

**AGENDA**  
**ASSEMBLY BUDGET SUBCOMMITTEE NO. 4**  
**ON STATE ADMINISTRATION**

**Assemblymember Rudy Bermudez, Chair**

TUESDAY, MARCH 11, 2003  
STATE CAPITOL, ROOM 447  
1:30 P.M.

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**LAO PRESENTATION**

OVERVIEW OF SUB COMMITTEE 4 BUDGET

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**CONSENT CALENDAR**

ITEM	DESCRIPTION
1111	Consumer Affairs
1120	Board of Accountancy
1130	Board of Architectural Examiners
1140	Athletic Commission
1170	Board of Behavioral Science Examiners
1230	Contractors' State License Board
1250	Board of Dentistry
1260	Dental Board of California
1270	Committee on Dental Auxiliaries
1340	Board of Registration for Geologists and Geophysicists
1350	Board of Guide Dogs for the Blind
1390	Dispensing Opticians, Medical Board of California
1400	Acupuncture Committee, Medical Board California
1420	Physical Therapy Examining Committee, Medical Board of California
1430	Physician Assistant Committee, Medical Board of California
1440	California Board of Podiatric Medicine, Medical Board of California
1450	Board of Psychology, Medical Board California
1455	Respiratory Care Board of California, Medical Board California
1460	Speech, Language, Pathology and Audiology Board, Medical Board California
1470	Board of Nursing Home Administrators
1475	California Board of Occupational Therapy, Medical Board of California
1480	State Board of Optometry
1485	The Osteopathic Medical Board of California

1490	California State Board of Pharmacy
1500	Board for Professional Engineers and Land Surveyors
1510	Board of Registered Nursing
1520	Court Reporters Board of California
1530	Structural Pest Control Board
1560	Veterinary Medical Board
1570	Registered Veterinary Technician Committee
1590	Board of Vocational Nurse Program
1600	Psychiatric Technician Program
8500	Board of Chiropractic Examiners
8510	Osteopathic Medical Board
8530	Board of Pilot commissioners for the Bays of San Francisco, San Pablo, and Suisun

## ITEMS TO BE HEARD

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## ITEMS ON CONSENT

### 1100 CONSUMER AFFAIRS

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The Department of Consumer Affairs (DCA) serves as an umbrella for 26 semi-autonomous boards, commissions, and committees that regulate over 180 professions. DCA is responsible for providing consumer protection while promoting a fair and competitive marketplace.

- 1111 Consumer Affairs
- 1120 Board of Accountancy
- 1130 Board of Architectural Examiners
- 1140 Athletic Commission
- 1170 Board of Behavioral Science Examiners
- 1230 Contractors' State License Board
- 1250 Board of Dentistry
- 1260 Dental Board of California
- 1270 Committee on Dental Auxiliaries
- 1340 Board of Registration for Geologists and Geophysicists
- 1350 Board of Guide Dogs for the Blind
- 1390 Dispensing Opticians, Medical Board of California
- 1400 Acupuncture Committee, Medical Board California
- 1420 Physical Therapy Examining Committee, Medical Board of California
- 1430 Physician Assistant Committee, Medical Board of California
- 1440 California Board of Podiatric Medicine, Medical Board of California
- 1450 Board of Psychology, Medical Board California
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- 1470 Board of Nursing Home Administrators
- 1475 California Board of Occupational Therapy, Medical Board of California
- 1480 State Board of Optometry
- 1485 The Osteopathic Medical Board of California
- 1490 California State Board of Pharmacy
- 1500 Board for Professional Engineers and Land Surveyors
- 1510 Board of Registered Nursing
- 1520 Court Reporters Board of California
- 1530 Structural Pest Control Board
- 1560 Veterinary Medical Board
- 1570 Registered Veterinary Technician Committee
- 1590 Board of Vocational Nurse Program
- 1600 Psychiatric Technician Program
- 8500 Board of Chiropractic Examiners
- 8510 Osteopathic Medical Board
- 8530 Board of Pilot commissioners for the Bays of San Francisco, San Pablo, and Suisun

## ITEMS TO BE HEARD

### 1100 CONSUMER AFFAIRS

The Department of Consumer Affairs (DCA) serves as an umbrella for 26 semi-autonomous boards, commissions, and committees that regulate over 180 professions. DCA is responsible for providing consumer protection while promoting a fair and competitive marketplace.

<b>ISSUE 1: SPECIAL FUND LOANS TO THE GENERAL FUND</b>
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The Senate has identified various increases in funding sources for loans to the general fund. The amounts have been recognized as achievable by the DCA. These funds and their proposed loan amounts by the governor and the Senate are as follows:

DCA Board/Bureau	2003-04 Governor's Budget Proposed Loan	Senate Proposed loans
Loan from Acupuncture Fund	-\$1,000	-1,500
Loan from Contractors' License Fund	-5,000	-8,700
Loan from State Dentistry Fund	-5,000	-5,000
Loan from Landscape Architects Fund	-1,000	-1,225
Loan from Court Reporters Fund	-1,000	-1,250
Loan from Psychiatric Technician Examiners Fund	-1,000	-1,000
Loan from Vocational Nurse Examiners Fund	-1,000	-2,000
Loan from Occupational Therapy Fund	-1,000	-1,000
Loan from Private Security Services Fund	-4,000	-4,000
Loan from Vehicle Inspection and Repair Fund	-5,000	-14,000
State Architects Board		-1,800
State Chiropractic Board <sup>1</sup>		-4000
<b>TOTALS</b>	<b>-\$23,001</b>	<b>-\$45,475</b>

<sup>1</sup> The State Chiropractic Board is separate from DCA. Loan amounts were obtained from The State Chiropractic Board.

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**BUREAU OF SECURITY AND INVESTIGATIVE SERVICES (BSIS)**

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The BSIS ensures that those who offer services as private investigators, repossessioners, uniformed security guards, private patrol operators, alarm company operators, alarm agents, locksmiths, and firearm and baton training facilities are fair and competent as required by law.

<b>ISSUE 2      IMPLEMENTATION OF SB 1241 (FIGUEROA) (CHAPTER 609, STATUTES OF 2002)</b>
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SB 1241 (Figueroa) (Chapter 609, Statutes of 2002) removes the provision allowing security guards to work utilizing a temporary registration card, pending the completion of a complete background check. All security guards are now required to have a separate Federal Bureau of Investigations (FBI) background check as well as the Department of Justice (DOJ) background check prior to obtaining a license.

In order to operate within the turn-around time of five to seven days for each security guard application, BSIS has hired 18 student assistants on a temporary basis. BSIS is requesting to convert 1.7 temporary help to permanent positions and augment their staff by 7.0 positions to address the additional workload. BSIS is also requesting a funding increase of \$111,000 and a redirection of funds in the amount of \$218,000 to cover the additional cost associated with the permanent positions.

This request would be funded from the Private Securities Services Fund and would have no General Fund impact.

**ISSUE 3: IMPLEMENTATION OF AB 2880 (CHAVEZ)  
(CHAPTER 886, STATUTES OF 2002)**

AB 2880 (Chavez) (Chapter 886, Statutes of 2002) requires registered security guards to complete 32 hours of training within a specified time period before their registration cards are issued. The bureau has requested on a one-time basis \$675,000 from the Private Securities Services Fund for fiscal year 2003/04 to create and update security guard training manuals and update the exam.

This request would be funded from the Private Securities Services Fund and would have no General Fund impact.

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## CEMETERY AND FUNERAL BUREAU

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The objectives of the Cemetery and Funeral Bureau are to ensure: 1) that only qualified applicants receive licenses to operate cemeteries, crematories or funeral establishments, or act as funeral directors, embalmers, apprentice embalmers, cremated remains disposers, cemetery brokers or salespeople; 2) that licensees comply with applicable rules and regulations; 3) that all trust funds are appropriately managed; 4) permanence of mausoleums and columbariums; and 5) proper handling of human remains in the interest of public health.

<b>ISSUE 4      IMPLEMENTATION OF SB 1952 (FIGUEROA)                   (CHAPTER 825, STATUTES OF 2002)</b>
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SB 1952 (Figueroa) (Chapter 825, Statutes of 2002) was created to protect consumers from the fraudulent practices of cemeteries and crematories. Since 1998, the Bureau has discovered several instances in which bodies were not properly taken care of. In 1998, Bureau inspectors found unrefrigerated bodies stored in a facility hallway. In another crematory facility, there were six instances in which the owner delivered cremated remains to families, when in fact, their bodies were still held in refrigeration. These and other examples prompted legislation that increases consumer protection provided by the bureau.

In order to meet the mandates of SB 1952 (Figueroa) (Chapter 825, Statutes of 2002), the Bureau is requesting \$121,000 in fiscal year (FY) 2003-04 and FY 2004-05 and \$66,000 ongoing. SB 1952 (Figueroa) requires the state's cemetery and crematories to appoint managers and requires each manager to be licensed. It also provides authority for the Bureau to charge fees for examining Crematory Manager and Cemetery Manager license applicants. This request will be funded through the Cemetery Fund, professions and vocations fund.

This Request will have no General Fund impact.

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## BUREAU OF AUTOMOTIVE REPAIR

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The Bureau of Automotive Repair operates two major programs in the automotive repair sector that protect the consumer; The Automotive Repair Program and the Smog Check Program. These programs are designed to protect the consumer, promote consumer education, and discipline unethical service dealers and technicians.

**8800 MEMBERSHIP IN INTERSTATE ORGANIZATIONS****ISSUE 5 LAO OPTION: MEMBERSHIPS IN INTERSTATE ORGANIZATIONS**

California has memberships in a variety of Interstate Organizations. The dues and fees for these programs are based on various formulas such as population. Enacted in the 2003-03 budget, the state is currently only paying half of the dues and fees charged by interstate organizations.

The Interstate Organizations that the state holds memberships with are as follows:

**(Dollars in Thousands)**

<b>Organization</b>	<b>2003/04 General Fund</b>
Council of State Governments	\$211
National Conference of State Legislatures	228
Western States Legislative Forestry Task Force	11
Pacific Fisheries Legislative Task Force	13
State and Local Legal Center	4
National Governors' Association	81
Coastal States' Organization	7
Western Governors' Association	18
National Center for State Courts	201
Western Interstate Commission for Higher Education	52
Interstate Compact for Education	68
For the Sake of Salmon	37
<b>TOTAL</b>	<b>\$931</b>

**COMMENTS:**

Finance and the LAO should respond to:

If it is possible for the state to defer any or all payment of Interstate Organization dues and/or fees for the budget year?

Whether departments should pay for those individual memberships that protect their unique interests?



**8820 COMMISSION ON THE STATUS OF WOMEN**

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The Commission on the Status of Women, a nonpartisan state agency, works in a culturally inclusive manner to promote equality and justice for all women and girls by advocating on their behalf with the Governor, the Legislature and other public policymakers, and by educating the public in the areas of economic equity including educational equity, access to health care including reproductive choice, violence against women and other key issue areas identified by the Commission as significantly affecting women and girls.

**ISSUE 6: LAO OPTION: ELIMINATION OF NON-ESSENTIAL COMMISSIONS AND BOARDS**

The LAO has proposed the option of eliminating various boards and commissions to achieve increased General Fund savings.

The Commission on the Status of Women has a proposed General Fund budget of \$443,000.

**COMMENTS:**

The commission should be prepared to respond to whether the commission provides duplicative services of other entities?