

**Assembly Bill No. 4**

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Passed the Assembly February 15, 2008

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*Chief Clerk of the Assembly*

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Passed the Senate February 15, 2008

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*Secretary of the Senate*

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This bill was received by the Governor this \_\_\_\_\_ day  
of \_\_\_\_\_, 2008, at \_\_\_\_\_ o'clock \_\_\_\_M.

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*Private Secretary of the Governor*

## CHAPTER \_\_\_\_\_

An act to add Sections 8483.51 and 14041.1 to the Education Code, to amend Items 6110-246-0001 and 6110-485 of, and to add Item 6110-488 to, Section 2.00 of, and to repeal Section 9.00 of, the Budget Act of 2007 (Chapters 171 and 172 of the Statutes of 2007), relating to education finance, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

## LEGISLATIVE COUNSEL'S DIGEST

AB 4, Committee on Budget. Education finance: apportionment: deferral.

(1) The After School Education and Safety Program Act of 2002, as enacted by the initiative measure Proposition 49, continuously appropriates in each fiscal year up to \$550,000,000 from the General Fund to the State Department of Education for purposes of the After School Education and Safety Program.

This bill would specify that the funds appropriated for purposes of the program are available for encumbrance for one year after the date upon which they first become available for encumbrance, and thereafter the bill would subject the appropriated funds to certain statutory provisions regarding disbursements in liquidation of encumbrances.

(2) Existing law requires the Controller to draw warrants on the State Treasury in favor of the county treasurer of each county in each month of each year during the fiscal year from the State School Fund to the school districts under the jurisdiction of the county superintendent of schools of the county, to the county school service fund, and to the county school tuition fund of the county. Warrants for 6% of specified amounts allowed to the county school service funds and 6% of specified amounts apportioned to school districts and county school service funds for classes maintained by county superintendents of schools and to the county service fund are required to be drawn in July.

This bill would require the entire amount of the July warrant for the county school service fund and a specified percentage of the amount of the July warrant for school district apportionments,

county school service fund apportionments for classes maintained by the county superintendent of schools, and county school tuition fund apportionments to be deferred to the warrants drawn in September.

(3) The Budget Act of 2007 makes various appropriations for purposes of public education.

This bill would reduce specified appropriations made in that Budget Act. A reappropriation made in that Budget Act from the Proposition 98 Reversion Account to the School Facilities Program for purposes of funding the School Facilities Emergency Repair Account would be increased to \$200,000,000. The amount of that reappropriation would be in satisfaction of the amounts that would otherwise be provided in the 2007–08 fiscal year to that account. The authority of the Director of Finance to reduce the reappropriation of \$250,000,000 to the State Department of Education for the home-to-school transportation program would be repealed.

(4) The Budget Acts of 2003, 2004, 2005, and 2006 and other measures make various appropriations for purposes of public education.

This bill would reappropriate for the current fiscal year specified amounts or the unexpended balance of specified appropriations made in those prior Budget Acts to the State Department of Education for purposes of the Targeted Instructional Improvement Block Grant.

(5) The California Constitution authorizes the Governor to declare a fiscal emergency and to call the Legislature into special session for that purpose. The Governor issued a proclamation declaring a fiscal emergency, and called a special session for this purpose, on January 10, 2008.

This bill would state that it addresses the fiscal emergency declared by the Governor by proclamation issued on January 10, 2008, pursuant to the California Constitution.

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

Appropriation: yes.

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

SECTION 1. Section 8483.51 is added to the Education Code, to read:

8483.51. For purposes of Section 8483.5, the term “continuously appropriated” shall not be construed to mean “without regard to fiscal year.” The funds appropriated pursuant to subdivision (b) of Section 8483.5 are available for encumbrance for one year after the date upon which they first become available for encumbrance and are subject to Section 16304.1 of the Government Code.

SEC. 2. Section 14041.1 is added to the Education Code, to read:

14041.1. (a) Except as provided pursuant to subdivision (b), notwithstanding paragraphs (1) and (2) of subdivision (a) and subdivision (b) of Section 14041, for the 2008–09 fiscal year only:

(1) Warrants for amounts allowed to the county school service funds under subdivisions (a) and (b) of Section 14054 shall be for amounts equal to 0.9 percent in July, 12 percent in August, 15.1 percent in September, and 8 percent in each remaining month of the fiscal year of the amounts certified by the Superintendent as a part of the advance apportionment.

(2) Warrants for amounts apportioned to school districts and county school service funds for classes maintained by county superintendents of schools and to the county school tuition funds shall be for amounts equal to 0.9 percent in July, 12 percent in August, 13.1 percent in September, and 8 percent in October, November, December, and January, of the amounts certified by the Superintendent as a part of the advance apportionment.

(b) Notwithstanding subdivision (a) and subject to the approval of the Director of Finance, the Controller shall issue warrants pursuant to Section 14041 that include the full amount of the apportionment payments for the month of July for a local educational agency for which the county superintendent of schools certifies to the Superintendent of Public Instruction and to the Director of Finance on or before May 15, 2008, that the deferral of warrants pursuant to subdivision (a) will result in qualifying the local educational agency for an emergency apportionment pursuant to Article 2 (commencing with Section 41320) of Chapter 3 of Part 24 of Division 3 of Title 2.

SEC. 3. Item 6110-246-0001 of Section 2.00 of the Budget Act of 2007 is amended to read:

6110-246-0001—For local assistance, Department of Education (Proposition 98), for transfer by the Controller to Section A of the State School Fund for allocation by the Superintendent of Public Instruction for the unscheduled Targeted Instructional Improvement Block Grant pursuant to Article 6 of Chapter 3.2 (commencing with Section 41540) of Part 24 of Division 2 of Title 2 of the Education Code..... 680,207,975

Provisions:

1. Of the funds appropriated in this item, \$46,619,000 is for the purpose of providing a cost-of-living adjustment at a rate of 4.53 percent.
2. The funds appropriated in this item reflect a reduction to the base funding of 0.48 percent for a statewide decline in average daily attendance.
3. Notwithstanding any other provision of law, an additional \$100,118,000 in expenditures for this item has been deferred until the 2008–09 fiscal year.

SEC. 4. Item 6110-485 of Section 2.00 of the Budget Act of 2007 is amended to read:

6110-485—Reappropriation (Proposition 98), Department of Education. The sum of \$580,674,000 is hereby reappropriated from the Proposition 98 Reversion Account, for the following purposes:

0001—General Fund

- (1) \$200,000,000 to the School Facilities Program for the purpose of funding the School Facilities Emergency Repair Account as required by Chapter 899 of the Statutes of 2004. Notwithstanding any law, the amount provided in this schedule shall be in satisfaction of the amounts that would otherwise be provided for the 2007–08 fiscal year for the School Facilities Emergency Repair Account.
- (2) \$8,810,000 to the State Department of Education for the purpose of the Teacher Credentialing Block Grant pursuant to Article 4 (commencing with Section

41520) of Chapter 3.2 of Part 24 of Division 2 of Title 2 of the Education Code to fund estimated participation in the 2006–07 budget year.

- (8) \$4,100,000 to the State Department of Education for the purpose of funding community day school program deficiencies from the 2006–07 fiscal year.
- (9) \$1,900,000 to the State Department of Education on a one-time basis for maintenance of the K–12 High Speed Network. The program shall provide a status report to the Department of Finance, Legislative Analyst’s Office, and budget committees of each house of the Legislature by March 1, 2008, on the use of these funds and whether any unplanned program savings are anticipated (due to vendor allowances, base program savings, or other specified matters).
- (11) \$385,000 to the Superintendent of Public Instruction, on a one-time basis, for allocation to the Fiscal Crisis and Management Assistance Team (FCMAT) to conduct comprehensive assessments pursuant to Section 41327.1 of the Education Code. Of the amount appropriated in this paragraph, FCMAT shall use \$150,000 for an assessment of the Oakland Unified School District, \$125,000 for an assessment of the Vallejo City Unified School District and \$110,000 for an assessment of the West Fresno Elementary School District. The FCMAT shall provide a copy of the written report to the appropriate fiscal and policy committees of the Legislature, the Members of the Legislature representing those school districts, any advisory councils of those school districts, the Superintendent of Public Instruction, the county superintendent of schools with jurisdiction over those school districts, the Department of Finance, and the Office of the Secretary for Education.
- (12) \$115,479,000 to the State Department of Education, on a one-time basis, to backfill the Deferred Maintenance Program.
- (13) Notwithstanding subdivision (b) of Section 17592.71 of the Education Code, \$250,000,000 shall be transferred by the Controller from the School Facilities

Emergency Repair Account to the Proposition 98 Reversion Account no later than 30 days after the enactment of the Budget Act.

- (14) \$250,000,000 to the State Department of Education for the home-to-school transportation program, pursuant to Article 10 (commencing with Section 41850) of Chapter 5 of Part 24 of Division 2 of Title 2 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 Division 2 of Title 2 of the Education Code.

SEC. 5. Item 6110-488 is added to Section 2.00 of the Budget Act of 2007, to read:

6110-488—Reappropriation (Proposition 98), Department of Education. Notwithstanding any other law, the unobligated balances from the following items are available for reappropriation for the purpose specified in Provision 1 of this item.

0001—General Fund

- (1) \$25,297 or whatever the greater or lesser amount reflects the unexpended balance of the amount appropriated for preschool education in Schedule (1) of Item 6110-196-0001 of the Budget Act of 2003 (Ch. 157, Stats. 2003).
- (2) \$838,589 or whatever the greater or lesser amount reflects the unexpended balance of the amount appropriated for child care in Schedule (1.5) of Item 6110-196-0001 of the Budget Act of 2003 (Ch. 157, Stats. 2003).
- (3) \$20,260 or whatever the greater or lesser amount reflects the unexpended balance of the amount appropriated for preschool education in Schedule (1) of Item 6110-196-0001 of the Budget Act of 2004 (Ch. 208, Stats. 2004).
- (4) \$2,260,825 or whatever the greater or lesser amount reflects the unexpended balance of the amount appropriated for child care in Schedule

- (1.5) of Item 6110-196-0001 of the Budget Act of 2004 (Ch. 208, Stats. 2004).
- (5) \$1,674,000 or whatever the greater or lesser amount reflects the unexpended balance of the amount appropriated for California's pupil testing program in Schedules (2), (3), and (4) of Item 6110-113-0001 of the Budget Act of 2005 (Chs. 38 and 39, Stats. 2005).
  - (6) \$306,810 or whatever the greater or lesser amount reflects the unexpended balance of the amount appropriated for Specialized Secondary Programs in Item 6110-122-0001 of the Budget Act of 2005 (Chs. 38 and 39, Stats. 2005).
  - (7) \$357,000 or whatever the greater or lesser amount reflects the unexpended balance of the amount appropriated for the High Priority Schools Grant Program in Schedule (2) of Item 6110-123-0001 of the Budget Act of 2005 (Chs. 38 and 39, Stats. 2005).
  - (8) \$1,040,000 or whatever the greater or lesser amount reflects the unexpended balance of the amount appropriated for the adults in correctional facilities program in Item 6110-158-0001 of the Budget Act of 2005 (Chs. 38 and 39, Stats. 2005).
  - (9) \$2,093,000 or whatever the greater or lesser amount reflects the unexpended balance of the amount appropriated for Partnership Academies in Item 6110-166-0001 of the Budget Act of 2005 (Chs. 38 and 39, Stats. 2005).
  - (10) \$345,000 or whatever the greater or lesser amount reflects the unexpended balance of the amount appropriated for the National Board Certification program in Item 6110-195-0001 of the Budget Act of 2005 (Chs. 38 and 39, Stats. 2005).
  - (11) \$12,618,945 or whatever the greater or lesser amount reflects the unexpended balance of the amount appropriated for CalWORKS Stage 2 child care in Schedule (1.5) of Item 6110-196-0001 of the Budget Act of 2005 (Chs. 38 and 39, Stats. 2005).

- (12) \$7,222,000 or whatever the greater or lesser amount reflects the unexpended balance of the amount appropriated for the Cal-SAFE Program in Schedules (1), (2), and (3) of Item 6110-198-0001 of the Budget Act of 2005 (Chs. 38 and 39, Stats. 2005).
- (13) \$1,200,000 or whatever the greater or lesser amount reflects the unexpended balance of the amount appropriated for child nutrition in Item 6110-203-0001 of the Budget Act of 2005 (Chs. 38 and 39, Stats. 2005).
- (14) \$25,000,000 or whatever the greater or lesser amount reflects the unexpended balance of the amount appropriated for the Program to Reduce Class Size in Two Courses in Grade 9 in Item 6110-232-0001 of the Budget Act of 2005 (Chs. 38 and 39, Stats. 2005).
- (15) \$12,000,000 or whatever the greater or lesser amount reflects the unexpended balance of the amount appropriated for the Class Size Reduction Program in Item 6110-234-0001 of the Budget Act of 2005 (Chs. 38 and 39, Stats. 2005).
- (16) \$49,000 or whatever the greater or lesser amount reflects the unexpended balance of the amount appropriated for the alternative certification program in Schedule (1) of Item 6360-101-0001 of the Budget Act of 2005 (Chs. 38 and 39, Stats. 2005).
- (17) \$365,000 or whatever the greater or lesser amount reflects the unexpended balance of the amount appropriated for the California School Paraprofessional Teachers Training Program in Schedule (2) of Item 6360-101-0001 of the Budget Act of 2005 (Chs. 38 and 39, Stats. 2005).
- (18) \$5,383 or whatever the greater or lesser amount reflects the unexpended balance of the amount appropriated for the California Community Colleges in Schedule (1), Provision 5.5, of Item 6870-101-0001 of the Budget Act of 2005 (Chs. 38 and 39, Stats. 2005).

- (19) \$9,937 or whatever the greater or lesser amount reflects the unexpended balance of the amount appropriated for the California Community Colleges in Schedule (4) of Item 6870-101-0001 of the Budget Act of 2005 (Chs. 38 and 39, Stats. 2005).
- (20) \$1,340,266 or whatever the greater or lesser amount reflects the unexpended balance of the amount appropriated for the California Community Colleges in Schedule (6) of Item 6870-101-0001 of the Budget Act of 2005 (Chs. 38 and 39, Stats. 2005).
- (21) \$28,000 or whatever the greater or lesser amount reflects the unexpended balance of the amount appropriated for the California Community Colleges in Schedule (7) of Item 6870-101-0001 of the Budget Act of 2005 (Chs. 38 and 39, Stats. 2005).
- (22) \$167,006 or whatever the greater or lesser amount reflects the unexpended balance of the amount appropriated for the California Community Colleges in Schedule (8) of Item 6870-101-0001 of the Budget Act of 2005 (Chs. 38 and 39, Stats. 2005).
- (23) \$612,289 or whatever the greater or lesser amount reflects the unexpended balance of the amount appropriated for the California Community Colleges in Schedule (15) of Item 6870-101-0001 of the Budget Act of 2005 (Chs. 38 and 39, Stats. 2005).
- (24) \$585,482 or whatever the greater or lesser amount reflects the unexpended balance of the amount appropriated for the California Community Colleges in Schedule (18) of Item 6870-101-0001 of the Budget Act of 2005 (Chs. 38 and 39, Stats. 2005).
- (25) \$2,218,000 or whatever the greater or lesser amount reflects the unexpended balance of the amount appropriated for California's pupil testing program in Schedules (1) and (2) of Item 6110-

- 113-0001 of the Budget Act of 2006 (Chs. 47 and 48, Stats. 2006).
- (26) \$456,500 or whatever the greater or lesser amount reflects the unexpended balance of the amount appropriated for Administrator Training Programs in Item 6110-144-0001 of the Budget Act of 2006 (Chs. 47 and 48, Stats. 2006).
  - (27) \$2,460,000 or whatever the greater or lesser amount reflects the unexpended balance of the amount appropriated for the National Board Certification Program in Item 6110-195-0001 of the Budget Act of 2006 (Chs. 47 and 48, Stats. 2006).
  - (28) \$55,000,000 or whatever the greater or lesser amount reflects the unexpended balance of the amount appropriated for preschool education in Schedule (1) of Item 6110-196-0001 of the Budget Act of 2006 (Chs. 47 and 48, Stats. 2006).
  - (29) \$34,500,000 or whatever the greater or lesser amount reflects the unexpended balance of the amount appropriated for child care in Schedule (1.5) of Item 6110-196-0001 of the Budget Act of 2006 (Chs. 47 and 48, Stats. 2006).
  - (30) \$3,474,000 or whatever the greater or lesser amount reflects the unexpended balance of the amount appropriated for Cal-SAFE child care in Schedule (3) of Item 6110-198-0001 of the Budget Act of 2006 (Chs. 47 and 48, Stats. 2006).
  - (31) \$13,704,000 or whatever the greater or lesser amount reflects the unexpended balance of the amount appropriated for the Year Round School Grant Program in Schedule (1) of Item 6110-224-0001 of the Budget Act of 2006 (Chs. 47 and 48, Stats. 2006).
  - (32) \$5,000,000 or whatever the greater or lesser amount reflects the unexpended balance of the amount appropriated for the Program to Reduce Class Size in Two Courses in Grade 9 in Item 6110-232-0001 of the Budget Act of 2006 (Chs. 47 and 48, Stats. 2006).

- (33) \$29,000,000 or whatever the greater or lesser amount reflects the unexpended balance of the amount appropriated for the Class Size Reduction Program in Item 6110-234-0001 of the Budget Act of 2006 (Chs. 47 and 48, Stats. 2006).
- (34) \$1,563,000 or whatever the greater or lesser amount reflects the unexpended balance of the amount appropriated for the Pupil Retention Block Grant in Item 6110-243-0001 of the Budget Act of 2006 (Chs. 47 and 48, Stats. 2006).
- (35) \$2,101,212 or whatever the greater or lesser amount reflects the unexpended balance of the amount appropriated for county offices of education for Williams audits in Item 6110-266-0001 of the Budget Act of 2006 (Chs. 47 and 48, Stats. 2006).
- (36) \$656,500 or whatever the greater or lesser amount reflects the unexpended balance of the amount appropriated for the certificated staff mentoring program in Item 6110-267-0001 of the Budget Act of 2006 (Chs. 47 and 48, Stats. 2006).
- (37) \$4,100,000 or whatever the greater or lesser amount reflects the unexpended balance of the amount appropriated to school districts, charter schools, and county offices of education for equipment, supplies, and professional development related to the establishment and operation of a three-year instructional school garden program pursuant to Article 8.5 (commencing with Section 51795) of Chapter 5 of Part 28 of Division 4 of Title 2 of the Education Code in Schedule (19) Item 6110-495 of the Budget Act of 2006 (Chs. 47 and 48, Stats. 2006).
- (38) \$300,000 or whatever the greater or lesser amount reflects the unexpended balance from the amount appropriated for the Alternative Certification Program in Schedule (1) of Item 6360-101-0001 of the Budget Act of 2006 (Chs. 47 and 48, Stats. 2006).

- (39) \$500,000 or whatever the greater or lesser amount reflects the unexpended balance from the amount appropriated for the California School Paraprofessional Teacher Training program in Schedule (2) of Item 6360-101-0001 of the Budget Act of 2006 (Chs. 47 and 48, Stats. 2006).
- (40) \$2,672,480 or whatever the greater or lesser amount reflects the unexpended balance of the amount made available pursuant to Provision 11.5 from the amount appropriated to the California Community Colleges in Schedule (3) of Item 6870-101-0001 of the Budget Act of 2006 (Chs. 47 and 48, Stats. 2006).
- (41) \$27,970 or whatever the greater or lesser amount reflects the unexpended balance of the amount appropriated to the California Community Colleges in Schedule (4) of Item 6870-101-0001 of the Budget Act of 2006 (Chs. 47 and 48, Stats. 2006).
- (42) \$3,193,048 or whatever the greater or lesser amount reflects the unexpended balance of the amount appropriated to the California Community Colleges in Schedule (6) of Item 6870-101-0001 of the Budget Act of 2006 (Chs. 47 and 48, Stats. 2006).
- (43) \$448,883 or whatever the greater or lesser amount reflects the unexpended balance of the amount appropriated to the California Community Colleges in Schedule (8) of Item 6870-101-0001 of the Budget Act of 2006 (Chs. 47 and 48, Stats. 2006).
- (44) \$954,423 or whatever the greater or lesser amount reflects the unexpended balance of the amount appropriated to the California Community Colleges in Schedule (18) of Item 6870-101-0001 of the Budget Act of 2006 (Chs. 47 and 48, Stats. 2006).
- (45) \$500,154 or whatever the greater or lesser amount reflects the unexpended balance from the amount appropriated to the California Community Col-

- leges for career technical education in Schedule (20) of Item 6870-101-0001 of the Budget Act of 2006 (Chs. 47 and 48, Stats. 2006).
- (46) \$10,175 or whatever the greater or lesser amount reflects the unexpended balance of the amount appropriated to the California Community Colleges in Schedule (23) of Item 6870-101-0001 of the Budget Act of 2006 (Chs. 47 and 48, Stats. 2006).
- (47) \$104,054 from the amount appropriated to California Community Colleges in Schedule (2) of Item 6870-486 of Section 2.00 of the Budget Act of 2007 (Chs. 171 and 172, Stats. 2007).
- (48) \$2,000,000 from the amount appropriated to California Community Colleges in Schedule (3) of Item 6870-486 of Section 2.00 of the Budget Act of 2007 (Chs. 171 and 172, Stats. 2007).
- (49) \$1,834,537 or whatever greater or lesser amount reflects the unexpended balance from paragraph (2) of subdivision (a) of Section 23 of Chapter 900 of the Statutes of 2004.
- (50) \$22,777,000 or whatever the greater or lesser amount reflects the unexpended balance from subparagraph (A) of paragraph (1) of subdivision (a) of Section 36 of Chapter 216 of the Statutes of 2004 as amended by subparagraph (F) of paragraph (1) of subdivision (a) of Section 36 of Chapter 900 of Statutes of 2004.
- (51) \$7,285,000 or whatever the greater or lesser amount reflects the unexpended balance of the amount appropriated to school districts and charter schools for purposes of parental involvement activities pursuant to Article 2 (commencing with Section 51120) of Chapter 1.5 of Part 28 of Division 4 of Title 2 of the Education Code in Schedule (9) of Section 43 of Chapter 79 of the Statutes of 2006.
- (52) \$3,400,000 or whatever the greater or lesser amount reflects the unexpended balance of the amount appropriated for teacher recruitment and

retention in Schedule (20) of Section 43 of Chapter 79 of the Statutes of 2006.

- (53) \$25,000,000 from the amount appropriated to the Child Care Facilities Revolving Fund established pursuant 8278.3 of the Education Code from Section 2.00 of the Budget Act of 2007 (Chs. 171 and 172, Stats. 2007).

Provision:

1. The sum of \$295,405,025 is hereby reappropriated to the State Department of Education for transfer by the Controller to Section A of the State School Fund for allocation by the Superintendent of Public Instruction for the unscheduled Targeted Instructional Improvement Block Grant pursuant to Article 6 (commencing with Section 41540) of Chapter 3.2 of Part 24 of Division 3 of Title 2 of the Education Code. The amount reappropriated pursuant to this section is for the use and support of the State of California for the 2007–08 fiscal year beginning July 1, 2007, and ending June 30, 2008.

SEC. 6. Section 9.00 of the Budget Act of 2007 is repealed.

SEC. 7. Notwithstanding any other law, three million seven hundred eighty-five thousand dollars (\$3,785,000) is reduced from the amount appropriated to the High Priority Schools Grant Program in Schedule (2) of Item 6110-123-0001 of Section 2.00 of the Budget Act of 2007 (Chs. 171 and 172, Stats. 2007).

SEC. 8. Notwithstanding any other law, twenty-five million dollars (\$25,000,000) is reduced from the amount appropriated to the State Department of Education for economic impact aid in Item 6110-128-0001 of Section 2.00 of the Budget Act of 2007 (Chs. 171 and 172, Stats. 2007).

SEC. 9. Notwithstanding any other law, six million two hundred fifty thousand dollars (\$6,250,000) is reduced from the amount appropriated to the State Department of Education for the Mathematics and Reading and Professional Development program in Schedule (3) of Item 6110-137-0001 of Section 2.00 of the Budget Act of 2007 (Chs. 171 and 172, Stats. 2007).

SEC. 10. Notwithstanding any other law, two million dollars (\$2,000,000) is reduced from the amount appropriated to the State

Department of Education for the National Board Certification program in Item 6110-195-0001 of Section 2.00 of the Budget Act of 2007 (Chs. 171 and 172, Stats. 2007).

SEC. 11. Notwithstanding any other law, twenty million dollars (\$20,000,000) is reduced from the amount appropriated to the State Department of Education for preschool education in Schedule (1) of Item 6110-196-0001 of Section 2.00 of the Budget Act of 2007 (Chs. 171 and 172, Stats. 2007).

SEC. 12. Notwithstanding any other law, twenty million two hundred fifty thousand dollars (\$20,250,000) is reduced from the amount appropriated to the State Department of Education for general child care services in Schedule (1.5) (a) of Item 6110-196-0001 of Section 2.00 of the Budget Act of 2007 (Chs. 171 and 172, Stats. 2007).

SEC. 13. Notwithstanding any other law, two million dollars (\$2,000,000) is reduced from the amount appropriated to the State Department of Education for the Cal-SAFE Program in Schedule (3) of Item 6110-198-0001 of Section 2.00 of the Budget Act of 2007 (Chs. 171 and 172, Stats. 2007).

SEC. 14. Notwithstanding any other law, five million dollars (\$5,000,000) is reduced from the amount appropriated to the State Department of Education for class size reduction in grade 9 in Item 6110-232-0001 of Section 2.00 of the Budget Act of 2007 (Chs. 171 and 172, Stats. 2007).

SEC. 15. Notwithstanding any other law, thirty-two million dollars (\$32,000,000) is reduced from the amount appropriated to the State Department of Education for class size reduction in kindergarten and grades 1 to 3, inclusive, of Item 6110-234-0001 of Section 2.00 of the Budget Act of 2007 (Chs. 171 and 172, Stats. 2007).

SEC. 16. Notwithstanding any other law, one million dollars (\$1,000,000) is reduced from the amount appropriated to the State Department of Education for the pupil retention block grant program in Item 6110-243-0001 of Section 2.00 of the Budget Act of 2007 (Chs. 171 and 172, Stats. 2007).

SEC. 17. Notwithstanding any other law, eighteen million fifty thousand dollars (\$18,050,000) is reduced from the amount appropriated to the State Department of Education for school safety consolidated competitive block grants in Item 6110-248-0001 of

Section 2.00 of the Budget Act of 2007 (Chs. 171 and 172, Stats. 2007).

SEC. 18. Notwithstanding any other law, forty-one million eight hundred twelve thousand dollars (\$41,812,000) is reduced from the amount appropriated to the State Department of Education for physical education teacher incentive grants in Item 6110-260-0001 of Section 2.00 of the Budget Act of 2007 (Chs. 171 and 172, Stats. 2007).

SEC. 19. Notwithstanding any other law, three million dollars (\$3,000,000) is reduced from the amount appropriated to the Commission on Teacher Credentialing for the alternative certification program in Schedule (1) of Item 6360-101-0001 of Section 2.00 of the Budget Act of 2007 (Chs. 171 and 172, Stats. 2007).

SEC. 20. Notwithstanding any other law, one million eight hundred thousand dollars (\$1,800,000) is reduced from the amount appropriated to the Commission on Teacher Credentialing for the paraprofessional teacher training program in Schedule (2) of Item 6360-101-0001 of Section 2.00 of the Budget Act of 2007 (Chs. 171 and 172, Stats. 2007).

SEC. 21. Notwithstanding any other law, one million one hundred fifty-eight thousand nine hundred forty-six dollars (\$1,158,946) is reduced from the amount made available in Provision 10 from the amount appropriated to the California Community Colleges for pupils who have failed the California High School Exit Exam in Schedule (3) of Item 6870-101-0001 of Section 2.00 of the Budget Act of 2007 (Chs. 171 and 172, Stats. 2007).

SEC. 22. Notwithstanding any other law, twelve thousand one hundred sixty-three dollars (\$12,163) is reduced from the amount appropriated to the California Community Colleges for foster care education programs in Schedule (7) of Item 6870-101-0001 of Section 2.00 of the Budget Act of 2007 (Chs. 171 and 172, Stats. 2007).

SEC. 23. Notwithstanding any other law, six million one hundred thousand dollars (\$6,100,000) is reduced from the amount appropriated to the California Community Colleges for economic development in Schedule (15) of Item 6870-101-0001 of Section 2.00 of the Budget Act of 2007 (Chs. 171 and 172, Stats. 2007).

SEC. 24. Notwithstanding any other law, ten million dollars (\$10,000,000) is reduced from the amount appropriated to the California Community Colleges for career technical education in Schedule (20) of Item 6870-101-0001 of Section 2.00 of the Budget Act of 2007 (Chs. 171 and 172, Stats. 2007).

SEC. 25. Notwithstanding any other law, one million one hundred forty-two thousand eight hundred eighty-five dollars (\$1,142,885) is reduced from the amount appropriated to the California Community Colleges in subdivision (b) of Provision (27) of Item 6870-101-0001 of Schedule 23 of Section 2.00 of the Budget Act of 2007 (Chs. 171 and 172, Stats. 2007).

SEC. 26. Notwithstanding any other law, eleven million dollars (\$11,000,000) is reduced from the amount appropriated to the State Department of Education for home-to-school transportation in Section 37 of Chapter 79 of the Statutes of 2006, as amended by Section 31 of Chapter 174 of the Statutes of 2007.

SEC. 27. This act addresses the fiscal emergency declared by the Governor by proclamation on January 10, 2008, pursuant to subdivision (f) of Section 10 of Article IV of the California Constitution.

SEC. 28. This act is an urgency statute necessary for the immediate preservation of the public peace, health, or safety within the meaning of Article IV of the Constitution and shall go into immediate effect. The facts constituting the necessity are:

In order to preserve the solvency of the General Fund in the 2007–08 fiscal year, by reducing appropriations made for purposes of public education and reappropriating other available funds, it is necessary that this act take effect immediately.



























Approved \_\_\_\_\_, 2008

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*Governor*