

AGENDA

ASSEMBLY BUDGET SUBCOMMITTEE NO. 4 ON STATE ADMINISTRATION

ASSEMBLYMEMBER WENDY CARRILLO, CHAIR

TUESDAY, MAY 2, 2023

1:30PM – STATE CAPITOL, ROOM 447

*This hearing can be viewed via live stream on the Assembly's website at
<https://assembly.ca.gov/todayevents>.*

We encourage the public to provide written testimony before the hearing. Please send your written testimony to: BudgetSub4@asm.ca.gov. Please note that any written testimony submitted to the committee is considered public comment and may be read into the record or reprinted.

To provide public comment, please call toll-free number: 877-692-8957 / Access Code: 131 54 47

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VOTE-ONLY CALENDAR

0511 GOVERNMENT OPERATIONS AGENCY

VOTE-ONLY ISSUE 1: 2019 MASS TIMBER BUILDING COMPETITION REAPPROPRIATION

The Government Operations Agency requests an extension on the encumbrance or expenditure availability of \$144,000 in Timber Regulation and Forest Restoration Funds until June 30, 2024.

This request would provide additional time for the Government Operations Agency to disburse funds to the winners of the 2019 California Mass Timber Building Competition. This competition was designed to highlight a category of engineered wood products known as mass timber, which have the potential to sequester carbon, improve forest management, and increase supply of materials for housing construction in California.

Through the competition, California is awarding a total of \$500,000 to four projects that demonstrate the potential of mass timber. These grants fund activities related to cost studies, permitting fees, and information exchange sessions.

STAFF COMMENTS

Staff has no concerns with the proposal.

Staff Recommendation: Approve as Budgeted.

8620 FAIR POLITICAL PRACTICE COMMISSION

VOTE-ONLY ISSUE 2: SB 794 IMPLEMENTATION – EXCESSIVE CONTRIBUTIONS

The FPPC requests \$284,000 in 2023-24 and \$270,000 in 2024-25 and ongoing from the General Fund for two positions to implement SB 794 (Glazer, Chapter 816, Statutes of 2022). SB 794 allows a committee that receives a contribution in excess of specified limits to return the contribution, or a portion of that contribution, without the contribution violating those limits, provided that the committee returns or attributes the amount in excess within 14 days of receipt.

Requested resources will provide the FPPC with two permanent positions in its Enforcement Division to review compliance of candidates and committees on their obligations under the new mandate established by SB 794.

STAFF COMMENTS

Staff has no concerns with the proposal.

Staff Recommendation: Approve as Budgeted

8885 COMMISSION ON STATE MANDATES

VOTE-ONLY ISSUE 3: FUNDED AND SUSPENDED MANDATES

This item reflects the Governor's January proposal along with the Spring Finance new mandate proposal and adjustments to fund and suspend mandates for the 2023-24 budget. The January budget proposes to fund two new mandates and the Spring Finance letter proposes to fund one new mandates and the SFL includes adjustments to match current appropriation levels provided by the State Controller's Office.

BACKGROUND

Mandates to be Funded. The budget proposes \$143.3 million to fund mandates as listed in the chart below. Of this amount, \$141.3 million is General Fund. The major change from the 2022-23 to the 2023-24 budget is the addition of three mandates: Sexual Assault Evidence Kits, Racial and Identity Profiling Mandate, and County of Los Angeles Citizen Redistricting Commission.

2023-24 Funded Local Government Mandates	Proposed Funding Levels
Accounting for Local Revenue Realignments	0
Allocation of Property Tax Revenues	796,000
California Public Records Act	0
Crime Victims' Domestic Violence Incident Reports	194,000
Custody of Minors-Child Abduction and Recovery	12,097,000
Domestic Violence Arrest Policies	10,369,000
Domestic Violence Arrests and Victims Assistance	2,538,000

Domestic Violence Treatment Services	2,215,000
Health Benefits for Survivors of Peace Officers and Firefighters	2,014,000
Local Agency Ethics	21,000
Medi-Cal Beneficiary Death Notices	16,000
Medi-Cal Eligibility of Juvenile Offenders	1,000
Peace Officer Personnel Records: Unfounded Complaints and Discovery	915,000
Rape Victim Counseling	562,000
Sexually Violent Predators	15,161,000
State Authorized Risk Assessment Tool for Sex Offenders	588,000
Threats Against Peace Officers	137,000
Tuberculosis Control	75,000
Unitary Countywide Tax Rates	404,000
Post Election Manual Tally	0
Sheriffs Court Security Services	0
U Visa Form 918, Victims of Crime: Non-Immigrant Status	1,607,000
Local Agency Employee Organizations, Impasse Procedures II	18,000
Peace Officer Training: Mental Health Crisis Intervention	518,000
Municipal Storm Water and Urban Runoff Discharges	0
Vote by Mail Ballots: Prepaid Postage	5,943,000
Sexual Assault Evidence Kits: Testing Mandate	33,523,000
Racial and Identity Profiling Mandate	50,522,000
County of Los Angeles Citizen Redistricting Commission	1,157,000
Total General Fund	\$141,391,000
Fund 0044	
Administrative License Suspension	1,809,000
Fund 0106	
Pesticide Use Reports	99,000
Totals	\$143,299,000

Suspended Mandates. The budget proposes to suspend 56 mandates with a cost estimate of \$548.9 million.

2023-24 Suspended Local Government Mandates for Governor's Budget	August 31, 2021 Balance (AB 3000 Report)
Absentee Ballots	49,538,762
Absentee Ballots: Tabulation by Precinct	67,700
AIDS/ Search Warrant	1,582,315
Airport Land Use Commission/Plan	0
Animal Adoption	38,210,865

Brendon Maguire	0
Conservatorship: Developmentally Disabled Adults	348,847
Coroner's Costs	221,667
Crime Statistics Reports for the Department of Justice	130,535,764
Crime Victims' Domestic Violence Incident Reports II	2,009,608
Developmentally Disabled: Attorneys' Services	1,200,934
DNA Database & Amendments to Postmortem Examinations	309,814
Domestic Violence Background Checks	11,927,294
Domestic Violence Information	0
Elder Abuse	0
Extended Commitment, Youth Authority	0
False Reports of Police Misconduct	10,085
Firearm Hearings for Discharged Inpatients	157,256
Grand Jury Proceedings	0
Interagency Child Abuse and Neglect Investigation Reports	66,442,238
Identity Theft	85,989,291
In-Home Supportive Services II	442,854
Inmate AIDS Testing	0
Judicial Proceedings	273,882
Law Enforcement Sexual Harassment	0
Local Coastal Plans	0
Mandate Reimbursement Process I	6,842,170
Mandate Reimbursement Process II	0
Mentally Disordered Offenders: Treatment as a Condition of Parole	4,909,840
Mentally Disordered Offenders' Extended Commitment Proceedings	7,221,996
Mentally Disordered Sex Offenders'	339,541
Mentally Retarded Defendants Representation	35,905
Missing Persons Report	0
Modified Primary Election	1,816,619
Not Guilty by Reason of Insanity	5,214,032
Open Meetings Act/Brown Act Reform	103,907,392
Pacific Beach Safety: Water Quality and Closures	343,927
Perinatal Services	2,251,785
Permanent Absent Voters II	11,906,707
Personal Safety Alarm Devices	(2,253)
Photographic Record of Evidence	290,594
Pocket Masks	0
Post Conviction: DNA Court Proceedings	410,230
Postmortem Examinations: Unidentified Bodies, Human Remains	5,460

Prisoner Parental Rights	0
Senior Citizens Property Tax Postponement	480,794
Sex Crime Confidentiality	0
Sex Offenders: Disclosure by Law Enforcement Officers	0
SIDS Autopsies	0
SIDS Contacts by Local Health Officers	0
SIDS Training for Firefighters	(981)
Stolen Vehicle Notification	1,116,840
Structural and Wildland Firefighter Safety Clothing and Equipment	(8,722)
Very High Fire Hazard Severity Zones	0
Voter Identification Procedures	10,075,391
Voter Registration Procedures	2,481,096
Total Suspended Mandates	\$ 548,907,539

Deferred Mandates. The budget proposes to defer 3 mandates with a cost estimate of \$123.7 million.

2023-24 Deferred Local Government Mandates for Governor's Budget	August 31, 2022 Balance (AB 3000 Report)
Local Government Employee Relations	21,213,067
Peace Officers Procedural Bill of Rights	95,497,534
Peace Officers Procedural Bill of Rights II	7,070,786
Total	123,781,387

STAFF COMMENTS

The new three mandates to be funded are summarized below:

1. Sexual Assault Evidence Kits testing mandate SB 22 (Leyva) Chapter 588, Statutes of 2019. SB 22 requires city and county law enforcement agencies to perform activities relating to DNA testing of sexual assault forensic evidence within specified time periods. The requested resources are intended to reimburse local governments for the costs they incurred during the initial claiming period of 2019-20 to 2020-21 to ensure sexual assault evidence kits were tested within the

statutorily required time frames while they were under review by the Commission. Funding the mandate would make local compliance with the above requirements mandatory in 2023-24 and the state responsible for the costs incurred by local governments.

2. Racial and Identity Profiling Mandate AB 953 (Weber, Chapter 466, Statutes of 2015). AB 953 increased law enforcement reporting requirements by requiring each state and local agency that employs law enforcement officers to report annually to the Department of Justice on all stops conducted by its officers for the preceding calendar year. Funding the mandate would make local compliance with the above requirements mandatory in 2023-24 and the state responsible for the costs incurred by local governments.
3. County of Los Angeles Citizens Redistricting Commission Mandate SB 958 (Lara, Chapter 781, Statutes of 2016). SB 958 was created to adjust the boundary lines of the County supervisorial districts in the year following the year of the decennial federal census

Staff Recommendation: Adopt January budget and adopt Spring Finance letter proposal and adjustments to January proposal.

ITEMS TO BE HEARD

0650 OFFICE OF PLANNING AND RESEARCH

ISSUE 1: CALVOLUNTEERS

The Subcommittee will consider the Governor's CalVolunteers budget proposals.

PANELISTS

- Josh Fryday, Office of Planning and Research
- Rachael Ehlers, Legislative Analyst's Office
- Kevin Clark, Department of Finance

BACKGROUND

CA Volunteers, housed under the Governor's Office of Planning and Research, operates programs and initiatives to engage Californians in service, volunteering, and civic action. It is supported by a 25-member board of commissioners. One of CA Volunteers' primary responsibilities is to receive and coordinate federal AmeriCorps funds on behalf of the state. Other programs and initiatives run by CA Volunteers include the College Corps (which provides college students with opportunities to support and learn from community-based organizations), volunteer programs organized to support disaster response, and the two programs discussed in this brief—Youth Jobs Corps and Climate Action Corps.

The Governor has two significant new proposals for California (CA) Volunteers beginning in 2023-24. Both would convert limited-term funding and efforts to permanent and ongoing programs using General Fund. These include (1) \$78.1 million ongoing to continue the Youth Jobs Corps program that was established as a 2.5-year program using federal funds, and (2) \$4.7 million annually through 2025-26 and \$9.3 million ongoing thereafter to double and extend the Climate Action Corps program that was established as five-year pilot effort.

LAO RECOMMENDATION

We recommend the Legislature reject both proposals. We find the proposed funding augmentations and ongoing commitments to be premature given that neither program can yet present comprehensive data that it is a more cost-effective approach to achieving its goals than other existing or alternative approaches. This lack of evidence is particularly problematic given that, because of the budget problem, both proposals come at the

expense of other existing General Fund-supported commitments. Given the state budget problem, we also recommend the Legislature approve the Governor's proposal to reduce \$25 million General Fund previously provided for the Youth Jobs Corps program to augment its services in summer 2023.

STAFF COMMENT

The Newsom administration has made volunteerism and service a signature effort and this proposed ongoing funding for this program reflects this priority. However, this year this expansion is contrasted with proposed reductions to other budget priorities in this budget, due to the diminished revenue collections. The Subcommittee may wish to consider whether the State is in the fiscal position to make this level of an ongoing commitment for this program at this time given this dynamic and other priorities held by the Assembly.

As mentioned in previous years, the Subcommittee may wish to explore whether this newly expanded role for volunteerism justifies its own freestanding department, to allow a more consistent and focused organizational vision and better accountability.

Staff Recommendation: Hold Open.

ISSUE 2: OTHER OPR BUDGET PROPOSALS

The Office of Planning and Research has seven other budget proposals contained in the Governor's January proposal.

PANELISTS

- Scott Morgan, Office of Planning and Research
- Rachel Ehlers, Legislative Analyst's Office
- Kevin Clark, Department of Finance

BACKGROUND**OPR proposes \$80 million reduction to COVID-19 Outreach activates**

The proposed reduction to federal funds would be made to Office of Community Partnerships and Strategic Communication, which was established in last year's budget. \$150 million would be retained in the current year for this purpose.

OPR has seven other January 10 budget proposals.

The Office of Planning and Research proposes seven Budget Change Proposals to implement various changes associated with their broad mission. Specifically, these proposals are:

- \$3,789,000 General Fund in 2023-24, and \$3,112,000 from 2024-25 through 2029-30 to support the new Racial Equity Commission as required by Executive Order N-16-22 and the Youth Empowerment Commission to meet statutory requirements enacted in Chapter 660, Statutes of 2021 (AB 46 (L Rivas)). Of the total amount, \$1,500,000 General Fund is a net-zero transfer from the Youth Empowerment Commission to the Office of Planning and Research. This request also includes trailer bill language to effectuate the transfer of the Youth Empowerment Commission to OPR.
- \$2,289,000 General Fund in 2023-24 and \$714,000 in 2024-25 and 2025-26 to support comprehensive update of General Plan Guidelines as a result of 150 enacted laws since 2017 and alignment with the State Housing, Equity and Climate priorities.
- The Office of Planning and Research proposes a Budget Change Proposals for \$1,433,000 General Fund and 5.0 positions in 2023-24 and ongoing to respond to OPR's growing amount of legal and legislative workload with a dedicate staff unit for these purposes.

- \$944,000 General Fund in 2023-24 and \$564,000 in 2024- 25 and 2025-26 to support the development and implementation of a statewide heat ranking system pursuant to Chapter 264, Statutes of 2022 (AB 2238 [L. Rivas]).
- \$284,000 ongoing General Fund for 1.0 Tribal Liaison position. OPR must advise local governments on General Plans and Environmental Justice Elements, as described in Government Code 65302(h). Additionally, OPR should be coordinating with other State Government Agencies and Federal Agencies to better align State policies and funding programs, as described by Government Code 65040.12.
- \$283,000 General Fund and 1.0 position in 2023-24, and ongoing to be the technical lead in maintaining the current California Environmental Quality Act document online processing system, provide planning resources for a system redesign, and maintaining the new system.
- \$188,000 General Fund and one position in 2023-24 and ongoing to develop and report on implementation progress of the California Climate Adaptation Strategy (Strategy) pursuant to Chapter 338, Statutes of 2022 (AB 1384 [Gabriel]).

Spring Fiscal Letter asks for more time to spend existing funding.

The Department of Finance issued a Spring Fiscal Letter on April 1, 2023 that requests the addition of three reappropriations to the 2023 budget. Specifically, these are:

- CEQANet Reappropriation—reappropriates 2022 funding for the CEQANet IT project to reflect the current pace of the project’s development.
- Transformative Climate Communities Reappropriation—allows for funding first allocated in 2018 to be authorized for a longer period to allow grantees to expend awarded to them.
- California Environmental Quality Act (CEQA) Judicial Streamlining Reappropriation—Allows funding for 2022 to be available for a longer time to process CEQA streamlining exemptions reviews pursuant to SB 7.

STAFF COMMENT

The Administration and OPR provides only a 21 word description of a proposed \$80 million reduction.

The budget includes a proposed reduction of \$80 million, but there is no detail, analysis, justification, or rationale provided by the Office, Finance, or the administration besides 21 words in the Governor's Budget Summary, as illustrated below:

*The Office of Community Partnerships and Strategic Communications manages the state's highest priority public awareness and community outreach campaigns. The 2022 Budget Act included \$65 million General Fund annually through 2025-26 to establish the Office and provided \$230 million one-time California Emergency Relief Fund in 2022-23 for the Office to continue COVID-19 vaccine-related public education and outreach campaigns. **Due to declining General Fund revenues, the Budget proposes to remove \$80 million in 2022-23 for the COVID-19 Outreach campaign, reducing the one-time investment to \$150 million.***

The Office provided no detail regarding this proposal. In addition, the actual Governor's Budget document does not include any reference to this reduction and shows the funds unchanged for this purpose.

Given the State's difficult financial position, a reduction to COVID-19 community outreach is likely a reasonable proposal. However, in order for the Legislature to make an informed choice shaping the budget, the administration should give enough information to allow stakeholders to bring other perspectives to the discussion, especially if a reduction is proposed. In this case, the entire proposal is just a single sentence, hidden at the end of a paragraph on page 115.

The Subcommittee may wish to inquire as to why the Legislature and the public received virtually no information about this proposal. For the proposals where OPR is requesting new resources, there are detailed write ups and justification. For example, the Office prepared a seven page Budget Change Proposal to justify the \$188,000 request to implement AB 1384.

OPR Continues to Expand in Scope and Mission

The proposed budget augmentations for OPR reflect the increasing scope of work of this extension of the Governor's office. While each of these proposals is rooted in demonstrated workload needs for important state policy, the wide variety of issues covered by this office illustrates the challenges for this Office. Over the last decade, this office has evolved from a small outpost that handled special projects on behalf of the Governor to a climate focused grant making entity with a \$1.2 billion annual budget. This expansion results in an organization that has three major problems:

1. Focus. From empowering poor communities to fight pollution in their neighborhoods, helping developers with CEQA project approvals, linking college students to volunteer opportunities, outreaching to Californians, and overseeing

cutting-edge biomedical precision medicine research, OPR covers many areas. With this budget, the office is adding tribal affairs and youth empowerment to this giant and disconnected portfolio. As the Office becomes more identified with its climate mission, many of these other initiatives appear to get lost in a giant organization with many missions and goals. Does it make sense to continue to add new organizational missions to this Office?

2. **Coordination.** Much of OPR's core functions, especially in the climate space, overlap with the work of the Natural Resources Agency, the Environmental Protection Agency, and, to some degree, the Business, Consumer Services and Housing Agency. As the Office's Strategic Growth Council continues to add programs, some argue the Office itself fragments California government's response to the climate crisis, rather than integrates the efforts across many state governments. How does the \$750 million in climate investment at OPR's Strategic Growth Council integrate with our overall climate approach and does it make sense for the State to continue to develop these distinct silos of programs?
3. **Accountability.** The Office of Planning and Research looks like a state department, but is essentially a subdivision of the Governor's Office. Traditionally, this office housed special projects that were of interest to the current Governor, which would often change as administrations transitioned. In the last decade, this office has become a home to programs that are intended to be durable and long lasting. At what point should some of these programs be treated like other state functions and migrated to a dedicated department? Should the leadership of these programs to be subject to the same level of legislative accountability as other senior state leaders?

The Governor's budget also proposes reducing \$75 million allocate to the Office of Planning and Research for the Extreme Heat and Resiliency Program, leaving \$100 million for this purpose. This reduction is part of a total \$205 million cut proposal that is being considered by Assembly Budget Subcommittee 3 as part of the climate package discussions.

Staff Recommendation: Hold Open

8825 COMMISSION ON ASIAN AND PACIFIC ISLANDER AMERICAN AFFAIRS**ISSUE 3: UPDATE ON COMMISSION ACTIVITIES AND SPRING PROPOSALS**

The subcommittee will receive an update on the work of the Commission on Asian and Pacific Islander American Affairs and review a request for additional staffing.

PANEL

- Nkauj lab Yang, Executive Director, Commission on Asian and Pacific Islander American Affairs
- Emma Jungwirth, Assistance Program Budget Manager, Department of Finance
- Anthony Franzoia, Finance Budget Analyst, Department of Finance
- Ann Hollingstead, Principal Fiscal & Policy Analyst, Legislative Analyst's Office

BACKGROUND

The California Commission on Asian and Pacific Islander American Affairs is an independent state commission tasked with advising the Governor, Legislature, and state agencies, departments, and commissions on issues relating to the social and economic development, and the rights and interests of Asian and Pacific Islander American (APIA) communities. Among its responsibilities, the commission conducts outreach, examines issues of access and cultural and language sensitivity, provides assistance on developing programs, and educates the public about hate crimes against APIA communities.

The Commission consists of 13 commissioners appointed by the Governor, the Senate Committee on Rules, and the Speaker of the Assembly. The Commission has only two permanent full-time positions, which includes the Commission's Executive Director and an analyst.

BCP Request: Health Access Program Analyst

The Commission requests \$149,000 ongoing General Fund to fund one position and increase staffing capacity. According to the Commission, the position will focus on interagency state collaboration and ongoing engagement with APIA stakeholders and increase focus on health and mental health needs. The position will also focus on improving language access, including assisting the Government Operations Agency on its Language Access Pilot Program established in the 2022 Budget. Finally, the position will also provide support for data collection and reporting, including expanding data systems at the Department of Health Care Services and the UCLA Health Index Survey or Health Places Index.

Update on Commission Activities and Addressing API Hate Crimes

During the COVID-19 pandemic, instances of discrimination, harassment, and violence against Asian Americans and Pacific Islanders significantly increased. Updated statistics from the Federal Bureau of Investigation indicate that hate crimes against the APIAs surged 161 percent in 2021 – the largest jump of any protected group that year.

To address this surge in hate crimes, the Budget Act of 2021 included several investments to fund the following activities:

- \$110 million appropriated to California Department of Social Services (CDSS) for grants to community organizations providing victim services, community healing, and prevention;
- \$10 million appropriated to Stop AAPI Hate (via San Francisco State University) to track, respond, and prevent incidents of racial bias and harm;
- \$10 million appropriated to AAPI Data project at the University of California, Riverside to increase accurate data collection and data equity on AAPI needs, challenges, and barriers;
- \$10 million appropriated to California Department of Education (CDE) for an anti-bias education grant program to local education agencies (LEAs) to create restorative justice programs to address hate and micro-aggression;
- \$5 million appropriated to Mental Health Services Accountability and Oversight Commission (MHSOAC) to support a peer social media network project addressing bullying and mental health for children and youth; and
- \$10 million appropriated to the Department of Fair Employment and Housing (DFEH) to develop and implement a statewide hotline.

STAFF COMMENTS

Staff has no concerns with the budget proposal. The subcommittee may wish the following questions:

- 1) What outreach activities will the Commission and this position conduct to better understand health and mental health access and utilization challenges?
- 2) How will the Commission improve the state's existing efforts related to data collection and analysis?

On April 25, 2023, the subcommittee received an update from the Government Operations Agency on its Language Access Pilot Program to provide translation and interpretation services at public hearings and meetings. The Commission's requested position will assist the Gov Ops Agency with the pilot program. The subcommittee may wish to ask the Commission how it envisions the Health Access Program Analyst supporting the pilot.

Finally, the Budget Act of 2021 also included significant investments to address discrimination and rising hate incidents against Asian Americans and Pacific Islanders that occurred during the COVID-19 pandemic. These investments included victim support services, data collection on hate crimes, and anti-bias funding to schools and more. The subcommittee may wish to ask the Commission for an update on the various activities addressing the surge in hate crimes.

Staff Recommendation: Hold Open

ISSUE 4: CALVET SPRING BUDGET PROPOSALS

CalVet is the state entity responsible for ensuring that California veterans are connected to and have access to a broad range of state and federal benefits. This includes providing the state's aged or disabled veterans with rehabilitative, residential, and medical care and services in a home-like environment through California Veterans Homes; facilitating homeownership through direct low-cost loans; and representing veterans and families with their claims and appeals for benefits before the U.S. Department of Veterans Affairs.

The subcommittee will review 3 CalVet budget change proposals included in the Administration's spring finance letters.

PANEL

- Brett Lapp, Research and Strategic Plans, Veterans Homes Division, CalVet
- Thomas Martin, Chief, Future Operations and Planning Veterans Homes Division, CalVet
- Daniel Muallem, Chief Counsel, CalVet
- Emma Jungwirth, Assistance Program Budget Manager, Department of Finance
- Anthony Franzoia, Finance Budget Analyst, Department of Finance
- Nick Shroeder, Principal Fiscal & Policy Analyst, Legislative Analyst's Office

BACKGROUND**BCP 1: Initial Support for Yountville Skilled Nursing Facility**

CalVet requests 2.2 positions and \$356,000 General Fund in 2023-24, and 10 positions and \$1,325,000 General Fund annually thereafter, for the first phase of staffing ramp up of a new skilled nursing facility (SNF) at the Veterans Home of California-Yountville.

The Yountville Home currently provides four levels of care: Domiciliary, Residential Care Facility for the Elderly, Intermediate Care Facility, and SNF. The SNF level of care provides around-the-clock nursing support to residents with significant care needs. Residents in the SNF unit require assistance with all activities of daily living, may be bedridden, or suffer from other significant physical or mental health limitations. SNF residents often receive physical, occupational, and/or speech therapy, as well as other clinically intensive services. The Yountville Home also provides SNF Memory Care services, which provides specialized care for residents with cognitive disabilities.

The Yountville Home is currently working to relocate the SNF and SNF MC facilities. Construction is underway for the new SNF and is expected to be completed in July 2024, after which the building will be certified for occupancy and licensed by the California Department of Public Health and certified by the Center for Medicare and Medicaid

Services and the US Department of Veterans Affairs. Once the building is licensed, CalVet will relocate residents in existing SNF building units.

CalVet is requesting resources for the initial staffing phases of the new SNF building to support the property, plant operations, and human resources. The positions include:

- 1 Chief Engineer
- 2 Maintenance Mechanics
- 2 Stationary Engineers
- 1 Property Controller
- 2 Stock Clerks
- 3 Human Resources Personnel

Once the new SNF is operational, CalVet anticipates requesting additional positions to fully staff the facility.

BCP 2: Reappropriation for the Rector Creek Assessment Study

CalVet requests a reappropriation to extend the liquidation period from June 30, 2023 to June 30, 2024, to complete the Rector Creek Instream Flow and Fish Condition Assessment Study.

Rector Creek is located in Napa County, and is a small tributary to Conn Creek, which leads to a tributary to the Napa River, and finally a tributary to the San Francisco Bay. The state constructed the Rector Dam in 1946, impounding water in Rector Reservoir. Rector Dam and Reservoir are operated by CalVet to provide drinking water to the Veterans Home of California-Yountville, Town of Yountville, California Department of Fish and Wildlife (CDFW), Napa State Hospital, and a number of small wineries located within close proximity to the Rector Dam.

In 2016, a lawsuit was filed against CalVet alleging that CalVet violated its duty to operate the dam in a way that avoids harming downstream fish populations. The case was settled, and the terms included an agreement that CalVet would: (1) hire a consultant to conduct a preliminary instream flow and stream habitat assessment for Rector Creek and solicit Petitioner's feedback on that preliminary assessment prior to implementing any of its recommendations; (2) evaluate whether the interim instream flows identified in the preliminary assessment are sufficient to keep downstream fish in good condition and recommend a long-term instream flow release schedule based on both the preliminary assessment and its evaluation thereof; (3) develop a plan of operations for Rector Dam and Reservoir based on the findings and recommendations of the preliminary and final assessments and monitoring equipment installed in late 2017; (4) if necessary, ask the Department of Fish and Wildlife to bypass water through the Silverado Fisheries Base above its normal needs while CalVet continues to work on implementing a physical means to bypass water into lower Rector Creek; (5) conduct a source capacity study of Rector

Reservoir to assess water supply and demand; and (6) conduct a watershed sanitation survey to assessment potential contaminates.

The 2018 Budget Act appropriated \$950,000 one-time General Fund to conduct the Rector Creek Instream Flow and Fish Condition Assessment Study. According to CalVet, once the study is completed, it will inform future operations at the Rector Dam and Reservoir and ensure ongoing compliance with state and federal law. The funds for this study are available until June 30, 2023.

CalVet notes that the study is currently underway; however, due to the extreme dry rainy seasons, the study has not been completed due to the need for a high flow event. While the current water year appears promising to provide enough hydrologic data to complete the high flow portion of the report, the report will not be concluded by June 30, 2023. This proposal requests an extension of the liquidation period to continue the Rector Creek Instream Flow and Fish Condition Assessment Study to completion.

BCP 3: Settlement Costs

CalVet requests \$8,659,000 one-time to pay for legal settlement costs as a result of a recently settled lawsuit at the Veterans Home of California, Chula Vista.

In 2019, a man tripped, struck his knee, and suffered fractures to his knees and toes on a second curb built on top of an existing curb at the Veterans Home. In a subsequent lawsuit, a San Diego Superior Court jury ruled in favor of the individual, and returned an \$8.4 million verdict for past and future medical expenses, suffering, and related harms.

STAFF COMMENTS

The Subcommittee may wish to ask the following questions:

On Yountville SNF:

- 1- How many additional staff will the Yountville Home need to fully operate the new SNF facility when it begins operations?
- 2- Given the challenges in hiring health care providers, especially in state service, what strategies will CalVet adopt to improve recruitment and hiring?

On Rector Creek:

- 3- When will the study anticipated to be completed?

On Settlement Costs:

- 4- What remediation steps has CalVet taken at the Chula Vista Home to prevent future accidents?

Staff Recommendation: Hold Open

8820 COMMISSION ON STATUS OF WOMEN AND GIRLS

ISSUE 5: CONTINUED IMPLEMENTATION OF SB 24 (2019)

Through a Spring Finance Letter, the Governor's budget includes an extension of existing position authority for two years for 3 limited-term positions tasked with implementing SB 24 (Chapter 740, Statutes of 2019), to keep pace with the operational workload of the SB 24 program.

PANEL

- Holly Martinez, Executive Director, Commission on Status of Women and Girls
- Ann Hollingshead, State Budget and Federal Funding, Legislative Analyst's Office
- Emma Jungwirth, Assistant Program Budget Manager, Department of Finance

BACKGROUND

SB 24 establishes and requires the Commission to administer the College Student Health Center Sexual and Reproductive Health Preparation Fund, which is continuously appropriated, to provide direct allocations to each public university system in order to equip all CSU and UC student health centers to offer abortion by medication techniques on or by January 1, 2023, and to cover the Commission's costs to administer the program.

SB 24 states it can only be implemented if a total of at least \$10,290,000 in private grant moneys is made available to the Fund in a timely manner on or after January 1, 2020. The Commission successfully received a private donation in this sum on December 13, 2019. This one-time grant is meant to, among other things, allocate \$200,000 to each CSU and UC campus for the preparation of reproduction rights on all public university campuses and to support the Commission's management of the program.

If approved, the two additional years of position authority for the limited-term positions will help the Commission continue its important work under SB 24. Currently there are reporting, tracking, monitoring, and resource assistance requirements for the Commission attached to this bill that will continue beyond when the limited term positions are set to expire in 2022-23. The Commission is accountable to the Legislature on our impact of medication abortion techniques on all campuses and requests this position authority extension to maintain its full SB 24 team to successfully implement and fulfill its statutorily required deliverables.

STAFF COMMENTS

The Subcommittee may wish to ask the COSWG the following:

1. Provide an update on the progress of AB 24.
2. Will the funds only be used for ongoing monitoring of the program?
3. What happens after the initial grant funding runs out, is there a plan for the program in the future?

Staff Recommendation: Adopt Spring Finance Letter.
