



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

**June 4, 2009  
Upon Call of the Chair – Room 4203**

**EDUCATION AND HIGHER EDUCATION**

**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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**6110 Department of Education**

Issue	Description	2009 Budget Act	May Revise	Comments
<b>6110-601-0001</b>				
167	<b>K-12 Revenue Limit Apportionment Reductions.</b>	19,001,100,000 (2008 Budget Act)	-1,335,994,000	
	The Governor proposes to reduce K-12 revenue limit apportionments by \$1.3 billion in 2008-09 and by \$2.2 billion in 2009-10. The Governor proposes to establish deficit factors to track these reductions.	21,090,201,000 (2009 Budget Act)	-2,159,776,000	Trailer Bill Language
	The Governor proposes trailer bill language to authorize the Department of Finance to notify the Superintendent of Public Instruction to make an adjustment to the deficit factor to restore up to \$680 million in revenue limit reductions in 2009-10 if state revenues increase.			

**6110 Department of Education**

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Issue	Description	2009 Budget Act	May Revise	Comments
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**6110-601-0001**

**171 Revenue Limit Payment Deferrals.** 21,090,201,000 -1,678,612,000

The Governor proposes to defer \$1.7 billion in revenue limit apportionment payments from April and May 2009-10 to August 2010-11.

The Governor proposes to shift these funds from one fiscal year to the next as a means of addressing the state's cash needs.

The Governor also proposes additional intra-year payment deferrals.

**6110 Department of Education**

Issue	Description	2009 Budget Act	May Revise	Comments
<b>6110-008-0046, 6110-111-0046, 6110-111-3116</b>				
<b>590 392 393</b>	<b>Elimination of Special Funds for Student Transportation.</b>	3,894,000 State Special Schools (Public Transportation Account)	-3,894,000	
	The Governor’s May Revise proposes to eliminate \$404 million in special funds to support Home-to-School Transportation for local educational agencies in 2009-10. This action leaves \$214 million in General Fund available for the program.	313,886,000 Home-to-School Transportation (Public Transportation Account)	-313,886,000	
	The Governor also proposes to eliminate \$3.9 million in Public Transportation Account funds for student transportation at the State Special Schools in 2009-10. This action eliminates all funding for the program.	90,447,000 Home-to-School Transportation (Mass Transportation Fund)	-90,447,000	

**6110 Department of Education**

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Issue	Description	2009 Budget Act	May Revise	Comments
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**Various Local Flexibility Proposals**

The Administration proposes several policy changes that allow for fiscal flexibility at the local level. Included in the proposals are:

- 1) The authority for districts to reduce the school year up to 7.5 days.
- 2) The repeal of education code created by SB 1419 (Ch.894, Stat. 2002) which permits and establishes standards for the use of personal services contracts in school districts and community college districts pertaining to classified service.

Trailer Bill  
Language

**6110 Department of Education**

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Issue	Description	2009 Budget Act	May Revise	Comments
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**6110-109-0890**

<b>681</b>	<b>ARRA Education Stabilization Funds for K-12</b>	0	1,110,000,000	
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The Governor proposes to add \$1.1 billion in federal Stabilization Funds from the American Recovery and Reinvestment Act (ARRA) to the 2009-10 budget. This is the second and final installment of ARRA Stabilization Funds. The first installment of \$2.6 billion was recently added to the 2008-09 budget via the Control Section 28 process.

Per the Governor, this is a “placeholder” amount that will change based on the Legislature’s final actions for K-12 and higher education in 2008-09 and 2009-10.



**6110 Department of Education**

Issue	Description	2009 Budget Act	May Revise	Comments
<b>6110-161-0890</b>				
<b>564</b>	<b>Federal ARRA Funds – Individuals with Disabilities Education Act (IDEA)</b>	1,129,357,000 Total	633,986,000 Total	
	The Governor’s May Revise Letter proposes to add \$634 million in anticipated federal IDEA funds for students with disabilities in 2009-10. This is the second and final installment of these one-time IDEA funds to local educational agencies authorized by the American Recovery and Reinvestment Act (ARRA).	(1,091,516,000) (School Age)	(613,472,000) (School Age)	
	The first installment of \$634 million in ARRA-IDEA funds was provided in the 2008-09 budget through the Control Section 28 process.	(37,841,000) (Preschool)	(20,514,000) (Preschool)	

**6110 Department of Education**

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Issue	Description	2009 Budget Act	May Revise	Comments
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**6110-134-0890**

**382 ARRA Federal Title I Basic Grant Funds**

517,464,000

These one-time ARRA monies are required to be used consistent with the current Title I statutory and regulatory requirements of the Elementary and Secondary Education Act of 1965 (ESEA).

A recently approved Section 28 letter authorized \$539,962,000 which was the first installment of the Title I Basic Grant funds. This would authorize the remainder of the available ARRA Title I Basic Grant funds.

**6110 Department of Education**

Issue	Description	2009 Budget Act	May Revise	Comments
<b>6110-134-0890</b>	<b>Federal Title I Set-Aside Funds</b>			
	No Child Left Behind requires states to set aside 4% of their total Title I basic grant to help schools and districts meet federal accountability requirements.	Ongoing 64,872,000		
<b>18</b>	American Recovery and Reinvestment Act (ARRA) provided additional one-time set- aside funds totaling \$44.9 million. Of this amount, \$22.4 was authorized through the C.S. 28 for the 2008-09 fiscal year but has not yet been encumbered.		One-time (ARRA) 44,996,000	

**6110 Department of Education**

Issue	Description	2009 Budget Act	May Revise	Comments
<b>6110-134-0890 Federal Title I School Improvement Grant (SIG) Funds</b>				
17	The federal government established the SIG program in 2008. This competitive grant provides technical assistance for Title I schools in Program Improvement under No Child Left Behind.	<u>(Non ARRA)</u> <u>ongoing</u> 61,462,000	<u>(Non ARRA)</u> <u>one-time</u> 78,082,000	
19	The American Recovery and Reinvestment Act (ARRA) provided a one-time infusion of funds for this program. Adds new schedule and provisional language for this purpose.		<u>ARRA One-</u> <u>Time</u> 346,348,000	

**6110 Department of Education**

Issue	Description	2009 Budget Act	May Revise	Comments
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**6110-126-0890**

088	<b>Federal Reading First Program.</b>	47,974,000	-20,362,000	
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The Governor's May Revise Letter proposes \$27.6 million in one-time federal Reading First funds for the Special Education Teacher Professional Development Pilot Program. Local Educational Agencies (LEAs) would be required to spend one-time pilot grants by September 30, 2010.

Of this amount, \$750,000 may be used for state and regional administration, support, and technical assistance.

The federal government eliminated ongoing funding for this program in 2009-10.

**6110 Department of Education**

Issue	Description	2009 Budget Act	May Revise	Comments
<b>6110-113-0001, 6110-161-0001, 6110-295 &amp; 6870-295</b>				
<b>027</b>	<b>K-14 Education Mandates.</b>	<u>Deferrals</u>	<u>Suspension</u>	
<b>189</b>		38,000	-38,000	
<b>566</b>	The Governor’s January 10 budget proposed to: (1) suspend most K-14 education mandates in 2008-09 and 2009-10; and (2) continue and fully fund three select mandates – two ongoing mandates and one new mandate tied to a settlement agreement.	K-12	K-12	
		3,000	-3,000	
		CCC	CCC	
			TBL	
		<u>Full Funding for Select K-12 Mandates</u>	<u>Full Funding for Select K-12 Mandates</u>	
		0	65,000,000 Behavior Intervention Plans	
	In February, the Legislature denied these proposals “without prejudice” and continued the deferral by providing \$1,000 for more than 40 ongoing mandates in the 2008 and 2009 budgets.	0	7,070,000 CAHSEE Administration	
	Full funding for the three mandates was also denied.	0	6,252,000 Intra/Inter-District Transfer	
			TBL	

**6360 Commission on Teacher Credentialing**

Issue	Description	2009 Budget Act	May Revise	Comments
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**6360-011-0407**

082	<b>Funds Shift to Partially Recover General Fund Transfer.</b>	0	1,350,000	
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The Governor proposes to transfer \$1.35 million to the General Fund from the Teacher Credentials Fund in 2009-10.

This action partially restores a \$2.7 million General Fund transfer in 2005-06 that was provided to backfill a deficiency in the Teacher Credentials Fund.

**6110 Department of Education**

Issue	Description	2009 Budget Act	May Revise	Comments
<b>6110-105-0001 &amp; 6110-156-0001</b>				
417	<b>Elimination of ROC/P and Adult</b>	8,739,000	-8,739,000	
418	<b>Education Funding for CalWORKS Participants.</b>		(Adult Education)	
	The Governor proposes to eliminate \$8.8 million in Adult Education funding for remedial education and job training for CalWORKs participants in 2009-10.	(1,161,000)	(-1,161,000) (ROC/Ps) Budget Bill Language	
	The Governor also proposes to eliminate authorization of \$1.2 million in Regional Occupation Centers/Program (ROC/P) funds for remedial services for CalWORKs participants.			
	These actions are tied to the Governor's proposal to eliminate CalWORKs.			



**6110 Department of Education**

Issue	Description	2009 Budget Act	May Revise	Comments
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**6110-196-0001**

**Increase Child Care Family Fees;  
Revise Family Fee Schedule**

-14,400,000

-14,400,000

While the February Budget scored \$14.4 million in savings associated with the Administration's proposal to increase the fee families pay in order to receive subsidized child care, the Legislature withheld action on the associated policy change.

Under the Governor's proposal, families earning between \$23,400 and \$24,444 annually (for a family of three) would see their fees double (from \$2 - \$4 daily). Where fees used to comprise 2.2 percent of family income; this proposal increases that to 4.3 percent.

Mid-range families who pay 6 percent of their income on child care would pay over 8 percent.

At the "highest" income ranges (up to \$44,664) fees continue to be capped at 10 percent of family income.

**6110 Department of Education**

Issue	Description	2009 Budget Act	May Revise	Comments
<b>6110-196-0001/0890</b>				
<b>306 250</b>	<p><b>Eliminate Funding for CalWORKs Child Care</b></p> <p>May Revision proposes to (1) eliminate all funding CalWORKs Stage 2 and Stage 3 Child Care Services; (2) transfer remaining 75 percent of the budgeted dollars (adjusted for caseload) into the Child Care voucher program; (3) allow former CalWORKs recipients, provided they are employed, priority enrollment in child care programs for the 2009-10 year; and (4) provide additional funding to help transition former CalWORKs child care recipients to the voucher program</p>	<p>\$817,287,000</p> <p>\$563,325,000 (General Fund)</p>	-211,608,000	<p><u>Note:</u> This issue will conform to Social Services CalWORKs Item.</p>

**6110 Department of Education**

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<b>Issue</b>	<b>Description</b>	<b>2009 Budget Act</b>	<b>May Revise</b>	<b>Comments</b>
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**6110-196-0001**

**Child Care Regional Market Rates**

February Budget adopted \$38.7 million in savings associated with the Administration's proposal to reduce the rates at which subsidized child care providers are reimbursed for services. The Legislature, however, withheld action on the associated policy change.

Current law reimburses child care services at a maximum of the 85th percentile of the 2005 Regional Market Rate. The January proposal reduces this to the 75th percentile.

Background: Federal Law requires providers of subsidized child care services to be reimbursed based on a "market rate" system.

The savings derived from the Administration's proposal are due to the sum of two calculations: (1) increasing rates based on NEW 2007 Regional Market Rate (RMR) data; then (2) decreasing the maximum reimbursement rate from the current level (the 85th percentile of the RMR) to the 75th percentile.

**6110 Department of Education**

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<b>Issue</b>	<b>Description</b>	<b>2009 Budget Act</b>	<b>May Revise</b>	<b>Comments</b>
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**6110-196-0001**

<b>248</b>	<b>Reduce Funding for Child Care "Overpayments"</b>		-36,000,000	
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Administration proposes to reduce funding for child care services based on a CDE report citing approximately \$144 million in overpayments. DOF assumes cost savings associated with 25 percent (\$36 million) of these payments.

Staff notes, these estimates are extrapolated from a CDE report which found that the vast majority of overpayments were due to administrative errors, not fraud. Further, given the difficulty in collecting on "administrative errors" this reduction is essentially an unallocated reduction to the child care program. It remains unclear how this cut can be effectuated without reducing child care slots.

**6110 Department of Education**

Issue	Description	2009 Budget Act	May Revise	Comments
<b>6110-196-0001; 6110-196-0890; 6110-602-0001; 6110-488</b>				
<b>Federal and Carryover Funds for Alternative Payment Programs and State Preschools</b>				
243	May Revision includes several federal funds adjustments (increases and decreases), some of which are related to the Governor's proposal to eliminate CalWORKs child care.			
246	May Revision proposes to reduce the Preschool Program by \$65.5 million ongoing General Fund and instead use one-time funds for this purpose.	441,503,000	441,503,000	
249				

**6110 Department of Education**

Issue	Description	2009 Budget Act	May Revise	Comments
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**6110-198-0890**

<b>305</b>	<b>Expenditure Plan of Federal Stimulus funds for Child Care Programs</b>	0	110,137,000	
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May Revision proposes the following expenditures for federal ARRA child care dollars (of which California will receive \$220 million over two years):

Direct Services:

- \$12.1 million for State Preschool.
- \$15.7 million for General Child Care.
- \$40.8 million to provide slots for (former) CalWORKs recipients.
- \$22.7 million to decrease number families on child care wait list.

Quality Activities:

- \$11.8 million to backfill shift in P-98 GF, due to CalWORKs elimination.
- \$1.8 million to enhance quality care for kids from birth-5 years.
- \$5.3 million to enhance quality care for 3-4 year olds.

**K-12 EDUCATION  
ITEMS RECOMMENDED FOR VOTE ONLY**

#	Item/Issue No.	Description	May Revise	Comments
		<b>2008-09 Adjustments</b>		
<b>6110-506-0814/ 6110-601-0814 Lottery Education Funds</b>				
1	568 and 673	Local Assistance, revise lottery funds		This funding is continuously appropriated and is not subject to appropriation in the annual Budget Act. It is noted that Items 6110-506-0814 and 6110-601-0814 have decreased by \$12,000 and \$83,965,000 respectively to reflect revised lottery revenues for K-12 education. Based on these revised estimates, the State Special Schools will receive a total of \$111,000 and school districts, county offices of education and charter schools a total of \$805,903,000 in lottery education funds for 2008-09.
		<b>2009-10 Federal Fund Adjustments</b>		
<b>6110-001-0001/ 6110-001-0890 State Operations, Department of Education</b>				
2	87	State Operations, Shift Fund Source for CALTIDES from General Fund to Federal Funds	-1,500,000	It is requested that Item 6110-001-0890 be increased by \$1.5 million federal Statewide Longitudinal Data Systems (SLDS) funds and item 6110-001-0001 be reduced by \$1.5 million General Fund to support the development and implementation activities of the California Longitudinal Teacher Integrated Data Education System (CALTIDES). See attached for conforming language.
3	89	State Operations, Restoration of the Compliance, Monitoring, Interventions and Sanctions (CMIS) Program with federal Title II funds	945,000	It is requested that Item 6110-001-0890 be increased by \$945,000 federal Title II funds and 6.0 positions and that Item 6110-001-0001 be amended to restore the CMIS program. See attached for conforming language.
4	90	State Operations, Shift Fund Source for CALTIDES from General Fund to Federal Funds	-691,000	It is requested that Item 6110-001-0890 be increased by \$691,000 federal Title II funds and Item 6110-001-0001 be reduced by \$691,000 General Fund to support CALTIDES. See attached for conforming language.
5	245	State Operations: federal Title III funding authority for document translation workload	385,000	Conference Compromise: Increase Item 6110-001-0890 by \$385,000 federal Title III funds as follows:  X. Of the funds appropriated in this item, \$125,000 is available on an ongoing basis to support updates, as necessary, for existing parental notification and information templates and \$260,000 is available on a one-time basis to support the development of additional translations of parental notification and information templates. The Department of Education shall submit, on or before September 1, 2010, a detailed report of expenditures of funds provided pursuant to this provision to the Department of Finance, the Legislative Analyst, and appropriate budget subcommittees of the Legislature. It is the intent that \$125,000 in ongoing funds be provided for 2009-10, 2010-11 and 2011-12.

**K-12 EDUCATION  
ITEMS RECOMMENDED FOR VOTE ONLY**

#	Item/Issue No.	Description	May Revise	Comments
6	383	State Operations, Amend Provisional Language for CALPADS	Language	The Budget Act of 2009 inadvertently omitted provisional language governing the use of \$9.5 million in federal Title VI funding for the continued support and development of CALPADS. This technical adjustment would add provisional language to govern the use of these Title VI funds. See attached for specific language.
7	481	State Operations, one-time Federal Health and Human Services Funds: Coordinated Health/HIV Education Prevention Program	189,000	It is requested that Item 6110-001-0890 be increased by \$189,000 Federal Trust Fund and that Item 6110-001-0001 be amended to reflect the availability of one-time carryover funds. These funds will be used to implement the Coordinated School Health and HIV Prevention Education work plan by increasing collaboration between various stakeholders, increasing the number of policy options available to schools, and increasing information available to statewide policymakers. See attached for specific language.
8	Language	State Operations, Federal Title II Private School compliance.	Language	CDE request to provide professional development to private schools statewide pursuant to requirements under Title II. The attached proposed language would allow private school teachers to access up to \$500,000 of the existing \$4.3 million in Title II funds provided for the Subject Matter Projects. Assembly approved/Senate Held Open. See attached for specific language.
9	NA	State Operations. Federal Title I - Migrant Education Funds.	600,000	CDE request to restore \$600,000 in ongoing federal Migrant Education funds that were inadvertently eliminated from Department of Education State Operations budget following the Governor's veto of one-time Migrant Education funds in 2008-09.
10	NA	State Operations. Federal Title III - English Language Acquisition Funds.	1,200,000	CDE request to restore \$1,200,000 in ongoing federal English Language Acquisition funds that were inadvertently eliminated from Department of Education State Operations budget following the Governor's veto of one-time English Language Acquisition funds in 2008-09.
<b>6110-102-0890</b>		<b>Federal Learn and Serve America Program</b>		
11	414	Local Assistance, one-time Carryover for the Federal Learn and Serve America Program	300,000	It is requested that this item be increased by \$300,000 to reflect one-time carryover funding to support the CalServe Initiative. See attached for detail.
<b>6110-125-0890</b>		<b>Federal Title I</b>		
12	246	Local Assistance, one-time federal Title I Migrant Education Program (April Letter Issue)	3,500,000	It is requested that this item be increased by \$3.5 million federal Title I Migrant Education funds to reflect the availability of one-time carryover funds. LEAs will use these funds for educational and support services to meet the needs of highly-mobile children. See attached for provisional language.
13	385	Local Assistance, ongoing federal Title I Migrant Education Program	6,924,000	It is requested that this item be increased by \$6,924,000 ongoing federal Title I Migrant Education funds to reflect the base grant increase for 2009-10.
<b>6110-136-0890</b>		<b>Federal Title VII-B McKinney-Vento Homeless Children Education Program</b>		
14	384	Local Assistance, federal one-time Title I Even Start Program	107,000	It is requested that this item be increased by \$107,000 federal Title I Even Start funds to reflect the availability of one-time carryover funds. See attached for detail.



**K-12 EDUCATION  
ITEMS RECOMMENDED FOR VOTE ONLY**

#	Item/Issue No.	Description	May Revise	Comments
15	386	Local Assistance, ongoing federal Title VII-B McKinney-Vento Homeless Children Education Program to homeless students.	5,119,000	It is requested that this item be increased by \$5,119,000 ongoing federal Title VII-B McKinney-Vento Homeless Children Education funds to reflect the base grant increase for 2009-10. LEAs will use these funds to provide services to homeless students.
<b>6110-156-0890 Federal Adult Education program</b>				
16	411	Local Assistance, one-time federal Adult Education Program	3,088,000	It is requested that this item be increased by \$3,088,000 federal funds to reflect the availability of one-time carryover funding. The carryover resulted from unallocated carryover from previous years, savings from travel expenses, and a reduction in contract expenses. See attached for language.
17	412	Local Assistance, ongoing federal Adult Education Program	868,000	It is requested that this item be increased by an additional \$868,000 to reflect an ongoing federal grant increase for the Federal Adult Education Program. The increased authority is a result of an unexpected increase in California's share of the Family Literacy Act grant and will be used for adult education and literacy services, including workplace, family, and English literacy programs.
<b>6110-183-0890 Federal Safe and Drug Free Schools Program</b>				
18	493	Local Assistance, one-time federal Safe and Drug Free Schools Program (April Letter Issue)	2,300,000	It is requested that this item be increased by \$2.3 million federal Safe and Drug Free Schools funds to reflect the availability of one-time carryover funds. See attached for detail.
<b>6110-201-0890 Federal Child Nutrition Programs</b>				
19	484	Local Assistance, one-time federal Child Nutrition Programs	1,052,000	It is requested that this item be increased by \$1,052,000 Federal Trust Fund to reflect the additional receipt of federal grants awarded by the United States Department of Agriculture. These one-time funds would be used to expand the Fresh Fruit and Vegetable Program.
20	489	Local Assistance, ongoing federal Child Nutrition Programs	8,389,000	It is also requested that this item be increased by \$8,389,000 ongoing Federal Trust Fund due to anticipated growth in the Child Nutrition Program.
<b>2009-10 General Fund and Other Adjustments</b>				
<b>6110-001-0231 Tobacco-Use Prevention Education</b>				
21	490	State Operation, Cigarette and Tobacco Products Surtax Fund	-63,000	It is requested that this item be decreased by \$63,000 Health Education Account to reflect declining revenue estimates from the Cigarette and Tobacco Products Surtax Fund (Proposition 99). These funds are used for health education efforts aimed at the prevention and reduction of tobacco use. Activities may include tobacco-specific student instruction, reinforcement activities, special events, and cessation programs for students.

**K-12 EDUCATION  
ITEMS RECOMMENDED FOR VOTE ONLY**

#	Item/Issue No.	Description	May Revise	Comments
<b>6110-102-0231 Tobacco-Use Prevention Education</b>				
22	491	Local Assistance, Cigarette and Tobacco Products Surtax Fund	-1,130,000	It is requested that this item be decreased by \$1,130,000 Health Education Account to reflect declining revenue estimates from the Cigarette and Tobacco Products Surtax Fund (Proposition 99). These funds are used for health education efforts aimed at the prevention and reduction of tobacco use. Activities may include tobacco-specific student instruction, reinforcement activities, special events, and cessation programs for students.
<b>6110-506-0001/ 6110-603-0001 Lottery Funding</b>				
23	569	Local Assistance, Eliminate General Fund Backfill of Lottery funds	-123,000	It is requested that Item 6110-506-0001 be decreased by \$123,000 to eliminate the lottery funding provided through Proposition 98 General Fund in the 2009-10 Budget Act. This funding was contingent upon the voters' approval of the Lottery Modernization Act (Proposition 1C) in May 2009.
24	674	Local Assistance, Eliminate General Fund Backfill of Lottery funds	-891,623,000	It is requested that item 6110-603-0001 be decreased by \$891,623,000 to eliminate the lottery funding provided through Proposition 98 General Fund in the 2009-10 Budget Act. This funding was contingent upon the voters' approval of the Lottery Modernization Act (Proposition 1C) in May 2009.
<b>6110-170-0001 Governor's Career Technical Education Initiative</b>				
25	410	Local Assistance, Increase Reimbursement Authority for the Governor's Career Technical Education Initiative	1,368,000	<p>It is requested that this item be increased by <del>\$3,368,000</del> <b>\$1,368,000</b> to reflect a one-time increase in reimbursement authority to support career technical education programs. The increased authority is necessary because of the late signing of the 2008-09 Budget Act, which hindered the SDE's ability to expend the funds in the allotted time. The SDE will use the funds to complete five program contracts in 2009-10 that were initiated in 2008-09. (Note: \$2 million General Fund savings due to CDE reassessment of need)</p> <p>It is further requested that provisional language be added to conform to this action.</p> <p>X. Of the funds appropriated in this item, <del>\$3,368,000</del> <b>\$1,368,000</b> reflects one-time reimbursement authority to complete five projects funded in 2008-09.</p>

**BUDGET CONFERENCE COMMITTEE  
K-12 EDUCATION  
VOTE ONLY ITEMS**

**Attachment A: Language**

Item/Issue No.	Language
<p><b>6110-001-0001/6110-001-0890 (Issues 087 and 090)</b></p>	<p>The Budget Act of 2009 provides \$2,191,000 General Fund in lieu of federal funds for CALTIDES because the federal government had not finalized its 2009 budget and it was unclear if there would be sufficient Title II funds to support CALTIDES. Additionally, the Budget Act of 2009 provides \$945,000 federal Title II funds for CALTIDES by eliminating the Compliance, Monitoring, Interventions, and Sanctions Program (CMIS) and shifting those funds to CALTIDES.</p> <p>In March 2009, the SDE was awarded a \$6.0 million federal grant by the federal Institute of Education Sciences that will be made available over four years for CALTIDES system integration and is scheduled to begin in 2010. The SLDS grant funds are limited to systems integration of state-level development of educational longitudinal databases. Additionally, the 2009 federal budget, adopted after the state budget was adopted in February 2009, includes sufficient federal Title II funds to restore CMIS and fully fund CALTIDES with federal funds.</p> <p>It is further requested that Provision 17 be deleted from Item 6110-001-0890 and new provisions be added to conform to this action as follows:</p> <p><del>“17. Of the funds appropriated in this item, \$945,000 is available on a one-time basis from federal Title II funds for the State Department of Education (SDE) to contract services for the development of the California Longitudinal Teacher Integrated Data Education System (CALTIDES). By September 30, 2010, the SDE shall submit a detailed report of the expenditures authorized under this provision to appropriate budget and policy committees of the Legislature, the Legislative Analyst’s Office, and the Department of Finance.”</del></p>

	<p>X. Of the funds appropriated in this item, \$1,500,000 is available on a one-time basis from federal Statewide Longitudinal Data Systems funds for the Department of Education for systems integration of the California Longitudinal Teacher Integrated Data Education System.</p> <p>X. Of the funds appropriated in this item, \$1,636,000 federal Title II funds is available on a one-time basis for the State Department of Education (SDE) to fund 3.0 limited-term positions through June 30, 2010 and costs associated with the development of the California Longitudinal Teacher Integrated Data Education System.</p> <p>It is also requested that Provision 23 of Item 6110-001-0001 be deleted to conform to this action.</p> <p><del>“23. Of the funds appropriated in this item, \$2,191,000 is available in a one-time basis for the State Department of Education (SDE) to fund 3.0 limited term positions through June 30, 2010, and contract costs associated with the development of the California Longitudinal Teacher Integrated Data Education System (CALTIDES). By September 30, 2010, the SDE shall submit a detailed report of the expenditures authorized under this provision to the appropriate budget and policy committees of the Legislature, the Legislative Analyst’s Office, and the Department of Finance.”</del></p>
<p><b>6110-001-0001/6110-001-0890 (089)</b></p>	<p>This program, established to meet requirements of the No Child Left Behind Act of 2001 and consistent with assurances of the American Recovery and Reinvestment Act of 2009, monitors and provides technical assistance to local educational agencies to ensure that all children are taught by highly qualified teachers.</p> <p>As proposed in the Governor’s Budget and approved in the Budget Act of 2009, the CMIS program was eliminated and the savings were used to partially offset the General Fund cost for the next phase of the California Longitudinal Teacher Integrated Data Education System (CALTIDES). The 2009 federal budget, adopted after the state budget was adopted in February 2009, includes sufficient federal Title II funds to restore CMIS and fully fund CALTIDES with federal funds.</p>

	<p>It is further requested that provisional language be added to Item 6110-001-0890 to conform to this action.</p> <p>X. Of the funds appropriated in this item, \$945,000 of federal Title II funds is for the Compliance, Monitoring, Interventions, and Sanctions (CMIS) Program. This program is designed to help school districts meet the highly qualified teacher requirements specified in the federal No Child Left Behind Act of 2001 (20 U.S.C. Sec. 6301 et seq.). By April 1, 2010, the State Department of Education shall submit a report on the CMIS Program to the appropriate budget and policy committees of the Legislature, the Legislative Analyst’s Office, and the Department of Finance. The report shall identify (a) the number of school districts that received CMIS support in the 2009-10 fiscal year and (b) the major components of the plans that those districts developed to respond to the federal highly qualified teacher requirements. For each participating district, the report shall provide longitudinal data on the number and percent of teachers who are and are not highly qualified. At a minimum, the 2009-10 report shall include finalized data for the 2008-09 fiscal year and initial data for the 2009-10 fiscal year. The report shall provide data separately for high- and low-poverty schools. For comparison, the report shall provide the same longitudinal data for the statewide average of all school districts as well as the average for school districts not receiving CMIS support.</p>
<p><b>6110-001-0001/6110-001-0890 (418)</b></p>	<p>It is requested that provisional language be added to conform to this action.</p> <p>X. Of the funds appropriated in this item, \$189,000 is provided from one-time carryover funds for the Coordinated Health/HIV Education Prevention Program.</p>
<p><b>6110-001-0001/6110-001-0890 (Private school language)</b></p>	<p>States receiving Title II Part A funding are federally mandated to provide statewide private school professional development consultation and services in addition to that provided at the local LEA level.</p> <p>In April 2008, a federal audit found that the Department of Education (CDE) Title II program was out of compliance relative to providing professional development to private schools statewide. The state is</p>

	<p>required to provide at least \$500,000 toward the effort to ensure private school teachers and administrators receive proportional statewide professional development services. CDE is recommending the following provisional language be added to the budget:</p> <p>Amend section 6110-195-0890 as follows:</p>
	<p>6110-195-0890--For local assistance,  Department of Education, Program 20.60-  Instructional Support, Part A of Title II  of the Elementary and Secondary Education  Act (Teacher and Principal Training and  Recruiting Fund), payable from the  Federal Trust Fund..... 316,836,000</p> <p>Schedule:</p> <p>(1) 20.60.280-Improving  Teacher Quality  Local Grants..... 310,932,000</p> <p>(2) 20.60.270-  Administrator  Training Program.... 1,554,000</p> <p>(3) 20.60.190.300-  California Subject  Matter Projects..... 4,350,000</p> <p>Provisions:</p> <p>1. The funds appropriated in  Schedule (2) shall be for the  Administrator Training Program  authorized pursuant to Article  4.6 (commencing with Section  44510) of Chapter 3 of Part 25  of Division 3 of Title 2 of the  Education Code.</p> <p>2. The funds appropriated in  Schedule (3) shall be for  transfer to the University of</p>

	<p>California, which shall use the funds for the Subject Matter Projects pursuant to Article 1 (commencing with Section 99200) of Chapter 5 of Part 65 of Division 14 of Title 3 of the Education Code.</p> <p><b><u>3. Of the funds appropriated in Schedule (2), up to \$500,000 may be used to provide professional development for private school teachers and administrators in accordance with federal law. By October 15, 2010, the State Department of Education shall submit to the appropriate budget and policy committees of the Legislature, the Legislative Analyst’s Office, and the Department of Finance a report of the number of private school teachers and administrators served under this provision and the type of professional development provided.</u></b></p>
<p><b>6110-001-0890 (383)</b></p>	<p>It is requested that Provision 18 of this item be amended to conform to this action as follows:</p> <p>“18. The following funds appropriated in this item are for the development of a comprehensive strategy to address data reporting requirements and the development of the California Longitudinal Pupil Achievement Data System (CALPADS) to meet the requirements of the federal No Child Left Behind Act of 2001 (P.L. 107-110) and Chapter 1002 of the Statutes of 2002:</p> <p>(a) \$730,000 and 5.0 positions to support state operations for a comprehensive strategy to address data reporting requirements.</p> <p>(b) \$2,588,000 and 1.0 position to support state operations related to the development of CALPADS. Up to \$1,158,000 may be used to support the involvement of California School Information Services staff in the development of CALPADS.</p> <p>(c) \$115,000 and 1.0 position to support workload associated with coordinating data collection and sharing CALPADS and for the federal Education Data Exchange Network.”</p> <p><u>(d) \$9,549,000 in one-time federal VI funds is available for additional CALPADS implementation activities including but not limited to, vendor costs associated with system integration, project management and oversight, Department of Technology Services costs, data system validation and verification, and costs associated with the administration and review of data requests to ensure compliance with state and federal privacy laws.</u></p>

<b>6110-102-0890 (414)</b>	<p>The carryover is a result of the State Department of Education (SDE) receiving a one-year grant extension to liquidate available funds. The funds will be used to complete service-learning activities that began in the 2008-09 fiscal year.</p> <p>It is requested that provisional language be added to conform to this action.</p> <p>X. Of the funds appropriated in this item, \$300,000 reflects one-time carryover funds.</p>
<b>6110-125-0890 (246)</b>	<p>X. Of the funds appropriated in Schedule (1), \$3,500,000 is provided in one-time carryover funds to support the following existing program activities: (1) extended day/week and summer/intersession programs to help prepare middle and secondary students for the high school exit exam, (2) investments aimed at upgrading curricula, instructional materials, educational software, and assessment procedures, (3) tutorials and intensified instruction, and 4) investments in technology used to improve the proficiency of limited English proficient students.</p>
<b>6110-136-0890 (384)</b>	<p>LEAs will use these funds for services to improve the educational opportunities of low-income families and for a unified literacy program that integrates early childhood and parenting education.</p> <p>It is requested that provisional language be added to conform to this action.</p> <p>X. Of the funds appropriated in Schedule (2), \$107,000 is provided in one-time carryover funds to support the existing program.</p>
<b>6110-156-0890 (411)</b>	<p>It is requested that provisional language be added to conform to this action.</p> <p>X. Of the funds appropriated in this item, \$3,088,000 is provided in one-time carryover funds.</p>



<b>6110-183-0890 (493)</b>	<p>These funds will be used to support programs that prevent violence in and around schools and prevent the illegal use of alcohol, tobacco, and drugs.</p> <p>It is further requested that language be added as follows to conform to this action:</p> <p>X. Of the funds appropriated in this item, \$2,300,000 is provided from one-time carryover funds for the Safe and Drug Free Schools Program.</p>
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**6440 University of California**

Issue	Description	2009 Budget Act	May Revise	Comments
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**6440-001-0001**

**419 2009-10 Unallocated Reductions**

**420** May Revision proposes unallocated reductions of \$217.5 million. 2,896,355,000 (2009) -217,500,000

**417 2008-09 Unallocated Reductions**

**420** May Revision proposes unallocated reductions of \$717.5 million. 2,930,023,000 (2008) -717,500,000

Of the total reductions (\$935 million), approximately \$700 million is slated to be backfilled with federal stimulus funds.

Combined, these actions reduce expenditures over the two fiscal years to the minimum MOE level required to receive federal stimulus funding.

**6440 University of California**

Issue	Description	2009 Budget Act	May Revise	Comments
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**6440-001-0001**

421	<b>Eliminate Funding for Student Academic Preparation Programs</b>	31,300,300	-31,300,000	
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19,300,000 GF  
12,000,000 UC Funds

Academic preparation programs provide opportunities for educationally disadvantaged students to access and succeed in higher education, and include the following:

- The Mathematics, Engineering, Science Achievement (MESA) Program, which assists disadvantaged students to excel in math and science.
- The Puente Project, which focuses on college preparation English writing skills.
- Early Academic Outreach Program (EAOP) which works directly with students at underserved K-12 schools to attain college eligibility and attend college.

**6440 University of California**

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<b>Issue</b>	<b>Description</b>	<b>2009 Budget Act</b>	<b>May Revise</b>	<b>Comments</b>
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**6440-001-0001**

**New Intra-Year Cash Deferral**

As part of its *Cash Management* proposal, the Administration defers \$250 million in payments that would normally be sent to the University of California in July and instead disperses that amount in October.

**6600 Hastings College of the Law**

Issue	Description	2009 Budget Act	May Revise	Comments
<b>6600-001-0001</b>	<b>Eliminate State Support for Hastings College of Law</b>	10,300,000	-10,293,000	<u>Background.</u> Hastings was established in state statute in 1878 as the first law department in the University of California, and the first law school in the State of California.
432	May Revision proposes to eliminate <u>all but</u> \$7,000 of General Fund support for the Hastings College of Law, effective July 1, 2009.  While this action essentially "privatizes" the college, DOF believes that providing this minimal appropriation (\$7,000 General Fund; \$153,000 Lottery) is sufficient to constitute "state support", thus meeting the minimal requirements of the college founder.			The establishment was conditioned upon Judge S.C. Hastings paying \$100,000 into the state treasury for support of the school. Should the college fail to exist, the state is required to repay the heirs of Hastings estate the original \$100,000 plus accumulated interest.  Hastings, while technically part of the UC, has enjoyed a relationship independent from the UC Board of Regents due in part to its independent governing board and an organization structure that pre-dates UC's other academic programs.

**6610 California State University**

Issue	Description	2009 Budget Act	May Revise	Comments
<b>6610-001-0001</b>				
420	<b>2009-10 Unallocated Reductions</b>	2,793,502,000	-267,500,000	
421	May Revision proposes unallocated reductions of \$267.5 million.	(2009)		
418	<b>2008-09 Unallocated Reductions</b>	2,844,364,000	-717,000,000	
421	May Revision proposes unallocated reductions of \$717.5 million.	(2008)		
	Of the total reductions (\$985 million), approximately \$700 million is slated to be backfilled with federal stimulus funds.			
	Combined, these actions reduce expenditures over the two fiscal years to the minimum MOE level required to receive federal stimulus funding			

**6610 California State University**

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<b>Issue</b>	<b>Description</b>	<b>2009 Budget Act</b>	<b>May Revise</b>	<b>Comments</b>
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**6610-001-0001 California State University**

<b>422</b>	<b>Eliminate General Fund Support for Academic Preparation and Early Testing</b>	18,600,000	-18,600,000	
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These academic preparation programs help K-12 and community college students from disadvantaged backgrounds access and succeed in higher education, and include the following programs:

- Early Assessment Program (EAP) provides opportunities for high school students to assess their readiness for college-level English and math.
- Educational Opportunity Programs (EOP) is an educational access and retention program that provides disadvantaged students with academic advising, tutoring, and counseling.

**6610 California State University**

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<b>Issue</b>	<b>Description</b>	<b>2009 Budget Act</b>	<b>May Revise</b>	<b>Comments</b>
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**6610-001-0001**

**New Intra-Year Cash Deferral**

As part of its *Cash Management* proposal, the Administration defers \$290 million in payments that would normally be sent to the California State University in July and instead disperses that amount in October.



**6870 California Community Colleges**

Issue	Description	2009 Budget Act	May Revise	Comments
<b>6870-101-0001</b>				
124	<b>Delete Enrollment Growth Funding</b>	175,213,000	-175,213,000	
	May Revision eliminates funding (\$175 million) that was appropriated in the February Budget Act to support the enrollment of approximately 36,000 additional community college students.			
126	<b>Eliminate Categorical Growth</b>		-10,173,000	
	May Revision deletes funding appropriated in the February Budget for growth in Categorical programs.			
125	<b>Redirect Partial Growth Funding to Base Apportionments.</b>		58,313,000	
	May Revision redirects \$58.3 million of the above reduction to the base budget of the community colleges to partially address the loss of local property tax funds.			

**6870 California Community Colleges**

Issue	Description	2009 Budget Act	May Revise	Comments
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**6870-101-0001**

119	<b>Defer \$115 million in Apportionment Payments from 2008-09 to fiscal year 2009-10.</b>	2,919,262,000	-115,000,000	
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May Revision shifts \$115 million in Proposition 98 General Apportionment payments normally made to colleges in 2008-09 and instead makes those payments in July of the next fiscal year.

The February Budget Act defers \$340 million in community college payments from the 2008-09 fiscal year into 2009-10. This amount is in addition to an ongoing \$200 million deferral enacted by the legislature in 2003-04.

**6870 California Community Colleges**

Issue	Description	2009 Budget Act	May Revise	Comments
123	<b>Reduce Funding Rate for Physical Education (PE) &amp; Recreational Courses</b>	2,919,262,000	-120,000,000	<p>May Revision reduces funding from Apportionments by \$120 million to reflect the Administration's goal of funding PE and recreational courses at the rate currently paid for non-credit instruction (\$2,745) compared with the current credit rate (\$4,565).</p> <p>May Revision does not include a definition of "recreational" courses and it is unclear how course targeted for this reduced rate would be identified.</p>

**6870 California Community Colleges**

Issue	Description	2009 Budget Act	May Revise	Comments
<b>6870-101-0001</b>				
<b>122</b>	<b><u>Categorical Program Reductions</u></b>	716,120,000	-333,140,000	Staff notes, Trailer Bill related to this proposal is pending, and the Administration has yet to provide detail on how the proposal would be implemented, including how the <i>unallocated reduction</i> would be allocated amongst the various categorical programs.
<b>121</b>	May Revision reduces funding for community college categorical programs, via an <i>unallocated reduction</i> , beginning in current year.	(2009-10)	(2009-10)	
	Reduction is implemented in concert with a <i>flexibility</i> proposal, the practical effect of which eliminates the appropriation for <i>each</i> categorical program, allowing districts to use funds for any purpose. <b>For 2008-09</b> , proposal exempts four programs from flexibility (Financial Aid Administration; Foster Care Education; Special Services to CalWORKs Recipients; and Telecommunications & Technology Services.)	705,013,000 (2008-09)	-85,000,000 (2008-09)	Proposal to eliminate categorical program that provides special services to CalWORKs recipients will conform to pending action in the Social Services budget related to the CalWORKs program (6870-111-0001, Issue 150).
	<b>For 2009-10</b> , May Revision eliminates Special Services to CalWORKs recipients, thus removing that program from its flexibility proposal.			

**6870 California Community Colleges**

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Issue	Description	2009 Budget Act	May Revise	Comments
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**6870-101-0001**

**Community College Fees**

May Revision holds student fees at the community colleges constant at the rate of \$20 per unit. For a full-time student (taking 15 units per semester) this equates to \$600 annually.

Prior fee levels include:

- \$20 per unit (2007 to present)
- \$26 per unit (2004-06)
- \$18 per unit (2003-04)
- \$11 per unit (2000-03)
- \$12 per unit (1999-2000)
- \$13 per unit (1993-1999)

(Differential fee of \$50 per unit was imposed on baccalaureate degree holders from 1993-1996).

Note: Increasing fees by \$2 per unit results in approximately \$30 million in additional revenue; an increase of \$6 per unit equates to \$75 million in revenue.

**7980 Student Aid Commission**

Issue	Description	2009 Budget Act	May Revise	Comments
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**7980-101-0001 Student Aid Commission**

<p><b>014</b></p> <p><b>015</b></p> <p><b>006</b></p> <p><b>003</b></p> <p><b>004</b></p> <p><b>005</b></p>	<p><b>Phase Out Cal Grants</b></p> <p>Cal Grants provide financial aid to low-income, academically-meritorious college students. The May Revision proposal includes the following components:</p> <ul style="list-style-type: none"> <li>▪ Elimination of New Cal Grant Entitlement &amp; Cal Grant C Awards (\$173 million).</li> <li>▪ Freezing award amounts for students at UC &amp; CSU at the 2008-09 level (\$28 million).</li> </ul> <p>The February Budget Act rejected the following proposals, which have been resubmitted during the May Revision:</p> <ul style="list-style-type: none"> <li>▪ Elimination of the Competitive Cal Grant program (\$52.9 million).</li> <li>▪ Freezing of the income eligibility level at the thresholds in effect for 2008-09 (\$7 million).</li> <li>▪ Reduction in the maximum award for students attending private colleges (\$11 million).</li> <li>▪ Covering only 2/3 of the fee increase for students at UC and CSU (\$16.6 million).</li> </ul>	<p>1,035,813,000</p>	<p>-288,500,000</p>	<p><i>Note: May Revision Issue 010 (Revision of Cal Grant Baseline Adjustments) will conform to the final action of this item.</i></p>
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**HIGHER EDUCATION  
ITEMS RECOMMENDED FOR VOTE ONLY**

	ITEM	ISSUE	ISSUE	MAY REVISE	PROPOSED ACTION
			<b>University of California:</b>		
1	6440-001-0001		Amend Provisional Language to remove enrollment targets due to unallocated budget reductions	Language X	Approve Proposed Language (attached)
2	6440-001-0001	407	May Revision: Add reimbursement authority to accept federal stimulus funds in 2009-10	331,500,000	Approve May Revision Proposal
3	6440-001-0001	405	May Revision: Add reimbursement authority to accept current year federal stimulus funds	268,500,000	Approve May Revision Proposal
4	6440-496 -	001	April Letter: UC San Diego Structural Materials Reversion		Approve May Revision Proposal
5	6440-001-0234	404	May Revision: Decrease funding for Tobacco Research	-1,425,000	Approve May Revision Proposal
6	6440-501-0001	414	May Revision: Decrease GF due to failure of Prop. 1C	-29,779,000	Approve May Revision Proposal
7	6440-501-0814	429	May Revision: Increase Lottery funding due to failure of Prop. 1C	26,798,000	Approve May Revision Proposal
8	6440-501-0814/08	411	May Revision: Decrease Current Year Lottery Estimate	-2,792,000	Approve May Revision Proposal
			<b>Hastings College of Law:</b>		
9	6600-501-0001	415	May Revision: Decrease GF due to failure of Prop. 1C	-170,000	Approve May Revision Proposal
10	6600-501-0814	430	May Revision: Increase Lottery funding due to failure of Prop. 1C	153,000	Approve May Revision Proposal
11	6600-501-0814/08	412	May Revision: Decrease Current Year Lottery Estimate	-16,000	Approve May Revision Proposal
			<b>California State University:</b>		
12	6610-001-0001		Amend Provisional Language to remove enrollment targets due to unallocated budget reductions	Language X	Approve Proposed Language (attached)
13	6610-001-0001	408	May Revision: Add reimbursement authority to accept federal stimulus funds in 2009-10	331,500,000	Approve May Revision Proposal
14	6440-001-0001	406	May Revision: Add reimbursement authority to accept current year federal stimulus funds	268,500,000	Approve May Revision Proposal
15	6610-501-0001	416	May Revision: Decrease GF due to failure of Prop. 1C	-49,574,000	Approve May Revision Proposal
16	6610-501-0839	431	May Revision: Increase Lottery funding due to failure of Prop. 1C	44,611,000	Approve May Revision Proposal
17	6610-501-0839/08	413	May Revision: Decrease Current Year Lottery Estimate	-4,648,000	Approve May Revision Proposal
18	6610-490	400 401	May Revision: Reappropriate Minor Capital Outlay funding due to PMIB delay		Approve May Revision Proposal
19	6610-494	403	May Revision: Extend Liquidation Period for Minor Capital Outlay funding due to PMIB delay		Approve May Revision Proposal

**HIGHER EDUCATION  
ITEMS RECOMMENDED FOR VOTE ONLY**

	ITEM	ISSUE	ISSUE	MAY REVISE	PROPOSED ACTION
			<b>California Community Colleges:</b>		
20	6870-101-0001	000	May Revision: Absorb projected 08-09 Property Tax shortfall	-37,300,000	Approve May Revision Proposal
21	6870-101-0001	127	May Revision: Increase Board Financial Aid Program	681,000	Approve May Revision Proposal
22	6870-101-0001	108	May Revision: Amend Language, Tuition Fee Waiver Mandate		Approve May Revision Proposal
23	6870-101-0001	109	May Revision: Amend Language, Basic Skills Report		Approve May Revision Proposal
24	6870-612-0342	104	May Revision: Decrease Oil & Mineral Revenue	-1,569,000	Approve May Revision Proposal
25	6870-601-0986	103	May Revision: Reduced Property Tax revenue	-116,707,000	Approve May Revision Proposal
26	6870-492	130	May Revision: Reappropriations to offset 09-10 P-Tax shortfall	4,992,000	Approve May Revision Proposal
27	6870-601-0001	141	May Revision: Decrease GF due to failure of Prop. 1C	-169,830,000	Approve May Revision Proposal
28	6870-601-0814	142	May Revision: Increase Lottery funding due to failure of Prop. 1C	148,679,000	Approve May Revision Proposal
29	6870-601-0992	102	May Revision: Revised Student Fee Revenue	-21,247,000	Approve May Revision Proposal
30	6870-497	303	May Revision: Revert Funding College of the Redwoods		Approve May Revision Proposal
			<b>California Student Aid Commission:</b>		
31	7980-490	009	May Revision: Reappropriate savings associated with EdFUND sale	501,681	Approve May Revision Proposal



**HIGHER EDUCATION VOTE ONLY LANGUAGE: ATTACHMENT A**

**University of California: Item 6440-001-0001**

**Vote Only List Item 10**

Replace Provision 10 of Item 6440-001-0001, as follows:

*"The University of California shall report to the Legislature by March 15, 2010, on whether it has met its 2009-10 academic year enrollment goal(s)."*

**California State University: Item 6610-001-0001**

**Vote Only List Item 21**

Replace Provision 6 of Item 6610-001-0001, as follows:

*"The California State University shall report to the Legislature by March 15, 2010, on whether it has met its 2009-10 academic year enrollment goal(s)."*