

AMENDED IN ASSEMBLY MAY 2, 1996
AMENDED IN ASSEMBLY APRIL 10, 1996

CALIFORNIA LEGISLATURE—1995–96 REGULAR SESSION

ASSEMBLY BILL

No. 3323

Introduced by Assembly Members Hannigan and Brown
(Coauthors: Senators ~~Johannessen~~ Craven, Johannessen,
and Thompson)

February 23, 1996

An act relating to highways, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

LEGISLATIVE COUNSEL'S DIGEST

AB 3323, as amended, Hannigan. Highways: environmental mitigation.

Existing law declares the Legislature's intent to annually allocate \$10,000,000 to the Environmental Enhancement and Mitigation Demonstration Program Fund to be used for making grants to local, state, and federal agencies and nonprofit entities that undertake projects to mitigate the adverse environmental effects of existing and future transportation facilities. Funds were appropriated in the *Budget Act of 1992 and the Budget Act of 1993* to the Department of Transportation for this purpose.

This bill would appropriate ~~\$425,000~~ \$475,175 from that fund to the department *for allocation* to complete *the Guajome Marsh Restoration Project in San Diego County and the Hill*

Slough Wildlife Area Interpretive Center and Marsh Restoration in Solano County, ~~and the~~. *The bill would provide that those funds would be available for expenditure for those projects until June 30, 1997, and June 30, 1999, respectively.*

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

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

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

1 SECTION 1. The Legislature finds and declares all of
2 the following:

3 ~~(a) The Suisun Marsh Restoration Project is being~~

4 (a) (1) *The Guajome Marsh Restoration Project is*
5 *being carried out in conjunction with the widening of*
6 *State Highway Route 76 in San Diego County in order to*
7 *mitigate the adverse environmental effects of the*
8 *highway project.*

9 (2) *Item 2660-125-183 of Section 2.00 of the Budget Act*
10 *of 1992 appropriated funds to the Department of*
11 *Transportation, payable from the Environmental*
12 *Enhancement and Mitigation Demonstration Program*
13 *Fund, for allocation to projects, including the Guajome*
14 *Marsh Restoration Project, to mitigate the adverse*
15 *environmental effects of transportation facilities.*

16 (3) *Because unforeseeable forces of nature,*
17 *particularly the heavy rainfall and flooding of 1995,*
18 *prevented the Guajome Marsh Restoration Project from*
19 *being completed in time to avoid reversion of the*
20 *previously appropriated and allocated funds, it is*
21 *necessary to appropriate a portion of those funds again in*
22 *order to permit the final payment of fifty thousand one*
23 *hundred seventy-five dollars (\$50,175) to the county for*
24 *the marsh restoration project.*

25 (b) (1) *The Hill Slough Wildlife Area Interpretive*
26 *Center and Marsh Restoration is being carried out in*
27 *conjunction with the widening of State Highway Route 12*
28 *in Solano County in order to mitigate the adverse*
29 *environmental effects of the highway project.*



1 ~~(b)~~

2 (2) Item 2660-125-183 of Section 2.00 of the Budget Act
3 of 1993 appropriated funds to the Department of
4 Transportation, payable from the Environmental
5 Enhancement and Mitigation Demonstration Program
6 Fund, for allocation to projects, including four hundred
7 twenty-five thousand dollars (\$425,000) to the Hill Slough
8 Wildlife Area Interpretive Center and Marsh Restoration
9 to mitigate the adverse environmental effects of
10 transportation facilities.

11 ~~(e)~~

12 (3) Because numerous delays for various reasons
13 prevented the ~~slough restoration project~~ *Hill Slough*
14 *Wildlife Area Interpretive Center and Marsh Restoration*
15 from being completed in time to avoid reversion of the
16 previously appropriated funds, it is necessary to
17 appropriate those funds again to make them available for
18 the completion of the ~~marsh restoration project~~ *Hill*
19 *Slough Wildlife Area Interpretive Center and Marsh*
20 *Restoration*.

21 SEC. 2. Notwithstanding any other provision of law,
22 the sum of four hundred ~~twenty-five thousand dollars~~
23 ~~(\$425,000)~~ *seventy-five thousand one hundred*
24 *seventy-five dollars (\$475,175)*, payable from the
25 Environmental Enhancement and Mitigation
26 Demonstration Program Fund, is appropriated to the
27 ~~department~~ *to Department of Transportation for*
28 *allocation as follows:*

29 (a) *The sum of fifty thousand one hundred*
30 *seventy-five dollars (\$50,175) to complete the Guajome*
31 *Marsh Restoration Project in San Diego County, which*
32 *shall be available for expenditure until June 30, 1997.*

33 (b) *The sum of four hundred twenty-five thousand*
34 *dollars (\$425,000) to complete the Hill Slough Wildlife*
35 *Area Interpretive Center and Marsh Restoration in*
36 *Solano County, and which shall be available for*
37 *expenditure until June 30, 1999.*

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



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

3 Because various delays prevented a highway
4 environmental mitigation ~~project~~ *projects* from being
5 completed in the time specified, it is necessary for this act,
6 which will enable the timely completion of the ~~project~~
7 *projects*, to take effect immediately.

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