of the projects, the costs of financing a debt service fund, and the cost of issuance of permanent financing for the project. This additional amount may include interest payable on any interim financing obtained.
4. This department is 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.
5. The State Public Works Board shall not itself be deemed a lead or responsible agency for purposes of the California Environmental Quality Act (commencing with Section 21000 of the Public Resources Code) for any activities under the State Building Construction Act of 1955 (commencing with Section 15800 of the Government Code). This section does not exempt this department from the requirements of the California Environmental Quality Act. This section is declarative of existing law.

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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 $42,729,000 is reappropriated from the Proposition 98 Reversion Account, for the following purposes:

0001—General Fund

(1) $4,908,000 for allocation by the Superintendent of Public Instruction to SELPAs to fully fund the 2001–02 Special Education average daily attendance increase.

(2) $500,000 to the County Office Fiscal Crisis and Management Assistance Team (FCMAT) for assessments and recovery plans for fiscally distressed districts, including the Oakland Unified School District.

(3) $30,763,000 to the State Department of Education for the purpose of funding grants for schools in the Immediate Intervention/Underperforming Schools Program pursuant to Chapter 3 of the Statutes of 1999.

(4) $1,135,000 to the State Department of Education for the purpose of funding grants for schools in the High Priority Schools Grant Program pursuant to Chapter 749 of the Statutes of 2001.

(5) $800,000 to the State Department of Education for the purpose of funding Certificated Staff Incentive Awards as needed pursuant to Chapter 52 of the Statutes of 1999.

(6) $4,448,000 to the State Department of Education to fund the School (or K–4 Classroom) Library Materials program.

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6110-494—Reappropriation, Department of Education. Notwithstanding any other provision of law, the following specified balances are reappropriated from the following citations, for the purposes specified, and shall be available for encumbrance and expenditure until June 30, 2004:

Provisions:

1. $12,241,000 of the unliquidated federal fund balances appropriated in Item 6110-196-0890 as scheduled in Item 6110-196-0001 of Section 2.00 of the Budget Act of 2000 (Ch. 52, Stats. 2000), Schedules (b)(5.1) and (b)(5.2) shall be available only for expenditure for CalWORKs Stage 3.

2. Notwithstanding Section 8278 of the Education Code, $18,000,000 of the remaining General Fund balance of the amount appropriated in Schedule (2)(f) for CalWORKs Stage 3 child care in Item 6110-196-0001 of the Budget Act of 2002 (Ch. 379, Stats. 2002), after the reversion pursuant to Provision 8 of Item 6110-495 of this act, shall be available only for expenditure for CalWORKs Stage 2.

6110-495—Reversion, Department of Education, Proposition 98. The following amounts shall revert to the Proposition 98 Reversion Account:

(1) $2,785,000 from Schedule (1) of Item 6110-140-0001, Budget Act of 2002 (Ch. 379, Stats. 2002).

(2) $700,000, or whatever lesser or greater amount reflects unexpended funds in 2001–02, from Item 6110-112-0001, Budget Act of 2001 (Ch. 106, Stats. 2001).

(3) $1,135,000 from Schedule (3) of Item 6110-123-0001, Budget Act of 2002 (Ch. 379, Stats. 2002).

(4) $4,916,000 from Schedule (4) of Item 6110-123-0001, Budget Act of 2002 (Ch. 379, Stats. 2002).

(5) $400,000 from subdivision (41) of Item 6110-485, Budget Act of 2001(Ch. 106, Stats. 2001).

(6) $1,900,000, or whatever lesser or greater amount reflects unexpended funds in 2002–03, from Item 6110-158-0001, Budget Act of 2002 (Ch. 379, Stats. 2002).

(7) Notwithstanding Section 8278 of the Education Code and after meeting the requirements in Item 6110-196-0001, Provision 2 of this Budget Act, $12,694,000 or whatever lesser or greater amount reflects the remaining unliquidated General Fund balance, of the amount appropriated in

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Item 6110-196-0001 of the Budget Act of 2001 (Ch. 106, Stats. 2001), with the exception of Schedules (2)(e) and (2)(f) for CalWORKs child care programs.

(8) Notwithstanding Section 8278 of the Education Code, $12,000,000 of the remaining unliquidated General Fund balance of the amount appropriated in Schedule 2(f) for CalWORKs Stage 3 child care in Item 6110-196-0001 of the Budget Act of 2002 (Ch. 379, Stats. 2002).

6110-497—Reversion, Department of Education. The following amount shall revert to the General Fund:

(1) $2,339,000 from Item 6110-202-0001, Budget Act of 2002 (Ch. 379, Stats. 2002)

6120-011-0001—For support of California State Library, Division of Libraries, and California Library Services Board ..... ~~11,429,000~~ *10,929,000*

Schedule:

(1) 10-State Library Services 14,241,000
(2) 20-Library Development Services .. 3,470,000
(3) 30-Information Technology Services 598,000
(4) 40.01-Administration 1,729,000
(5) 40.02-Distributed Administration ... –1,729,000
(6) Reimbursements ..... ~~–1,099,000~~ *–1,599,000*
(7) Amount payable from the Federal Trust Fund (Item 6120-011-0890). –5,781,000

Provisions:

1. Of the amount appropriated in Schedule (1) of this item, $76,000 is for repair and maintenance costs of the Library and Courts II Building.

6120-011-0020—For support of the California State Library, Program 10-State Library Services, for support of the State Law Library, payable from the California State Law Library Special Account 709,000

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 by this item or in the amount of funds unexpended from previous fiscal years, not sooner than 30 days after notification in writing to the chairper-

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sons of the fiscal committees of each house 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	5,781,000
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	2,530,000
6120-012-0001—For support of the California State Library for rental payments on lease-revenue bonds...	2,427,000
Schedule:	
(1) Base Rental and Fees 2,467,000	
(2) Insurance 19,000	
(3) Reimbursements ..... –59,000	
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.	
6120-013-0001—For support of California State Library, Program 10-State Library Services—Sutro Library Special Repairs Project	20,000
6120-101-6029—For support of the California State Library, Program 20-Library Development Services-California Cultural and Historical Endowment, payable from the California Clean Water, Clean Air, Safe Neighborhood Parks, and Coastal Protection Fund	128,400,000
1. The State Librarian may expend up to 5 percent of the funds appropriated in this item for administering the endowment, subject to the submission of an expenditure plan, approved by the Department of Finance and 30-day legislative notification.	
6120-150-0001—For local assistance, California State Library, for the California Civil Liberties Public Education Program	~~250,000~~ *500,000*
Provisions:	
1. The funds appropriated in this item shall be used to provide competitive grants pursuant to the provisions of Part 8.5 (commencing with Section 13000) of Division 1 of the Education Code.	

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6120-151-0493—For support the California State Library for telephonic services formed under the Kevin Starr Access to Information Act of 2001, payable from the California Teleconnect Fund Administrative Committee Fund		40,000
6120-160-0001—For local assistance, California State Library, Program 20-Library Development Services—California Newspaper Project		240,000
6120-211-0001—For local assistance, California State Library, Program 20-Library Development Services		15,170,000
Schedule:		
(.5) 20.30-Direct Loan and Interlibrary Loan Programs	12,145,000	
(1) 20.40-Computerized database pursuant to Section 18767 of the Education Code	175,000	
(2) 20.50-California Library Services Act pursuant to Chapter 4 (commencing with Section 18700) of Part 11 of the Education Code	2,850,000	
6120-211-0890—For local assistance, California State Library, Program 20-Library Development Services, payable from the Federal Trust Fund		12,518,000
6120-213-0001—For local assistance, California State Library, Program 20-Library Development Services-California English Acquisition and Literacy Program		5,340,000
Provisions:		
1. Funds in this item are available for the California English Acquisition and Literacy Program authorized in legislation enacted during the 2003–04 Regular Session.		
6120-221-0001—For local assistance, California State Library, Program 20-Library Development Services-Public Library Foundation Program		15,766,000
Provisions:		
1. Notwithstanding any other provision of law, for the 2003–04 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, 2003.		
2. Notwithstanding any other provision of law, for the 2003–04 fiscal year, the date on or before which the Controller shall distribute funds to the fiscal officer of each public library as specified in		

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Section 18026 of the Education Code shall be February 15, 2004.	
3. It is the intent of the Legislature that the funds appropriated in this item be allocated consistent with the provisions of Section 18025 of the Education Code.	
6125-001-0001—For support of the Education Audit Appeals Panel	1,500,000
6255-001-0001—For support of California State Summer School for the Arts, Program 10	737,000
6330-001-0890—For support of the California Occupational Information Coordinating Committee, payable from the Federal Trust Fund	312,000
6360-001-0407—For support of the Commission on Teacher Credentialing, payable from the Teacher Credentials Fund	16,865,000
Schedule:	
(1) 10-Standards for Preparation and Licensing of Teachers 16,865,000	
(2) 10.40.010-Departmental Administration ..... (5,607,000)	
(3) 10.40.020-Distributed Departmental Administration ..... (–5,607,000)	
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 and the Chairperson of the Joint Legislative Budget Committee.	
3. 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.	
4. Of the funds appropriated in Schedule (1) of this item, $2,459,000 is for fourth-year costs of the Teacher Credentialing Service Improvement Project upon approval by the Department of Finance of a Special Project Report.	

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5. 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.

6360-001-0408—For support of the Commission on Teacher Credentialing, payable from the Test Development and Administration Account, Teacher Credentials Fund 9,744,000

Schedule:

(1) 10-Standards for Preparation and Licensing of Teachers 9,744,000

Provisions:

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 and the Chairperson of the Joint Legislative Budget Committee.
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.
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 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

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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.	
6360-001-0890—For support of the Commission on Teacher Credentialing, payable from the Federal Trust Fund.....	7,000
Provisions:	
1. The funds appropriated in this item shall be for support of the Transition to Teaching Program, for emergency-permit teachers to transition into either the Alternative Certification Program or the California Pre-Internship Teaching Program, depending on their level of preparation.	
6360-101-0001—For local assistance, Commission on Teacher Credentialing (Proposition 98), Program 10, Standards for Preparation and Licensing of Teachers.....	39,814,000
Schedule:	
(1) 10.20.001-Alternative Certification Program..... 22,536,000	
(2) 10.20.002-California School Paraprofessional Teacher Training Program..... 6,583,000	
(3) 10.20.003-California Pre-Internship Teaching Program..... 10,387,000	
(4) 10.10.001-Teacher Misassignment Monitoring..... 308,000	
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 the Education Code.	
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 the Education Code.	
3. The funds appropriated in Schedule (3) are for the California Pre-Internship Teaching Program, as	

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set forth in Article 5.6 (commencing with Section 44305) of Chapter 2 of Part 25 of the Education Code.

4. The funds appropriated in Schedule (4) 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. 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.

6360-101-0890—For local assistance, Commission on Teacher Credentialing, payable from the Federal Trust Fund..... 378,000

Provisions:

1. The funds appropriated in this item shall be for the Transition to Teaching Program, for emergency-permit teachers to transition into either the Alternative Certification Program or the California Pre-Internship Teaching Program, depending on their level of preparation.

6360-495—Reversion, California Commission on Teacher Credentialing. The following amounts shall revert to the Teacher Credentials Fund:

(1) $296,658 from Chapter 544, Statutes of 1998 (AB 2730).

6420-001-0001—For support of California Postsecondary Education Commission 2,225,000

Schedule:

(1) 100000-Personal Services.....	2,049,000
(2) 300000-Operating Expenses and Equipment	608,000
(3) Reimbursements.....	–3,000
(4) Amount payable from the Federal Trust Fund (Item 6420-001-0890).	–429,000

Provisions:

2. The amount appropriated in Schedule (1) includes support for 28.5 positions.

6420-001-0890—For support of California Postsecondary Education Commission, for payment to Item 6420-001-0001, payable from the Federal Trust Fund 429,000

6420-101-0890—For local assistance, California Postsecondary Education Commission, payable from the Federal Trust Fund 8,579,000

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6440-001-0001—For support of University of California	~~2,741,157,000~~ *2,736,157,000*
Schedule:	
(1) Support	~~2,690,982,000~~ *2,734,682,000*
(2) Charles R. Drew Medical Program.	6,732,000
(3) Acquired Immune Deficiency Syndrome (AIDS) Research	9,699,000
(4) Student Financial Aid	52,199,000
(5) Loan Repayments	5,105,000
(6) San Diego Supercomputer Center	3,240,000
(7) Subject Matter Projects	5,000,000
(8) 97.20.001-Unallocated Reduction	~~−31,800,000~~ *−80,500,000*

Provisions:

1. The appropriations made in this item are exempt from Section 31.00 of this act.
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. Exempted projects shall be reported in a manner consistent with the reporting procedures in subdivision (d) of Section 28.00 of this act.
3. The funds appropriated in Schedule (2) are for support of University of California program 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 amount 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 by Schedule (2) are expended solely for the support of the program identified in that schedule.
5. Of the amount appropriated in Schedule (1), $2,629,957 shall be available for expenditure only for support of the Northern and Southern Occupational Health Centers as established by a contract entered into with the Department of Industrial Relations pursuant to Section 50.8 of the Labor Code.

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6. 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.

7. Of the amount appropriated in Schedule (1), $7,462,800 is for payment of energy service contracts in connection with the issuance of Public Works Board Energy Efficiency Revenue Bonds.

8. Of the amount 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.

9. Of the amount 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.

10. Of the amount appropriated in Schedule (1), ~~$27,391,000~~ *$24,716,000* is provided for new and existing outreach programs that are aimed at improving the chances for pupils from a wide diversity of backgrounds to become eligible for the University of California, as follows:

(a) The following amounts are for pupil academic development and school partnership programs and shall be matched on a one-to-one basis by the participating schools:

(1) ~~$12,450,000~~ *$9,300,000* is for pupil academic development programs, including MESA, Puente, and the Early Academic Outreach Program, so that these programs may increase the number of pupils who participate in the programs and may offer services such as college admissions test preparation programs, fee waivers for advance placement tests, and an increased number of field trips for high school and middle school participants to visit college campuses.

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~~(1.5) $2,075,000 is provided for K–12 school partnership programs to systematically reform partner schools in order to achieve long-term improvements in student success.~~

(2) $750,000 is provided for pupil academic development programs and K–12 partnership programs in the Central Valley. Given the state's interest in increasing the low ~~college matriculation~~ *college-going* rates of educationally disadvantaged students from diverse backgrounds in the Central Valley, it is the intent of the Legislature that to the extent possible, the University of California provide additional resources above that identified in this subsection to support outreach efforts in the Central Valley.

(b) ~~$4,000,000~~ *$3,500,000* is provided for services to community college students to promote transfer, particularly among community colleges with historically low transfer rates or a large proportion of disadvantaged students. Of this total, $1,250,000 is provided ~~for the Dual Admission Program~~ *to support pilot Dual Admissions Projects* to increase the number of UC advisers on targeted community college campuses, and promote other recruitment efforts aimed at increasing the diversity of the pool of students who transfer from community colleges to the University of California. The University of California shall provide a report to the Legislature and the Governor each year for five years beginning on February 1, 2003, on the progress made in implementing the Dual Admissions Program and the use of funds to support the program.

(c) $500,000 is provided to support the UCSD Model Charter School.

(d) $1,375,000 is provided for systemwide graduate and professional school outreach, to be matched by $1,000,000 in university funds. It is the intent of the Legislature that priority in funding provided in this subsection be given to programs designed to meet

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the state's need of increasing the number of students from diverse backgrounds that commit to working in underserved communities by providing legal, medical, and other professional services.

(e) $350,000 is provided for long-term evaluation of the effectiveness of outreach programs, including college graduation rates for pupils who participated in the K–12 programs, regardless of the college attended.

(f) $1,784,000 over and above any funds provided under (a)(1) and (b) is provided to support MESA programs.

(g) $750,000 is provided to support campus efforts to move toward comprehensive assessment of freshman applications. Funding provided in this subdivision shall be provided to campuses contingent on the elimination of the two-tiered admission system and the establishment of a unitary admissions review process.

(h) ~~$467,000~~ *$500,000* is provided for student-initiated, student-run outreach activities focused on recruitment and mentorships aimed at high school students. It is the intent of the Legislature that funding provided in this subsection for student-initiated, student-run outreach activities shall be distributed proportionally to the general campuses based on campus enrollment.

(i) $4,000,000 is provided for the UC College Preparatory Initiative. Funding provided for the College Preparatory Initiative shall not be limited to the development of advanced placement (AP) courses online, but shall be used to increase the availability of college preparatory courses, including, but not limited to, AP courses, designed to improve college matriculation rates for educationally disadvantaged students in K–12 schools identified as low-performing pursuant to state and federal law. Resources for this initiative shall be specifically used for increasing the number of educationally disadvantaged students enrolling in college preparatory courses with priority for schools identified as low-performing pursuant to

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state and federal law or schools that have low college matriculation rates, to provide technical assistance to teachers and academic support for students enrolled in these courses to make the transition to a higher education institution. Priority in program funding shall be given to efforts to assist schools that do not have a sufficient number of college preparatory courses.

(j) $156,000 is provided for the Community Resource and Education Centers Initiative. It is the intent of the Legislature that these funds be used for the establishment of community sites within disadvantaged communities, where university-supported outreach programs and community-based organizations can operate and collaborate in support of increasing the diversity of students becoming eligible for the University of California.

(k) ~~$809,000~~ *$400,000* is provided for the UC All Campus Consortium on Research for Diversity (ACCORD) initiative, intended to build on existing faculty expertise and research infrastructure to examine the problems and challenges of access to higher education for California's educationally disadvantaged students.

~~(*l*) $250,000 is provided for Arts Bridge programs that give university students scholarships to work as "artists-in-residence" in public schools. The University of California shall ensure that 75 percent of those efforts are targeted at underperforming schools.~~

11. It is the intent of the Legislature that the university report on the use of outreach funding provided in this item. This report should include detailed information on the outcomes and effectiveness of outreach programs. The report should be submitted to the fiscal committee of each house of the Legislature by no later than March 15, 2004.

12. Of the funds appropriated in Schedule (1), $500,000 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.

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13. Of the funds appropriated in Schedule (1), $405,000 shall be expended for viticulture and enology research contingent upon the receipt of an equal amount of private sector matching funds.

14. Of the amount appropriated in Schedule (1), $1,277,000 is for Community Teaching Fellowships for Mathematics and Science programs. These programs shall provide stipends to juniors and seniors majoring in math, science, and engineering, who work in local public schools as teaching interns.

15. Of the funds appropriated in Schedule (1), $19,440,000 is for substance abuse research at the University of California, San Francisco campus in the Neurology Department.

16. Of the amount appropriated in Schedule (1), $1,609,000 is for the California State Summer School for Math and Science.

17. Of the amount appropriated in Schedule (1), $810,000 is for the Welfare Policy Research Project, per Article 9.7 (commencing with Section 11526) of Chapter 2 of Part 3 of the Welfare and Institutions Code.

18. Of the amount appropriated in Schedule (1), $810,000 shall be used for Lupus research at UC San Francisco.

19. Of the amount appropriated in Schedule (1), $1,620,000 shall be used to expand spinal cord injury research.

20. Of the amount appropriated in Schedule (1), $4,455,000 shall be used for UC Berkeley/UCLA to support the Multi-Campus Research Unit for Labor Studies.

21. Of the amount appropriated in Schedule (1), $4,050,000 is to fund the Medical Investigation of Neurodevelopmental Disorders (MIND) Institute, including $3,500,000 for research grants program.

22. Of the amount appropriated in Schedule (1), $20,900,000 is for Internet2 connectivity and network infrastructure to grades K–12 schools and county offices of education.

23. The amount appropriated in this item reflects ~~an~~ *a one-time unallocated* $80,500,000 reduction *in the UC systemwide administration and campuses* per a bipartisan agreement of both houses

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connected with the passage of Chapter 10 of the 2003 First Extraordinary Session. ~~$47,800,000 of this reduction shall be accommodated by reducing UC's budgeted enrollment growth from the level proposed in the Governor's January budget proposal to 4 percent.~~ *The UC shall implement this reduction in a manner that minimizes the impact on instructional programs, student services, and K–12 outreach programs.*

24. Of the amount appropriated in Schedule (1), $68,500,000 is to provide full marginal cost funding, at the rate of $9,030, for 7,586 additional full-time-equivalent (FTE) enrollments in the 2003–04 academic year, for a total FTE in 2003–04 of 192,228.

25. Notwithstanding Section 3.00, for the term of the financing, the University of California may use funds appropriated in Schedule (1) for debt services and costs associated with the purchase, renovation, and financing of a facility for the UC-Mexico research and academic programs in Mexico City. The amount to be financed shall not exceed $7,000,000.

26. The funds appropriated in Schedule (7) are for support of the six existing core Subject Matter Projects (SMP). These funds may also be used to support the foreign language, arts, and physical education SMPs if state support is authorized in legislation passed in the 2003 Regular Session and federal supplanting laws are not violated. The amount appropriated by this schedule reflects a $15 million reduction in state General Fund for these projects. The reduction is due to an overall decline in state revenues, a reduction in total General Fund moneys for the university, the priority of the state to protect core academic services at the university, and the need to achieve savings in other areas of the university, such as K–12 professional development. If the federal government provides written notification that these funds may not be used for these projects, then the Department of Finance may instead use the funding only for the Science SMP after notifying the Joint Legislative Budget Committee through Section 28.00 process.

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27. It is the intent of the Legislature that in enacting the budget reductions implemented in this item, that reductions to the operations of the Cooperative Extension program be proportional to reductions implemented in other program areas.

6440-001-0007—For support of University of California, payable from the Breast Cancer Research Account 14,759,000

Provisions:

1. Notwithstanding subdivision (a) of Section 2.00 of this act, the funds appropriated in this item shall be available for expenditure until June 30, 2006.

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..... 23,863,000

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.
2. Notwithstanding subdivision (a) of Section 2.00 of this act, the funds appropriated in this item are available for expenditure until June 30, 2006.

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..... 1,300,000

Provisions:

1. The funds appropriated in this item shall be available to support the Oiled Wildlife Care Network.

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6440-001-0814—For support of University of California, for allocation by the Controller in accordance with the provisions of Section 8880.5 of the Government Code as enacted by the voters in Proposition 37 at the November 1984 general election, payable from the California State Lottery Education Fund.....	22,834,000
Provisions:	
1. All funds received pursuant to Proposition 37 that are allocable to the University of California pursuant to Section 8880.5 of the Government Code, and that are in excess of the amount appropriated in this item are hereby appropriated in augmentation of this item.	
6440-001-0890—For support of University of California, payable from the Federal Trust Fund.....	5,000,000
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. 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.....	480,000
Provisions:	
1. Notwithstanding subdivision (a) of Section 2.00 of this act, the funds appropriated in this item shall be available for expenditure until June 30, 2006.	
6440-002-0001—For support of University of California.....	(55,000,000)
Provisions:	
1. Notwithstanding Section 2.00 of this act, the funds appropriated in this item are not available for expenditure or encumbrance prior to July 1, 2004. Claims for these funds shall be submitted by the University of California on or after July 1, 2004, and before October 1, 2004.	
2. No reserve may be established by the Controller for this appropriation before July 1, 2004.	
6440-003-0001—For support of the University of California, for payments on lease-purchase bonds.....	115,283,000
Schedule:	
(1) Rental, insurance and administrative payments	119,345,000
(2) Reimbursements.....	–4,062,000

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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.

6440-004-0001—For support of University of California 17,300,000

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 expense 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 economic analysis detailing the cost benefit of the project.
3. It is the intent of the Legislature that the $4 million reduction made to this item pursuant to the 2003 Budget Act be for the purpose of delaying the opening of the UC Merced campus until 2005.

6440-005-0001—For support of University of California 4,750,000

Provisions:

1. Notwithstanding any other provision of law, the funds appropriated in this item are available for expenditure without regard to fiscal year. Funds in

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this item are provided on a one-time basis to support the California Institutes for Science and Innovations.	
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)
6440-301-0574—For capital outlay, University of California, payable from the Higher Education Capital Outlay Bond Fund of 1998.	

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 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, or (e) to fund minor capital outlay projects.

   No later than March 1, 2004, the University of California 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.

   No later than November 1, 2004, 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 Chair of the Joint Legislative Budget Committee and to the chairs of the fiscal committees in each house.
2. The funds provided under 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

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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 until June 30, 2004.

6440-301-0658—For capital outlay, University of California, payable from the Higher Education Capital Outlay Bond Fund of 1996.

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 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, or (e) to fund minor capital outlay projects.

   No later than March 1, 2004, the University of California 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.

   No later than November 1, 2004, 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 chairs of the fiscal committees in each house.

6440-301-0660—For capital outlay, University of California, payable from the Public Buildings Construction Fund 11,000,000

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Schedule:

Universitywide:

(1) 99.00.055.200-Institutes for Science and Innovation—Construction and equipment 11,000,000

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 acquisition, design, and construction of the projects authorized by this item.
2. The State Public Works Board and the University of California may obtain interim financing for the project costs authorized in this item from any appropriate source including, but not limited to, the Pooled Money Investment Account pursuant to Sections 16312 and 16313 of the Government Code.
3. The State Public Works Board may authorize any additional amount necessary to establish a reasonable construction reserve and to pay the cost of financing including the payment of interest during construction of the project, the costs of financing a debt service fund, and the cost of issuance of permanent financing for the project. This additional amount may include interest payable on any interim financing obtained.
4. Notwithstanding Section 2.00 of this act or any other provision of law, the appropriation made by this item is available for encumbrance until June 30, 2006.
5. The University of California is 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.
6. The State Public Works Board shall not be deemed a lead or responsible agency for purposes of the California Environmental Quality Act (commencing with Section 21000 of the Public Resources Code) for any activities under the State Building Construction Act of 1955 (commencing with Section 15800 of the Government Code). This section does not exempt the University of

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California from the requirements of the California Environmental Quality Act. This section is intended to be declarative of existing law.

6440-301-0705—For capital outlay, University of California, payable from the Higher Education Capital Outlay Bond Fund of 1992.

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 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.

   No later than March 1, 2004, the University of California 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.

   No later than November 1, 2004, 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 chairs of the fiscal committees in each house.

6440-301-0782—For capital outlay, University of California, payable from the Higher Education Capital Outlay Bond Fund.

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 used as follows: (a) to begin working drawings for

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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.

No later than March 1, 2004, the University of California 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.

No later than November 1, 2004, 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 Chair of the Joint Legislative Budget Committee and to the chairs of the fiscal committees in each house.

6440-301-0785—For capital outlay, University of California, payable from the 1988 Higher Education Capital Outlay Bond Fund.

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 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.

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No later than March 1, 2004, the University of California 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.

No later than November 1, 2004, 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 Chair of the Joint Legislative Budget Committee and to the chairs of the fiscal committees in each house.

6440-301-0791—For capital outlay, University of California, payable from the June 1990 Higher Education Capital Outlay Bond Fund.

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 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 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.

No later than March 1, 2004, the University of California 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.

No later than November 1, 2004, 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 Chair of the Joint Legislative Budget Committee and to the chairs of the fiscal committees in each house.

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6440-301-6028—For capital outlay, University of California, payable from the Higher Education Capital Outlay Bond Fund of 2002		190,474,000
Schedule:		
Universitywide:		
(1) 99.00.050-Northern Regional Library Facility, Phase 3—Construction	16,177,000	
San Francisco Campus:		
(2) 99.02.130-Health Science West Improvements, Phase 1—Construction	12,934,000	
(3) 99.02.145-Medical Sciences Building Improvements, Phase 2—Preliminary plans	1,400,000	
Davis Campus:		
(4) 99.03.305-Robert Mondavi Institute for Wine and Food Science—Working drawings	600,000	
(5) 99.03.310-Seismic Corrections, Phase 4—Preliminary plans and working drawings	574,000	
Los Angeles Campus:		
(6) 99.04.205-Kinsey Hall Seismic Correction, Phase 2—Construction	17,387,000	
(7) 99.04.220-Electrical Distribution System Expansion, Step 6B—Construction	6,228,000	
(8) 99.04.245-Geology Seismic Correction—Preliminary plans and working drawings	978,000	
Riverside Campus:		
(9) 99.05.180-Psychology Building—Preliminary plans and working drawings	2,241,000	
San Diego Campus:		
(10) 99.06.325-Pharmaceutical Sciences Building—Construction	24,714,000	
(11) 99.06.330-Biomedical Library Renovation and Addition—Construction	14,503,000	
(12) 99.06.335-West Campus Utilities Improvements—Construction	3,940,000	
(13) 99.06.340-Student Academic Services Facility—Working drawings.	1,172,000	

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(14) 99.06.345-Campus Emergency Services Facility—Construction....	3,987,000
(15) 99.06.350-Satellite Utilities Plant, Phase 1—Preliminary plans and working drawings	647,000
(16) 99.06.355-Mayer Hall Addition and Renovation—Preliminary plans and working drawings.....	3,559,000
(17) 99.06.360-Applied Physics and Mathematics Renovation—Preliminary plans and working drawings.....	845,000
Santa Cruz Campus:	
(18) 99.07.130-Humanities and Social Sciences Facility— Working drawings and construction	25,826,000
(19) 99.07.135-Emergency Response Center—Working drawings and construction	6,592,000
(20) 99.07.150-Seismic Corrections, Phase 2A—Working drawings and construction	3,000,000
(21) 99.07.160-Alterations for Engineering, Phase 2—Preliminary plans and working drawings.....	396,000
(22) 99.07.165-McHenry Project, Phases 1, 2A, 2B, 2C—Preliminary plans.....	3,602,000
Santa Barbara Campus:	
(23) 99.08.115-Psychology Building Addition and Renovation—Construction	9,817,000
(24) 99.08.120-Snidecor Hall Office Wing Seismic Replacement—Construction	10,566,000
(25) 99.08.125-Biological Sciences Buildings Renovation—Preliminary plans and working drawings.....	1,000,000
(26) 99.08.130-Education and Social Sciences Building—Preliminary plans and working drawings.....	4,116,000
Merced Campus:	
(27) 99.11.015-Site Development and Infrastructure, Phase 3—Construction	12,799,000

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(28) 99.11.035-Logistical Support/ Service Facilities—Preliminary plans and working drawings..... 874,000

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 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, or (e) to fund minor capital outlay projects.

   No later than March 1, 2004, the University of California 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.

   No later than November 1, 2004, 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 Chair of the Joint Legislative Budget Committee and to the chairs of the fiscal committees in each house.

2. The funds provided under 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 until June 30, 2004.

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3. The appropriation made by this item for studies, preliminary plans, working drawings or minor capital outlay shall be available for expenditure until December 31, 2004. In addition, the balance of every appropriation made in this item that contains funding for construction that has not been allocated, through fund transfer or approval to bid, by the Department of Finance on or before December 31, 2004, shall revert as of that date.

6440-302-0574—For capital outlay, University of California, payable from the Higher Education Capital Outlay Bond Fund of 1998 4,167,000

Schedule:

Merced Campus:

(1) 99.11.040-Castle Facilities Improvements—Construction 4,167,000

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 by this item, in an amount not to exceed 10 percent of the amount appropriated for that project. No funds appropriated by this item for equipment may be used for an augmentation under this provision, or be augmented from any other funds appropriated by this item. This condition does not limit the authority of the University of California to use nonstate 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 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 University of California to the

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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 Section 2.00 of this act or any other provision of law, the appropriation made by this item is available for encumbrance during the 2003–04 and 2004–05 fiscal years, except that the funds appropriated for construction only must be bid during the 2003–04 fiscal year and will be available for expenditure through 2004–05 and that the funds appropriated for equipment purposes are available for encumbrance until June 30, 2006. 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. Any savings identified at the completion of the project also may be used during the liquidation period to fund the purposes described in Provision 2 and Provision 5.

5. Identified savings in a budget for a capital outlay project, as appropriated by 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 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 the design and construction of projects to meet requirements under the federal Americans with Disabilities Act of 1990, 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 expenditure for each project of the funds appropriated by this item to the Chair of the Joint Legislative Budget Committee, the chairs of the fiscal committees of each house, the Legislative Analyst, and the Director of Finance. The report also shall include the following elements: (a) a

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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.		
6440-302-6028—For capital outlay, University of California, payable from the Higher Education Capital Outlay Bond Fund of 2002		117,060,000
Schedule:		
Berkeley Campus:		
(1) 99.01.240-Doe Library Seismic Corrections, Step 4—Preliminary plans, working drawings and construction	16,920,000	
Los Angeles Campus:		
(2) 99.04.230-Campbell Hall Seismic Correction—Preliminary plans and working drawings	534,000	
(3) 99.04.250-Boelter Hall Fire Sprinkler System—Preliminary plans, working drawings and construction	5,081,000	
(4) 99.04.255-Campus Fire Alarm System Upgrade, Phase 3—Working drawings and construction	2,654,000	
Riverside Campus:		
(5) 99.05.170-East Campus Infrastructure Improvements—Preliminary plans, working drawings and construction	8,400,000	
(6) 99.05.175-College of Humanities and Social Sciences Instruction and Research Facility—Preliminary plans, working drawings and construction	31,227,000	
Irvine Campus:		
(7) 99.09.335-Central Plant Chiller Expansion, Step 5—Preliminary plans, working drawings and construction	18,800,000	
(8) 99.09.340-Computer Sciences Unit 3—Construction	29,089,000	

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(9) 99.09.345-Biological Sciences Unit 3—Preliminary plans and working drawings	3,592,000
Agriculture and Natural Resources:	
(10) 99.10.050-Desert Research Extension Center Irrigation Water System—Preliminary plans, working drawings and construction	763,000

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 by this item, in an amount not to exceed 10 percent of the amount appropriated for that project. No funds appropriated by this item for equipment may be used for an augmentation under this provision, or be augmented from any other funds appropriated by this item. This condition does not limit the authority of the University of California to use nonstate 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 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 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 Section 2.00 of this act or any other provision of law, the appropriation made by

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this item is available for encumbrance until December 31, 2005, except that the funds appropriated for construction only must be bid by December 31, 2004, and are available for expenditure through December 31, 2005, and that the funds appropriated for equipment purposes are available for encumbrance until December 31, 2006. 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 subdivisions (a), (b), (c), (d), and (e) of Provision 5.

5. Identified savings in a budget for a capital outlay project, as appropriated by 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 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 the design and construction of projects to meet requirements under the federal Americans with Disabilities Act of 1990, 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 expenditure for each project of the funds appropriated by this item to the Chair of the Joint Legislative Budget Committee, the chairs of the fiscal committees of each house, 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 un-

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der this item; and (c) an evaluation of the outcome of the project measured against performance criteria.

7. The project identified in Schedule (8) of this item may utilize design-build construction consistent with practices, policies, and procedures of the University of California.

6440-490—Reappropriation, University of California. Notwithstanding any other provision of law, the balances as of June 30, 2003, 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 and expenditure until June 30, 2004:

0001—General Fund

(1) Item 6440-001-0001 of Section 2.00 of the Budget Act of 2001 (Ch. 379, Stats. 2002).

Provisions:

1. Of the funds reappropriated in this item from Item 6440-001-0001 of Section 2.00 of the Budget Act of 2001 (Ch. 379, Stats. 2002), $15,000,000 shall be available for deferred maintenance, special repair projects, and the replacement of instructional equipment. As of June 30, 2003, 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, 2003, of Item 6440-001-0001 of Section 2.00 of the Budget Act of 2002 (Ch. 379, Stats. 2002), by September 30, 2003, and the expenditures made pursuant to this item by September 30, 2004.

6440-491—Reappropriation, University of California. 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:

0660—Public Buildings Construction Fund

(1) Item 6440-301-0660, Budget Act of 2001 (Ch. 106, Stats. 2001), as reappropriated by Item 6440-491, Budget Act of 2002 (Ch. 379, Stats. 2002)

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Riverside Campus:

(5) 99.05.140-Heckmann International Center for Management—Construction and equipment

6028—Higher Education Capital Outlay Bond Fund of 2002

(1) Item 6440-302-6028, Budget Act of 2002 (Ch. 379, Stats. 2002)

Berkeley Campus:

(2) 99.01.230-Seismic Safety Corrections, Hertz Hall—Construction

Los Angeles Campus:

(3) 99.04.225-Engineering 1 Seismic Mitigation—Construction

6440-492—Reappropriation, University of California. Notwithstanding any other provision of law, the period to liquidate encumbrances of the following citations are extended to June 30, 2004.

0574—Higher Education Capital Outlay Bond Fund of 1998

(1) Item 6440-302-0574, Budget Act of 1999 (Ch. 50, Stats. 1999)

(8) 99.07.085-Santa Cruz Campus: Physical Sciences Building—Construction

6440-495—Reversion, University of California. As of June 30, 2003, the amounts specified in the following citations shall revert to the fund balance of the fund from which the appropriation was made:

0001—General Fund

(1) Item 6440-301-0001, Budget Act of 2001 (Ch. 106, Stats. 2001)

Universitywide:

(1) 99.00.055-Institutes for Science and Innovation—Preliminary plans, working drawings, construction and equipment 11,000,000

6600-001-0001—For support of Hastings College of the Law 11,383,000

Provisions:

1. The appropriation made in this item is exempt from Section 31.00 of this act.
2. Of the funds appropriated in this item, $774,000 is for support of Program 40, Student Services, to provide financial aid to needy students attending the Hastings College of the Law, according to the nationally accepted needs analysis methodology.

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3. This item reflects an unallocated reduction of $4,039,000 from the amount authorized in the Budget Act of 2002.

6600-001-0814—For support of Hastings College of the Law, for allocation by the Controller in accordance with the provisions of Section 8880.5 of the Government Code as enacted by the voters in Proposition 37 at the November 1984 general election, payable from the California State Lottery Education Fund... 157,000

Provisions:

1. All funds received pursuant to Proposition 37 that are allocable to the Hastings College of the Law pursuant to Section 8880.5 of the Government Code, and that are in excess of the amount appropriated in this item are hereby appropriated in augmentation of this item.

6600-301-6028—For capital outlay, Hastings College of the Law..... 1,044,000

Schedule:

(1) 60.10.002.203-200 McAllister Street Facility: Code Compliance Update—Working drawings..... 1,044,000

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 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, or (e) to fund minor capital outlay projects.
2. The appropriation made in this item for studies, preliminary plans, working drawings, or minor capital outlay shall be available for expenditure until December 31, 2004. In addition, the balance of every appropriation made in this item that con-

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tains funding for construction that has not been allocated, through fund transfer or approval to proceed to bid, by the Department of Finance on or before December 31, 2004, shall revert as of that date.

6610-001-0001—For support of the California State University ..... ~~2,445,334,000~~ *2,442,834,000*

Schedule:

(1) Support ..... ~~3,599,939,000~~ *3,663,439,000*

(1.5) Unallocated reduction ..... ~~–3,500,000~~ *–69,500,000*

(2) Reimbursements ..... –169,609,000

(3) Amount payable from the Higher Education Fees and Income, CSU Fund (Item 6610-001-0498).... –981,496,000

Provisions:

1. The appropriations made in this item are exempt from Section 31.00 of this act, 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 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 through the 2009–10 fiscal year.
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 through the 2010–11 fiscal year.

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5. Of the amount appropriated in this item, $1,700,000 is for support of the converted Stockton Developmental Center into the Regional and Continuing Education Center at CSU, Stanislaus.

6. Of the funds appropriated in Schedule (1), a minimum of $7,558,000 shall be used to fund outreach programs that are aimed at improving the chances for K–12 pupils from a wide diversity of backgrounds to become eligible and prepared for the California State University. Of this total, $2,568,000 is provided for faculty-to-faculty alliance with high school teachers of English and mathematics, $2,041,000 is provided for learning assistance programs in high school, and $983,000 is provided for the Precollegiate Academic Development Program at the California State University, $983,000 is for the California State University Educational Opportunity Program (Art. 6 (commencing with Sec. 89251), Ch. 2, Pt. 55, Ed. C.), and $983,000 is for the California Academic Partnership Program (Ch. 11 (commencing with Sec. 11000), Pt. 7, Ed. C.).

~~6.5. Of the amount appropriated in Schedule (1), $2,500,000 is provided to restore funding for the Early Academic Assessment Program.~~

7. Of the amount appropriated in this item, $51,147,000 is provided for student financial aid grants, including $33,785,000 for State University grants and $17,362,000 for grants pursuant to the California State University Educational Opportunity Program. These financial aid funds shall be provided to needy students according to the nationally accepted needs analysis methodology.

8. Notwithstanding Section 70000 of the Education Code, Governor's Teaching Fellowships may not be awarded in 2003–04 and no funding is provided for this purpose.

9. Of the amount appropriated in Schedule (1), $84,880,000 is to provide full marginal cost funding, at the rate of $6,594, for 12,872 additional full-time-equivalent (FTE) enrollments in the 2003–04 academic year, for a total FTE in 2003–04 of 327,179.

~~10. Of the amount in this item and Provision 9, $66 million is reduced consistent with State-funded~~

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~~enrollment growth by approximately 10,009 FTES based on statewide marginal cost methodology. It is recognized this enrollment loss will impact revenue generated from student fees, reducing the level of California State University institutional financial aid and increases the permanent unallocated reduction scheduled for the fiscal year. California State University retains budget flexibility to manage this additional revenue loss to the maximum benefit of student instructional services as provided by all general support operations, including any adjustments in student fees that may be required and any efforts that can be brought to bear to mitigate enrollment loss.~~

10. The amount appropriated in this item reflects a one-time unallocated reduction of $69,500,000 in the CSU systemwide administration and various budgets per a bipartisan agreement of both houses connected with the passage of Chapter 10 of the 2003 First Extraordinary Session. The CSU shall implement this reduction in a manner that minimizes the impact on instructional programs, student services, and K–12 outreach programs.

6610-001-0498—For support of the California State University, for payment to Item 6610-001-0001, payable from the Higher Education Fees and Income, CSU Fund 981,496,000

Provisions:

1. All funds received in the Higher Education Fees and Income, CSU Fund, that are in excess of the amount appropriated in this item are hereby appropriated in augmentation of this item.

6610-001-0890—For support of the California State University, payable from the Federal Trust Fund..... 35,860,000

Provisions:

1. All funds deposited in the Federal Trust Fund for the California State University for the purposes of this item and that are in excess of the amount appropriated in this item are hereby appropriated in augmentation of this item and are exempt from Section 28.00 of this act, pursuant to subdivision (a) of Section 89753 of the Education Code.

Item		Amount
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		2,634,000
Schedule:		
(1) Center for California Studies—Fellows Program.....	509,000	
(2) Center for California Studies—Other.....	36,500	
(3) Assembly Fellows.....	515,500	
(4) Senate Fellows.....	~~515,000~~ *515,500*	
(5) Executive Fellows.....	515,000	
(6) Judicial Fellows	374,000	
(7) LegiSchool Project.....	112,500	
(8) Sacramento Semester Internship Program.....	56,000	
6610-003-0001—For support of the California State University for payments on lease-purchase bonds.....		61,553,000
Schedule:		
(1) Rental, insurance and administrative payments	61,777,000	
(2) Reimbursements.....	–224,000	

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.

6610-301-0574—For capital outlay, California State University, payable from the Higher Education Capital Outlay Bond Fund of 1998.

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 used prior to the appropriation reversion date: (a) to begin working drawings for a project for which preliminary plans 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 ad-

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justed 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 retrofitting, (d) to proceed with design and construction of projects to meet requirements under the federal Americans with Disabilities Act of 1990, (e) to fund minor capital outlay projects, or (f) feasibility studies for capital outlay.

No later than March 1, 2004, 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.

No later than November 1, 2004, 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.

6610-301-0658—For capital outlay, California State University, payable from the Higher Education Capital Outlay Bond Fund of 1996 241,000

Schedule:

(1) 06.98.098-Pomona: Engineering Labs Replacement—Construction . 241,000

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 used prior to the appropriation reversion date: (a) to begin working drawings for a project for which preliminary plans 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,

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(e) to fund minor capital outlay projects, or (f) feasibility studies for capital outlay.

No later than March 1, 2004, 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.

No later than November 1, 2004, 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.

6610-301-0705—For capital outlay, California State University, payable from the Higher Education Capital Outlay Bond Fund of 1992.

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 used prior to the appropriation reversion date: (a) to begin working drawings for a project for which preliminary plans 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.

No later than March 1, 2004, 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.

No later than November 1, 2004, 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

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Joint Legislative Budget Committee and to the chairpersons of the fiscal committees in each house.

6610-301-0782—For capital outlay, California State University, payable from the Higher Education Capital Outlay Bond Fund.

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 used prior to the appropriation reversion date: (a) to begin working drawings for a project for which preliminary plans 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.

   No later than March 1, 2004, 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.

   No later than November 1, 2004, 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.

6610-301-0785—For capital outlay, California State University, payable from the 1988 Higher Education Capital Outlay Bond Fund.

Provisions:

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

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and claims, may be used prior to the appropriation reversion date: (a) to begin working drawings for a capital outlay project for which preliminary plans 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.

No later than March 1, 2004, 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.

No later than November 1, 2004, 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.

6610-301-0791—For capital outlay, California State University, payable from the June 1990 Higher Education Capital Outlay Bond Fund.

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 used prior to the appropriation reversion date: (a) to begin working drawings for a project for which preliminary plans 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 identified as potentially in need of seismic retrofitting, or (d) to proceed with design and construction of

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projects to meet requirements under the federal Americans with Disabilities Act of 1990.

No later than March 1, 2004, 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.

No later than November 1, 2004, 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.

6610-301-6028—For capital outlay, California State University, payable from the Higher Education Capital Outlay Bond Fund of 2002 7,495,000

Schedule:

(1) 06.48.315-Systemwide: Minor Capital Outlay—Preliminary plans, working drawings and construction 6,194,000

(2) 06.51.008-California Maritime Academy—Acquisition 1,301,000

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 used prior to the appropriation reversion date: (a) to begin working drawings for a project for which preliminary plans 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.

No later than March 1, 2004, the California State University shall provide the Legislative Analyst with a progress report showing the iden-

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tified savings, by project, and the purpose for which the identified savings were used.

No later than November 1, 2004, 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.

2. The appropriation made in this item for studies, preliminary plans, working drawings, or minor capital outlay shall be available for expenditure until December 31, 2004. In addition, the balance of every appropriation made in this item that contains funding for construction that has not been al located, through fund transfer or approval to proceed to bid, by the Department of Finance on or before December 31, 2004, shall revert as of that date.

6610-302-0574—For capital outlay, California State University, payable from the Higher Education Capital Outlay Bond Fund of 1998.

Provisions:

1. Identified savings in a budget for a capital outlay project, as appropriated by 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 retrofitting, (d) to proceed with design and construction of projects to meet requirements under the federal Americans with Disabilities Act of 1990, (e) to fund minor capital outlay projects, or (f) to fund feasibility studies for capital outlay.
2. 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 by this item to the Chair of the Joint Leg-

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islative Budget Committee, the chairs of the fiscal committees of each house, 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.

6610-302-6028—For capital outlay, California State University, payable from the Higher Education Capital Outlay Bond Fund of 2002 192,000,000

Schedule:

(1) 06.52.109-Chico: Student Services Center—Working drawings and construction 32,840,000

(2) 06.56.092-Fresno: Science II Replacement Building—Equipment .. 1,958,000

(3) 06.76.101-Sacramento: Infrastructure Upgrade, Phase 1—Preliminary plans, working drawings, and construction 18,691,000

(4) 06.78.092-San Bernardino: Science Buildings Renovation/Addition, Phase II—Preliminary plans, working drawings, and construction..... 21,786,000

(5) 06.80.157-San Diego: Social Sciences/Art Gallery/Parking Structure 8—Preliminary plans, working drawings, and construction..... 25,384,000

(6) 06.86.115-San Jose: Joint Library-Secondary Effect—Preliminary plans, working drawings, and construction 19,633,000

(7) 06.90.085-Sonoma: Darwin Hall—Preliminary plans, working drawings, and construction 26,012,000

(8) 06.92.064-Stanislaus: Science II (Seismic)—Working drawings and construction 45,696,000

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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, 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 the Higher Education Capital Outlay Bond Fund of 2002 may be augmented by the California State University within the total appropriation made by 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 by 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 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. Notwithstanding Section 2.00 of this act or any other provision of law, the appropriation made in this item is available for encumbrance until December 31, 2005, except that the funds appropriated for construction only must be bid by December 31, 2004, and will be available for expenditure

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through December 31, 2005, and funds appropriated for equipment purposes are available for encumbrance until December 31, 2006. 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 projects also may be used during the liquidation period to fund the purposes described in subdivisions (a), (b), (c), (d) and (e) of Provision 5.

5. Identified savings in a budget for a capital outlay project, as appropriated by 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 retrofitting, (d) to proceed with design and construction of projects to meet requirements under the federal Americans with Disabilities Act of 1990, (e) to fund minor capital outlay projects, or (f) to fund feasibility studies for capital outlay.

6. 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 by this item to the Chair of the Joint Legislative Budget Committee, the chairs of the fiscal committees of each house, 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 un-

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der this item; and (c) an evaluation of the outcome of the project measured against performance criteria.

6610-490—Reappropriation, California State University. 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 and shall be available for expenditure until June 30, 2004:

0001—General Fund

(1) Item 6610-001-0001, Budget Act of 2002 (Ch. 379, Stats. 2002)

Provisions:

1. Of the funds reappropriated in this item from Item 6610-001-0001, Budget Act of 2002 (Ch. 379, Stats. 2002), 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, 2003, 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, 2003, report to the Department of Finance and the Joint Legislative Budget Committee the amount of the balance as of June 30, 2003, of Item 6610-001-0001 of the Budget Act of 2002 (Ch. 379, Stats. 2002), and a proposed expenditure plan for that balance. The California State University shall report by September 30, 2004, on the expenditures made pursuant to this item.

0498—Higher Education Fees and Income, CSU Fund

(1) Item 6610-001-0498, Budget Act of 2002 (Ch. 379, Stats. 2002).

6610-491—Reappropriation, California State University. 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:

0001—General Fund

(1) Item 6610-301-0001, Budget Act of 2000 (Ch. 52, Stats. 2000)

Chico Campus:

(2) 06.52.105-Telecommunications Infrastructure—Construction

Item	Amount
0574—Higher Education Capital Outlay Bond Fund of 1998	
(1) Item 6610-302-0574, Budget Act of 2001 (Ch. 106, Stats. 2001)	
Fresno Campus:	
(4) 06.56.092-Science II Replacement Building—Construction	
Fullerton Campus:	
(5) 06.62.088-Auditorium/Fine Arts Instructional Facility—Construction	
Sacramento Campus:	
(6) 06.76.095-Academic Information Resource Center—Construction	
San Bernardino Campus:	
(7) 06.78.089-Science Building Renovation/Addition, Phase I Annex—Construction	
6028—Higher Education Capital Outlay Bond Fund of 2002	
(1) Item 6610-301-6028, Budget Act of 2002 (Ch. 379, Stats. 2002)	
San Diego Campus:	
(8) 06.80.152-Telecommunications Infrastructure—Construction	
Monterey Bay Campus:	
(7) 06.74.002-Telecommunications Infrastructure—Construction	
6610-492—Reappropriation, California State University. Notwithstanding any other provision of law, funds appropriated in the following citation shall be available for liquidation until June 30, 2004.	
0574—Higher Education Capital Outlay Bond Fund of 1998	
(1) Item 6610-302-0574, Budget Act of 1999 (Ch. 50, Stats. 1999)	
(3) 06.62.070-Fullerton: Physical Education Renovation/Addition—Construction	
(7.5) 06.80.149-San Diego State University: Chemistry—Geology/Business Administration/Math Buildings Renovations—Construction	
(8) 06.84.098-San Francisco State University: Renovate Hensill Hall (Seismic)—Construction	
6870-001-0001—For support of Board of Governors of the California Community Colleges.....	9,531,000

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Schedule:

(1) 10-Apportionments 901,000

(2) 20-Special Services and Operations 15,699,000

(3) 30.01-Administration 4,292,000

(4) 30.02-Administration—Distributed ..... –4,292,000

(5) Reimbursements ..... –7,069,000

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.

6870-001-0574—For support of Board of Governors of the California Community Colleges, Program 20.40.010-Facilities Planning, payable from the Higher Education Capital Outlay Bond Fund of 1998 1,116,000

Item	Amount
6870-001-0909—For support for the 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 Fund for Instructional Improvement Program	10,000
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	10,000
6870-101-0001—For local assistance, Board of Governors of the California Community Colleges (Proposition 98)	2,189,054,000
Schedule:	
(1) 10.10.010-Apportionments	~~1,494,149,000~~ *1,489,149,000*
(2) 10.10.020-Basic Skills and Apprenticeship	~~40,065,000~~ *40,552,000*
(3) 10.10.030-Growth for Apportionment	57,900,000
(4) 10.10.040-Partnership for Excellence	~~163,000,000~~ *125,000,000*
(5) 20.10.005-Student Financial Aid Administration	~~8,447,000~~ *46,447,000*
(6) 20.10.010-Extended Opportunity Programs and Services and Special Services	~~94,299,000~~ *94,892,000*
(7) 20.10.013-Teacher and Reading Development Partnerships	3,700,000
(8) 20.10.020-Disabled Students	82,583,000
(10) 20.10.045-Special Services for CalWORKs Recipients	~~32,900,000~~ *34,580,000*
(11) 20.10.060-Foster Care Education Program	1,754,000
(12) 20.10.070-Matriculation	54,307,000
(13) 20.20.020-Academic Senate for the Community Colleges	467,000
(14) 20.20.041-Equal Employment Opportunity pursuant to Ch. 1169, Statutes of 2002	1,747,000
(15) 20.20.050-Part-time Faculty Health Insurance	1,000,000

Item	Amount
(16) 20.20.051-Part-time Faculty Compensation	50,828,000
(17) 20.20.055-Part-time Faculty Office Hours	7,172,000
(18) 20.30.011-Telecommunications and Technology Infrastructure	22,050,000
(19) 20.30.012-California Virtual University	1,347,000
(20) 20.30.020-Instructional Improvement, for transfer to the Community Colleges Fund for Instructional Improvements	312,000
(21) 20.30.045-Fund for Student Success	~~5,859,000~~ *6,158,000*
(22) 20.30.050-Economic Development	35,790,000
(23) 20.30.070-Transfer Education and Articulation	1,974,000
(24.5) Scheduled Maintenance, Special Repairs, Instructional Equipment and Library Materials Block Grant	~~23,000,000~~ *24,941,000*
(26) 20.40.040-Hazardous Substances	4,404,000

Provisions:

1. The funds appropriated in Schedules (1), (2), (3), (4), (5), (6), (8), (10), (11), (12), (14), (15), (16), (17), (18), (22), and (25) are for transfer by the Controller during the 2003–04 fiscal year to Section B of the State School Fund.

1.5. The amounts appropriated in Schedules (1) and (4) reflect the intent of the Legislature to defer $100,000,000 for Apportionments and $100,000,000 for Partnership for Excellence to the 2004–05 fiscal year, pursuant to separate legislation.

2. Of the funds appropriated in Schedule (1), Apportionments:

(a) Up to $100,000 is for a maintenance allowance, pursuant to regulations adopted by the board of governors.

(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

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reimbursement only applies to students who completely withdraw from college before the census date.

(c) The amount appropriated in this item reflects a reduction of $25 million and approximately 6,500 full-time-equivalent students (FTES) based on a policy that revises allowable parameters for the claiming of state funding for concurrent enrollment. The chancellor shall allocate this reduction on a basis proportionate to the level of FTES reported by districts for concurrent enrollment in physical education, recreation, study skills, and personal development courses. However, nothing in this provision shall prohibit those districts from receiving growth allocations, as warranted, to the extent that designated funds are available. No district shall receive a funding reduction that exceeds 10 percent of the statewide total reduction made pursuant to this subdivision. Further, the chancellor may limit the amount of reduction for a district if, in the judgment of the chancellor, the district's financial integrity otherwise would be jeopardized. *The chancellor shall report to the Legislature and the Governor by January 1, 2004, on how the reduction was allocated.*

(d) Notwithstanding any other provision of law ~~, and provided that the appropriation made in Item 6870-101-0001 of the enrolled Budget Bill is approved without reduction, and provided that legislation is enacted in the 2003–04 Regular Session that provides $200,000,000 or more that is payable in the 2004–05 fiscal year, then the chancellor shall not reduce district workload obligations solely for lack of a funded cost-of-living adjustment.~~ *or regulation, the chancellor shall not reduce district workload obligations for a lack of a funded cost-of-living adjustment.*

3. Notwithstanding any other provision of law, $27,489,000 of the funds appropriated in Schedule (2) is for allocation to community college districts in the 2003–04 fiscal year for the purposes of funding FTES in courses in basic skills, including English-as-a-second-language courses and workforce preparation courses for newly legal-

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ized immigrants, to the extent the total FTES claimed by a district for the 2003–04 fiscal year exceeds the level of total FTES funded for that district in the 2003–04 fiscal year. The Chancellor of the California Community Colleges shall develop criteria for allocating these funds.

4. (a) Of the amount appropriated in Schedule (2), up to $12,576,000 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 four dollars and eighty-six cents ($4.86) per hour. For purposes of this provision, each hour of teaching time may include up to 10 minutes for passing time and breaks.

~~5. (a) Notwithstanding any other provision of law, the funds appropriated in Schedule (3) of this item shall only be allocated for growth in full-time equivalent (FTE) students, on a district-by-district basis, as determined by the Chancellor of the California Community Colleges. The Legislature intends to provide the community colleges with additional guidance as to the priorities for future growth funding, as well as the community colleges' overall mission, in legislation to be enacted in the 2003–04 Regular Legislative Session.~~

5. (a) Notwithstanding any other provision of law, the funds appropriated in Schedule (3) of this item shall only be allocated for growth in full-time-equivalent students (FTES), on a

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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, 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 shall adopt criteria for the allocation of funds appropriated in Schedule (1), Apportionments, and Schedule (3), Growth for Apportionments, so as to assure 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. The chancellor shall report on the adopted criteria to the Chairperson of the Joint Legislative Budget Committee, the chairpersons of the committees in each house of the Legislature that consider the budget, the Department of Finance, the Secretary for Education, and the California Postsecondary Education Commission by February 1, 2004.

(b) Notwithstanding any other provision of law or regulation, apportionment funding for community college districts shall be based on the greater of the current year or prior year level of 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.

6. Funds provided in Schedule (4) are for the Partnership for Excellence Program established pursuant to Section 84754 of the Education Code. It is the intent of the Legislature that community college districts increase the level of instruction and student services provided to meet the systemwide goal for student transfer. The goal for the California Community Colleges is to increase the number of ''transfer ready'' students to provide enough applicants to increase by at least 6 percent

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annually the number of transfer students eligible to enroll at the University of California through the year 2005–06. The goal is also to increase the number of ''transfer ready'' students to provide enough eligible applicants to increase by at least 5 percent annually the number of transfer students eligible to enroll at the California State University through the year 2005–06.

In administering the provisions of Sections 66734 and 84754 of the Education Code, the chancellor shall review the capacity and readiness of each community college district to meet the needs of students desiring to transfer. From within existing resources, the chancellor shall provide technical assistance to community college districts as necessary to assure that each community college district identifies options to use its local resources most effectively for providing reasonable opportunities to transfer for students served by the district. Technical assistance shall be provided to any college with persistently low numbers or rates of transfer, with the goal that the number of transfers will increase by an average of 10 percent annually, as necessary to overcome these low numbers or rates by the 2004–05 academic year. On or before April 15, 2004, the chancellor shall report on progress each community college has made in increasing the number of transfers, along with campus expenditures on transfer-related activities, as part of the annual Partnership for Excellence report submitted to the Governor and the Legislature in accordance with paragraph (1) of subdivision (e) of Section 84754 of the Education Code.

7. Notwithstanding Section 76300 of the Education Code, or any other provision of law, if the funds appropriated in Schedule (5) are insufficient to fund all claims, the chancellor shall prorate available funds to each district.

8. Of the funds appropriated in Schedules (2) and (5), the funds not required for the 2003–04 fiscal year to meet the demand for the programs funded under those schedules shall be made available on a one-time basis for general apportionment under Schedule (1) of this item, provided that no transfer shall occur prior to May 15, 2004.

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9. Of the funds appropriated in Schedule (6), $82,156,000 is for Extended Opportunity Programs and Services in accordance with Article 8 (commencing with Section 69640) of Chapter 2 of Part 42 of the Education Code. Funds provided in this item for Extended Opportunity Programs and Services (EOPS) shall be available to students on all campuses within the California Community College system, including those students on new campuses or in new districts. $12,143,000 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 the Education Code. The board of governors shall allocate funds on a priority basis and to local programs on the basis of need for student services.

10. The funds appropriated in Schedule (7) are for the Community College Teacher and Reading Development Partnerships. Grants are designed to both encourage promising students to pursue careers in teaching through development of an articulated internship program with school districts and California State University institutions and to assist elementary school pupils to develop improved reading skills. Acceptance of grants shall constitute concurrence by the district to collect and provide all information specified by the chancellor. The board of governors shall administer the program in accordance with the plan approved by the Office of the Secretary for Education.

11. (a) The funds appropriated in Schedule (8) are for local assistance for 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.

(b) Of the amount appropriated in Schedule (8), $3,945,000 shall be used to address deficiencies identified by the federal Office of Civil Rights (OCR) as follows:

(1) $597,000 to provide access to print information to visually impaired students by creating and printing braille versions of written materials.

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(2) $3,348,000 to provide accessibility to hearing-impaired distance education students by having live and closed captioning on telecourses and other video and Internet related instructions.

(c) Of the amount appropriated in Schedule (8) 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 chancellor's office. 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 (8) of this item, $1,000,000 shall be for state hospital adult education programs at the hospitals served by the Coast, Kern, and West Valley 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 the 2003–04 fiscal year, the associated 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 2003–04 fiscal year, the Proposition 98 base funding levels for community colleges and DDS shall be adjusted accordingly.

12. Of the funds appropriated in Schedule (21):

(a) $1,827,000 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 support level for the Puente Project. All funding shall be allocated directly to participating districts in accordance with their participation agreement.

(b) Up to $2,340,000 is for the Mathematics, Engineering and Science Achievement

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(MESA) Programs. For each dollar allocated, the recipient district shall provide one dollar in matching funds.

(c) No less than $1,692,000 is for the Middle College High School Programs, pursuant to the Governor's initiative.

(d) With the exception of fully compliant special part-time students at the community colleges pursuant to Section 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.

13. The funds appropriated in Schedule (10), 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 this schedule 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 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.

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(c) Curriculum development and redesign.
(d) Child care and workstudy.
(e) Instruction.
(f) Postemployment skills training and related skills.

Of the amount appropriated in Schedule (10) of this item, $15,000,000 shall be for child care and shall 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 2003–04 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, 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 position. 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 noncredit classes for CalWORKs students if a district has committed all of its funded FTES and is unable to offer the additional instructional services to meet the demand for CalWORKs students. This determination shall be based on fall enrollment information. Districts shall make ap-

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plication to the chancellor's office by October 15. If the chancellor approves the use of funds for direct instructional workload, the chancellor's office shall submit a report to the Joint Legislative Budget Committee by November 15, 2003, that (1) identifies the enrollment of new CalWORKs students, (2) states whether and why additional classes were needed to accommodate the needs of CalWORKs students, and (3) sets forth an expenditure plan for the balance of funds.

As a condition of receipt of the funds appropriated in Schedule (10), by the fourth week following the end of the semester or quarter term commencing in January 2004, each participating community college shall submit to the chancellor's office 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 workstudy 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 chancellor's office compile the information for annual reports to the Legislature, the Governor, the Legislative Analyst, and the Departments of Finance and Social Services by November 15 of each year as specified in the annual Budget Act.

First priority for expenditures of any funds appropriated in Schedule (10) 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 allocated for providing postemployment services to former CalWORKs recipients who have been off of cash assistance for no longer

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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, 2003, 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 chancellor's office 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.

15. Funds appropriated in Schedule (10) of this item 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 Opportunity Reconciliation Act of 1996 (Public Law 104-193) and may not be expended in any way that would cause their disqualification as a federally allowable maintenance-of-effort expenditure.

16. The funds in Schedule (11) of this item shall be allocated to provide foster parent training. Funds shall be allocated in such a manner as to ensure priority for training required by Section 1529.2 of the Health and Safety Code. Districts shall

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make services available to foster parents to satisfy the requirements of Section 1529.2 of the Health and Safety Code as a first priority. Remaining funds may be used for services to foster child relative caretakers and for additional parenting skills, thereafter.

18. (a) The funds appropriated in Schedule (12) are for the purpose of student matriculation, as specified in Article 1 (commencing with Section 78210) of Chapter 2 of Part 48 of the Education Code.

(b) Of the amount appropriated in Schedule (12), an amount equal to 15.64 percent of that amount shall be allocated to community college districts on a one-to-one matching fund basis to provide matriculation services to include, but not be 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.

19. The funds in Schedule (16) of this item 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. 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.

21. (a) $12,500,000 of the funds provided in Schedule (18) shall be for the purpose of providing allocations to all districts. It is the intent that

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colleges receiving these funds shall maintain all of the capabilities specified in the Budget Acts of 1996 through 2003 for the Telecommunication and Technology Infrastructure program. The funds appropriated in this item shall be allocated by the chancellor, shall not supplant existing funds used for technology and networking purposes, and shall be subject to established fiscal controls, annual reporting and accountability requirements specified by the chancellor. It is the intent that this allocation shall enable further development of networks. Therefore, colleges shall match maintenance and ongoing costs with other funds, after installation, for the following required purposes: (1) Maintenance of communications lines, upgrading of the backbone, software and other costs associated with connecting to the collaborative California State University/California Community College telecommunications wide area network (4C Net); (2) Video conference connectivity, transport, maintenance, and training; (3) Local planning and development for improving library technology including library automation, connections to college local area networks and connections to external databases; (4) Digital satellite systems and the following optional purposes: (A) The development, expansion, and maintenance of local area networks both within and between buildings; (B) Development, expansion, and maintenance of districtwide wide area networks for interconnecting multiple campuses and off-campus centers within a district; and (C) Implementation of local technology applications that are intended to improve student learning and other services. All provisions related to technology standards and telecommunications plans as specified in Provision 17(a) of Item 6870-	

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101-0001 of Section 2.00 of the Budget Act of 1996 (Ch. 162, Stats. 1996) and Provision 14(a) of Item 6870-101-0001 of Section 2.00 of the Budget Act of 1997 (Ch. 282, Stats. 1997), shall apply.

(b) $9,590,000 of the funds provided in Schedule (18) of this item 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, based on criteria and guidelines as developed by the chancellor, on a competitive basis through the RFA/RFP application process as follows:

(1) $2,000,000, or as much as necessary, shall be available for a statewide digital uplink for the purpose of delivering statewide satellite services to system colleges and districts related to instruction, student support, and administration.

(2) $2,300,000 is for the development and implementation of a systemwide audio bridging and telephony capability of the 4C Net backbone to facilitate collaboration of faculty, students, and staff in instruction, student services, and shared governance activities.

(3) Any remaining funds shall be available for centers to provide regional coordination for technical assistance and planning, cooperative purchase agreements, and faculty and staff development. All other provisions as specified in Provision 17(b)(3) of Item 6870-101-0001 of Section 2.00 of the Budget Act of 1996 (Ch. 162, Stats. 1996) shall apply.

(c) The chancellor shall submit an annual report to the Legislative Analyst, the budget and fiscal committees of the Legislature, and the Department of Finance no later than November 1, 2003, identifying any changes to the standards developed pursuant to the control provisions for this program in the Budget

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Act of 1997 (Ch. 282, Stats. 1997), the status of the implementation of the Telecommunications and Technology Infrastructure program to date and any additional needs, including the reasons therefor.

22. The funds provided in Schedule (19) of this item shall be available for grants to districts to fund California Virtual University distance education centers, for instructing faculty in teaching courses online, and other expenses for conversion of courses for distance education. The funds appropriated in this item shall not supplant existing funds and shall be subject to established fiscal controls, annual reporting and accountability requirements specified by the chancellor. The chancellor shall develop criteria for the allocation of these funds. As a condition of receipt of the funds, colleges are required to submit to the chancellor's office reports in a format specified by the chancellor sufficient to document the value and productivity of this program, including, but not limited to, numbers and nature of courses converted, and the amount of distance education instructional workload services provided as a result of these courses. It is intended that the chancellor's office further develop the reporting criteria for participating colleges and submit that for review along with an annual progress report on program implementation to the Legislative Analyst, Office of the Secretary for Education, and the Department of Finance no later than November 1, 2003, for review and comment.

23. Of the funds provided in Schedule (22) for the Economic and Workforce Development Program:

(a) $17,186,000 is allocated for grants for regional business resources assistance and innovation network centers. Each grant awarded to a district for Centers for International Development shall contain sufficient funds, as determined by the chancellor, for the continued operation of Mexican International Trade Centers.

(b) $6,597,000 is allocated for Industry-Driven Regional Education and Training Collaboratives. These grants shall be made on a com-

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petitive basis and the award amounts shall not be restricted to any predetermined limit, but rather shall be funded on their individual merits.	
(c) $3,631,000 is allocated for statewide network leadership, organizational development, coordination, information and support services, or other program purposes.	
(d) $4,376,000 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) The following provisions apply to the expenditure of funds within subdivisions (a) and (b) above: Funds allocated for centers and regional collaboratives shall seek to maximize the use of state funds for subdivisions (g) through (j) 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 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 (b) above to increase the level of subsidized training otherwise available.	
(f) $4,000,000 is allocated to continue enrollment growth provided for community college nursing programs pursuant to paragraph (2) of subdivision (a) of Section 2 of Chapter 514 of the Statutes of 2001.	

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(g) Funds allocated by the board of governors 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 its guidelines for audits of Economic Development grants.

(h) A primary objective of the Economic Development program is 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. The chancellor shall submit an annual report to the Legislative Analyst, the budget and fiscal committees of the Legislature, and the Department of Finance, commencing March 1, 2003, and each March 1 annually thereafter, that includes the amount provided to each economic development regional center and each industry-driven regional education and training collaborative, and to the extent practicable, the total number of hours of contract education services, performance-based training, credit and noncredit instruction, and job placements created as a result of this program by each center and collaborative.

24. Of the funds appropriated in Schedule (23), $589,000 is for Project Assist, $835,000 is for the California Articulation Number (CAN) system, $550,000 is for faculty articulation workshops through fiscal year 2004–05.

25. The funds appropriated in Schedule (24.5) of this item are available for the purposes of sched-

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uled maintenance and special repairs of facilities, replacement of instructional equipment, and replacement of library materials. The chancellor 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 of 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 $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 funds provided for instructional equipment and library materials shall not be used for personal services costs or operating expenses.

27. Of the funds appropriated in Schedules (24.5) and (26) of this item, the Chancellor of the California Community Colleges shall have the discretion to transfer funds among these schedules to fund the highest infrastructure priorities of the system. Funds from Schedules (24.5) and (26) of this item may be used to fund architectural barrier removal projects that meet the requirements of the federal Americans with Disabilities Act of 1990 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. The amounts in Schedules (24.5) and (26) of this item shall be available for expenditure until June 30, 2005.

29. Pursuant to Sections 69648.5, 78216, 84850, and 87108(b) of the Education Code, the Board of Governors of the California Community Colleges may allocate funds appropriated in Sched-

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ules (6), (8), (12), and (14) of this item 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.

30. (a) It is the intent of the Legislature to monitor the impact the 2003–04 fee increase has on student enrollment. To assist the Legislature in this effort, the Chancellor of the California Community Colleges shall provide two reports to the Legislature. The first, to be submitted by November 15, 2003, shall be a preliminary report comparing systemwide enrollment from Fall 2002 to Fall 2003 and other external factors. The second, to be submitted by September 1, 2004, shall be a final report comparing enrollment in the 2002–03 academic year with enrollment in the 2003–04 academic year. Both reports shall include full-time-equivalent students (FTES) and headcount data for total enrollment, as well as for student subgroups based on age, race, ethnicity, gender, BOG waiver status, and other external factors.

(b) Of the funds appropriated in Schedule (5) for Financial Aid Administration, $3,800,000 may be used to implement a statewide public service and outreach campaign to increase public awareness of the availability of financial aid for access to community colleges. This campaign shall be developed in consultation with the Student Aid Commission.

(c) Of the funds appropriated in Schedule (5), $34,200,000 shall be allocated to (1) provide a minimum allocation of $50,000 per college and (2) $28,800,000 shall be allocated by a formula that reflects FTES weighted by a measure of low-income populations as demonstrated by the board of governors fee waiver participation. Funds provided under this provision may be used for textbook purchase assistance for financially-needy students.

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31. The chancellor shall consider the use of differential factors in order to facilitate equity in the per student funding level in allocating the funds in Schedule (3).	
6870-101-0814—For local assistance, Board of Governors of the California Community Colleges, for allocation by the Controller in accordance with the provisions of Section 8880.5 of the Government Code as enacted by the voters in Proposition 37 at the November 1984 general election, payable from the California State Lottery Education Fund	141,244,000
Provisions:	
1. All funds received pursuant to Proposition 37 that are allocable to community college districts pursuant to Section 8880.5 of the Government Code, that are in excess of the amount appropriated in this item, are hereby appropriated in augmentation of this item.	
6870-101-0909—For local assistance, Board of Governors of the California Community Colleges, payable from the Community College Fund for Instructional Improvement	657,000
Schedule:	
(1) 20.30.021-Instructional Improvement Grants 312,000	
(2) 20.30.022-Instructional Improvement Loans 345,000	
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	15,000
6870-101-0959—For local assistance, Board of Governors of the California Community Colleges, for Program 20.10.060-Student Services Foster Parent Training Program, payable from the Foster Children and Parent Training Fund pursuant to Section 903.7 of the Welfare and Institutions Code	2,383,000
6870-103-0001—For local assistance, Board of Governors of the California Community Colleges (Proposition 98), to allow selected community colleges to make the required lease-purchase payments	55,948,000
Schedule:	
(1) Rental and administration 56,781,000	
(2) Reimbursements ..... –833,000	

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Provisions:

1. The funds appropriated in this item are for transfer by the Controller during the 2003–04 fiscal year to Section B of the State School Fund.
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 might be needed to ensure debt requirements are met.

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

Schedule:

(1) 10.20-CalWORKs Services..... 8,000,000
(1.5) 20.10.015-AmeriCorps Program.. 4,079,000
(2) 20.10.060-Foster Parent Training ... 7,202,000
(3) 20.30.030-Vocational Education..... 56,741,000
(3.5) 20.30.060-Workforce Investment Act..... 1,328,000
(4) Reimbursements.....–77,350,000

Provisions:

1. The amounts appropriated in Schedules (1) and (3) of this item are for transfer by the Controller to Section B of the State School Fund.
2. The funds appropriated in Schedule (1) of this item are to fund additional fixed, variable, and one-time costs for providing support services and instruction for CalWORKs students which include, but are not limited to: job placement and coordination; curriculum development and redesign; child care and workstudy; and instruction. As a condition for funding, colleges are required to submit a plan to the chancellor's office on how the funds will be utilized which shall be based on collaboration with county welfare offices about the services and instruction that are needed for CalWORKs recipients.

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..... 1,000

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Schedule:		
(1) 98.01.000.184-Health Fees (Ch. 1, Stats. 1984, 2nd Ex. Sess.)	~~1,691,000~~ *1,000*	
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 of 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.		
6870-301-0574—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 1998 Higher Education Capital Outlay Bond Fund		58,000
Schedule:		
Cerritos Community College District		
Cerritos College		
(1) 40.07.117-Seismic Retrofit—Electronics—Working drawings	58,000	
6870-301-6028—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 2002 Higher Education Capital Outlay Bond Fund		531,856,000
Schedule:		
Allan Hancock Community College District		
Allan Hancock College		
(1) 40.02.112-Library/Media Technology Center—Construction and equipment	9,079,000	
(2) 40.02.114-Science Health Occupations Complex—Preliminary plans and working drawings	1,109,000	

Item	Amount
(2.5) 40.01.117-Skills Center Replacement—Preliminary plans and working drawings	386,000
Barstow Community College District	
Barstow College	
(3) 40.04.102-Remodel for Efficiency—Preliminary plans and working drawings	266,000
Butte-Glenn Community College District	
Butte College	
(4) 40.05.106-Learning Resource Center—Construction and equipment	17,280,000
Cerritos Community College District	
Cerritos College	
(5) 40.07.113-Seismic Retrofit-Administration—Construction	2,080,000
(6) 40.07.118-Science and Math Complex (Life Safety)—Equipment	432,000
Chaffey Community College District	
Chaffey College	
(7) 40.08.109-Science Building—Equipment	64,000
Coast Community College District	
Golden West College	
(8) 40.11.206-Structural Repair Campuswide—Preliminary plans and working drawings	241,000
Orange Coast College	
(9) 40.11.302-Learning Resource Center—~~working drawing~~ *Working drawings*	759,000
Compton Community College District	
Compton College	
(10) 40.12.111-Performing Arts and Recreation Complex—Preliminary plans and working drawings	825,000
Contra Costa Community College District	
Diablo Valley College	
(11) 40.13.220-Life Science Remodel for Laboratories—Construction and equipment	5,041,000
Los Medanos College	
(12) 40.13.313-Learning Resource Center—Construction and equipment	8,176,000

Item	Amount
(13) 40.13.314-Math, Science and Technology Building—~~working~~ *Working* drawings	1,192,000
San Ramon Valley College	
(14) 40.13.400-Phase I Building—Construction and equipment	24,609,000
Foothill-DeAnza Community College District	
DeAnza College	
(15) 40.15.108-Planetarium Projector—Equipment	1,000,000
Foothill College	
(16) 40.15.208-Seismic Replacement Campus Center—Working drawings and construction	11,438,000
(17) 40.15.211-Seismic Replacement-Student Services—Construction	3,606,000
(18) 40.15.212-Seismic Replacement-Field Locker Room—Preliminary plans and working drawings	132,000
(19) 40.15.213-Seismic Replacement-Maintenance Building—Preliminary plans and working drawings.	68,000
Fremont-Newark Community College District	
Ohlone College	
(20) 40.16.108-Child Development Center—Equipment	251,000
Glendale Community College District	
Glendale College	
(21) 40.18.122-Allied Health/Aviation Lab—Construction and equipment.	9,196,000
(22) 40.18.123-New Science Building—Equipment	735,000
Grossmont-Cuyamaca Community College District	
Cuyamaca College	
(23) 40.19.116-Science & Technology Mall—Construction and equipment	18,349,000
Grossmont College	
(24) 40.19.207-New Science Building—Construction and equipment.	12,141,000
Hartnell Community College District	
Hartnell College	
(25) 40.20.101-Library Learning Resource Center Complex—Construction and equipment	20,198,000

Item	Amount
Kern Community College District	
Bakersfield College	
(26) 40.22.111-Applied Science and Technology Modernization—Construction	4,017,000
Porterville College	
(27) 40.22.305-Library Expansion—Preliminary plans and working drawings	507,000
Delano Center	
(28) 40.22.401-Lab Building—Construction and equipment	4,965,000
Southwestern Center	
(29) 40.22.600-Modernization Phase I—Construction	2,636,000
Lake Tahoe Community College District	
Lake Tahoe College	
(30) 40.23.111-Learning Resource Center—Construction and equipment	7,133,000
Long Beach Community College District	
Long Beach City College	
(31) 40.25.120-Industrial Technology Center-Manufacturing—Preliminary plans and working drawings.	698,000
Los Angeles Community College District	
East Los Angeles College	
(32) 40.26.107-Fine and Performing Arts Center—Preliminary plans, working drawings, construction and equipment	15,882,000
Los Angeles City College	
(32.5) 40.26.207-Learning Resource Center—Preliminary plans and working drawings	1,450,000
Los Angeles Harbor College	
(33) 40.26.302-Applied Technology Building—Preliminary plans and working drawings	613,000
Los Angeles Mission College	
(34) 40.26.408-Child Development Center—Construction and equipment	5,432,000
Los Angeles ~~Southwestern~~ *Southwest* College	
(35) 40.26.607-Child Development Center—Construction and equipment	4,482,000

Item	Amount
Los Angeles Trade-Tech College	
(36) 40.26.702-Child Development Center—Construction and equipment	3,851,000
Los Angeles Valley College	
(37) 40.26.803-Health Science Building—Construction and equipment	14,214,000
Los Rios Community College District	
American River College	
(38) 40.27.102-Learning Resource Center Expansion—Construction and equipment	9,065,000
(39) 40.27.103-Allied Health Modernization—Construction	1,724,000
Cosumnes River College	
(40) 40.27.209-Instructional and Library Facilities I—Construction	6,753,000
Sacramento City College	
(41) 40.27.308-Technology Building Modernization—Construction	1,562,000
El Dorado Center	
(42) 40.27.404-New Instructional and Library Facilities I—Construction and equipment	5,896,000
Folsom Lake Center	
(43) 40.27.503-New Instructional Space Phase 1C—Construction	10,749,000
Merced Community College District	
Merced College	
(44) 40.30.116-Science Building Remodel—Preliminary plans and working drawings	1,048,000
Los Banos Center	
(45) 40.30.300-Site Development and Permanent Facilities—Preliminary plans and working drawings	1,032,000
Mira Costa Community College District	
Mira Costa College	
(46) 40.31.109-Horticulture Project—Construction and equipment	3,356,000
(46.5) 40.31.110-Creative Arts Building Replacement—Preliminary plans and working drawings	793,000

Item	Amount
Mt. San Antonio Community College District	
Mt. San Antonio College	
(47) 40.33.112-Science Building Replacement—Equipment	326,000
(48) 40.33.113-Remodel Classroom Buildings—Preliminary plans, working drawings, construction and equipment	8,982,000
North Orange County Community College District	
Cypress College	
(49) 40.36.100-Library/Learning Resource Center—Construction and equipment	13,396,000
Fullerton College	
(50) 40.36.200-Library/Learning Resource Center—Equipment	402,000
Palo Verde Community College District	
Palo Verde College	
(51) 40.37.102-Technology Building Phase II—Construction and equipment	7,881,000
(52) 40.37.103-Physical Education Complex—Preliminary plans and working drawings	806,000
Peralta Community College District	
Vista College	
(53) 40.40.604-Vista College Permanent Facility—Construction and equipment	28,533,000
Rancho Santiago Community College District	
Santa Ana College	
(54) 40.41.124-Physical Education Seismic Replacement Expansion—Construction and equipment	5,008,000
Santiago Canyon College	
(55) 40.41.201-Science Building—Preliminary plans and working drawings	773,000
Riverside Community College District	
Riverside City College	
(56) 40.44.102-Martin Luther King High Tech Center—Construction and equipment	8,711,000
Moreno Valley Center	
(57) 40.44.207-Child Development Center—Construction and equipment	2,090,000

Item	Amount
Norco Valley Center	
(58.5) 40.44.307-Child Development Center—Construction and equipment	2,233,000
South Orange County Community College District	
Irvine Valley College	
(59) 40.45.129-Performing Arts Center—Preliminary plans, working drawings, construction and equipment	14,472,000
San Bernardino Community College District	
San Bernardino Valley College	
(60) 40.46.205-Child Development Center—Equipment	125,000
San Francisco Community College District	
Mission Center	
(61) 40.48.106-Mission Center Building—Construction and equipment	28,557,000
San Jose-Evergreen Community College District	
San Jose City College	
(63) 40.50.203-Science Building—Construction and equipment	12,535,000
San Luis Obispo Community College District	
Cuesta College	
(64) 40.51.112-Theater Arts Building—Construction and equipment	11,665,000
North County Center	
(65) 40.51.200-Initial Building-Science Cluster—Equipment	1,650,000
(66) 40.51.201-Learning Resource Center—Preliminary plans and working drawings	702,000
Santa Barbara Community College District	
Santa Barbara City College	
(67) 40.53.120-Gymnasium Remodel—Construction and equipment	3,701,000
(68) 40.53.121-Physical Science Renovation—Preliminary plans and working drawings	159,000
Santa Clarita Community College District	
College of the Canyons	
(69) 40.54.112-Classroom/High Tech Center—Construction and equipment	8,878,000

Item	Amount
Santa Monica Community College District	
Santa Monica College	
(70) 40.55.109-Liberal Arts Replacement—Preliminary plans, working drawings, construction and equipment	4,458,000
Sequoias Community College District	
College of the Sequoias	
(71) 40.56.111-Physical Education and Disabled Program Center—Preliminary plans and working drawings	505,000
(72) 40.56.112-Science Center—Construction and equipment	10,586,000
Shasta-Tehama-Trinity Joint Community College District	
Shasta College	
(73) 40.57.103-Library Addition—Construction and equipment	6,919,000
Sierra Joint Community College District	
Sierra College	
(74) 40.58.107-Construct New Classroom/Labs—Preliminary plans and working drawings	1,301,000
Sonoma County Community College District	
Petaluma Center	
(75) 40.61.200-Petaluma Center Phase II—Preliminary plans and working drawings	1,669,000
Santa Rosa Junior College	
(76) 40.61.402-Learning Resource Center—Construction and equipment	31,935,000
Chabot-Las Positas Community College District	
Las Positas College	
(77) 40.62.215-Physical Education Gym Phase I—Construction and equipment	12,496,000
(78) 40.62.216-Multidisciplinary Education Building—Preliminary plans and working drawings	701,000
Southwestern Community College District	
Southwestern College	
(79) 40.63.104-Child Development Center—Construction and equipment	5,322,000

Item	Amount
(80) 40.63.105-Learning Assistance Center—Preliminary plans, working drawings, construction and equipment	2,367,000
State Center Community College District	
Fresno City College	
(81) 40.64.106-Applied Technology Modernization—Preliminary plans and working drawings	962,000
(81.5) 40.64.107-Railroad underpass/Grade separation—Preliminary plans, working drawings, and construction	1,203,000
Reedley College	
(82) 40.64.400-Learning Resource Center Addition—Construction and equipment	5,498,000
Ventura County Community College District	
Moorpark College	
(84) 40.65.109-Child Development Center—Construction and equipment	2,901,000
Victor Valley Community College District	
Victor Valley College	
(85) 40.66.117-Speech/Drama Studio Addition—Preliminary plans and working drawings	591,000
West Hills Community College District	
West Hills College	
(86) 40.67.102-Library Expansion—Construction and equipment	2,117,000
Lemoore College	
(87) 40.67.204-Phase 2B Classrooms/Laboratories—Construction and equipment	9,730,000
(88) 40.67.205-Child Development Center—Construction and equipment	1,902,000
West Kern Community College District	
Taft College	
(89) 40.68.101-Child Development Center—Preliminary plans and working drawings	221,000

Item	Amount
West Valley-Mission Community College District	
West Valley College	
(90) 40.69.105-Campus Technology Center—Preliminary plans and working drawings	791,000
Mission College	
(91) 40.69.208-Main Building Third Floor Reconstruction—Construction and equipment	4,323,000
Yosemite Community College District	
Modesto Junior College	
(92) 40.70.211-Auditorium Renovation/Expansion—Preliminary plans and working drawings	1,026,000
Yuba Community College District	
Yuba College	
(93) 40.71.106-Adaptive Physical Therapy—Equipment	44,000
(94) 40.71.107-Engineering, Math and Science Remodel—Preliminary plans and working drawings	685,000
Woodland Center	
(95) 40.71.305-Science Building—Equipment	714,000
(96) 40.71.307-Learning Resource/Technology Center—Preliminary plans and working drawings	1,908,000
Copper Mountain Community College District	
Copper Mountain College	
(97) 40.72.100-Multiuse Sports Complex—Preliminary plans and working drawings	885,000

Provisions:

1. The projects identified in Schedules (16), (32), (48), (59), (70), and (80) are subject to the following:
   (a) 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 districts to use nonstate funds to fund or augment these projects with State Public Works Board approval.

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(b) 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 to the Department of Finance: (1) the program elements related to project type and (2) the functional description of spaces required to deliver the academic and supporting programs as approved by the Legislature.

(c) Notwithstanding Section 2.00 of this act or any other provision of law, the appropriation made by this item is available for encumbrance until December 31, 2005, except that the funds appropriated for equipment purposes are available for encumbrance until December 31, 2006. 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.

6870-486—Reappropriation, California Community Colleges. The unencumbered balances of the appropriations provided for in the following citations are reappropriated to the Board of Governors of the California Community Colleges for purposes consistent with the statutory provisions for the Community College Fund for Instructional Improvement:

0909—Payable from the Community College Fund for Instructional Improvement:

(1) Item 6870-101-0909, Budget Act of 2000 (Ch. 52, Stats. 2000)

(1) 20.30.021-Instructional Improvement Grants.

(2) Item 6870-101-0909, Budget Act of 2001 (Ch. 106, Stats. 2001)

(1) 20.30.021-Instructional Improvement Grants.

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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, provided in those appropriations:

0574—Higher Education Capital Outlay Bond Fund of 1998

(1) Item 6870-301-0574, Budget Act of 2001 (Ch. 106, Stats. 2001), as amended by Chapter 891, Statutes of 2001, and as reappropriated by Item 6870-490, Budget Act of 2002 (Ch. 379, Stats. 2002)

Long Beach Community College District

Long Beach City College

(26) 40.25.116-Child Development Center—Construction

San Francisco Community College District

Mission Center

(15A) 40.48.106-Mission Center Building—Working drawings

San Diego Community College District

District Office

(53) 40.47.001-Seismic Retrofit, District Headquarters—Construction

Centre City Center

(55) 40.47.501-Seismic Retrofit, Administration Building—Construction

(2) Item 6870-301-0574, Budget Act of 2002 (Ch. 379, Stats. 2002)

Contra Costa Community College District

Diablo Valley College

(1) 40.13.221-Seismic Retrofit, Technical Education Building—Working drawings and construction

San Bernardino Community College District

San Bernardino Valley College

(2) 40.46.209-Seismic Replacement, Art Building—Construction

(3) 40.46.213-Seismic Replacement, Campus Center—Construction

6028—Higher Education Capital Outlay Bond Fund 2002

~~Item 6870-301-6028, Budget Act of 2002 (Ch. 379, Stats. 2002)~~

(1) Item 6870-301-6028, Budget Act of 2002 (Ch. 379, Stats. 2002)

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Lake Tahoe Community College District
Lake Tahoe Community College
(18) 40.23.111-Learning Resource Center—Working drawings
San Francisco Community College District
Chinatown Campus
(40) 40.48.108-Chinatown Campus Building—Working drawings

6870-495—Reversion, California Community Colleges (Proposition 98). The balances as of June 30, 2003, specified herein, of the appropriations provided for in the following citations shall revert to the Proposition 98 Reversion Account:

(1) $1,500,000 or whatever greater or lesser amount represents the balance available, from Item 6870-101-0001, Schedule (10) 20.10.045-Special Services for CalWORKs Recipients, of the Budget Act of 2002 (Ch. 379, Stats. 2002).

(2) $573,000 or whatever greater or lesser amount represents the balance available, from Item 6870-101-0001, Schedule (2) 10.10.020-Basic Skills CalWORKs, Apprenticeship of the Budget Act of 2001 (Ch. 106, Stats. 2001)

6870-497—Reversion, Board of Governors of the California Community Colleges. As of June 30, 2003, the unencumbered balance of the appropriation provided in the following citation shall revert to the *fund* balance of the fund from which the appropriation was made:

0574—Higher Education Capital Outlay Bond Fund of 1998

(1) Item 6870-301-0574, Budget Act of 2001 (Ch. 106, Stats. 2001), as amended by Chapter 891 of the Statutes of 2001, and as reappropriated by Item 6870-490, Budget Act of 2002 (Ch. 379, Stats. 2002)

Cerritos Community College District
Cerritos College
(10) 40.07.117-Seismic Retrofit Electronics—Working drawings
Victor Valley Community College District
Victor Valley College
(73) 40.66.116-Seismic Retrofit—Auxiliary Gym—Preliminary plans and working drawings

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6028—Higher Education Capital Outlay Bond Fund of 2002

(1) Item 6870-301-6028, Budget Act of 2002 (Ch. 379, Stats. 2002)

Victor Valley Community College District

Victor Valley College

(58) 40.66.116-Seismic Retrofit—Auxiliary Gym—Construction

7980-001-0784—For support of Student Aid Commission, payable from the Student Loan Operating Fund 12,460,000

Schedule:

(1) 15-Financial Aid Grants Program... 11,004,000

(2) 50-California Loan Program 1,456,000

(3) 80.01-Administration and Support Services..... 3,302,000

(4) 80.02-Distributed Administration and Support Services ..... –3,302,000

Provisions:

1. The funds appropriated in this item shall only be available for the California Student Aid Commission's state operations activities.

2. Of the funds authorized in Schedule (1), $289,000 shall be available for the Student Expenses and Resources Survey. These funds shall be available one time only. *This funding shall not be available for expenditure until the commission has submitted the results of the 2002 SEARS survey to the Joint Legislative Budget Committee (JLBC) and the Department of Finance (DOF). The results of the 2003 SEARS survey shall be submitted to the JLBC and DOF by December 15, 2004.*

7980-101-0001—For local assistance, Student Aid Commission..... ~~672,923,000~~ *682,923,000*

Schedule:

(1) 15-Financial Aid Grants Program...~~696,642,000~~ *706,642,000*

(2) Reimbursements.....–14,238,000

(3) Amount payable from the Federal Trust Fund (Item 7980-101-0890). –9,481,000

Provisions:

1. Funds appropriated in Schedule (1) are for the 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 Sec-

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tion 69530) of Chapter 2 of Part 42 of the Education Code.

(b) Graduate fellowship renewal awards under former Article 9 (commencing with Section 69670) of Chapter 2 of Part 42 of the Education Code.

(c) Grants under Section 4709 of the Labor Code.

(d) California Student Opportunity and Access Program contract agreements under Article 4 (commencing with Section 69560) of Chapter 2 of Part 42 of the Education Code.

(e) The purchase of loan assumptions under Article 5 (commencing with Section 69612) of Chapter 2 of Part 42 of the Education Code. 7,700 warrants shall be issued to California students pursuant to the purchase of loan assumptions.

(f) The purchase of loan assumptions under Article 5.5 (commencing with Section 69618) of Chapter 2 of Part 42 of the Education Code.

(g) New and renewal Cal Grant awards.

2. If federal trust funds for the 2003–04 fiscal year exceed budgeted levels, the funds appropriated shall, to the extent allowable by federal law, be reduced on a dollar-for-dollar basis.

3. Eligibility for moneys appropriated by 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 whose income or family's gross income does not exceed $77,100 for the purposes of determining recipients for the 2003–04 award year.

4. Notwithstanding any other provision of law, the maximum award for new recipients attending private and independent institutions shall be $9,708; the Cal Grant B subsistence award for all recipients shall be $1,551; the maximum Cal Grant C award for all recipients shall be $2,592; and the Cal Grant C book and supply award for all recipients shall be $576.

5. Of the funds appropriated in Schedule (1), at least $8,567,000 in reimbursements from the federal Family Education Loan Program, administered by the Student Aid Commission as the State Student Loan Guarantee Agency, is for the purposes of the California Student Opportunity and Access Pro-

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gram to provide financial aid awareness and related outreach, consistent with Article 4 (commencing with Section 69560) of Chapter 2 of Part 342 of the Education Code and Section 1072b of Title 20 of the United States Code.

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 Section 69618 and following of the Education Code.

7980-101-0890—For local assistance, Student Aid Commission, for payment to Item 7980-101-0001, payable from the Federal Trust Fund 9,481,000

7980-495—Reversion, Student Aid Commission. The unencumbered balance as of June 30, 2003, 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 2002 (Ch. 379, Stats. 2002)

LABOR AND WORKFORCE DEVELOPMENT AGENCY

7100-001-0001—For support of Employment Development Department, for payment to Item 7100-001-0870..... 21,550,000

7100-001-0185—For support of Employment Development Department, for payment to Item 7100-001-0870, payable from the Employment Development Contingent Fund 18,032,000

Provisions:

1. Funds appropriated in this item are in lieu of the amounts that otherwise would have been appropriated for administration pursuant to Section 1586 of the Unemployment Insurance Code.
2. Notwithstanding the provisions of Item 9840-001-0494, the Director of Finance may authorize the creation of deficiencies pursuant to Section 11006 of the Government Code for the purposes of this item.
3. 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.

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7100-001-0514—For support of Employment Development Department, for payment to Item 7100-001-0870, payable from the Employment Training Fund 75,313,000

Provisions:

1. Notwithstanding subdivision (a) of Section 2.00 of this act, funds disencumbered from Employment Training Fund training contracts during 2003–04 that have not reverted as of July 1, 2003, are hereby appropriated for transfer to, and in augmentation of, this item for allocation by the Employment Training Panel for training contracts.
2. Any funds appropriated for the Employment Development Department, State-Local Cooperative Labor Market Information Program, if not expended by June 30, 2004, shall be made available to the Employment Training Fund for the purposes of funding job training contracts.

7100-001-0588—For support of Employment Development Department, for payment to Item 7100-001-0870, payable from the Unemployment Compensation Disability Fund..... 197,846,000

Provisions:

1. The Employment Development Department shall submit on October 1, 2003, and April 20, 2004, to the Department of Finance for its review and approval, an estimate of expenditures for both the current and budget years, 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

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pursuant to this provision are not subject to Section 28.00 of this act.

2. Notwithstanding the provisions of Item 9840-001-0988, the Director of Finance may authorize the creation of deficiencies pursuant to Section 11006 of the Government Code, for the purposes of 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 152,456,000

Schedule:

(1) 61-Workforce Investment Act (WIA) Program.....107,456,000

(2) 62-National Emergency Grant Program..... 45,000,000

Provisions:

1. Provision 1 of Item 7100-001-0588 also applies to this item.

2. The agency secretary responsible for oversight of the California Workforce Investment Board and the Employment Development Department, with the approval of the 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 California Workforce Investment Board, Federal Trust Fund, Item 7120-001-0890, to facilitate the implementation and operation of the Workforce Investment Act Program.

7100-001-0870—For support of Employment Development Department, payable from the Unemployment Administration Fund-Federal..... 554,221,000

Schedule:

(1) 10-Employment and Employment Related Services 210,612,023

(2) 21-Tax Collections and Benefit Payments .....~~745,010,977~~ *735,010,977*

(3) 22-California Unemployment Insurance Appeals Board 66,152,000

(4) 30.01-General Administration 46,955,000

(5) 30.02-Distributed General Administration.....–46,710,000

(6) 50-Employment Training Panel..... 70,498,000

(7) Reimbursements.....–25,040,000

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(8) Amount payable from the General Fund (Item 7100-001-0001).....–21,550,000

(9) Amount payable from the Employment Development Contingent Fund (Item 7100-001-0185).....–18,032,000

(10) Amount payable from the Employment Training Fund (Item 7100-001-0514).....–75,313,000

(11) Amount payable from the Unemployment Compensation Disability Fund (Item 7100-001-0588).... –197,846,000

(12) Amount payable from the Unemployment Fund—Federal (Item 7100-001-0871)..... ~~–199,414,000~~ *–189,414,000*

(13) Amount payable from the School Employees Fund (Item 7100-001-0908)..... –1,102,000

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 Employment Development Department, for payment to Item 7100-001-0870, payable from the Unemployment Fund—Federal..... ~~199,414,000~~ *189,414,000*

Provisions:

~~1. Of the amount appropriated in this item, up to $95 million shall be used to upgrade the department's computer system for the purpose of the expeditious payment of eligible claims and fraud detection.~~

1. (a) Of the funds appropriated in this item, $85,000,000 is set aside for the purposes of (i) redesigning the unemployment insurance continued claims system, (ii) improving the service levels at the unemployment insurance call centers, and (iii) preventing and detecting fraud within the unemployment insurance system. These funds shall be available for expenditure until June 30, 2007.

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(b) These moneys shall be expended in accordance with paragraph (2) of subdivision (c) of Section 1103 of Title IX of the federal Social Security Act (42 U.S.C. Sec. 1101 et seq.).

(c) Funds appropriated shall not be available until the Department of Finance has notified the Employment Development Department and the Joint Legislative Budget Committee of its approval of a feasibility study report for any single project.

(d) Notwithstanding the level of appropriation specified, expenditures for computer system upgrades shall not exceed the amounts approved by the Department of Finance in the related feasibility study reports.

7100-001-0908—For support of Employment Development Department, for payment to Item 7100-001-0870, payable from the School Employees Fund 1,102,000

Provisions:

1. Notwithstanding the provisions of Item 9840-001-0988, the Director of Finance may authorize the creation of deficiencies pursuant to Section 11006 of the Government Code, for the purposes of this item.
2. 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.
3. 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..... (15,193,000)

Provisions:

1. The unencumbered balance in the Employment Development Department Benefit Audit Fund as of June 30, 2004, shall be transferred to the General Fund.

7100-011-0185—For transfer by the Controller, upon order of the Director of Finance, from the Employment Development Contingent Fund, to the General Fund ..... (60,038,000)

Provisions:

1. Notwithstanding any other provision of law, the State Controller shall transfer to the General Fund the unencumbered balance, as determined by the

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Director of Finance, in the Employment Development Contingent Fund as of June 30, 2004.

7100-011-0890—For support of Employment Development Department, payable from the Federal Trust Fund, for transfer to the Unemployment Administration Fund—Federal ..... (554,221,000)

7100-021-0890—For support of Employment Development Department, payable from the Federal Trust Fund, for transfer to the Consolidated Work Program Fund..... (152,456,000)

7100-041-0890—For support of Employment Development Department, payable from the Federal Trust Fund, for transfer to the Unemployment Fund—Federal ..... ~~(199,414,000)~~ *(189,414,000)*

7100-101-0588—For local assistance, Employment Development Department, for Program 21—Tax collections and benefit payments, payable from the Unemployment Compensation Disability Fund 3,474,041,000

Provisions:

1. Notwithstanding Item 9840-001-0988, the Director of Finance may authorize the creation of deficiencies pursuant to Section 11006 of the Government Code for the purposes of 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. Provision 1 of Item 7100-001-0588 also applies to this item.

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..... 340,793,000

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 7,075,001,000

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.

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2. Provision 1 of Item 7100-001-0588 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 ..... (340,793,000)

7100-101-0908—For local assistance, Employment Development Department, for Program 21—Tax collections and benefit payments, payable from the School Employees Fund 96,193,000

Provisions:

1. Notwithstanding Item 9840-001-0988, the Director of Finance may authorize the creation of deficiencies pursuant to Section 11006 of the Government Code for the purposes of 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 1 of Item 7100-001-0588 also applies to this item.

7100-111-0890—For local assistance, Employment Development Department, payable from the Federal Trust Fund, for transfer to the Unemployment Fund—Federal .....(7,075,001,000)

7100-311-0690—For capital outlay, Employment Development Department. To prevent the loss of funds in the Employment Development Department Building Funds, 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, 2004, 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..... 4,578,000

Schedule:

(1) 10-California Workforce Investment Program 5,443,000

(2) Reimbursements..... –865,000

Provisions:

1. The secretary of the agency that is responsible for oversight of the Employment Development De-

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partment, 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.		
2. It is the intent of the Legislature that the California Workforce Investment Board provide a full-time project manager for the development of the redesigned performance-based accountability system. The project manager shall be independent of the project's prime contractor.		
7300-001-0001—For support of Agricultural Labor Relations Board		4,765,000
Schedule:		
(1) 10-Board Administration	2,060,000	
(2) 20-General Counsel Administration	2,705,000	
(3) 30.01-Administrative Services	302,000	
(4) 30.02-Distributed Administrative Services	–302,000	
7350-001-0001—For support of Department of Industrial Relations		63,041,000
Schedule:		
(1) 10-Regulation of Workers' Compensation Self-Insurance Plans	2,854,000	
(2) 20-Conciliation of Employer-Employee Disputes	2,105,000	
(3) 30-Workers' Compensation Administration	102,824,000	
(4) 35-Industrial Medical Council	3,486,000	
(5) 36-Commission on Health and Safety and Workers' Compensation	2,661,000	
(6) 40-Prevention of Industrial Injuries and Deaths of California Workers	79,191,000	
(7) 50-Enforcement and Promulgation of Laws Relating to Wages, Hours, and Conditions of Employment, and Licensing and Adjudication	41,820,000	
(8) 60-Promotion, Development, and Administration of Apprenticeship and Other On-the-Job Training	8,140,000	

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(9) 70-Labor Force Research and Data Dissemination	3,783,000
(10) 80-Payment of Claims, Wages, and Contingencies	812,000
(11) 94.01-Administration	21,761,000
(12) 94.02-Distributed Administration	–21,761,000
(13) Reimbursements	–3,783,000
(14) Amount payable from the Farmworkers Remedial Account (Item 7350-001-0023)	–102,000
(15) Amount payable from the Industrial Medicine Fund (Item 7350-001-0079)	–2,055,000
(16) Amount payable from the Cal-OSHA Targeted Inspection and Consultation Fund (Item 7350-001-0096)	–12,848,000
(17) Amount payable from the Workers' Compensation Managed Care Fund (Item 7350-001-0132)	–539,000
(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)	–102,271,000
(20) Amount payable from the Asbestos Consultant Certification Account (Item 7350-001-0368)	–334,000
(21) Amount payable from the Asbestos Training Approval Account (Item 7350-001-0369)	–234,000
(22) Amount payable from the Self-Insurance Plans Fund (Item 7350-001-0396)	–2,808,000
(23) Amount payable from the Elevator Safety Inspection Account (Item 7350-001-0452)	–12,169,000
(24) Amount payable from the Pressure Vessel Inspection Account (Item 7350-001-0453)	–3,784,000
(25) Amount payable from the Garment Manufacturers Special Account (Item 7350-001-0481)	–200,000

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(26) Amount payable from the Employment Training Fund (Item 7350-001-0514) ..... –2,947,000

(27) Amount payable from the Federal Trust Fund (Item 7350-001-0890).–28,875,000

(28) Amount payable from the Industrial Relations Unpaid Wage Fund (Item 7350-001-0913) ..... –1,029,000

(29) Amount payable from the Workers' Compensation Administration Revolving Fund (Item 7350-015-0223)..... –1,431,000

(30) Amount payable from the Industrial Relations Unpaid Wage Fund (Sec. 96.6, Labor Code) ..... –510,000

(31) Amount payable from the Electrician Certification Fund (Item 7350-001-3002) ..... –1,847,000

(32) Amount payable from the Permanent Amusement Ride Safety Inspection Fund (Item 7350-001-3003)..... –1,872,000

(33) Amount payable from the Garment Industry Regulations Fund (Item 7350-001-3004) ..... –2,352,000

(34) Amount payable from the Apprenticeship Training Contribution Fund (Item 7350-001-3022)..... –1,539,000

(35) Amount payable from the Workers' Occupational Safety and Health Education Fund (Item 7350-001-3030) ..... –1,052,000

Provisions:

1. The Industrial Welfare Commission shall conduct all meetings in Sacramento, to insure adequate funding despite the reductions in the commission's budget.

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

7350-001-0079—For support of Department of Industrial Relations, for payment to Item 7350-001-0001, payable from the Industrial Medicine Fund..... 2,055,000

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 12,848,000

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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	539,000
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.....	102,271,000
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 50 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.	
(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 chairperson of the committee in each house that considers 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.	

Item	Amount
7350-001-0368—For support of Department of Industrial Relations, for payment to Item 7350-001-0001, payable from the Asbestos Consultant Certification Account	334,000
7350-001-0369—For support of Department of Industrial Relations, for payment to Item 7350-001-0001, payable from the Asbestos Training Approval Account.	234,000
7350-001-0396—For support of Department of Industrial Relations, for payment to Item 7350-001-0001, payable from the Self-Insurance Plans Fund	2,808,000
7350-001-0452—For support of Department of Industrial Relations, for payment to Item 7350-001-0001, payable from the Elevator Safety Account	12,169,000
7350-001-0453—For support of Department of Industrial Relations, for payment to Item 7350-001-0001, payable from the Pressure Vessel Account	3,784,000
Provisions:	
1. The amount appropriated in this item includes revenues derived from the assessment of fines and penalties imposed as specified in Government Code Section 13332.18.	
7350-001-0481—For support of Department of Industrial Relations, for payment to Item 7350-001-0001, payable from the Garment Manufacturers Special Account	200,000
7350-001-0514—For support of Department of Industrial Relations, for payment to Item 7350-001-0001, payable from the Employment Training Fund	2,947,000
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, $2,947,000 from the Employment Training Fund shall be transferred by the State Controller to the Department of Industrial Relations for the support of the Division of Apprenticeship Standards.	
7350-001-0890—For support of Department of Industrial Relations, for payment to Item 7350-001-0001, payable from the Federal Trust Fund	28,875,000
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	1,029,000
Provisions:	
1. Notwithstanding any other provision of law, funds appropriated by this item shall be expended by the Department of Industrial Relations Division of	

Item	Amount
Labor Standards Enforcement to administer the Targeted Industries Partnership Program to increase enforcement and compliance in the agricultural, garment, and restaurant industries.	
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	1,847,000
7350-001-3003—For support of Department of Industrial Relations, for payment to Item 7350-001-0001, payable from the Permanent Amusement Ride Safety Inspection Fund	1,872,000
Provisions:	
1. Notwithstanding Provision 1 of Item 8350-001-3003 of the Budget Act of 2002 (Ch. 379, Stats. 2002), the General Fund loan in the amount of $875,000 provided to the Division of Occupational Safety and Health for initial startup of the Permanent Amusement Ride Safety Inspection Program shall be repaid to the General Fund no later than June 30, 2004. This loan shall be repaid with interest calculated at the rate earned by the Pooled Money Investment Account at the time of transfer.	
7350-001-3004—For support of Department of Industrial Relations, for payment to Item 7350-001-0001, payable from the Garment Industry Regulations Fund..	2,352,000
Provisions:	
1. Notwithstanding Provision 1 of Item 8350-001-3004 of the Budget Act of 2002 (Ch. 379, Stats. 2002), $1,097,000 of the General Fund loan provided to the Division of Labor Standards Enforcement for initial startup of the Garment Manufacturers Inspection Program shall be repaid to the General Fund no later than June 30, 2004. This loan shall be repaid with interest calculated at the rate earned by the Pooled Money Investment Account at the time of transfer.	
7350-001-3022—For support of Department of Industrial Relations, for payment to Item 7350-001-0001, payable from the Apprenticeship Training Contribution Fund	1,539,000

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7350-001-3030—For support of Department of Industrial Relations, for payment to Item 7350-001-0001, payable from the Worker's Occupational Safety and Health Education Fund	1,052,000
7350-011-0096—For transfer by the Controller, upon order of the Director of Finance, from the Cal-OSHA Targeted Inspection and Consultation Fund to the General Fund.....	(2,000,000)
Provisions:	
1. The amount transferred in this item is a loan to the General Fund. This loan shall be repaid with interest calculated at the rate earned by the Pooled Money Investment Account at the time of the transfer. Principle and interest on the loan shall be repaid in full no later than June 30, 2005. It is the intent of the Legislature that repayment be made so as to ensure that the programs supported by this fund are not adversely affected by the loan through reduction in service or increased fees.	
7350-011-3022—For transfer by the Controller, upon order of the Director of Finance, from the Apprenticeship Training Contribution Fund to the General Fund	(1,400,000)
Provisions:	
1. Notwithstanding Labor Code Section 1777.5(m)(2), $1,400,000 of the reserve balance in the Apprenticeship Training Contribution Fund may be transferred to the General Fund.	
7350-015-0223—For support of Department of Industrial Relations, for payment to Item 7350-001-0001, payable from the Workers' Compensation Administration Revolving Fund	1,431,000
7350-295-0001—For local assistance, Department of Industrial Relations, 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	2,000
Schedule:	
(1) 98.01.117.189-Peace Officer's Cancer Presumption (Ch. 1171, Stats. 1989)..... 1,000	
(2) 98.01.156.882-Firefighter's Cancer Presumption (Ch. 1568, Stats. 1982)..... 1,000	

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(3) 98.01.999.001-Personal alarm devices (8 Cal. Code Regs. Sec. 3401(c))..... 0

(4) 98.01.999.002-Structural and wildland firefighter safety clothing and equipment (8 Cal. Code Regs. Secs. 3401 to 3410, incl.)..... 0

Provisions:

1. Except as provided in Provision 2 of this item, allocations of funds appropriated in this item to the appropriate local entities shall be made by the State 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. If any of the scheduled amounts are insufficient to provide full reimbursement of costs, the State Controller may, upon notification of 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 chairperson of the committee in each house that considers appropriations and the Chairperson of the Joint Legislative Budget Committee or his or her designee.
3. 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 2003–04 fiscal year:
   (3) Personal alarm devices (8 Cal. Code Regs. Sec. 3401(c)).
   (4) Structural and wildland firefighter safety clothing and equipment (8 Cal. Code Regs. Secs. 3401 to 3410, incl.).

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GENERAL GOVERNMENT		
8100-001-0001—For support of Office of Criminal Justice Planning		~~9,324,000~~ *4,794,000*
Schedule:		
(1) 20.01-Administration	~~3,833,000~~ *1,917,000*	
(2) 20.02-Distributed Administration	~~−3,833,000~~ *−1,917,000*	
(3) 50-Criminal Justice Projects	~~11,816,000~~ *6,365,000*	
(4) 51-California Antiterrorism Information Center	~~6,700,000~~ *3,350,000*	
(5) Reimbursements	~~−310,000~~ *−155,000*	
(6) Amount payable from the Local Public Prosecutors and Public Defenders Training Fund (Item 8100-001-0241)	~~−72,000~~ *−36,000*	
(7) Amount payable from the Victim Witness Assistance Fund (Item 8100-001-0425)	~~−1,564,000~~ *−782,000*	
(8) Amount payable from the High Technology Theft Apprehension and Prosecution Program Trust Fund (Item 8100-001-0597)	~~−767,000~~ *−384,000*	
(9) Amount payable from the Federal Trust Fund (Item 8100-001-0890)	~~−6,479,000~~ *−3,564,000*	

Provisions:

1. The funds appropriated in Schedule (4) shall be used to continue and expand funding for the California Antiterrorism Information Center Program, which shall provide investigative assistance to local and federal law enforcement agencies, provide intelligence gathering and data analysis, and create and maintain a statewide informational database to analyze and distribute information related to terrorist activities. The OCJP shall allocate

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funds to the Department of Justice for these purposes upon the request of the Department of Justice.	
2. It is the intent of the Legislature that the General Fund shall be reimbursed from future allocations of federal security-related funds that may be used for the purposes described in this item.	
8100-001-0241—For support of Office of Criminal Justice Planning, for payment to Item 8100-001-0001, payable from the Local Public Prosecutors and Public Defenders Training Fund.....	~~72,000~~ *36,000*
Provisions:	
1. Notwithstanding any other provision of law restricting the costs of administering individual programs, the full amount of this appropriation may be used by the Office of Criminal Justice Planning for administrative costs.	
8100-001-0425—For support of Office of Criminal Justice Planning, for payment to Item 8100-001-0001, payable from the Victim Witness Assistance Fund..	~~1,564,000~~ *782,000*
8100-001-0597—For support of Office of Criminal Justice Planning, for payment to Item 8100-001-0001, payable from the High Technology Theft Apprehension and Prosecution Program Trust Fund	~~767,000~~ *384,000*
Provisions:	
1. Funds appropriated in this item are for the High Technology Theft Apprehension and Prosecution Program, as established by Chapter 5.7 (commencing with Section 13848) of Title 6 of Part 4 of the Penal Code, as amended by Chapter 555, Statutes of 1998, and shall be deposited in the High Technology Theft Apprehension and Prosecution Program Trust Fund, established pursuant to Section 13848.4 of the Penal Code.	
8100-001-0890—For support of Office of Criminal Justice Planning, for payment to Item 8100-001-0001, payable from the Federal Trust Fund.....	~~6,479,000~~ *3,564,000*
8100-012-0001—For transfer by the Controller to the High Technology Theft Apprehension and Prosecution Program Trust Fund.....	~~731,000~~ *366,000*

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Provisions:		
1. Funds appropriated in this item are for the High Technology Theft Apprehension and Prosecution Program, as established by Chapter 5.7 (commencing with Section 13848) of Title 6 of Part 4 of the Penal Code, as amended by Chapter 555, Statutes of 1998, and shall be deposited in the High Technology Theft Apprehension and Prosecution Program Trust Fund, established pursuant to Section 13848.4 of the Penal Code.		
8100-012-0890—For transfer by the Controller from the Federal Trust Fund to the High Technology Theft Apprehension and Prosecution Program Trust Fund.		~~36,000~~ *18,000*
Provisions:		
1. Funds appropriated in this item are for the High Technology Theft Apprehension and Prosecution Program established by Chapter 5.7 (commencing with Section 13848) of Title 6 of Part 4 of the Penal Code, and shall be deposited in the High Technology Theft Apprehension and Prosecution Program Trust Fund, established pursuant to Section 13848.4 of the Penal Code.		
8100-101-0001—For local assistance, Office of Criminal Justice Planning.....		~~18,143,000~~ *13,825,000*
Schedule:		
(1) 50.20.102-Victims Legal Resources Center	~~41,000~~ *21,000*	
(1.5) 50.20.151-Domestic Violence Program	~~730,000~~ *365,000*	
(2) 50.20.152-Family Violence Prevention.....	~~50,000~~ *25,000*	
(3) 50.20.301-Rape Crisis Program	~~50,000~~ *25,000*	
(4) 50.20.351-Homeless Youth Project.	~~396,000~~ *198,000*	
(5) 50.20.352-Youth Emergency Telephone Referral	~~127,000~~ *64,000*	
(6) 50.20.354-Child Sexual Abuse Prevention and Training	~~302,000~~ *151,000*	

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(7) 50.30.501-California Community Crime Resistance Program, to be allocated pursuant to Chapter 5 (commencing with Section 13840) of Title 6 of Part 4 of the Penal Code	~~231,000~~ *116,000*
(8) 50.30.502-War on Methamphetamine	*4,750,000*
(8.5) 50.30.503-Vertical Prosecution Block Grants	~~8,176,000~~ *4,088,000*
(9) 50.30.511-California Career Criminal Apprehension Program	~~866,000~~ *433,000*
(12) 50.30.514-Serious Habitual Offender	~~137,000~~ *69,000*
(16) 50.30.522-Evidentiary Medical Training	~~648,000~~ *324,000*
(17) 50.30.525-Child Justice Act	~~75,000~~ *38,000*
(18) 50.30.531-Vertical Defense	~~172,000~~ *86,000*
(19) 50.30.541-Public Prosecutors and Public Defenders	~~8,000~~ *4,000*
(20) 50.30.651-Suppression of Drug Abuse in Schools Program	~~2,416,000~~ *1,208,000*
(21) 50.30.661-California Gang Violence Suppression Program	~~3,058,000~~ *1,529,000*
(22) 50.30.672-Multi-Agency Gang Enforcement Consortium	~~93,000~~ *47,000*
(23) 50.30.815-Rural Crime Prevention Program	~~3,341,000~~ *1,671,000*
(24) Reimbursements	~~−2,774,000~~ *−1,387,000*

Provisions:

1. Notwithstanding any other provision of law, the Office of Criminal Justice Planning may provide advance payment of up to 25 percent of grant funds awarded to community-based, nonprofit or-

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ganizations, cities, school districts, counties, and other units of local government that have demonstrated cashflow problems according to the criteria set forth by the Office of Criminal Justice Planning.

2. To maximize the use of program funds and demonstrate the commitment of the grantees to program objectives, the Office of Criminal Justice Planning shall require all grantees for funds from the Gang Violence Suppression-Curfew Enforcement Strategy program to provide local matching funds of at least 10 percent for the first and each subsequent year of operation. This match requirement applies to each agency that is to receive grant funds. An agency may meet its match requirements with an in-kind match, if approved by the Office of Criminal Justice Planning.

3. The Office of Criminal Justice Planning (OCJP) shall, at a minimum, maintain all matching federal discretionary funds for the Homeless Youth Project and the Youth Telephone Emergency Referral for at least this budget year to allow the contracting agencies to secure other stable funding sources. In addition, the OCJP shall work cooperatively to sustain these programs at or above current levels.

4. To be eligible for funding from Schedule 8 of this item, an agency must show the existence of a drug-endangered children program that includes, but is not limited to, the following: (a) protocols for a multi-agency response to cases involving drug-endangered children; (b) a multi-agency team consisting of law enforcement, prosecution and health or children's services personnel to respond to drug endangered child cases; (c) coordinated medical treatment and family services for drug-endangered children under the direction of a child services worker; and (d) written policies and standards for response to a narcotics crime scene where a child is present or when there is evidence that a child lives at the scene.

5. The Office of Criminal Justice Planning shall establish a fair and equitable formula for distribution of the Vertical Prosecution Block Grant and shall report to the Legislature on the distribution formula by October 1, 2003.

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8100-101-0241—For local assistance, Office of Criminal Justice Planning, payable from the Local Public Prosecutors and Public Defenders Training Fund		~~792,000~~ *396,000*
Schedule:		
(1) 50.30.541-Public Prosecutors and Public Defenders.....	~~792,000~~ *396,000*	
Provisions:		
1. Notwithstanding any other provision of law, the Office of Criminal Justice Planning may provide advance payment of up to 25 percent of grant funds awarded to community-based, nonprofit organizations, cities, school districts, counties, and other units of local government that have demonstrated cashflow problems according to the criteria set forth by the Office of Criminal Justice Planning.		
8100-101-0425—For local assistance, Office of Criminal Justice Planning, payable from the Victim Witness Assistance Fund		~~15,519,000~~ *7,760,000*
Schedule:		
(1) 50.20.101-Victim-Witness Assistance Program.....	~~10,871,000~~ *5,436,000*	
(2) 50.20.301-Rape Crisis Program	~~3,670,000~~ *1,835,000*	
(3) 50.20.353-Child Sexual Abuse and Exploitation Program	~~978,000~~ *489,000*	
Provisions:		
1. Notwithstanding any other provision of law, the Office of Criminal Justice Planning may provide advance payment of up to 25 percent of grant funds awarded to community-based, nonprofit organizations, cities, school districts, counties, and other units of local government that have demonstrated cashflow problems according to the criteria set forth by the Office of Criminal Justice Planning.		
8100-101-0597—For local assistance, Office of Criminal Justice Planning, payable from the High Technology Theft Apprehension and Prosecution Program Trust Fund		~~13,518,000~~ *6,759,000*

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Schedule:

(1) 50.30.562-High Technology Theft Apprehension and Prosecution Program..... ~~13,518,000~~ *6,759,000*

Provisions:

1. Funds appropriated in this item are for the High Technology Theft Apprehension and Prosecution Program, as established by Chapter 5.7 (commencing with Section 13848) of Title 6 of Part 4 of the Penal Code, as amended by Chapter 555, Statutes of 1998, and shall be deposited in the High Technology Theft Apprehension and Prosecution Program Trust Fund, established pursuant to Section 13848.4 of the Penal Code.
2. All grantees receiving funds appropriated in this item shall be required to provide matching funds equal to 25 percent of the amount of grant funding received by them from the High Technology Theft Apprehension and Prosecution Program Trust Fund.

8100-101-0890—For local assistance, Office of Criminal Justice Planning, payable from the Federal Trust Fund ..... ~~170,630,000~~ *84,995,000*

Schedule:

(.5) 50.20.151-Domestic Violence Program..... ~~8,751,000~~ *4,376,000*

(1) 50.20.161-Violence Against Women Act..... ~~12,990,000~~ *6,495,000*

(2) 50.20.171-Rural Domestic Violence/Child Victimization ..... ~~571,000~~ *286,000*

(3) 50.20.302-Rape Prevention..... ~~5,571,000~~ *2,786,000*

(4) 50.20.451-Victims of Crime Act (VOCA) ..... ~~40,698,000~~ *20,349,000*

(5) 50.30.523-Forensic Sciences Improvement Act ..... ~~358,000~~ *179,000*

(6) 50.30.525-Child Justice Act..... ~~1,775,000~~ *888,000*

Item	Amount
(7) 50.30.550-Byrne State/Local Law Enforcement Assistance	~~52,118,000~~ *26,059,000*
(8) 50.30.555-Residential Substance Abuse Treatment	~~9,135,000~~ *4,568,000*
(9) 50.30.556-Local Law Enforcement Block Grants	~~882,000~~ *441,000*
(10) 50.30.559-Peace Officer Protective Equipment	~~1,275,000~~ *638,000*
(11) 50.30.661-Gang Violence Suppression Program	~~1,005,000~~ *503,000*
(12) 50.30.701-Juvenile Justice and Delinquency Prevention	~~6,060,000~~ *3,030,000*
(13) 50.30.703-Community Delinquency Prevention Program	~~5,002,000~~ *2,501,000*
(14) 50.30.705-Juvenile Accountability Incentive	~~21,769,000~~ *10,885,000*
(15) 50.30.706-Juvenile Justice—Project Challenge	~~1,114,000~~ *557,000*
(16) 50.30.910-Unallocated Redirection from State Operations	~~1,556,000~~ *454,000*

Provisions:

1. Notwithstanding any other provision of law, the Office of Criminal Justice Planning may provide advance payment of up to 25 percent of grant funds awarded to community-based, nonprofit organizations, cities, school districts, counties, and other units of local government that have demonstrated cashflow problems according to the criteria set forth by the Office of Criminal Justice Planning.
2. Of the funds appropriated in this item, $224,000 of the amount allocated for the Victims of Crime Act program (50.20.451) shall be provided for support of the Office of Victims Services within the Department of Justice.

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8100-112-0001—For transfer by the Controller to the High Technology Theft Apprehension and Prosecution Program Trust Fund ..... ~~13,300,000~~ *6,650,000*

Provisions:

1. Funds appropriated in this item are for the High Technology Theft Apprehension and Prosecution Program, as established by Chapter 5.7 (commencing with Section 13848) of Title 6 of Part 4 of the Penal Code, as amended by Chapter 555 of the Statutes of 1998, and shall be deposited in the High Technology Theft Apprehension and Prosecution Program Trust Fund, established pursuant to Section 13848.4 of the Penal Code.

8100-112-0890—For transfer by the Controller from the Federal Trust Fund to the High Technology Theft Apprehension and Prosecution Program Trust Fund. ~~218,000~~ *109,000*

Provisions:

1. Funds appropriated in this item are for the High Technology Theft Apprehension and Prosecution Program established by Chapter 5.7 (commencing with Section 13848) of Title 6 of Part 4 of the Penal Code, and shall be deposited in the High Technology Theft Apprehension and Prosecution Program Trust Fund, established pursuant to Section 13848.4 of the Penal Code.

8100-295-0001—For local assistance, Office of Criminal Justice Planning, 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 2,000

Schedule:

(1) 98.01.124.992-Threats Against Peace Officers (Ch. 1249, Stats. 1992, and Ch. 666, Stats. 1995) ... 1,000

(2) 98.01.041.195-Crime Victims' Rights (Ch. 411, Stats. 1995) 1,000

Provisions:

1. Except as provided in Provision 2 of this item, allocations of funds provided in this item to the appropriate local entities shall be made by the State Controller in accordance with the provisions of each statute or executive order that mandates the

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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. If any of the scheduled amounts are insufficient to provide full reimbursement of costs, the State 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 chairperson of the committee in each house which considers appropriation and the Chairperson of the Joint Legislative Budget Committee or his or her designee.

8120-001-0268—For support of Commission on Peace Officer Standards and Training, payable from the Peace Officers' Training Fund 12,374,000

Schedule:

(1) 10-Standards 6,682,000
(2) 20-Training 21,618,000
(3) 40.01-Administration 5,023,000
(4) 40.02-Distributed Administration ... –5,023,000
(5) Reimbursements ..... –1,259,000
(6) Amount payable from the Peace Officers' Training Fund (Item 8120-011-0268) .....–13,111,000
(7) Amount payable from the Peace Officers' Training Fund (Item 8120-012-0268) ..... –1,556,000

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 13,111,000

Provisions:

1. Funds appropriated in this item are to be used for contractual services in support of local training programs, pursuant to Section 13503(c) of the Penal Code.

Item	Amount
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
Provisions:	
1. The funds appropriated in this item are to be used for implementation 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 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.	
8120-101-0268—For local assistance, Commission on Peace Officer Standards and Training, Program 30, for allocation to cities, counties, and cities and counties pursuant to Section 13523 of the Penal Code, payable from the Peace Officers' Training Fund	25,500,000
1. Funds may be transferred between this item and Item 8120-011-0268 to meet the needs of local training programs.	
2. 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 Peace Officers' Training Fund that is in addition to the revenue appropriated by this item, not sooner than 30 days after written notification to the chairpersons of the respective fiscal committees and the Chairperson of the Joint Legislative Budget Committee or his or her designee.	
8120-102-0268—For local assistance, Commission on Peace Officer Standards and Training, Program 30, payable from the Peace Officers' Training Fund	444,000
Provisions:	
1. Funds appropriated in this item are to be used for implementation 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	

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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.

8120-295-0001—For local assistance, the Commission on Peace Officer Standards and Training, 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 1,000

Schedule:

(1) 98.01.012.693-Law Enforcement Sexual Harassment Training (Ch. 126, Stats. 1993) 0

(2) 98.01.024.695—Domestic Violence Arrest Policies and Standards (Ch. 246, Stats. 1995) 1,000

(3) 98.01.044.497-Elder Abuse Law Enforcement Training (Ch. 444, Stats. 1997) 0

Provisions:

1. Except as provided in Provision 2, allocations of funds provided in this item to the appropriate local entities shall be made by the State 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 mandate 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. 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

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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 chairperson of the committee in each house which considers appropriations and the Chairperson of the Joint Legislative Budget Committee or his or her designee.

3. Pursuant to Section 17581 of the Government Code, mandates identified in the appropriation schedule of this item with an appropriation of $0 and include in the language of this provision are specifically identified by the Legislature for suspension during the 2003–04 fiscal year:
   (a) Elder Abuse, Law Enforcement Training (Ch. 444, Stats. 1997).
   (b) Law Enforcement Sexual Harassment Training (Ch. 126, Stats. 1993).

8140-001-0001—For support of State Public Defender.. 11,038,000

Schedule:

(1) 10-State Public Defender..... 11,038,000

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 counties for costs of homicide trials, for payment by the State Controller 5,000,000

Provisions:

1. This item is for payment to counties for costs of homicide trials pursuant to Sections 15201 to 15203, inclusive, of the Government Code, provided that expenditures made under this item shall be charged to the fiscal year in which the warrant is issued by the Controller.
2. The Controller shall reimburse counties for reasonable and necessary expenses incurred pursuant to Section 15202 of the Government Code except that reimbursements to a county shall not exceed: (a) for attorney services, an hourly rate equal to that county's average hourly cost for public defenders, the hourly rate paid to appointed counsel, or the hourly rate charged state agencies by the Attorney General for attorney services, whichever rate is less; (b) for investigators, an hourly rate equal to that county's average hourly cost for

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county-employed investigators or the hourly rate charged state agencies by the Attorney General for investigators, whichever rate is less; and (c) for expert witnesses, the hourly rate that the county generally pays for these services.

3. Notwithstanding any other provision of law, funds appropriated in this item shall be available for reimbursement of 100 percent of the costs incurred by the County of Stanislaus for the homicide trial of People v. Scott Peterson.

8260-001-0001—For support of California Arts Council ..... ~~2,032,000~~ *750,000*

~~Schedule:~~

~~(1) 05-Arts in Education ..... 317,000~~

~~(2) 10-Artists in Residence ..... 645,000~~

~~(3) 20-Organizational Support Grants .. 1,429,000~~

~~(4) 25-Performing Arts Touring/ Presenting Program ..... 241,000~~

~~(5) 30-Special Initiatives Program ..... 133,000~~

~~(6) 40-Statewide Projects ..... 384,000~~

~~(7) 50.01-Administration ..... 1,279,000~~

~~(8) 50.02-Distributed Administration ... –1,279,000~~

~~(9) Reimbursements ..... –197,000~~

~~(10) Amount payable from the Graphic Design License Plate Account (Item 8260-001-0078) ..... –303,000~~

~~(11) Amount payable from the Federal Trust Fund (Item 8260-001-0890). –617,000~~

~~8260-001-0078—For support of California Arts Council, for payment to Item 8260-001-0001, payable from the Graphic Design License Plate Account ..... 303,000~~

~~8260-001-0890—For support of California Arts Council, for payment to Item 8260-001-0001, payable from the Federal Trust Fund ..... 617,000~~

~~8260-101-0001—For local assistance, California Arts Council, for grants and subventions ..... 8,067,000~~

~~Schedule:~~

~~(1) 05-Arts in Education ..... 3,575,000~~

~~(2) 10-Artists in Residence ..... 982,000~~

~~(3) 20-Organizational Support Grants .. 3,033,000~~

~~(4) 25-Performing Arts Touring/ Presenting Program ..... 170,000~~

~~(6) 40-Statewide Projects ..... 932,000~~

~~(8) Reimbursements ..... –50,000~~

Item	Amount
~~(9) Amount payable from the Graphic Design License Plate Account (Item 8260-101-0078)~~	~~–575,000~~
~~Provisions:~~	
~~1. Funds appropriated for the Small- and Mid-size Organizations element and the Large Budget Organizations element of the Organizational Grants program shall not be expended unless the grant recipient provides at least a dollar-for-dollar cash match. No matching funds shall be required for grants to individual artists or for technical assistance.~~	
~~2. Grant funds may be provided to arts organizations through a fiscal intermediary as approved by the California Arts Council.~~	
~~3. Of the funds appropriated in Schedule (3), 50 percent shall be used for the Multicultural Arts Development Program. These funds shall be used for culturally specific organizations or artists who have a demonstrated commitment to cultural arts.~~	
~~8260-101-0078—For local assistance, California Arts Council, for payment to Item 8260-101-0001, payable from the Graphic Design License Plate Account~~	~~575,000~~
~~8260-101-0890—For local assistance, California Arts Council, payable from the Federal Trust Fund~~	~~170,000~~
~~Provisions:~~	
~~1. Any organization applying for a grant under the Large Budget Organizations element of the Organizational Grants program may not receive a grant under the Small- and Mid-size Organizations element of the Organizational Grants program.~~	
~~2. Any organization applying for a grant under the Small- and Mid-size Organizations element of the Organizational Grants program may not receive a grant under the Large Budget Organizations element of the Organizational Grants program.~~	
~~3. Funds appropriated for the Small- and Mid-size Organizations element and the Large Budget Organizations element of the Organizational Grants program shall not be expended unless the grant recipient provides at least a dollar-for-dollar cash match. No matching funds shall be required for grants to individual artists or for technical assistance.~~	

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~~4. Grant funds may be provided to arts organizations through a fiscal intermediary as approved by the California Arts Council.~~

~~8260-102-0001—For local assistance, California Arts Council ..... 1,500,000~~

~~Schedule:~~

~~(1) 70-Cultural Institutions Program .... 1,500,000~~

~~Provisions:~~

~~1. The amount appropriated in Schedule (1) is for allocation to the Simon Wiesenthal Center, Museum of Tolerance to provide teacher training on tolerance and diversity to California educators in K–12 public schools. In making this appropriation, it is the intent of the Legislature to establish an ongoing system of local assistance for the Simon Wiesenthal Center, Museum of Tolerance.~~

~~2. For purposes of this item, teacher training on tolerance and diversity may include programs designed to: (a) build greater awareness among educators about issues of tolerance and diversity; (b) expose working professionals to the dynamics of prejudice and discrimination that impede effective learning and threaten school safety; (c) provide a broad range of multicultural viewpoints which may influence their relationship with coworkers, parents and pupils; (d) explore ways of integrating the teaching of tolerance into the curriculum and infusing it into the ethos of the school community; and (e) acquaint educators with the facilities and resources available at the Museum of Tolerance and the Simon Wiesenthal Center which can serve their needs.~~

8260-490—Reappropriation, California Arts Council. 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 and expenditure until June 30, 2004.

0001—General Fund

(1) Item 8260-103-001 of the Budget Act of 2000 (Ch. 52, Stats. 2000). The legislative appropriation granted to ''The Wall-Las Memorias'' Project in Item 8260-103-0001, Budget Act of 2000 (Ch. 52, Stats. 2000) and the contract with the California Arts Council (Contract Number CIP-00-024) shall be extended until June 30, 2004.

Item	Amount
(2) Item 8260-103-0001 of the Budget Act of 1999 (Ch. 50, Stats. 1999). Notwithstanding Provision 3 (a) of Item 8260-103-0001 of Section 2.00 of the Budget Act of 1999 (Ch. 50, Stats. 1999), funds appropriated to the San Francisco Mexican Museum are hereby reappropriated for the purpose of allowing the San Francisco Mexican Museum to enhance its programs.	
(3) Item 8260-103-0001 of the Budget Act of 2000 (Ch. 52, Stats. 2000). The appropriation granted to the Bayview Opera House in Item 8260-103-0001, Budget Act of 2000 (Ch. 52, Stats. 2000) and the contract with the California Arts Council (CIP-00-007) shall be extended until June 30, 2005.	
8320-001-0001—For support of Public Employment Relations Board	4,328,000
Schedule:	
(1) 11-Public Employment Relations ... 4,340,000	
(2) Reimbursements ... −12,000	
8380-001-0001—For support of Department of Personnel Administration	16,573,000
Schedule:	
(1) 10-Policy Operations ... 5,086,000	
(2) 20-Labor Relations ... 9,126,000	
(3) 25-Legal ... 5,922,000	
(4) 40.01-Administration ... 4,343,000	
(5) 40.02-Distributed Administration ... −4,343,000	
(6) 54-Benefits Administration ... 18,428,000	
(7) 56-Training and Development ... 4,294,000	
(8) Reimbursements ... −17,264,000	
(9) Amount payable from the Flexelect Benefit Fund (Item 8380-001-0821) ... −1,183,000	
(10) Amount payable from the Deferred Compensation Plan Fund (Item 8380-001-0915) ... −7,836,000	
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	7,836,000
8380-004-0001—For support of Department of Personnel Administration	30,381,000

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Schedule:

(1) 54-Benefits Administration 30,381,000

Provisions:

~~1. Notwithstanding subdivision (a) of Section 2.00 of this act, the~~

1. The funds appropriated in this item are available for expenditure until January 1, 2005.

~~2. The funds appropriated in this item are exclusively for the benefit of employees who live in a rural area and who are otherwise eligible and shall not be disbursed for the benefit of eligible annuitants.~~

8380-490—Reappropriation, Department of Personnel Administration. Notwithstanding any other provisions of law, as of June 30, 2003, the balance of the appropriation provided in the following citation is reappropriated for purposes provided for in that appropriation and shall be available for encumbrance and expenditure until June 30, 2004:

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) and Item 8380-490, Budget Act of 2002 (Ch. 379, Stats. 2002)

8385-001-0001—For support of California Citizens Compensation Commission, Program 10 16,000

8500-001-0152—For support of Board of Chiropractic Examiners, payable from the State Board of Chiropractic Examiners Fund 2,306,000

Schedule:

(1) 10-Board of Chiropractic Examiners 2,347,000

(2) Reimbursements ..... –41,000

Provisions:

1. The amount appropriated in this item may include revenues derived from the assessment of fines and penalties imposed as specified in Government Code Section 13332.18.

8500-011-0152—For transfer by the Controller, upon order of the Director of Finance, from the State Board of Chiropractic Examiners Fund to the General Fund (4,000,000)

Provisions:

1. The transfer made by this item is a loan to the General Fund. This loan shall be repaid with interest calculated at the rate earned by the Pooled Money Investment Account at the time of the

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transfer. It is the intent of the Legislature that repayment be made so as to ensure that the programs supported by this fund are not adversely affected by the loan through reduction in service or through increased fees.

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 1,203,000

Schedule:

(1) 10.01-Support 564,000

(2) 10.02-Training..... 639,000

Provisions:

1. The amount appropriated in this item may include revenues derived from the assessment of fines and penalties imposed as specified in Government Code Section 13332.18.

8550-001-0191—For support of California Horse Racing Board, payable from the Fair and Exposition Fund 8,216,000

Schedule:

(1) 10-California Horse Racing Board. 8,484,000

(2) Amount payable from the Racetrack Security Account, Special Deposit Fund (Item 8550-001-0942)..... –268,000

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 268,000

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, 2004 ..... (2,000,000)

8570-001-0001—For support of Department of Food and Agriculture 59,270,000

Schedule:

(1) 11-Agricultural Plant and Animal, Pest and Disease Prevention.....108,100,000

(2) 21-Marketing, Commodities, and Agricultural Services..... 39,756,000

(3) 31-Assistance to Fairs and County Agricultural Activities 3,757,000

(4) 41.01-Executive, Management, and Administrative Services..... 12,155,000

Item	Amount
(5) 41.02-Distributed Executive, Management, and Administrative Services	–11,223,000
(6) Reimbursements	–7,065,000
(7) Amount payable from the Department of Agriculture Account, Department of Agriculture Fund (Item 8570-001-0111)	–12,415,000
(8) Amount payable from the Fair and Exposition Fund (Item 8570-001-0191)	–3,658,000
(9) Amount payable from the Harbors and Watercraft Revolving Fund (Item 8570-001-0516)	–1,171,000
(10) Amount payable from the Agriculture Building Fund (Item 8570-001-0601)	–1,377,000
(11) Amount payable from the Federal Trust Fund (Item 8570-001-0890)	–66,807,000
(12) Amount payable from the Agricultural Pest Control Research Account (Item 8570-011-0112)	–5,000
(13) Amount payable from the Satellite Wagering Account (Item 8570-012-0192)	–777,000

Provisions:

1. Funds appropriated to Schedule (1) from Item 8570-001-0111 are in lieu of the appropriation provided by subdivision (b) of Section 224 of the Food and Agricultural Code for emergency detection, eradication, or research of agricultural plant or animal pests or diseases. Any unencumbered balance of these funds shall be available for transfer to local assistance for payment to counties during the 2003–04 fiscal year, as provided in subdivision (c) of Section 224 of the Food and Agricultural Code. In addition, notwithstanding any other provision of law, up to an additional $800,000 of the funds appropriated pursuant to subdivision (c) of Section 224 of the Food and Agricultural Code shall be available for use by the Department of Food and Agriculture for emergency projects to augment Schedule (1) of this item. The Secretary of Food and Agriculture may expend the funds identified in this provision with the approval of the Director of Finance. The funds

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that are so appropriated are not subject to Section 26.00, 27.00, 28.00, or 28.50 of this act.

2. Funds appropriated from Item 8570-001-0111 are in lieu of the appropriation provided by subdivision (a) of Section 224 of the Food and Agricultural Code. In addition, notwithstanding any other provision of law, of the funds appropriated pursuant to subdivision (c) of Section 224 of the Food and Agricultural Code, $650,000 shall be available for use by the Department of Food and Agriculture for departmental overhead expenses.

3. Notwithstanding any other provision of law, of the funds appropriated pursuant to subdivision (c) of Section 224 of the Food and Agricultural Code, $179,000 shall be available for use by the Department of Food and Agriculture for the County/State Liaison Director. The Secretary of Food and Agriculture may augment Schedule (3) of this item with the approval of the Director of Finance. The funds that are so appropriated are not subject to Section 26.00, 27.00, 28.00, or 28.50 of this act.

4. New and renewed county work plans for red imported fire ant eradication may include subcontracting relationships with private entities if the county board of supervisors determines by resolution that a subcontracting relationship is both effective and cost-efficient and the secretary finds that approval of the subcontracting relationship will not compromise program goals, such as consistency, authority, accountability, oversight, efficacy, safety, timeliness, and overall program costs.

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 12,415,000

Provisions:

1. The amount appropriated in this item includes revenues derived from the assessment of fines and penalties imposed as specified in Government Code Section 13332.18.

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..... 3,658,000

Item	Amount
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	1,171,000
8570-001-0601—For support of Department of Food and Agriculture, for payment to Item 8570-001-0001, payable from the Agriculture Building Fund	1,377,000
Provisions:	
1. Funds appropriated in this item are in lieu of the appropriation made by Section 624 of the Food and Agricultural Code.	
8570-001-0890—For support of Department of Food and Agriculture, for payment to Item 8570-001-0001, payable from the Federal Trust Fund	66,807,000
Provisions:	
1. The Department of Finance may authorize the augmentation of this item in an amount not to exceed a cumulative total of $1,500,000. Any augmentation pursuant to this provision shall be made only if the Department of Food and Agriculture has a valid federal contract or grant. These funds shall not be used for state or federal cooperative fruit fly eradication projects. The augmentations pursuant to this authority are not subject to Section 26.00 or 28.00 of this act.	
8570-002-0001—For support of Department of Food and Agriculture, Program 11, for sterile medfly release program in the Los Angeles Basin	8,909,000
8570-003-0001—For support of Department of Food and Agriculture, for rental payments on lease-revenue bonds	1,577,000
Schedule:	
(1) Base Rental and Fees 1,608,000	
(2) Insurance 12,000	
(3) Reimbursements ..... –43,000	
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.	
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 Agriculture Fund	40,000

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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.

8570-003-0601—For support of Department of Food and Agriculture, for rental payments on lease-revenue bonds, payable from the Agriculture Building Fund 229,000

Schedule:

(1) Base Rental..... 228,000

(2) Insurance 1,000

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.

8570-004-0001—For transfer by the Controller to the Pierce's Disease Management Account..... 6,408,000

Provisions:

1. Of the funds appropriated in this item, $6,408,000 shall be deposited in the Pierce's Disease Management Account in the Food and Agricultural Fund and shall be available for expenditure without regard to fiscal year for the purpose of combating Pierce's disease and its vectors.

8570-011-0112—For support of Department of Food and Agriculture, for payment to Item 8570-001-0001, payable from the Agricultural Pest Control Research Account 5,000

Provisions:

1. The amount appropriated in this item includes revenues derived from the assessment of fines and penalties imposed as specified in Government Code Section 13332.18.

8570-011-0191—For transfer by the State Controller from the Fair and Exposition Fund to the General Fund, for health benefits for retired employees of district agricultural associations..... (246,000)

Item	Amount
8570-011-0890—For transfer by the Controller from the Federal Trust Fund to the Pierce's Disease Management Account	10,995,000
Provisions:	
1. The funds appropriated in this item shall be deposited in the Pierce's Disease Management Account in the Food and Agricultural 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	777,000
8570-101-0001—For local assistance, Department of Food and Agriculture	~~10,064,000~~ *10,051,000*
Schedule:	
(1) 11-Agricultural Plant and Animal, Pest and Disease Prevention	~~10,064,000~~ *10,051,000*
(2) 31-Assistance to Fairs and County Agricultural Activities	1,333,000
(3) Amount payable from the Fair and Exposition Fund (Item 8570-101-0191)	–950,000
(4) 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.	
8570-111-0001—For local assistance, Department of Food and Agriculture, for payment to Item 8570-101-0001	383,000

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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.

8570-301-0660—For capital outlay, Department of Food and Agriculture, payable from the Public Buildings Construction Fund 10,961,000

Schedule:

(1) 90.19.010-Hawaii Medfly Rearing Facility—Working drawings and construction 10,961,000

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 State Public Works Board and the Department of Food and Agriculture may obtain interim financing for the project costs authorized in this item from any appropriate source including, but not limited to, Section 15849.1 of the Government Code and the Pooled Money Investment Account pursuant to Sections 16312 and 16313 of the Government Code.
3. The State Public Works Board may authorize the augmentation of the cost of construction of the projects scheduled in this item pursuant to the board's authority under Section 13332.11 of the Government Code. In addition, the State Public Works Board may authorize any additional amount necessary to establish a reasonable construction reserve and to pay the cost of financing, including the payment of interest during construction of the project, the costs of financing a debt service fund, and the cost of issuance of permanent financing for the project. This additional amount may include interest payable on any interim financing obtained.
4. This department is authorized and directed to execute and deliver any and all leases, contracts, agreements or other documents necessary or ad-

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visable to consummate the sale of bonds or otherwise effectuate the financing of the scheduled projects.

5. The State Public Works Board shall not itself be deemed a lead or responsible agency for purposes of the California Environmental Quality Act (commencing with Section 21000 of the Public Resources Code) for any activities under the State Building Construction Act of 1955 (commencing with Section 15800 of the Government Code). This section does not exempt this department from the requirements of the California Environmental Quality Act. This section is declarative of existing law.

8570-401—For support of Department of Food and Agriculture: Notwithstanding any other provision of law, $2,900,000 of the funds appropriated pursuant to subdivision (c) of Section 224 of the Food and Agricultural Code shall be allocated to counties in a manner prescribed by the secretary for pest detection/trapping programs. These funds are intended to supplement funds available for pest detection/trapping in Item 8570-101-0001. As a condition of receiving these funds, counties shall not reduce their level of support from any other funds for pest detection/trapping programs. 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 (c) 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 and Item 8570-001-0111 for purposes of operating the pest detection/trapping programs in the counties.

8570-402—For local assistance, Department of Food and Agriculture: The remaining funds available pursuant to subdivision (c) of Section 224 of the Food and Agricultural Code, after allocation in accordance with Item 8570-401 and Provisions 1 and 2 of Item 8570-001-0001, shall be apportioned to the counties as follows: in relation to each county's expenditures to the total amount expended by all counties for the preceding fiscal year for agricultural programs that are supervised by the department and for pesticide

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use enforcement programs supervised by the Department of Pesticide Regulation. This item shall not be effective if a later enacted statute amends subdivision (c) of Section 224 of the Food and Agricultural Code.

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 Number 2, Assembly Ways and Means Subcommittee Number 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 wagering 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.

8570-404—Notwithstanding Provision 1 of Item 8570-112-0111, Budget Act of 2002, the $15,000,000 loan authorized, shall be fully repaid to the Agriculture Fund by October 1, 2004. This loan shall be repaid with interest calculated at the rate earned by the Pooled Money Investment Account at the time of the transfer. The Controller shall, within 15 working days of receipt of written notification from the Department of Finance, transfer from the General Fund

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to the Agriculture Fund the full amount of the loan or increments thereof as requested by the Department of Finance. The Department of Finance shall, within 30 days of receipt of written notification documenting the need of the loan repayment from the Department of Food and Agriculture, provide written notification to the Controller notifying the State Controller of the amount to be transferred from the General Fund to the Agriculture Fund. The Department of Food and Agriculture may request through the Department of Finance an incremental repayment of the loan prior to October 1, 2004. A fee or assessment may not be increased by the Department of Food and Agriculture as a result of the loan.

8570-490—Reappropriation, Department of Food and Agriculture. The balance of the appropriations provided in the following citations is reappropriated for the purposes, and subject to the limitations unless otherwise specified, provided for in the appropriations:

0042—State Highway Account

(a) Item 8570-301-0042, Budget Act of 2002 (Ch. 379, Stats. 2002)

(1) 90.40.010-Relocation: Dorris Agriculture Inspection Station—Working drawings

(2) 90.18.001-Relocation: Yermo Agriculture Inspection Station—Working drawings and construction

0660—Public Buildings Construction Fund

(b) Item 8570-301-0660, Budget Act of 2002 (Ch. 379, Stats. 2002)

(1) 90.18.001-Relocation: Yermo Agriculture Inspection Station—Working drawings and construction

8620-001-0001—For support of Fair Political Practices Commission 2,418,000

Schedule:

(1) 10.10-Local enforcement 1,101,000

(2) 10.20-Legal, technical assistance and state enforcement 1,317,000

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..... ~~2,330,000~~ *2,329,000*

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Schedule:

(1) 10-Secretary of State 762,000

For transfer by the State Controller to Item 0890-001-0001 as follows:

(1) Personal Services... (537,000)

(2) Operating expenses and equipment..... (225,000)

(2) 20-Franchise Tax Board ..... ~~1,360,000~~ *1,359,000*

For transfer by the State Controller to Item 1730-001-0001 as follows:

(3) 30-Political Reform Audit..... ~~1,360,000~~ *(1,359,000)*

(3) 30-Department of Justice..... 216,000

For transfer by the State Controller to Item 0820-001-0001 as follows:

(7) 40-Criminal Law ... (78,000)

(9) 50-Law Enforcement..... (138,000)

(4) Reimbursements..... –8,000

For transfer by the State 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, 2004.

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 ..... ~~2,466,000~~ *2,462,000*

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..... ~~2,315,000~~ *2,312,000*

8660-001-0412—For support of Public Utilities Commission, for payment to Item 8660-001-0462, payable from the Transportation Rate Fund ..... ~~1,693,000~~ *1,690,000*

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..... ~~6,942,000~~ *6,933,000*

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8660-001-0462—For support of Public Utilities Commission, payable from the Public Utilities Commission Utilities Reimbursement Account		~~78,420,000~~ *75,124,000*
Schedule:		
(1) 10-Regulation of Utilities	~~91,945,000~~ *88,649,000*	
(1.5) 15-Universal Service Telephone Programs	~~892,513,000~~ *940,013,000*	
(2) 20-Regulation of Transportation	~~13,416,000~~ *13,397,000*	
(3) 30.01-Administration	17,284,000	
(4) 30.02-Distributed Administration	–17,284,000	
(5) Reimbursements	–12,528,000	
(6) Amount payable from the State Highway Account, State Transportation Fund (Item 8660-001-0042).	~~–2,466,000~~ *–2,462,000*	
(7) Amount payable from the Public Transportation Account, State Transportation Fund (Item 8660-001-0046)	~~–2,315,000~~ *–2,312,000*	
(8) Amount payable from the Transportation Rate Fund (Item 8660-001-0412)	~~–1,693,000~~ *–1,690,000*	
(9) Amount payable from the Public Utilities Commission Transportation Reimbursement Account (Item 8660-001-0461)	~~–6,942,000~~ *–6,933,000*	
(10) Amount payable from California High-Cost Fund-A Administrative Committee Fund (Item 8660-001-0464)	~~–59,230,000~~ *–61,730,000*	
(11) Amount payable from California High-Cost Fund-B Administrative Committee Fund (Item 8660-001-0470)	~~–483,196,000~~ *–522,196,000*	

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(12) Amount payable from Universal Lifeline Telephone Service Trust Administrative Committee Fund (Item 8660-001-0471)..... ~~–239,901,000~~ *–245,901,000*

(13) Amount payable from Deaf and Disabled Telecommunications Program Administrative Committee Fund (Item 8660-001-0483).....–69,117,000

(14) Amount payable from Payphone Service Providers Committee Fund (Item 8660-001-0491) ..... –1,065,000

(15) Amount payable from California Teleconnect Fund Administrative Committee Fund (Item 8660-001-0493) ..... –40,004,000

(16) Amount payable from the Federal Trust Fund (Item 8660-001-0890). –997,000

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.

2. *The Public Utilities Commission shall redefine the duty statements of vacant Consumer Affairs Representative positions to ensure that the commission employs individuals with bilingual skills to assist limited-English-speaking utility customers with service or billing inquiries.*

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..... ~~59,230,000~~ *61,730,000*

Provisions:

1. *Of the amount appropriated in this item, up to $2,500,000 shall be used to pay carrier claims from prior fiscal years.*

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..... ~~483,196,000~~ *522,196,000*

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Provisions:

1. Of the amount appropriated in this item, up to $39,000,000 shall be used to pay carrier claims from prior fiscal years.

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 ..... ~~239,901,000~~ *245,901,000*

Provisions:

1. Of the amount appropriated in this item, up to $6,000,000 shall be used to pay carrier claims from prior fiscal years.

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 69,117,000

8660-001-0491—For support of Public Utilities Commission, for payment to Item 8660-001-0462, payable from the Payphone Service Providers Committee Fund 1,065,000

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 40,004,000

8660-001-0890—For support of Public Utilities Commission, for payment to Item 8660-001-0462, payable from the Federal Trust Fund 997,000

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..... 150,000

(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.

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..... 559,000

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Schedule:

(1) Base Rental and Fees 553,000

(2) Insurance 6,000

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.

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 4,360,000

Schedule:

(1) Base Rental and Fees 4,316,000

(2) Insurance 44,000

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.

8660-011-0493—For transfer by the Controller, upon order of the Director of Finance, from the California Teleconnect Fund Administrative Committee Fund to the General Fund ..... ~~(136,000,000)~~ *(150,000,000)*

Provisions:

1. The transfer made by this item is a loan to the General Fund. This loan shall be repaid with interest calculated at the rate earned by the Pooled Money Investment Account at the time of the transfer. It is the intent of the Legislature that repayment be made so as to ensure that the programs supported by this fund are not adversely affected by the loan.

8665-001-9326—For support of California Consumer Power and Conservation Financing Authority, payable from the California Consumer Power and Conservation Financing Authority Fund..... 4,321,000

Schedule:

(1) 15-Energy Acquisition 2,623,000

(2) 20-Planning and Policy Development 1,698,000

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(3) 30.01-Administration 1,068,000	
(4) 30.02-Distributed Administration ... –1,068,000	
Provisions:	
1. On or before June 30, 2004, the Authority shall transfer $1,000,000 to the Energy Resources Programs Account from the proceeds of its financing activities or other project or program revenues.	
8665-011-9326—For transfer by the Controller, upon order of the Director of Finance, from the California Consumer Power and Conservation Financing Authority Fund to the Ratepayer Relief Fund	*(16,235,000)*
Provisions:	
1. All balances or funds received by the Alternative Energy Retrofit Account in the California Consumer Power and Conservation Financing Authority Fund shall be transferred to the Rate Payer Relief Fund pursuant to this item. Transfers shall be limited to moneys from the account or designated for the account. Transfers shall exclude any amount necessary to fully fund the $2,250,000 reimbursement to the California Energy Conservation and Development Commission for the Emerging Renewable Buydown and Bright Schools Program authorized by the Director of Finance pursuant to Section 28.50 of the Budget Act of 2002 (Ch. 379, Stats. 2002), and which was the subject of a notification letter dated December 4, 2002, from the Director of Finance to the Chair of the Joint Legislative Budget Committee.	
8690-001-0217—For support of Seismic Safety Commission.....	884,000
Schedule:	
(1) 10-Seismic Safety Commission..... 959,000	
(2) Reimbursements ..... –75,000	
8700-001-0001—For support of California Victim Compensation and Government Claims Board	791,000
Schedule:	
(1) 11-Citizens Indemnification 87,422,000	
(2) 12-Quality Assurance and Revenue Recovery Division 8,310,000	
(3) 21-Disaster Relief Claim Program..... 19,000	
(4) 31-Civil Claims Against the State.. 791,000	
(5) 41-Citizens Benefiting the Public... 20,000	
(6) 51.01-Administration..... 7,375,000	
(7) 51.03-Executive Office..... 340,000	

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(8) 51.02-Distributed Administration Executive Office ..... –7,715,000

(9) Reimbursements ..... –19,000

(10) Amount payable from the Restitution Fund (Item 8700-001-0214)...–42,327,000

(11) Amount payable from the Federal Trust Fund (Item 8700-001-0890).....–53,405,000

(12) Amount payable from the Restitution Fund (Item 8700-002-0214)... –20,000

Provisions:

1. The California Victim Compensation and Government Claims Board shall not routinely notify all local agencies and school districts regarding its proceedings. However, for each of its meetings, the board shall notify all parties whose claims or proposals are scheduled for consideration and any party requesting notice of the proceedings.

8700-001-0214—For support of California Victim Compensation and Government Claims Board, for support services pursuant to Chapter 5 (commencing with Section 13959) of Part 4 of Division 3 of Title 2 of the Government Code, for payment to Item 8700-001-0001, payable from the Restitution Fund 42,327,000

Provisions:

1. It is the intent of the Legislature that local agencies which contract with the California Victim Compensation and Government Claims Board as part of joint powers agreements or criminal restitution compacts are reimbursed for their costs. Notwithstanding any other provision of law, the Department of Finance may authorize expenditure from the Restitution Fund in excess of the amount appropriated not sooner than 30 days after notification in writing of the necessity is provided to the chairperson of the committee in each house of the Legislature that considers 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.

2. The Director of Finance may authorize a loan from the General Fund to the Restitution Fund in

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an amount not to exceed the amount appropriated in this item, provided that:	
(a) The loan is to meet cash needs resulting from the delay in receipt of federal funds to support the Victim Compensation Program.	
(b) The loan is for a short term and shall be repaid by May 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 chairperson of the committee in each house that considers 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.	
8700-001-0890—For support of California Victim Compensation and Government Claims Board, for payment to Item 8700-001-0001, payable from the Federal Trust Fund	53,405,000
8700-002-0214—For support of California Victim Compensation and Government Claims Board, for support services pursuant to subdivision (e) of Section 13973 of the Government Code, for payment to Item 8700-001-0001, payable from the Restitution Fund.	20,000
8700-295-0001—For local assistance, California Victim Compensation and Government Claims Board 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) 98.01.112.377-Adult Felony Restitution (Ch. 1123, Stats. 1977) 0	
Provisions:	
1. 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	

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specifically identified by the Legislature for suspension during the 2003–04 fiscal year:		
(1) Adult Felony Restitution (Ch. 1123, Stats. 1977).		
8770-001-0462—For support of Electricity Oversight Board, payable from the Public Utilities Commission Utilities Reimbursement Account		~~1,612,000~~ *3,226,000*
Schedule:		
(1) 30-Administration	~~1,854,000~~ *3,709,000*	
(3) Amount payable from the Energy Resources Programs Account (Item 8770-001-0465)	~~–242,000~~ *–483,000*	
Provisions:		
1. The Electricity Oversight Board shall report to the Legislature on or before March 1, 2004, describing the state's activities before the Federal Energy Regulatory Commission (FERC). This report shall describe the roles of each agency that is active before the FERC, how the policies and objectives are determined, and what mechanisms are in place to coordinate activities among the several agencies. All agencies representing the state before FERC shall provide the necessary information for completing the report to the Electricity Oversight Board in a timely manner.		
8770-001-0465—For support of Electricity Oversight Board, for payment to Item 8770-001-0462, payable from the Energy Resources Programs Account		~~242,000~~ *483,000*
8780-001-0001—For support of Milton Marks "Little Hoover" Commission on California State Government Organization and Economy		865,000
Schedule:		
(1) 10-Milton Marks Commission on California State Government Organization and Economy	867,000	
(2) Reimbursements	–2,000	
8800-001-0001—For support of Membership in Interstate Organizations, to be allocated by the State Controller		931,000
Schedule:		
(1) 10-Council of State Governments	211,000	

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(2) 20-National Conference of State Legislatures	228,000	
(3) 30-Western States Legislative Forestry Task Force	11,000	
(4) 35-Pacific Fisheries Legislative Task Force	13,000	
(5) 50-State and Local Legal Center	4,000	
(6) 60-National Governors' Association	81,000	
(7) 80-Coastal States' Organization	7,000	
(8) 90-Western Governors' Association.	18,000	
(9) 91-National Center for State Courts	201,000	
(10) 92-Western Interstate Commission for Higher Education	52,000	
(11) 93-Interstate Compact for Education	68,000	
(12) 94-For the Sake of the Salmon	37,000	
8820-001-0001—For support of Commission on the Status of Women		443,000
Schedule:		
(1) 10-Administration, Legislation, Research and Information	445,000	
(2) Reimbursements	–2,000	
8830-001-0001—For support of California Law Revision Commission		550,000
Schedule:		
(1) 10-Law Revision Commission	565,000	
(2) Reimbursements	–15,000	
8840-001-0001—For support of the California Commission on Uniform State Laws		122,000
8855-001-0001—For support of Bureau of State Audits, for transfer to the State Audit Fund		11,756,000
Schedule:		
(1) 10-State Auditor	11,756,000	
8860-001-0001—For support of Department of Finance		29,915,000
Schedule:		
(1) 10-Annual Financial Plan	17,858,000	
(2) 20-Program and Information System Assessments	13,898,000	
(3) 30-Supportive Data	10,906,000	
(4) 40.01-Administration	5,563,000	
(5) 40.02-Distributed Administration	–5,088,000	
(6) Reimbursements	–13,222,000	
Provisions:		
1. The funds appropriated in this item for CALSTARS shall be transferred by the Controller, upon order of the Department of Finance, or made		

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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.

8885-001-0001—For support of Commission on State Mandates, Program 10 1,302,000

Provisions:

1. The Commission on State Mandates shall provide, in applicable parameters and guidelines, as follows:

(a) If a local agency or school district contracts with an independent contractor for the preparation and submission of reimbursement claims, the costs reimbursable by the state for that purpose shall not exceed the lesser of (1) 10 percent of the amount of the claims prepared and submitted by the independent contractor, or (2) the actual costs that necessarily would have been incurred for that purpose if performed by employees of the local agency or school district.

(b) The maximum amount of reimbursement authorized by subdivision (a) may be exceeded only if the local agency or school district establishes, by appropriate documentation, that the preparation and submission of these claims could not have been accomplished without the incurring of the additional costs claimed by the local agency or school district.

2. In the case where the commission receives one or more county applications for a finding of significant financial distress pursuant to Section 17000.6 of the Welfare and Institutions Code, and where the commission files a request under Section 27.00 of the Budget Act in order to carry out its duties with respect to those applications, then, 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 un-

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8910-001-0001—For support of Office of Administrative Law		1,864,000
Schedule:		
(1) 10-Regulatory Oversight	2,004,000	
(2) Reimbursements	−140,000	
8940-001-0001—For support of Military Department		32,008,000
Schedule:		
(1) 10-Army National Guard	53,543,000	
(2) 20-Air National Guard	16,990,000	
(3) 30.01-Office of the Adjutant General	8,568,000	
(4) 30.02-Distributed Office of the Adjutant General	−8,568,000	
(5) 35-Military Support to Civil Authority	2,880,000	
(6) 40-Military Retirement	3,290,000	
(7) 50-California Cadet Corps	848,000	
(8) 55-California State Military Reserve	226,000	
(9) 65-California National Guard Youth Programs	12,337,000	
(10) Reimbursements	−3,978,000	
(11) Amount payable from the Armory Discretionary Improvement Account (Item 8940-001-0485)	−150,000	
(12) Amount payable from the Federal Trust Fund (Item 8940-001-0890)	−53,978,000	
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.		
8940-001-0485—For support of Military Department, for payment to Item 8940-001-0001, payable from the Armory Discretionary Improvement Account		150,000

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Provisions:

1. No expenditures shall be made from this appropriation until sufficient revenues or income from armories have been deposited into the State Treasury to the credit of the General Fund pursuant to subdivision (c) of Section 431 of the Military and Veterans Code.

8940-001-0890—For support of Military Department, for payment to Item 8940-001-0001, payable from the Federal Trust Fund 53,978,000

8940-301-0001—For capital outlay, Military Department..... 14,674,000

Schedule:

(1) 70.81.040-Los Alamitos: Air Field Electrical Distribution System—Construction 8,262,000

(2) 70.83.010-Lancaster: Armory—Working drawings, construction, and equipment 6,412,000

8940-301-0890—For capital outlay, Military Department, payable from the Federal Trust Fund 18,146,000

Schedule:

(1) 70.52.010-Azusa: Armory Construction and equipment 13,284,000

(2) 70.83.010-Lancaster: Armory Working drawings, construction, and equipment 4,862,000

8940-490—Reappropriation, Military Department. The balance of the appropriation provided in the following citation is reappropriated for the purposes, and subject to the limitations unless otherwise specified, provided for in the appropriations:

0001-General Fund

(1) Item 8940-301-0001 Budget Act of 2002 (Ch. 379, Stats. 2002)

(1) 70.52.010-Azusa: Armory—Construction and equipment.

8955-001-0001—For support of Department of Veterans Affairs..... 2,569,000

Schedule:

(1) 10-Farm and Home Loans to Veterans 1,369,000

(2) 20-Veterans Claims and Rights 1,719,000

(3) 30-Care of Sick and Disabled Veterans..... 1,359,000

(4) 50.01-General Administration 2,747,000

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(5) 50.02-Distributed General Administration	–2,747,000	
(6) Reimbursements	–463,000	
(7) Amount payable from the Veterans Service Office Fund (Item 8955-001-0083)	–46,000	
(8) Amount payable from the Veterans' Farm and Home Building Fund of 1943 (Item 8955-001-0592)	–1,369,000	
8955-001-0083—For support of Department of Veterans Affairs, for payment to Item 8955-001-0001, payable from the Veterans Service Office Fund		46,000
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		1,369,000
8955-001-0701—For support of Department of Veterans Affairs, payable from the Veterans' Home Fund		165,000
8955-101-0001—For local assistance, Department of Veterans Affairs, for contribution to counties toward compensation and expenses of county veteran services offices, to be expended in accordance with Section 972 and following of the Military and Veterans Code		2,350,000
Schedule:		
(1) 20-Veterans Claims and Rights	3,188,000	
(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		470,000
8960-011-0001—For support of Veterans' Home of California—Yountville		~~32,488,000~~ *34,134,000*
Schedule:		
(1) 30-Care of Sick and Disabled Veterans	~~68,778,000~~ *67,242,000*	
(2) Reimbursements	~~–23,054,000~~ *–19,872,000*	
(3) Amount payable from the Federal Trust Fund (Item 8960-011-0890)	–13,236,000	
Provisions:		
1. The Director of Finance may authorize a loan from the General Fund, in an amount not to exceed the level of reimbursements appropriated in		

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Schedule (2) of this item to the Veterans' Home of California, provided that:

(a) The loan is to meet cash needs resulting from the delay in receipt of reimbursements for medical services provided.

(b) The loan is short term, and shall be repaid within six months.

(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 chairperson of the committee in each house that considers 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. At the end of the six-month term of the loan, the department shall notify the Chairperson of the Joint Legislative Budget Committee whether the Veterans' Home of California has repaid the loan made pursuant to subdivision (d) of Provision 1. If the department notifies the Legislature that the Veterans' Home of California cannot repay the loan within the six-month loan period, it shall identify a payment schedule for full payment of the loan.

3. Of the funds appropriated in Schedule (1), 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 administrator 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.

8960-011-0890—For support of Veterans' Home of California—Yountville, for payment to Item 8960-011-0001, payable from the Federal Trust Fund..... 13,236,000

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8960-301-0001—For capital outlay, Veterans' Home of California—Yountville 399,000

Schedule:

(1) 80.20.045-Minor Projects 399,000

8960-401—Notwithstanding any other provision of law, unpaid balances remaining from General Fund loans extended to the Department of Veterans Affairs, Veterans Home of California-Yountville, authorized pursuant to the Budget Acts of 1999 (Ch. 50, Stats. 1999) and 2001 (Ch. 106, Stats. 2001), shall be forgiven.

8965-001-0001—For support of the Veterans' Home of California—Barstow 10,689,000

Schedule:

(1) 30-Care of Sick and Disabled Veterans 13,951,000

(2) Reimbursements..... −1,434,000

(3) Amount payable from the Federal Trust Fund (Item 8965-001-0890). −1,828,000

Provisions:

1. The Director of Finance may authorize a loan from the General Fund, in an amount not to exceed the level of reimbursements appropriated in Schedule (2) of this item to the Veterans' Home of California, provided that:
   (a) The loan is to meet cash needs resulting from the delay in receipt of reimbursements for medical services provided.
   (b) The loan is short term, and shall be repaid within six months.
   (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 chairperson of the committee in each house that considers 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. At the end of the six-month term of the loan, the department shall notify the Chairperson of the Joint Legislative Budget Committee whether the Veterans' Home of California has repaid the loan

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made pursuant to subdivision (d) of Provision 1. If the department notifies the Legislature that the Veterans' Home of California cannot repay the loan within the six-month loan period, it shall identify a payment schedule for full payment of the loan.

8965-001-0890—For support of the Veterans' Home of California—Barstow, for payment to Item 8965-001-0001, payable from the Federal Trust Fund 1,828,000

8965-003-0001—For support of the Veterans' Home of California—Barstow for rental payments on lease-revenue bonds 1,241,000

Schedule:

(1) Base Rental and Fees 1,112,000

(2) Insurance 129,000

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.

8966-001-0001—For support of the Veterans' Home of California—Chula Vista 11,637,000

Schedule:

(1) 30-Care of Sick and Disabled Veterans..... 21,173,000

(2) Reimbursements..... –4,687,000

(3) Amount payable from the Federal Trust Fund (Item 8966-001-0890). –4,849,000

Provisions:

1. The Director of Finance may authorize a loan from the General Fund, in an amount not to exceed the level of reimbursements appropriated in Schedule (2) of this item to the Veterans' Home of California, provided that:

(a) The loan is to meet cash needs resulting from the delay in receipt of reimbursements for medical services provided.

(b) The loan is short term, and shall be repaid within six months.

(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

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Legislative Budget Committee and the chairperson of the committee in each house that considers 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. At the end of the six-month term of the loan, the department shall notify the Chairperson of the Joint Legislative Budget Committee whether the Veterans' Home of California has repaid the loan made pursuant to subdivision (d) of Provision 1. If the department notifies the Legislature that the Veterans' Home of California cannot repay the loan within the six-month loan period, it shall identify a payment schedule for full payment of the loan.

8966-001-0890—For support of the Veterans' Home of California—Chula Vista, for payment to Item 8966-001-0001, payable from the Federal Trust Fund..... 4,849,000

8966-003-0001—For support of the Veterans' Home of California—Chula Vista for rental payments on lease-revenue bonds..... 136,000

Schedule:

(1) Base Rental and Fees 1,389,000

(2) Insurance 38,000

(3) Reimbursements..... –1,291,000

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.

9100-101-0001—For local assistance, Tax Relief..... 667,460,000

Schedule:

(1) 10-Senior Citizens' Property Tax Assistance..... 37,961,000

(2) 20-Senior Citizens' Property Tax Deferral Program 11,900,000

(3) 30-Senior Citizen Renters' Tax Assistance.....157,805,000

(4) 50-Homeowners' Property Tax Relief 419,600,000

(4.5) 60-Subventions for Open Space .. 40,150,000

(5) 90-Substandard Housing..... 44,000

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Provisions:

1. Schedule (1) is for property tax assistance to homeowner claimants in accordance with the Senior Citizens Property Tax Assistance and Postponement Law, as set forth in 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).

2. Schedule (2) is for property tax postponement and assistance to claimants in accordance with the Senior Citizens Property Tax Assistance and Postponement Law, as set forth in Part 10.5 (commencing with Section 20501) of Division 2 of the Revenue and Taxation Code. The appropriation made by this schedule shall be in lieu of the appropriation for the same purpose contained in Section 16100 of the Government Code.

3. Schedule (3) is for property tax assistance to renter claimants in accordance with the Senior Citizens Property Tax Assistance and Postponement Law, as set forth in 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).

4. 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 by this 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.

4.5. Schedule (4.5) is for providing reimbursement to local taxing authorities for revenue lost by reason of the assessment of open-space lands under Sections 423, 423.3, 423.4, and 423.5 of the Revenue and Taxation Code, and in accordance with Chapter 3 (commencing with Sec-

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tion 16140) of Part 1 of Division 4 of Title 2 of the Government Code. The appropriation made by this schedule shall be in lieu of the appropriation for the same purpose contained in Section 16100 or 16140 of the Government Code.

5. Schedule (5) is for transfer by the Controller to the Local Agency Code Enforcement and Rehabilitation Fund, for the purpose of providing funds to defray costs incurred in the enforcement of local housing code provisions and to fund housing rehabilitation programs for persons and families of low and moderate income, as defined in Section 50093 of the Health and Safety Code, to be allocated to local agencies, prorated on the basis of their share of disallowed deductions that resulted from the agencies' proceedings. Notwithstanding Section 27.00 of this act, the Director of the Department of Finance, upon notification by the Franchise Tax Board, may revise the estimated appropriation of substandard housing abatement revenues to reflect the actual revenues received in 2002–03 pursuant to Sections 17274 and 24436.5 of the Revenue and Taxation Code.

   This amount is in lieu of any statutory requirement.

6. Notwithstanding any other provision of law, the Director of Finance may authorize expenditures for Schedules (1), (2), (3), ~~and (4)~~ *(4), and (4.5)* 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 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.

9100-102-0001—For local assistance, Tax Relief, for vehicle license fee offsets as allocated by the Controller to cities and counties..... 1,000

Provisions:

1. Notwithstanding any other provision of law, the appropriation made by this item shall be in lieu of the appropriation for the same purpose contained in Sections 10754, 11000, and 11001.5 of the Revenue and Taxation Code.

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9100-295-0001—For local assistance, Tax Relief, 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	3,000
Schedule:	
(1) 98.01.124.277-Senior Citizens' Property Tax Deferral Program (Ch. 1242, Stats. 1977)	1,000
(2) 98.01.092.187-Countywide Tax Rates (Ch. 921, Stats. 1987)	1,000
(3) 98.01.069.792-Allocation of Property Tax Revenue (Ch. 697, Stats. 1992)	1,000
(4) 98.01.105.183-Senior Citizen's Mobilehome Property Tax Deferral (Ch. 1051, Stats. 1983)	0
(5) 98.01.004.887-Property Tax-Family Transfers (Ch. 48, Stats. 1987)	0

Provisions:

1. Except as provided in Provision 2 of this item, allocations of funds provided in this item to the appropriate local entities shall be made by the State 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. If any of the scheduled amounts are insufficient to provide full reimbursement of costs, the State 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

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to the chairperson of the committee in each house which considers appropriations and the Chairperson of the Joint Legislative Budget Committee or his or her designee.

3. 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 2003–04 fiscal year:
   (4) Senior Citizen's Mobilehome Property Tax Deferral (Ch. 1051, Stats. 1983)
   (5) Property Tax-Family Transfers (Ch. 48, Stats. 1987)

9210-101-0001—For local assistance, Local Government Financing ..... ~~232,600,000~~ *200,000,000*

Provisions:

1. For allocation by the Controller to local jurisdictions for public safety and juvenile justice purposes, 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, 2005. These funds shall be used to supplement and not supplant existing services.

9210-105-0001—For local assistance, *Local Government Financing,* Property Tax Administration Grant Program 60,000,000

Provisions:

1. For allocation by the Controller to counties, as determined by the Department of Finance, pursuant to Chapter 6 (commencing with Section 95.35) of Division 1 of the Revenue and Taxation Code.

~~9210-106-0001—For local assistance, Local Government Financing, law enforcement grants~~ ..... ~~18,500,000~~

~~Provisions:~~

~~1. The funds appropriated in this item for allocation by the Controller shall be used for grants to local law enforcement agencies for purchase of high technology equipment.~~

~~2. The funds shall be allocated to county sheriffs and city police chiefs in accordance with the propor-~~

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~~tionate share of the state's total population that resides in each county, city, and city and county, as determined on the basis of the most recent January population estimate developed by the Department of Finance.~~

~~3. By accepting the funds provided by this item, local entities agree to report in writing to the Department of Finance on or before August 15, 2004. The report shall include, at a minimum, the following: how funds received in the 2003–04 fiscal year were spent, or if funds have not been expended, how funds are proposed to be expended and when; a description of the expenditures and how they will benefit public safety; a summary of the public safety budget for the most recent year available; and the signature of the county sheriff, or designee, city police chief, or designee, or special district administrator, or designee. The report may not exceed five pages in length.~~

~~4. Local entities that receive funds pursuant to this item and that either do not agree to the reporting requirements in Provision 3 or do not report within the specified timeframes, shall not receive any grant funds appropriated for this purpose in 2004–05.~~

~~5. Of the amount appropriated in this item, the Controller shall allocate a minimum grant of $15,000 to each city police chief, county sheriff, and to the Broadmoor Police Protection District within the County of San Mateo, the Bear Valley Community Services District and the Stallion Springs Community Services District within Kern County, the Lake Shastina Community Services District within Siskiyou County, and the Kensington Police Protection and Community Services District within Contra Costa County.~~

9210-110-0001—For local assistance, Local Government Financing 147,000

Provisions:

1. The funds appropriated in this item are for allocation by the Controller, by October 1, 2003, to counties that do not contain incorporated cities. The allocation to the affected counties shall be made in proportion to the population of those counties as of January 1, 2003.

Item		Amount
9210-295-0001—For local assistance, Local Government Financing, 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		3,000
Schedule:		
(1) 98.01.048.675-Test Claims and Reimbursement Claims (Ch. 486, Stats. 1975)	1,000	
(2) 98.01.064.186-Open Meetings Act Notices (Ch. 641, Stats. 1986)	1,000	
~~(3) 98.01.084.578-Filipino Employee Surveys (Ch. 845, Stats. 1978)~~	~~0~~	
~~(4) 98.01.088.981-Lis Pendens (Ch. 889, Stats. 1981)~~	~~0~~	
~~(5) 98.01.098.084-Proration of Fines and Court Audits (Ch. 980, Stats. 1984)~~	~~0~~	
(6) 98.01.099.991-Rape Victim Counseling Ctr. Notices (Ch. 999, Stats. 1991)	1,000	
~~(7) 98.01.128.180-Involuntary Lien Notices (Ch. 1281, Stats. 1980)~~	~~0~~	
~~(8) 98.01.160.984-Domestic Violence Information (Ch. 1609, Stats. 1984)~~	~~0~~	
~~(9) 98.01.133.487-CPR Pocket Masks (Ch. 1334, Stats. 1987)~~	~~0~~	

Provisions:

1. Except as provided in Provision 2 of this item, allocations of funds provided in this item to the appropriate local entities shall be made by the State 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.

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2. If any of the scheduled amounts are insufficient to provide full reimbursement of costs, the State 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 chairperson of the committee in each house which considers appropriations and the Chairperson of the Joint Legislative Budget Committee or his or her designee.

~~3. 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 2003–04 fiscal year:~~

~~(3) Filipino Employee Surveys (Ch. 845, Stats. 1978)~~

~~(4) Lis Pendens (Ch. 889, Stats. 1981)~~

~~(5) Proration of Fines and Court Audits (Ch. 980, Stats. 1984)~~

~~(7) Involuntary Lien Notices (Ch. 1281, Stats. 1980)~~

~~(8) Domestic Violence Information (Ch. 1609, Stats. 1984)~~

~~(9) CPR Pocket Masks (Chapter 1334, Stats. 1987)~~

9620-001-0001—For Payment of Interest on General Fund loans, upon order of the Director of Finance, for any General Fund loan 30,000,000

Provisions:

1. The Director of Finance, the Controller, and the State 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 the costs of external versus internal borrowings and potential impact on other borrowings of the state.

2. In the event that interest expenses related to internal borrowing exceed the amount appropriated by

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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 amount(s) necessary or not sooner than such lesser time as the Chairperson of the Joint Legislative Budget Committee may determine.

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 amount(s) necessary or not sooner than such lesser time as the Chairperson of the Joint Legislative Budget Committee may determine.

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 2003–04 fiscal year from loans made previously 651,000

Provisions:

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.
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.

9625-001-0001—For Interest Payments to the Federal Government arising from the federal Cash Management Improvement Act of 1990 6,500,000

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

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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.	500,000
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 chairperson of the fiscal committees in each house.	
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
Provisions:	
1. Provision 1 of Item 9625-001-0001 and Provision 2 of Item 9625-001-0042 also apply to this item.	

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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 22821.2, 22825.7, 22828, 22829, and 22952 of the Government Code, which cost is not chargeable to any other appropriation 660,772,000

Schedule:

(1) Health benefit premiums 605,857,000

(2) Dental care premiums 54,915,000

Provisions:

1. The maximum transfer amounts specified in subdivision (c) of Section 26.00 of this act do not apply to this item.
2. Notwithstanding Section 22819 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 2003–04 fiscal year, shall not be enrolled in a basic health benefits plan during the 2003–04 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 $288 for a single enrollee, $537 for an enrollee and one dependent, and $665 for an enrollee and two or more dependents.

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..... 0

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Provisions:

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 State 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 from this item except in full and final satisfaction of the claim, settlement, compromise, or judgment upon which the payment is based.
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, department, board, bureau, 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.

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

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Victim Compensation and Government Claims Board) and Organization Code 9672 (Settlements and Judgments by Department of Justice).

9800-001-0001—For Augmentation for Employee Compensation 14,959,000

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 benefits related thereto, 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.

9800-001-0494—For Augmentation for Employee Compensation, payable from other unallocated special funds 545,000

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 benefits related thereto, 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.

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9800-001-0988—For Augmentation for Employee Compensation, payable from other unallocated nongovernmental cost funds 272,000

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 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.

9840-001-0001—For Augmentation for Contingencies or Emergencies 2,000,000

Provisions:

1. The funds appropriated for the augmentation for contingencies or emergencies are to be expended only on written authorization of the Department of Finance for contingencies or emergencies.
2. Contingencies, within the meaning of these funds, are defined as proposed expenditures arising from unexpected conditions or losses for which no appropriation, or insufficient appropriation, has been made by law and which, in the judgment of the Director of Finance, constitute cases of actual necessity. Emergencies, within the meaning of this item, are defined as expenditures incurred in response to conditions of disaster or extreme peril which threaten the health or safety of persons or property within the state.
3. Emergency and contingency expenditure authorizations and deficiency expenditure authorizations shall be limited to purposes which have been specifically approved by the Legislature in Budget Acts or other legislation, except that not more than $500,000 of each fund may be expended for

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purposes for which no such specific prior authorizations exist.

4. Authorizations for expenditures or deficiency expenditures arising from a contingency shall become effective no sooner than 30 days after notification in writing to the Joint Legislative Budget Committee, or no sooner than such lesser time as the committee, or its designee, may in each instance determine.

5. For expenditure authorizations or deficiency expenditure authorizations arising from an emergency, the Director of Finance shall file with the Joint Legislative Budget Committee, within 10 days after approval, copies of all executive orders for emergency-related encumbrance or expenditure authorizations, stating the reasons for, and the amount of, all such authorizations, except that any emergency augmentation from this item to any program in excess of 10 percent of the amount authorized for expenditure in the 2003–04 fiscal year for such program shall become effective no sooner than 30 days after notification in writing to the Joint Legislative Budget Committee or no sooner than such lesser time as the committee, or its designee, may in each instance determine, except that no such limit shall apply if the Director of Finance states in writing to the Chairperson of the Joint Legislative Budget Committee the necessity and urgency for the allocation which, in the judgment of the director, makes prior approval impractical.

6. For purposes for which the Governor previously vetoed funding, allocation of funds or authorization for deficiency expenditures shall not be made under the emergency provisions.

9840-001-0494—For Augmentation for Contingencies or Emergencies, payable from unallocated special funds..... 1,500,000

Provisions:

1. Provisions 1, 2, 3, 4, 5, and 6 of Item 9840-001-0001 also apply to this item.

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 on written authorization of the Director of Finance. No deficiencies shall be autho-

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rized by the Director of Finance in any appropriation of money from special funds made by this act for the 2003–04 fiscal year under the provisions of Section 11006 of the Government Code. Accounts, special accounts, and funds in the General Fund, that are treated as other governmental cost funds for accounting and budgeting purposes in accordance with Section 13303 of the Government Code, shall be considered to be special funds within the meaning of this item.

9840-001-0988—For Augmentation for Contingencies or Emergencies, payable from unallocated nongovernmental cost funds 1,500,000

Provisions:

1. Provisions 1, 2, 3, 4, 5, and 6 of Item 9840-001-0001 also apply to this item.
2. For Augmentation for Contingencies or Emergencies, payable from nongovernmental cost funds, there is 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 on written authorization of the Director of Finance. No deficiencies shall be authorized by the Director of Finance in any appropriation of money from nongovernmental cost funds made by this act for the 2003–04 fiscal year under the provisions of Section 11006 of the Government Code.

9840-011-0001—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,

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except that this limit shall not apply if the Director 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.

9840-490—Reappropriation, Augmentation for Contingencies or Emergencies. As of June 30, 2003, the balances of the appropriations made by Items 9840-001-0001, 9840-001-0494 and 9840-001-0988, Budget Act of 2002, are reappropriated and shall be available until June 30, 2004, and may be expended on written authorization of the Department of Finance issued on or before said date, for contingencies and emergencies, within the meaning of those items, occurring during the 2002–03 fiscal year.

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 2004–05 or 2005–06 Governor's Budget or 2005–06 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, 2003, 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 money, 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 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 this Budget Act, the Old Age and Survivors' Insurance Revolving Fund, the Public Employees' Contingency Reserve Fund, and the state's cost of health benefits plans; but do 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 2003–04,'' submitted by the Governor to the Legislature at the 2003 portion of the 2003–04 Regular Session, the uniform accounting system prescribed by the Department of Finance under the provisions of Section 13300 of the Government Code and following, 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.

SEC. 3.50. Whenever herein an appropriation is made for support or other expenses for an institution, department, board, bureau, commission, officer, employee, or other agency, there 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 20862 and 20863 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 22825.1, 22828 and 22829 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 22825.1, 22828 and 22829 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, 20862, 20863, 22825.1, 22828, and 22829 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, 20862, 20863, 22825.1, 22828, and 22829 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 2003–04 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 Public Employees' Retirement System (PERS) 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	14.843%
Miscellaneous, Second Tier	10.265%
State Industrial	11.099%
State Safety	21.930%
Highway Patrol	32.653%
Peace Officer/Firefighter	20.325%

The Department 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 2003–04 fiscal year retirement benefits.

(b) Notwithstanding any other provisions of law, the Department 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. 4.10. (a) The Budget Act does not provide additional funds to departments for employee compensation increases that may become effective during the 2003–04 fiscal year. Many of the appropriations in this act include amounts for continuing employee benefits that are over and above the level of funding for employee benefits reflected in the state's overall spending plan for the 2003–04 fiscal year. To ensure the integrity of this budget and ensure that necessary critical programs are adequately funded, it is the intent of the Legislature, in future legislation, to provide the Director of Finance with the authority to reduce appropriations and reallocate funds within items of appropriation.~~

~~(b) It is the intent of the Legislature that the net effect of all actions taken by the Director of Finance shall be that the total amount appropriated by items of appropriation in this act together with any other appropriations provided in statute shall be reduced by at least $95,500,000, including a reduction from amounts appropriated from the General Fund of at least $65,900,000.~~

SEC. 4.10. (a) The Budget Act does not provide additional funds to departments for employee compensation increases that may become effective during the 2003–04 fiscal year. Many of the appropriations in this act include amounts for continuing employee benefits that are over and above the level of funding for employee benefits reflected in the state's overall spending plan for the 2003–04 fiscal year. To ensure the integrity of this budget and ensure that necessary critical programs are adequately funded, it is necessary to provide the Director of Finance with the authority to reduce appropriations and reallocate funds within and among items of appropriation.

(b) Notwithstanding any other provision of law, the Director of Finance is authorized to (1) reduce appropriations from, and reallocate funds within, appropriations within this act notwithstanding the limitations imposed by Section 26.00, as the Director of Finance determines necessary to ensure that each department's expenditures will be consistent with appropriations authorized by this act and any other appropriation available to that department, and (2) impose other savings strategies as determined appropriate by the Director of Finance to ensure that each department's planned expenditures are consistent with the appropriations authorized by this act and any other appropriation available to that department.

(c) Notwithstanding any other provision of law, the Director of Finance shall, in order to ensure that $855,000,000 of savings is achieved

through reduced employee compensation costs, abolish at least 13,000 permanent positions from departments including all boards, commissions, departments, agencies, or other employment authorities of the state, as determined by the Director of Finance. A position that is abolished by the State Controller pursuant to Section 12439 of the Government Code may also be included in the positions to be abolished pursuant to this section and may be counted by the Director of Finance toward the position reduction required by this section. The Department of Finance shall have the authority to reestablish any position eliminated as a result of this section if reductions in employee compensation of an equal or greater amount are implemented pursuant to new contracts or contract amendments ratified by the Legislature. Any adjustments made pursuant to this subdivision shall not be subject to the provisions of subdivision (g).

(d) In addition to the authority granted to the Director of Finance in subdivision (b) to mitigate unfunded employee compensation increases to be effective during the 2003–04 fiscal year, the Director of Finance is further authorized to transfer appropriation authority between separate items of appropriation within this act to ensure that each department's expenditures will be consistent with the appropriations authorized by this act or any other appropriation available to that department. The transfers authorized by this subdivision may be from one department or program to a different department or program, within the same fund source.

(e) The provisions of this section shall also apply to any position of a local assistance appropriation that funds employee compensation.

(f) The net effect of all actions taken by the Director of Finance pursuant to this section shall be that the total amount appropriated by items of appropriation in this act together with any other appropriations provided in statute shall be reduced by at least $95,500,000, including a reduction from amounts appropriated from the General Fund of at least $65,900,000.

(g) A state operation appropriation, and a program, project, or function designated in any line of any schedule set forth by that appropriation, may not be reduced by this section by more than 15 percent or increased by over 10 percent. Any increases to appropriations shall not exceed the actual increased employee compensation costs in that item.

(h) No less than 30 days before the effective date of any adjustment to appropriation authority (including category transfers), or action to abolish positions pursuant to this section, the Department of Finance shall provide the chairpersons of the committees in each house of the Legislature that consider appropriations, the chairpersons of the committees in each house that consider the state budget, and the Chairperson of the Joint Legislative Budget Committee a report of all augmentations, reductions, or position abolishments to be approved.

(i) To the extent practicable, the Director of Finance shall recognize and take into account any reductions in employee compensation implemented pursuant to new contracts or contract amendments ratified by

the Legislature in determining the budget adjustments to be effected pursuant to this section. The Director of Finance shall also consider and take into account any adjustment to employee compensation approved by the Department of Personnel Administration for employees not covered by collective bargaining agreements in determining the budget adjustments to be approved pursuant to this section.

SEC. 4.15. Notwithstanding any other provision of law, the Department of Finance may adjust amounts in any appropriation item, or in any category thereof, to reduce General Fund, special fund, and nongovernmental cost fund appropriations to reflect decreased workers' compensation costs that result from reforms to the workers' compensation system.

SEC. 4.20. (a) Notwithstanding any other provision of law, the employer's contributions to the Public Employees' Contingency Reserve Fund, as required by Section 22826 of the Government Code, shall be 0.44 percent of the gross health insurance premiums paid by the employer and employee for administrative expenses.

(b) Notwithstanding any other provision of law, the Department of Finance may adjust amounts in any appropriation item, or in any category thereof, to reduce General Fund, special fund, and nongovernmental cost fund appropriations to reflect decreased departmental costs as a result of lowering employer's contributions to the Contingency Reserve Fund to 0.44 percent of gross health insurance premiums.

SEC. 4.30. (a) Notwithstanding any other provision of law, the Department 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 costs for the 2003–04 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) On or before August 15, 2003, the Department of Finance shall provide to the Joint Legislative Budget Committee a report of the budget adjustments made pursuant to this section.

SEC. 4.40. Notwithstanding any other provision of law, the Department of Finance shall augment any special fund item of appropriation in Section 2.00 of this act, as appropriate, to fund the cost of payments to the Department of General Services for services provided by the e-Business Center related to Licensing, e-Jobs, Online Bidding, How to Open a Business in California, Active Forms, Online Filings, or Online Assistance for Customers. An augmentation approved by the Department of Finance shall be made not sooner than 30 days after notification in writing to the Joint Legislative Budget Committee, or not sooner than a lesser time that the committee or its designee may in each instance determine. In order to receive an augmentation under this section, a fund shall have a sufficient reserve balance to cover the amount

of the augmentation. In addition, in no case may a fee increase be imposed to support an augmentation pursuant to this section.

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.

In the event Energy Efficiency Bonds authorized pursuant to Chapter 2.7 (commencing with Section 15814.10) of Part 10b of Division 3 of Title 2 of the Government Code are not sold and interim financing costs have been incurred by participating community college districts and kindergarten through grade 12 districts, the Controller shall withhold from the annual apportionment of the State School Fund a sufficient portion of the participating district's apportionment to repay the interim financing costs. It is the intent of the Legislature that this commitment shall be included in future Budget Acts until outstanding loans are repaid either through the sale of bonds or from an appropriation.

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 Architectural 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 fees specified below 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, or for

(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 Department of Finance, and shall be charged to the fiscal year in which the disbursement is issued.

(c) No payment shall 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 Budget Committee pursuant to Section 27.00 of this act when there are insufficient funds appropriated in this act in support of the state opera-

tions 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 3870 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 3870—California Bay-Delta Authority

(11) Item 3940—State Water Resources Control Board

(12) 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 EIS/EIR 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 of this act, the Director of Finance may, pursuant to a request by an affected agency specified in subdivision (a) of this section seeking the transfer and the CALFED Bay-Delta Program within the Department of Water Resources, 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 chair of the fiscal committees in each house of the Legislature and the Chair of the Joint Legislative Budget Committee, or not sooner than whatever lesser time the Chair 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. 5.50. (a) The Legislature finds and declares that it is in the best interests of the state to encourage state departments and agencies~~

~~to engage in entrepreneurial practices to achieve savings related to statewide leasing, contracting, and procuring goods and services.~~

~~(b) Notwithstanding any other provision of law, General Fund support appropriations in various state departments and agencies in this act may be reduced by the Director of Finance, as appropriate, to reflect a cumulative General Fund reduction of up to $50,000,000. In determining which reductions are necessary pursuant to this section, the director shall assess all state departments and agencies. In making this assessment, the director shall consider such factors as the ability of a department or agency to engage in entrepreneurial practices, the savings realized or revenue generated by entrepreneurial practices, the availability of other funding sources, and relevant information provided by affected state departments and agencies. Approval of a reduction and the reasons therefor shall be made in writing and filed with the Chairperson of the Joint Legislative Budget Committee and the chairperson of the committee in each house that considers appropriations at least 30 days prior to the effective date of the reduction.~~

SEC. 5.50. (a) The Legislature finds and declares that it is in the best interest of the state to encourage state departments and agencies to engage in entrepreneurial practices to achieve savings related to statewide leasing, contracting, and procuring goods and services.

(b) Notwithstanding any other provision of law, General Fund support appropriations in various state departments and agencies in this act may be reduced, as appropriate, to reflect a cumulative General Fund reduction of up to $50,000,000 or more. In addition, non-General Fund appropriations may be reduced, as appropriate, to reflect a cumulative non-General Fund reduction of up to $50,000,000 or more.

(c) The Director of Finance shall approve and allocate the necessary reductions required by this section, based on reports submitted by the Department of General Services (DGS). DGS shall work with state agencies to focus on the reduction of state operational costs in areas such as contracting, leasing, and procuring goods and services. In reviewing contracts, DGS shall take into consideration opportunities for entrepreneurial efficiencies that would result in savings.

(d) The Director of Finance may allow state agencies to retain a portion of the actual savings generated by these actions, in an amount not to exceed 15 percent, as determined based on the magnitude of the contract and within the context of the department's budget, to encourage participation in general savings.

(e) Notwithstanding any other provision of law, the Department of Finance may augment DGS' budget from savings generated by this section, to provide the resources necessary to implement this section. Any augmentation made pursuant to this section 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 the augmentation is approved. This notification shall identify the amount and details of the augmentation.

(f) At the time the 2004–05 Governor's Budget is submitted to the Legislature, the Department of Finance shall report to the Joint Legislative Budget Committee on the progress being made to implement these savings, and these savings shall be identified and included in the 2004–05 Governor's Budget.

SEC. 6.00. No more than $100,000 of the funds appropriated for support purposes under Section 2.00 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. The maximum cost of any such project shall not exceed $400,000, and any approved critical project costing more than $100,000, but not greater than $400,000, 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.

SEC. 8.00. Notwithstanding Section 28.00 of this act, any amounts received from the federal government for the purposes of funding anti-terrorism costs in the state that are in excess of the federal funds currently appropriated in the Budget Act for that purpose, are hereby appropriated and 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 2002–03 fiscal year and ongoing or new costs for 2003–04 fiscal year. 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, or will be charged. 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. 8.25. Federal Fiscal Relief. Any amounts received in the 2002–03 and 2003–04 fiscal years, from the federal government per the State Fiscal Relief Payments program, shall be deposited in the Federal Trust Fund. Notwithstanding Section 28.00 of this act, the Department of Finance may authorize the expenditure of these funds from the Federal Trust Fund to provide essential government services or cover the costs to the State of complying with any federal intergovernmental mandate (as defined in section 421(5) of the Congressional Budget Act of 1974) to the extent that the mandate applies to the State, and the federal government has not provided funds to cover the costs, per Section 401(b) of the federal Jobs and Growth Tax Relief Reconciliation Act of 2003. These amounts may only be used for types of expenditures permitted under the Budget Act of 2003. The Director of Fi-

nance is authorized to reduce any General Fund items of appropriations due to the receipt and expenditure of these funds from the Federal Trust Fund in lieu of the amounts appropriated for this purpose. The Department of Finance shall provide notification in writing to the Chairperson of the Joint Legislative Budget Committee not less than 30 days prior to the effective date of any adjustments to items of appropriations made under the authority of this section. The notification to the Chairperson of the Joint Legislative Budget Committee shall include, at a minimum, 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.

SEC. 8.30. (a) Notwithstanding Section 28.00 of this act, the Director of Finance may authorize the expenditure of additional federal funds made available to the state for expenditures budgeted in the 2003–04 fiscal year as a result of the enhanced Federal Medical Assistance Percentage for the state's Medi-Cal program, as provided in Section 401(b) of the federal Jobs and Growth Tax Relief Reconciliation Act of 2003.

(b) Notwithstanding Section 27.00 of this act, the director may reduce any General Fund items of appropriation, due to the receipt and expenditure of these federal funds in lieu of the amounts appropriated for this purpose in General Fund items of appropriation. The director may also allocate the savings to other existing items, including items of appropriation. The director may reallocate funds from items of appropriations in one department to items of appropriations in another department.

(c) The director may make adjustments pursuant to this section not sooner than 30 days after written notification to the chairpersons of the committees in each house of the Legislature that consider appropriations, the chairpersons of the committees, and the appropriation subcommittees, in each house that consider the State Budget, and the Chairperson of the Joint Legislative Budget Committee, or 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 of this act.

(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 Fi-

nance shall notify the chairperson of the committee in each house which considers 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 2003–04 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.

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. 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 shall be limited to the amount specified for those costs in the Supplemental Report of the Budget Act of 2003. 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 is made deficient by such a charge, funding augmentations must follow the regular budget processes including Section 27.00 of the Budget Act. However, the 30-day notification requirement is waived for payments mandated by federal courts.

SEC. 9.45. (a) The Department of Finance shall provide notification to the Joint Legislative Budget Committee not less than 30 days prior to authorizing a department, agency, or commission to commit funding from Proposition 40 and Proposition 50, 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 or Proposition 50 funds, is in excess of $25 million.

(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.

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. 9.70. (a) It is the intent of the Legislature that the Health and Human Services Agency Data Center (HHSDC) shall reduce its rates by 8 percent, and that the resulting approximately $20 million in savings be reflected in reduced departmental funding for information technology expenditures.

(b) Notwithstanding any other provision of law, the Department of Finance shall adjust amounts in any appropriation item, or any category thereof, in this act to reflect decreased departmental costs that result from the HHSDC rate reductions. Further, the Director of Finance is authorized to unallot and revert the savings attributable to this section to the appropriate fund source.

(c) On or before November 1, 2004, the Department of Finance shall transmit to the Joint Legislative Budget Committee, and to the chair of the committee in each house that considers appropriations, a listing of the budget adjustments made pursuant to this section.

SEC. 10.00. Notwithstanding any other provision of law, the Department of Finance may adjust amounts in any appropriation item, or in any category thereof, to adjust General Fund, special fund, and nongovernmental cost fund appropriations to reflect decreased departmental costs as a result of utility savings from completed energy efficiency or conservation projects. On or before August 15, 2004, the Department of Finance shall provide to the Joint Legislative Budget Committee, a report of all budget adjustments made pursuant to this section.

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 one or more contracts, or agree to one or more contract amendments, in the 2003–04 fiscal year that result, in

the aggregate, in an increase in the budgeted cost of the project exceeding five hundred thousand dollars ($500,000), or 10 percent of the budgeted cost of the project, whichever is less, unless the approval of the Department 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 chairperson of the budget committee 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 one hundred thousand dollars ($100,000), or that is funded by an augmentation authorized pursuant to Section 26.00 of this act.

(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 Control 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) The Department of Finance shall notify the Legislature prior to a department entering into or amending a statewide software license agreement not previously approved by the Legislature, that obligates state funds in the current year or future years, whether or not the obligation will result in a net expenditure or savings. Departments are required to prepare the appropriate business proposal for submission to the Department of Finance for review and approval. At a minimum, the business proposal must contain 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. The statewide software license agreement may not be entered into or amended unless the approval of the Department 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 chairperson of the budget committee 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 Control 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. 11.52. Notwithstanding any other provision of law, the State Controller shall transfer to the General Fund the unencumbered balance, as of June 30, 2003, from the Energy and Resources Fund.

SEC. 12.00. For the purposes of Article XIII B of the California Constitution, there is hereby established a state ''appropriations limit'' of sixty-one billion ~~two hundred sixty-two~~ *seven hundred two* million dollars ~~($61,262,000,000)~~ *($61,702,000,000)* for the 2003–04 fiscal year.

Any judicial action or proceeding to attack, review, set aside, void, or annul the ''appropriations limit'' for the 2003–04 fiscal year shall be commenced within 45 days of the effective date of this act.

SEC. 12.10. There is hereby appropriated from the General Fund the sum of forty-eight million dollars ($48,000,000) to satisfy the state's 2003–04 obligation pursuant to the Settlement Agreement in the case of Craig Brown v. U.S. Department of Health and Human Services, et al. (Ninth Circuit Appeal No. 99-16992).

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

2003–04 Final Change Book for the 2003–04 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 chairperson of the committee in each house of the Legislature that considers 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 the Education Code, the total appropriations for Proposition 98 for the 2003–04 fiscal year are ~~$29,758,383,000~~ *$29,788,138,000* or 44.0 percent of total General Fund revenues and transfers subject to the state appropriations limit. General Fund revenues appropriated for school districts are ~~$27,420,918,000~~ *$27,450,810,000* or 40.6 percent of total General Fund revenues and transfers subject to the state appropriations limit. General Fund revenues appropriated for community college districts are $2,244,094,000 or 3.3 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 ~~$93,371,000~~ *$93,234,000* 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 ~~20~~ *10* percent of the amount apportioned to any school district, county office of education, or other educational agency under the programs funded in this act that were funded in Item 6110-230-001 of Section 2.00 of SB 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 ~~125~~ *115* percent of the amount of state funding allocated pursuant to the appropriations to that recipient for those programs in this act for the 2003–04 fiscal year. Notwithstanding any other provision of law, for the 2003–04 fiscal year, local education 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 the Education Code, and to continue to support following the three-to-five year state grant period, or to expand, a Healthy Start program pursuant to Chapter 5 (commencing with Section 8800) of Part 6 of the Education Code.

(b) The education programs that are eligible for the flexibility provided in subdivision (a) included the following items: Items 6110-108-0001, 6110-111-0001, 6110-116-0001, 6110-119-0001, 6110-120-0001, 6110-122-0001, 6110-124-0001, ~~6110-126-0001,~~ 6110-127-0001, 6110-128-0001, 6110-131-0001, 6110-132-0001, ~~6110-146-0001,~~ 6110-151-0001, 6110-163-0001, 6110-167-0001, ~~6110-180-0001,~~ 6110-181-0001, 6110-193-0001, 6110-197-0001, 6110-203-0001, 6110-224-0001, and 6110-209-0001 of this act.

(c) As a condition of receiving the funds provided for the programs identified in subdivision (b), local education agencies shall report to the State Department of Education by October ~~15~~ *8* , 2004, on any amounts shifted between these programs pursuant to the flexibility provided in subdivision (a). The Department of Education shall collect and provide this information to the Joint Legislative Budget Committee, chairs and vice chairs of the fiscal committees for education of the Legislature and the Department of Finance, by February 1, 2005.

~~SEC. 12.50. Notwithstanding any other provision of law, the Controller, upon order of the Director of Finance, shall transfer funds to Item 6110-211-0001 of this act from any of the Budget Act items for categorical programs identified in the Charter School Funding Model established pursuant to Chapter 78 of the Statutes of 1999. The transfers shall be based on the average daily attendance (ADA) calculations made by the Superintendent of Public Instruction, as specified in the Charter School Funding Model, and reported to the Director of Finance by October 1, 2004.~~

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 CalSAFE program, Item 6110-198-0001. The Department of Finance shall notify the Joint Legislative Budget Committee of any transfers made under this control section. The items between which the Controller may transfer funds pursuant to this section are the following: Items 6110-104-0001, 6110-112-0001, 6110-121-0001, 6110-125-0001, 6110-158-0001, 6110-184-0001, 6110-191-0001, 6110-193-0001, 6110-195-0001, 6110-198-0001, *6110-204-0001, 6110-205-0001, 6110-211-0001,* 6110-232-0001, and 6110-234-0001.

SEC. 12.75. The Superintendent of Public Instruction shall reduce funding for basic aid school districts from the Proposition 98 categorical funds appropriated in this act that would otherwise be allocated to

basic aid school districts, in accordance with legislation to be enacted prior to January 1, 2004.

SEC. 13.00. (a) Notwithstanding any other provision of law, expenditures under Item 0160-001-0001 of Section 2.00 of this act 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 Rules Committee.

(b) Notwithstanding any other provision of law, the unencumbered balances as of June 30, 2004, of the appropriations made by Items 0160-001-0001 and 8840-001-0001 of the Budget Act of 2003 are reappropriated and shall be available for encumbrance until June 30, 2005, 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 money that is received as payment for the sale of services or personal property by the agency that has not been taken into consideration in the schedule of Item 0160-001-0001 or is in excess of the amount so taken into consideration is to be credited to that item and is 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 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.

SEC. 14.00. (a) Notwithstanding any other provision of law, if the Director of the Department 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 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 is sufficient money 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 2003–04 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 2003–04 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 is sufficient money 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 2003–04 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 de partment, 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 the Department of Consumer Affairs shall provide a report by March 1, 2004, on all loans initiated or repayments made pursuant to subdivision (a) or (b) within the preceding 12-month

period 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 the Department 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. 17.00. The Budget Act of 2003 includes $73,315,000 ($20,019,000 General Fund [GF], $50,566,000 federal funds [FF], $2,730,000 special funds [SF] for applicant state agencies, departments, boards, commissions or other entities of state government in support of federal Health Insurance Portability and Accountability Act (HIPAA) activities. These funds are allocated to the following entities: $62,893,000 ($13,514,000 GF, $47,196,000 FF, $2,183,000 SF) for the Department of Health Services; $3,572,000 ($2,971,000 GF, $601,000 FF) for the California Health and Human Services Agency; $2,155,000 ($1,077,000 GF, $1,078,000 FF) for the Department of Mental Health; $1,975,000 ($988,000 GF, $987,000 FF) for the Department of Alcohol and Drug Programs; $901,000 ($492,000 GF, $409,000 FF) for the Department of Developmental Services; $638,000 GF for the Department of Corrections; $500,000 ($205,000 GF, $295,000 FF) for the Department of Social Services; $225,000 SF for the Department of Personnel Administration; $223,000 SF for the Public Employees' Retirement System; $134,000 GF for the Department of Veterans Affairs; and $99,000 SF for the Office of Statewide Health Planning and Development.~~

SEC. 17.00. The Budget Act of 2003 includes $74,514,000 ($20,779,000 General Fund [GF], $51,005,000 federal funds [FF], $2,730,000 special funds [SF]) for applicant state agencies, departments, boards, commissions, or other entities of state government in support of federal Health Insurance Portability and Accountability Act (HIPPA) activities. These funds are allocated to the following entities: $64,226,000 ($14,408,000 GF, $47,635,000 FF, $2,183,000 SF) for the Department of Health Services; $3,572,000 ($2,971,000 GF, $601,000 FF) for the California Health and Human Services Agency; $2,155,000 ($1,077,000 GF, $1,078,000 FF) for the Department of Mental Health; $1,975,000 ($988,000 GF, $987,000 FF) for the Department of Alcohol and Drug Programs; $901,000 ($492,000 GF, $409,000 FF) for the Department of Developmental Services; $638,000 GF for the Department of Corrections; $500,000 ($205,000 GF, $295,000 FF) for the Department of Social Services; $225,000 SF for the Department of Personnel Administration; $223,000 SF for the Public Employees' Retirement System; and $99,000 SF for the Office of Statewide Health Planning and Development.

SEC. 24.00. For the 2003–04 fiscal year, the donations and oil and mineral revenues from federal lands that are deposited in the State

School Fund shall be divided between Section A and Section 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 Section 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, Section 8.50, Section 28.00, Section 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 34 C.F.R. 300.7(b) paragraphs (3) and (4), 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 one million one hundred six thousand dollars ($1,106,000) received by the Driver Training Penalty Assessment Fund for the 2003–04 fiscal year shall be available for the purposes of Item 6110-001-0178 of Section 2.00 of this act. 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 control 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; $3,000,000 to the General Fund to reimburse the amounts appropriated in Item 0820-001-0001 Schedule (9) and Item 0820-101-0001 Schedule (2) to support the Witness Protection Program; and $14,000,000 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 order of the Director of Finance, shall transfer rental income received in the 2003–04 fiscal year pursuant to Section 17089 of the Education Code from the State School Building Aid Fund to the General Fund.

SEC. 24.60. (a) From the funds appropriated in Items 4300-003-0814, 4440-011-0814, 5460-001-0831, 6110-006-0814, 6110-101-0814, 6440-001-0814, 6600-001-0814, and 6870-101-0814 of this act, the State Department of Developmental Services, the State Department of Mental Health, the Department of the Youth Authority, the State Special Schools, the Regents of the University of California, the Board of Directors of Hastings College of the Law, the Board of Trustees of the California State University, and community college districts through the Chancellor of the California Community Colleges shall re-

port to the Governor and the Legislature no later than January 15, 2005, the amount of lottery funds that each entity received and the purposes for which those funds were expended in the 2003–04 fiscal year, including administrative costs, and proposed expenditures and purposes for expenditure for the 2004–05 fiscal year. If applicable, 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 also shall be reported.

(b) The State Department of Education shall conduct a survey of a representative sample of 100 local educational agencies to determine the patterns of use of lottery funds in those agencies. The sample shall be drawn to include all local educational agencies having more than 200,000 ADA and representative local educational agencies randomly selected by size, range, type, and geographical dispersion. On or before May 15, 2004, the State Department of Education shall report to the Legislature and the Governor the results of the survey for the 2002–03 fiscal year.

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. 25.00. For the purpose of achieving efficiencies in the administration and implementation of criminal justice programs, it is the intent of the Legislature that the Office of Criminal Justice Planning shall be abolished effective January 1, 2004. It is further the intent of the Legislature that juvenile justice programs administered by OCJP shall be transferred to the Board of Corrections; law enforcement programs shall be transferred to the Office of Emergency Services; and victims' services shall be transferred to the Victim's Compensation and Government Claims Board or other appropriate entity. No later than October 1, 2003, the Director of Finance shall submit a plan to the Chairperson of the Joint Legislative Budget Committee for restructuring these functions and for abolishing the Office of Criminal Justice Planning by January 1, 2004. This plan shall identify the specific programs and funding that would be transferred and shall also specify the administrative savings that would be achieved through the consolida-

tion of these functions, which shall include elimination of at least 50 executive and management positions existing on June 30, 2003. This plan shall not be effective without the approval of the Chairperson of the Joint Legislative Budget Committee and shall be implemented no sooner than 30 days after being submitted to the Joint Legislative Budget Committee.

The following amounts are hereby appropriated from the specified fund source for allocation by the Director of Finance for the purpose of implementing the restructuring plan:

Up to $25,628,000	*General Fund (0001)*
Up to $432,000	*Local Public Prosecutor and Public Defenders Training Fund (0241)*
Up to $8,541,000	*Victim Witness Assistance Fund (0425)*
Up to $7,142,000	*High Technology Theft Apprehension and Prosecution Program Trust Fund (0597)*
Up to $88,677,000	*Federal Trust Fund (0890)*

SEC. 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 2003–04 fiscal year, the Director of Finance shall furnish the chairpersons of the committees in each house of the Legislature that consider appropriations and the 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 des-

ignated 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 chairperson of the committee in each house of the Legislature that considers 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 chairperson of the committee in each house that considers appropriations and the Chairperson of the Joint Legislative Budget Committee or his or her designee, may in each instance determine.

SEC. 27.00. (a) Approval by the Department of Finance of the creation of deficiencies pursuant to Section 11006 of the Government Code or approval to expend at rates that, in the opinion of the Director of Finance, will require a deficiency appropriation, may be granted only in cases of actual necessity. It is the intent of the Legislature that authorization for deficiency spending under this section should be limited to cases of unanticipated expenses incurred in the operation of existing programs, where it is necessary to incur those expenses during the 2003–04 fiscal year. No deficiency authorization may be made under this section for any expenditure for capital outlay.

(b) The Director of Finance may not approve any deficiency authorization unless the approval is made in writing and filed with the Chairperson of the Joint Legislative Budget Committee and the chairperson of the committee in each house that considers 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 in each instance determine, except for an approval for an emergency expenditure. ''Emergency expenditure,'' for this purpose, means an expenditure incurred in response to conditions of disaster or extreme peril that threaten the health or safety of persons or property within the state. This notification requirement is not applicable to caseload increases in Medi-Cal, California Work Opportunity and Responsibility to Kids (CalWORKs), and Supplemental Security Income/State Supplementary Program (SSI/SSP). All notifications

shall include: (1) the date a deficiency request was received by the Department of Finance, (2) the reason for the proposed deficiency, (3) the approved amount, and (4) the basis of the department's determination that the expenditure for which the deficiency authorization is approved is required by a case of actual necessity.

(c) Approval for any emergency expenditure shall be made in writing and filed with the Chairperson of the Joint Legislative Budget Committee and the chairperson of the committee in each house that considers appropriations not later than 10 days after the effective date of the approval. All notices shall state the reason for and the amount of the deficiency, together with the director's determination that the expenditure for which the deficiency authorization is approved satisfies the criteria for emergency expenditures set forth in this section, and the basis for that determination.

(d) Each notification of deficiency or emergency expenditure shall include a determination by the Director of Finance as to whether the expenditure was considered in a legislative budget committee and formal action was taken to not approve the expenditure within the previous fiscal year.

(e) The Department of Finance shall provide copies of all requests from agencies to spend at rates that will result in a deficiency appropriation, in an aggregate amount for the 2003–04 fiscal year that exceeds five hundred thousand dollars ($500,000), to the Chairperson of the Joint Legislative Budget Committee and the chairperson of the committee in each house that considers appropriations. The department shall submit these copies within 15 working days of receipt. The transmittal of this information to the Legislature shall not be construed by the requesting agency as approval of the deficiency request.

(f) The Department of Finance shall provide deficiency bill updates to the Chairperson of the Joint Legislative Budget Committee and the chairperson of the committee in each house that considers appropriations if requested by the Legislature or as deemed necessary by the Department of Finance.

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 is not intended to provide an alternative budget process, and proposals for additional spending ordinarily should be considered in the annual State Budget or other state legislation.

(b) The Director of Finance may authorize the augmentation of the amount available for expenditure for any program, project, or function in the schedule set forth for any appropriation in this act or any additional program, project, or function in the amount of any additional, unanticipated funds that he or she estimates will be received by the state during the 2003–04 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 2003–04 fiscal year.

(c) The Director of Finance 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.

(d) Any augmentation or reduction that exceeds either (1) two hundred thousand dollars ($200,000) 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 to the chairperson of the committee in each house of the Legislature that considers appropriations, the chairpersons of the committees, and the appropriate subcommittees, in each house 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 of Finance that the augmentation meets each of the requirements set forth in subdivision (b). 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).

(e) 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, 2004.

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 2003–04 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 2003–04 fiscal year that exceeds two hundred thousand dollars ($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 chairperson of the committee in each house of the Legislature that considers 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 of this act.

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 budget 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, 2004, 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, 2004.

(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, including the General Fund appropriations made pursuant to Sections 11000 and 11000.1 of the Revenue and Taxation Code, to an entity of local government pursuant to the Vehicle License Fee Law (Part 5 (commencing with Section 10701) of Division 2 of the Revenue and Taxation Code).

SEC. 31.00. (a) The appropriations made by this act shall be subject, unless otherwise provided by law, to Section 13320 of, 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 Director of Finance, or his or her authorized designee, shall notify the Chairperson of the Joint Legislative Budget Committee within 30 days of authorizing any position not authorized for that fiscal year by the Legislature or any reclassification to a position with a minimum step per month of six thousand thirty-two dollars ($6,032) as of July 1, 2003. He or she also shall report all transfers to blanket authorizations and the establishment of any permanent positions out of a blanket authorization.

(d) All positions administratively established pursuant to this section during the 2003–04 fiscal year shall terminate on June 30, 2004, except for those positions that have been (a) included in the Governor's Budget for the 2004–05 fiscal year as proposed new positions, or (b) approved by the Department of Finance and reported to the Legislature after the 2004–05 Governor's Budget submission to the Legislature. The positions identified in (a) and (b) above may be reestablished by the Department of Finance during the 2004–05 fiscal year, provided these positions are shown in the Governor's Budget for the 2005–06 fiscal year as submitted to the Legislature, or in subsequent Department of Finance letters to the Legislature, and provided that these positions do not result

in the establishment of positions deleted by the Legislature through the budget process for the 2004–05 fiscal year.

(e) No money in any 2003–04 fiscal year appropriation not appropriated for that purpose may be expended for increases in salary ranges or any other employee compensation action unless 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 2004–05 fiscal year. If the Department of Finance determines that supplemental funding will be required, no certification shall be issued unless notification in writing is given by the Department of Finance, at least 30 days before certification is made, to the chairperson of the committee in each house that considers 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 the provisions of this section.

SEC. 32.00. 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 unless the consent of the Department of Finance is first obtained, and a certificate in writing is duly signed by the director of the department seeking authority for the expenditure, certifying the unavoidable necessity of the expenditure. 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. 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, unless the consent of the Department of Finance and the director's signature on the certificate, as required by this section, are first obtained, 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.

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. 35.00. This bill shall become operative only if both of the following occur: (a) this bill and Assembly Bill 1766 are enacted and become effective, and (b) Assembly Bill 1766 enacts a temporary ~~$0.05~~ half-percent sales tax increase to finance the deficit occurring in the 2003–04 fiscal year.

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 Consitution 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 2003–04 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, 2003. It is therefore necessary that this act go into immediate effect.

~~SEC. 38.00. Notwithstanding any other provision of this act, the dollar amounts set forth in various items and sections of this act, regardless of the form, are set forth for display purposes only and do not constitute an appropriation.~~

~~Nothing in this act shall be deemed to constitute an appropriation and no funds identified in this act, regardless of the context, shall be available for any purpose until expressly appropriated by another act.~~

INDEX BY BUDGET TITLE

SEC. 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.

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