



**2009-10
Budget Conference Committee
on SB 61**

Upon Call of the Chair – Room 4203

PUBLIC SAFETY

**Assemblymember Noreen Evans, Chair
Senator Denise Moreno Ducheny, Vice Chair**

**Members: Senator Bob Dutton, Senator Mark Leno, Senator Alan Lowenthal, and Senator Mimi Walters
Assemblymember Bob Blumenfield, Assemblymember Kevin De León, Assemblymember Roger Niello, and Assemblymember Jim Nielsen**

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0250 Judicial Branch

Issue	Description	2009 Budget Act	May Revise	Comments
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0250-111-0001 Judicial Branch
0250-101-0932

252	10 Percent Unallocated Reduction to General Fund Transfer to the Trial Court Trust Fund	1,689,529,000	-168,569,000	
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The Governor's May Revise adjustment results in an unallocated reduction of \$393.3 million to funding for the state's trial courts in the 2009-10 fiscal year.

Assembly held open.

Senate held open.

0250 Judicial Branch

Issue	Description	2009 Budget Act	May Revise	Comments
0250-001-0001	Judicial Branch			
0250-111-0001				
0250-101-0932				
253	Electronic Court Reporting	1,689,529,000	-13,000,000	
301	<p>The Governor's May Revise proposal would implement electronic court reporting using a phased in approach of 20 percent of the state's courts per year. This proposal includes both Budget and Trailer Bill Language.</p> <p>Assembly did not hear this May Revision proposal. Assembly adopted Trailer Bill Language pertaining to purchase and use of electronic court reporting equipment.</p> <p>Senate did not hear this May Revision proposal.</p>			

0250 Judicial Branch

Issue	Description	2009 Budget Act	May Revise	Comments
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0250-101-0932 Judicial Branch

200 Trial Court Security 1,689,529,000 28,446,000

Administration's proposal would raise the fee for court security by \$7, from \$20 to \$27. The 2008 Budget Act included a \$20 million one-time augmentation to cover court security funding needs, which have grown at a rate in excess of funding increases provided to trial courts in recent fiscal years. This proposal includes Trailer Bill Language to develop court security standards as a means of containing future growth.

Assembly held open.

Senate held open.

0690 California Emergency Management Agency

Issue	Description	2009 Budget Act	May Revise	Comments
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**0690-001-0890 California Emergency Management Agency
0690-102-0890**

306	Federal Stimulus Justice	85,396,000	800,000	
316	Assistance Grant – One-time	(state ops)	(state ops)	

<p>Assembly held open this Governor’s proposal to provide additional budget authority for the department to expend federal stimulus dollars for the Federal Stimulus Justice Assistance Grant (JAG) program.</p>	<p>111,209,000 (local asst)</p>	<p>66,821,000 (local asst)</p>
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Senate held open this proposal.

0820 Department of Justice

Issue	Description	2009 Budget Act	May Revise	Comments
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0820-001-0001 Department of Justice

Charge Forensic Lab Fees 369,594,000 -20,000,000

The LAO proposes requiring that the Bureau of Forensic Services charge state and local law enforcement agencies lab fees for forensic services. Although existing law permits the department to charge fees for such services, they are generally provided at no charge and instead supported by the General Fund.

Assembly did not hear this proposal.

Senate did not hear this proposal.

0820 Department of Justice

Issue	Description	2009 Budget Act	May Revise	Comments
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0820-001-0001 Department of Justice

Reduce Bureau of Narcotic Enforcement Funding	369,594,000	-20,000,000		
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The LAO proposes to reduce funding for the Bureau of Narcotic Enforcement, which provides support to other law enforcement entities through regional offices, multi-agency drug and gang task forces, special operations units, drug diversion, gang suppression enforcement teams, and clandestine laboratory teams.

Assembly did not hear this proposal.

Senate did not hear this proposal.

5225 Department of Corrections and Rehabilitation

Issue	Description	2009 Budget Act	May Revise	Comments
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5225-001-0001 Department of Corrections and Rehabilitation

007	Division of Litigation Prevention	7,287,426,000	0	
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Assembly approved proposal to create the Division of Litigation Prevention and shift 13 positions from the Office of Court Compliance to this new division. Purpose of Division of Litigation Prevention would be to preemptively identify fixes to potential class action lawsuits or to work with the Department of Justice to ensure that new classes are not established.

Senate did not hear this proposal.

5225 Department of Corrections and Rehabilitation

Issue	Description	2009 Budget Act	May Revise	Comments
326	Change Sentencing Options for Lower Level Offenders	7,287,426,000	-99,883,000	
	Proposal would change sentencing law so that various property and drug crimes currently punishable as felonies or misdemeanors may only be punished as misdemeanors.			
	Assembly did not hear this May Revision proposal.			
	Senate did not hear this May Revision proposal.			

5225 Department of Corrections and Rehabilitation

Issue	Description	2009 Budget Act	May Revise	Comments
327	Targeted Commutation and Deportation of Undocumented Inmates	7,287,426,000	-182,092,000	
	<p>Under this proposal, the Governor would commute the sentences of all state inmates identified by the federal government for deportation upon release from prison. Affected inmates would be transferred to federal custody to be deported to their country of origin.</p> <p>Assembly did not hear this May Revision proposal.</p> <p>Senate did not hear this May Revision proposal.</p>			

5225 Department of Corrections and Rehabilitation

Issue	Description	2009 Budget Act	May Revise	Comments
328	Prison and Parole Reforms	7,287,426,000	90,129	
	<p>Proposal identifies the difference between the \$400 million vetoed from the department's budget and net savings estimated to be achieved from enacting the Governor's proposals, including parole reform, increased credit earning, change in property crime thresholds, and decreased parole agent caseloads.</p> <p>Assembly did not hear this May Revision proposal.</p> <p>Senate did not hear this May Revision proposal.</p>			

5225 Department of Corrections and Rehabilitation

Issue	Description	2009 Budget Act	May Revise	Comments
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329 Alternative Custody Options 7,287,426,000 -120,527,000

Proposal would allow the Secretary to place selected inmates under house arrest using GPS supervision during the remainder of their prison sentence. Eligibility for house arrest would be based on assessment of risk to reoffend and would be limited to inmates with less than 12 months to serve, elderly inmates, and medically infirm inmates.

Assembly did not hear this May Revision proposal.

Senate did not hear this May Revision proposal.

5225 Department of Corrections and Rehabilitation

Issue	Description	2009 Budget Act	May Revise	Comments
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330	Program Funding Elimination and Other Operational Savings	7,287,426,000	-787,076,000	
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Proposal would eliminate almost all inmate and parolee rehabilitation programs, including programs providing education, employment training, mental health treatment, and substance abuse treatment (\$455 million). Proposal would also eliminate the department's funding for facility repairs (\$48 million), require an unallocated reduction (\$300 million), and have offsetting costs due to lost inmate credit earnings (\$16 million).

Assembly did not hear this May Revision proposal.

Senate did not hear this May Revision proposal.

5225 Department of Corrections and Rehabilitation

Issue	Description	2009 Budget Act	May Revise	Comments
343	Adult and Juvenile Population Adjustment	7,287,426,000	-28,563,000	
	Proposal would reduce funding related to the department's most recent projections of the populations in the state's adult and juvenile facilities, as well as supervised on parole.			
	Assembly did not hear this May Revision proposal.			
	Senate did not hear this May Revision proposal.			

5225 Department of Corrections and Rehabilitation

Issue	Description	2009 Budget Act	May Revise	Comments
438	Technical Adjustment to Reducing Recidivism Strategies Funding	7,287,426,000	0	
	Proposal would shift existing funding among various inmate and parolee rehabilitation programs.			
	Assembly did not hear this May Revision proposal.			
	Senate did not hear this May Revision proposal.			

5225-001-0917 Department of Corrections and Rehabilitation

343	Adult Population Adjustment – Inmate Welfare Fund	66,704,000	-591,000	
	Conforms to 5225-001-0001, Issue 343			

5225 Department of Corrections and Rehabilitation

Issue	Description	2009 Budget Act	May Revise	Comments
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5225-002-0001 Department of Corrections and Rehabilitation

308	<i>Coleman v. Schwarzenegger</i> CMF Mental Health Crisis Bed Facility Staffing	2,262,086,000	4,595,000	
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Senate approved this Governor's proposal to provide staffing for a 50-bed specialized treatment facility for severely mentally ill inmates at the California Medical Facility (CMF). Proposal brings staffing levels into compliance with federal court-ordered staffing plan.

Assembly held open this Governor's proposal.

5225 Department of Corrections and Rehabilitation

Issue	Description	2009 Budget Act	May Revise	Comments
309	<i>Coleman v. Schwarzenegger</i> San Quentin Mental Health Crisis Bed Unit Staffing	2,262,086,000	3,587,000	<p>Senate approved this Governor's proposal to provide staffing for a 20-bed specialized treatment unit for severely mentally ill inmates at the San Quentin State Prison. Proposal brings staffing levels into compliance with federal court-ordered staffing plan.</p> <p>Assembly held open this Governor's proposal.</p>
343	Adult Population Adjustment – Inmate Health Care	2,262,086,000	-30,194,000	<p>Conforms to 5225-001-0001, Issue 343</p>

5225 Department of Corrections and Rehabilitation

Issue	Description	2009 Budget Act	May Revise	Comments
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5225-011-0001 Department of Corrections and Rehabilitation

**343 Population Adjustment:
Division of Juvenile Justice
Proposition 98** 48,558,000 1,138,000

Conforms to 5225-001-0001,
Issue 343

5225-101-0001 Department of Corrections and Rehabilitation

**343 Adult Population Adjustment
– Local Assistance
Adjustment** 79,226,000 20,222,000

Conforms to 5225-001-0001,
Issue 343

5225 Department of Corrections and Rehabilitation

Issue	Description	2009 Budget Act	May Revise	Comments
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5225-301-0660 Department of Corrections and Rehabilitation

801	San Quentin State Prison – Condemned Inmate Complex	14,950,000	0	
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Assembly approved budget bill language to restrict the ability of the department to encumber additional funds for the Condemned Inmate Complex project until specified conditions are met. These conditions involve resolution of questions regarding (1) the constitutionality of double-celling condemned inmates and (2) possible federal court-ordered early release of state inmates.

Senate did not hear this proposal.

9210 Local Public Safety Programs

Issue	Description	2009 Budget Act	May Revise	Comments
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Local Public Safety

**Redirect Local Public Safety
Funding**

0 -250,000,000

The LAO proposes to redirect half of the revenue from the temporary .15 percent Vehicle License Fee (VLF) increase to the General Fund. Additionally, the LAO proposes that the remaining funds be used to support a consolidated juvenile Justice program. This VLF increase currently supports various public safety grant programs.

Assembly did not hear this proposal.

Senate did not hear this proposal.

**Public Safety
Items Recommended for Vote Only**

Issue No.	Item	Description	2009 Budget Act	May Revise	Action
Judicial Branch					
1	150	0250-001-3037 Technical adjustment: new item for Immediate and Critical Needs Account	73,267,000	-10,000,000	Approve
		0250-001-3138 Technical adjustment: new item for Immediate and Critical Needs Account	0	10,000,000	Approve
2	152	0250-001-3037 Judicial staffing	73,267,000	2,892,000	Approve with BBL
3	153	0250-001-0001 Court appointed counsel BBL	354,945,000	0	Reject
4	302	0250-001-0001 Judges compensation savings	354,945,000	-234,000	Approve
		0250-101-0932 Judges compensation savings	2,926,185,000	-3,839,000	Approve
		0250-111-0001 Judges compensation savings	1,689,529,000	-3,839,000	Approve
		0250-698-0932 Judges compensation savings	0	3,839,000	Approve
5	303	0250-301-3037 Reappropriation: New Hollister Courthouse	140,970,000	2,640,000	Approve
6	304	0250-301-3037 Reappropriation: New Madera Courthouse	140,970,000	3,657,000	Approve
7	305	0250-301-3037 Reappropriation: New Susanville Courthouse	140,970,000	2,075,000	Approve
8	306	0250-301-3037 Reappropriation: New San Andreas Courthouse	140,970,000	2,397,000	Approve
9	307	0250-301-3138 New family justice center, Santa Clara County	0	0	Approve
10	310	0250-490- Reappropriation: capital outlay, Judicial Branch	0	0	Approve BBL
11	311	0250-301-3037 Technical change for SB 1407 projects	140,970,000	-97,870,000	Approve
12	312	0250-301-3138 Technical change for SB 1407 projects	0	97,870,000	Approve
13	320	0250-301-3037 Reappropriation: New Stockton Courthouse	140,970,000	9,917,000	Approve
14	325	0250-301-3138 Renovation to old Solano Courthouse	0	1,739,000	Approve

**Public Safety
Items Recommended for Vote Only**

	Issue No.	Item	Description	2009 Budget Act	May Revise	Action
California Emergency Management Agency						
15	201	0690-001-1014	ERI regional operations readiness	0	1,575,000	Reject
16	202	0690-001-1014	ERI new wildland firefighting engines	0	12,200,000	Reject
17	203	0690-001-1014	ERI law enforcement mutual aid	0	560,000	Reject
18	204	0690-001-1014	ERI emergency contingent contract	0	500,000	Reject
19	205	0690-001-0001	ERI State Warning Center	0	181,000	Reject
20	206	0690-001-1014	ERI emergency command center	0		Reject
21	207	0690-001-1014	ERI Sacramento-San Joaquin Delta emergency preparedness	0		Reject
22	304	0690-001-0001	State operations: victim services programs - one-time	44,813,000	973,000	Approve
		0690-001-0890	State operations: victim services programs - one-time	85,396,000	973,000	Approve
23	305	0690-001-0001	State operations: Federal Justice Assistance Grant - ongoing	44,813,000	2,400,000	Approve
		0690-001-0890	State operations: Federal Justice Assistance Grant - ongoing	85,396,000	2,400,000	Approve
24	308	0690-001-0001	Transfer Office of Youth and Gang Policy from OPR	44,813,000	1,467,000	Approve
25	309	0690-102-0214	Transfer Office of Youth and Gang Policy from OPR	792,000	9,215,000	Approve
26	314	0690-102-0890	State operations: victim services programs - one-time	111,209,000	14,755,000	Approve
27	315	0690-102-0890	State operations: Federal Justice Assistance Grant - ongoing	111,209,000	5,000,000	Approve
Department of Justice						
28	251	0820-001-0001	DNA testing workload increase	345,933,000	2,421,000	Approve
		0820-001-3086	DNA testing workload increase	29,267,000	2,421,000	Approve
Alfred E. Alquist Seismic Safety Commission						
29	TBL	1690-001-0217	Seismic safety commission support	1,191,000	0	Approve

**Public Safety
Items Recommended for Vote Only**

	Issue No.	Item	Description	2009 Budget Act	May Revise	Action
Victim Compensation and Government Claims Board						
30	301	1870-001-0890	Increase federal expenditure authority	1,613,000	405,000	Approve
		1870-111-0890	Increase federal expenditure authority	0	7,705,000	Approve
California Department of Corrections and Rehabilitation						
31	325	5225-501-0995	Federal stimulus fund (ARRA) adjustment	0	358,000,000	Approve
32	343	5225-501-0995	Population adjustment: reimbursements	0	122,000	Approve
33	434	5225-101-0001	Juvenile Justice Community Reentry Challenge Grant reappropriation	79,226,000	2,400,000	Approve
		5225-490-	Juvenile Justice Community Reentry Challenge Grant reappropriation	0	0	Approve reappropriation and BBL
34	440	5225-501-0001	Remove Lottery Education Fund backfill	0	-175,000	Approve
		5225-501-0831	Reflect Lottery Education Fund estimate	0	158,000	Approve
35	605	5225-301-0001	CIW 20 Bed Psych. Services Unit construction	39,776,000	704,000	Approve
36	606	5225-301-0001	CSP-SAC Enhanced Outpatient Facility	39,776,000	12,980,000	Approve reduction in working drawings (-\$194,000); reject acceleration of construction (\$13,174,000)
State Public Defender						
37	150	8140-001-0001	BBL: Flexibility to Request Funding for Specified Court Orders	11,052,000	0	Reject
California Horse Racing Board						
38	300	8550-001-0191	Restoration of CHRB funding to 2009 Budget Act level	10,418,000	717,000	Approve
39	Language	8550-001-0191	Language to clarify funding of California Horse Racing Board	10,418,000	0	Approve BBL and TBL