

CHAPTER 1159

An act to amend Section 10850 of, and to add Sections 14100.2 and 14100.3 to, the Welfare and Institutions Code, to amend Section 10503 of, and to add Sections 10503.1, 10520, 10527.1, 10527.2, 10527.3, and 10527.4 to the Government Code, and to repeal Section 5019.26 of the Public Resources Code, and to amend Sections 2 and 8 of, and repeal Section 10 of, Chapter 78 of the Statutes of 1917, and to amend Section 10 of Chapter 138 of the Statutes of 1964, and to repeal

Section 423.8 of Chapter 359 of the Statutes of 1977, and to amend Section 3 of, and repeal Section 4 of, Chapter 743 of the Statutes of 1978, relating to the Joint Legislative Audit Committee, and declaring the urgency thereof, to take effect immediately.

[Approved by Governor September 27, 1980 Filed with
Secretary of State September 29, 1980]

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

SECTION 1. Section 10850 of the Welfare and Institutions Code is amended to read:

10850. (a) Except as otherwise provided in this section, all applications and records concerning any individual made or kept by any public officer or agency in connection with the administration of any provision of this code relating to any form of public social services for which grants-in-aid are received by this state from the United States government shall be confidential, and shall not be open to examination for any purpose not directly connected with the administration of such program, or any investigation, prosecution, or criminal or civil proceeding conducted in connection with the administration of any such program. The disclosure of any information which identifies by name or address any applicant for or recipient of such grants-in-aid to any committee or legislative body is prohibited, except as provided in subdivision (b).

(b) Except as otherwise provided in this section, no person shall publish or disclose or permit or cause to be published or disclosed any list of persons receiving public social services. Any county welfare department in this state may release lists of applicants for, or recipients of, public social services, to any other county welfare department or the State Department of Social Services, and such lists or any other records shall be released when requested by any county welfare department or the State Department of Social Services. Such lists or other records shall only be used for purposes directly connected with the administration of public social services. Except for such purposes, no person shall publish, disclose, or use or permit or cause to be published, disclosed, or used any confidential information pertaining to an applicant or recipient.

Any county welfare department and the State Department of Social Services shall provide any governmental entity which is authorized by law to conduct an audit or similar activity in connection with the administration of public social services, including any committee or legislative body so authorized, with access to any public social service applications and records described in subdivision (a) to the extent of such authorization. Such committees, legislative bodies and other entities may only request or use such records for the purpose of investigating the administration of public social services, and shall not disclose the identity of any applicant or recipient except in the case of a criminal or civil

proceeding conducted in connection with the administration of public social services.

However, this section shall not prohibit the furnishing of such information to other public agencies to the extent required for verifying eligibility or for other purposes directly connected with the administration of public social services, or to county superintendents of schools or superintendents of school districts only as necessary for the administration of federally assisted programs providing assistance in cash or in-kind or services directly to individuals on the basis of need. Any person knowingly and intentionally violating the provisions of this subdivision is guilty of a misdemeanor.

(c) The State Department of Social Services shall inform the Department of Motor Vehicles of the names, birth dates, and addresses of all applicants or recipients of aid to the blind. The Department of Motor Vehicles, upon receipt of such information, shall inform the State Department of Social Services of any such applicant or recipient of aid to the blind who holds a valid California driver's license.

(d) The State Department of Social Services may make rules and regulations governing the custody, use and preservation of all records, papers, files and communications pertaining to the administration of the laws relating to public social services under their jurisdiction. The rules and regulations shall be binding on all departments, officials and employees of the state, or of any political subdivision of the state and may provide for giving information to or exchanging information with agencies, public or political subdivisions of the state, and may provide for giving information to or exchanging information with agencies, public or private, which are engaged in planning, providing or securing social services for or in behalf of recipients or applicants; and for making case records available for research purposes, provided, that such research will not result in the disclosure of the identity of applicants for or recipients of public social services.

(e) Any person, including every public officer and employee, who knowingly secures or possesses, other than in the course of official duty, an official list or a list compiled from official sources, published or disclosed in violation of this section, of persons who have applied for or who have been granted any form of public social services for which state or federal funds are made available to the counties is guilty of a misdemeanor.

(f) The provisions of this section shall be operative only to the extent permitted by federal law and shall not apply to, but exclude, Chapter 7 (commencing with Section 14000) of this division, entitled "Basic Health Care", and for which a grant-in-aid is received by the state under Title XIX of the Social Security Act.

SEC. 1.2. Section 10850 of the Welfare and Institutions Code is amended to read:

10850. (a) Except as otherwise provided in this section, all applications and records concerning any individual made or kept by

any public officer or agency in connection with the administration of any provision of this code relating to any form of public social services for which grants-in-aid are received by this state from the United States government shall be confidential, and shall not be open to examination for any purpose not directly connected with the administration of such program, or any investigation, prosecution, or criminal or civil proceeding conducted in connection with the administration of any such program. The disclosure of any information which identifies by name or address any applicant for or recipient of such grants-in-aid to any committee or legislative body is prohibited, except as provided in subdivision (b).

(b) Except as otherwise provided in this section, no person shall publish or disclose or permit or cause to be published or disclosed any list of persons receiving public social services. Any county welfare department in this state may release lists of applicants for, or recipients of, public social services, to any other county welfare department or the State Department of Social Services, and such lists or any other records shall be released when requested by any county welfare department or the State Department of Social Services. Such lists or other records shall only be used for purposes directly connected with the administration of public social services. Except for such purposes, no person shall publish, disclose, or use or permit or cause to be published, disclosed, or used any confidential information pertaining to an applicant or recipient.

Any county welfare department and the State Department of Social Services shall provide any governmental entity which is authorized by law to conduct an audit or similar activity in connection with the administration of public social services, including any committee or legislative body so authorized, with access to any public social service applications and records described in subdivision (a) to the extent of such authorization. Such committees, legislative bodies and other entities may only request or use such records for the purpose of investigating the administration of public social services, and shall not disclose the identity of any applicant or recipient except in the case of a criminal or civil proceeding conducted in connection with the administration of public social services.

However, this section shall not prohibit the furnishing of such information to other public agencies to the extent required for verifying eligibility or for other purposes directly connected with the administration of public social services, or to county superintendents of schools or superintendents of school districts only as necessary for the administration of federally assisted programs providing assistance in cash or in-kind or services directly to individuals on the basis of need. Any person knowingly and intentionally violating the provisions of this subdivision is guilty of a misdemeanor.

(c) The State Department of Social Services shall inform the Department of Motor Vehicles of the names, birth dates, and addresses of all applicants or recipients of aid to the blind. The

Department of Motor Vehicles, upon receipt of such information, shall inform the State Department of Social Services of any such applicant or recipient of aid to the blind who holds a valid California driver's license.

(d) The State Department of Social Services may make rules and regulations governing the custody, use and preservation of all records, papers, files and communications pertaining to the administration of the laws relating to public social services under their jurisdiction. The rules and regulations shall be binding on all departments, officials and employees of the state, or of any political subdivision of the state and may provide for giving information to or exchanging information with agencies, public or political subdivisions of the state, and may provide for giving information to or exchanging information with agencies, public or private, which are engaged in planning, providing or securing social services for or in behalf of recipients or applicants; and for making case records available for research purposes, provided, that such research will not result in the disclosure of the identity of applicants for or recipients of public social services.

(e) Any person, including every public officer and employee, who knowingly secures or possesses, other than in the course of official duty, an official list or a list compiled from official sources, published or disclosed in violation of this section, of persons who have applied for or who have been granted any form of public social services for which state or federal funds are made available to the counties is guilty of a misdemeanor.

(f) This section shall not be construed to prohibit an employee of a county welfare department from disclosing confidential information concerning a public social services applicant or recipient to a state or local law enforcement agency investigating or gathering information regarding a criminal act committed in a welfare department office or against any county or state welfare worker while involved in the administration of public social services. Such criminal acts shall include only those which are in violation of state or local law. Disclosure of confidential information pursuant to this subdivision shall be limited to the applicant's or recipient's name, physical description, and address.

(g) The provisions of this section shall be operative only to the extent permitted by federal law and shall not apply to, but exclude, Chapter 7 (commencing with Section 14000) of this division, entitled "Basic Health Care", and for which a grant-in-aid is received by the state under Title XIX of the Social Security Act.

SEC. 1.3. Section 10850 of the Welfare and Institutions Code is amended to read:

10850. (a) Except as otherwise provided in this section, all applications and records concerning any individual made or kept by any public officer or agency in connection with the administration of any provision of this code relating to any form of public social services for which grants-in-aid are received by this state from the

United States government shall be confidential, and shall not be open to examination for any purpose not directly connected with the administration of such program, or any investigation, prosecution, or criminal or civil proceeding conducted in connection with the administration of any such program. The disclosure of any information which identifies by name or address any applicant for or recipient of such grants-in-aid to any committee or legislative body is prohibited, except as provided in subdivision (b).

(b) Except as otherwise provided in this section, no person shall publish or disclose or permit or cause to be published or disclosed any list of persons receiving public social services. Any county welfare department in this state may release lists of applicants for, or recipients of, public social services, to any other county welfare department or the State Department of Social Services, and such lists or any other records shall be released when requested by any county welfare department or the State Department of Social Services. Such lists or other records shall only be used for purposes directly connected with the administration of public social services. Except for such purposes, no person shall publish, disclose, or use or permit or cause to be published, disclosed, or used any confidential information pertaining to an applicant or recipient.

An individual member of a county board of supervisors may, pursuant to an inquiry or complaint, receive from the county welfare department factual information relating to eligibility of the applicant or recipient. The release of such factual information to the member of the county board of supervisors shall be for the sole purpose of ensuring that appropriate administrative action has been taken with regard to the inquiry or complaint and in no event shall such information be released to any person except as provided by law. No names obtained through such access to such records or applications as provided in this section shall be used for any commercial or political purposes.

Any county welfare department and the State Department of Social Services shall provide any governmental entity which is authorized by law to conduct an audit or similar activity in connection with the administration of public social services, including any committee or legislative body so authorized, with access to any public social service applications and records described in subdivision (a) to the extent of such authorization. Such committees, legislative bodies and other entities may only request or use such records for the purpose of investigating the administration of public social services, and shall not disclose the identity of any applicant or recipient except in the case of a criminal or civil proceeding conducted in connection with the administration of public social services.

However, this section shall not prohibit the furnishing of such information to other public agencies to the extent required for verifying eligibility or for other purposes directly connected with the administration of public social services, or to county superintendents

of schools or superintendents of school districts only as necessary for the administration of federally assisted programs providing assistance in cash or in-kind or services directly to individuals on the basis of need. Any person knowingly and intentionally violating the provisions of this subdivision is guilty of a misdemeanor.

(c) The State Department of Social Services shall inform the Department of Motor Vehicles of the names, birth dates, and addresses of all applicants or recipients of aid to the blind. The Department of Motor Vehicles, upon receipt of such information, shall inform the State Department of Social Services of any such applicant or recipient of aid to the blind who holds a valid California driver's license.

(d) The State Department of Social Services may make rules and regulations governing the custody, use and preservation of all records, papers, files and communications pertaining to the administration of the laws relating to public social services under their jurisdiction. The rules and regulations shall be binding on all departments, officials and employees of the state, or of any political subdivision of the state and may provide for giving information to or exchanging information with agencies, public or political subdivisions of the state, and may provide for giving information to or exchanging information with agencies, public or private, which are engaged in planning, providing or securing social services for or in behalf of recipients or applicants; and for making case records available for research purposes, provided, that such research will not result in the disclosure of the identity of applicants for or recipients of public social services.

(e) Any person, including every public officer and employee, who knowingly secures or possesses, other than in the course of official duty, an official list or a list compiled from official sources, published or disclosed in violation of this section, of persons who have applied for or who have been granted any form of public social services for which state or federal funds are made available to the counties is guilty of a misdemeanor.

(f) The provisions of this section shall be operative only to the extent permitted by federal law and shall not apply to, but exclude, Chapter 7 (commencing with Section 14000) of this division, entitled "Basic Health Care", and for which a grant-in-aid is received by the state under Title XIX of the Social Security Act.

SEC. 1.4. Section 10850 of the Welfare and Institutions Code is amended to read:

10850. (a) Except as otherwise provided in this section, all applications and records concerning any individual made or kept by any public officer or agency in connection with the administration of any provision of this code relating to any form of public social services for which grants-in-aid are received by this state from the United States government shall be confidential, and shall not be open to examination for any purpose not directly connected with the administration of such program, or any investigation, prosecution, or

criminal or civil proceeding conducted in connection with the administration of any such program. The disclosure of any information which identifies by name or address any applicant for or recipient of such grants-in-aid to any committee or legislative body is prohibited, except as provided in subdivision (b).

(b) Except as otherwise provided in this section, no person shall publish or disclose or permit or cause to be published or disclosed any list of persons receiving public social services. Any county welfare department in this state may release lists of applicants for, or recipients of, public social services, to any other county welfare department or the State Department of Social Services, and such lists or any other records shall be released when requested by any county welfare department or the State Department of Social Services. Such lists or other records shall only be used for purposes directly connected with the administration of public social services. Except for such purposes, no person shall publish, disclose, or use or permit or cause to be published, disclosed, or used any confidential information pertaining to an applicant or recipient.

Any county welfare department and the State Department of Social Services shall provide any governmental entity which is authorized by law to conduct an audit or similar activity in connection with the administration of public social services, including any committee or legislative body so authorized, with access to any public social service applications and records described in subdivision (a) to the extent of such authorization. Such committees, legislative bodies and other entities may only request or use such records for the purpose of investigating the administration of public social services, and shall not disclose the identity of any applicant or recipient except in the case of a criminal or civil proceeding conducted in connection with the administration of public social services.

An individual member of a county board of supervisors may, pursuant to an inquiry or complaint, receive from the county welfare department factual information relating to eligibility of the applicant or recipient. The release of such factual information to the member of the county board of supervisors shall be for the sole purpose of ensuring that appropriate administrative action has been taken with regard to the inquiry or complaint and in no event shall such information be released to any person except as provided by law. No names obtained through such access to such records or applications as provided in this section shall be used for any commercial or political purposes.

However, this section shall not prohibit the furnishing of such information to other public agencies to the extent required for verifying eligibility or for other purposes directly connected with the administration of public social services, or to county superintendents of schools or superintendents of school districts only as necessary for the administration of federally assisted programs providing assistance in cash or in-kind or services directly to individuals on the

basis of need. Any person knowingly and intentionally violating the provisions of this subdivision is guilty of a misdemeanor.

(c) The State Department of Social Services shall inform the Department of Motor Vehicles of the names, birth dates, and addresses of all applicants or recipients of aid to the blind. The Department of Motor Vehicles, upon receipt of such information, shall inform the State Department of Social Services of any such applicant or recipient of aid to the blind who holds a valid California driver's license.

(d) The State Department of Social Services may make rules and regulations governing the custody, use and preservation of all records, papers, files and communications pertaining to the administration of the laws relating to public social services under their jurisdiction. The rules and regulations shall be binding on all departments, officials and employees of the state, or of any political subdivision of the state and may provide for giving information to or exchanging information with agencies, public or political subdivisions of the state, and may provide for giving information to or exchanging information with agencies, public or private, which are engaged in planning, providing or securing social services for or in behalf of recipients or applicants; and for making case records available for research purposes, provided, that such research will not result in the disclosure of the identity of applicants for or recipients of public social services.

(e) Any person, including every public officer and employee, who knowingly secures or possesses, other than in the course of official duty, an official list or a list compiled from official sources, published or disclosed in violation of this section, of persons who have applied for or who have been granted any form of public social services for which state or federal funds are made available to the counties is guilty of a misdemeanor.

(f) This section shall not be construed to prohibit an employee of a county welfare department from disclosing confidential information concerning a public social services applicant or recipient to a state or local law enforcement agency investigating or gathering information regarding a criminal act committed in a welfare department office or against any county or state welfare worker while involved in the administration of public social services. Such criminal acts shall include only those which are in violation of state or local law. Disclosure of confidential information pursuant to this subdivision shall be limited to the applicant's or recipient's name, physical description, and address.

(g) The provisions of this section shall be operative only to the extent permitted by federal law and shall not apply to, but exclude, Chapter 7 (commencing with Section 14000) of this division, entitled "Basic Health Care", and for which a grant-in-aid is received by the state under Title XIX of the Social Security Act.

SEC. 2. Section 14100.2 is added to the Welfare and Institutions Code, to read:

14100.2. (a) All types of information, whether written or oral, concerning a person, made or kept by any public officer or agency in connection with the administration of any provision of this chapter, Chapter 8 (commencing with Section 14200), or Chapter 8.7 (commencing with Section 14520) and for which a grant-in-aid is received by this state from the United States government pursuant to Title XIX of the Social Security Act shall be confidential, and shall not be open to examination other than for purposes directly connected with the administration of the Medi-Cal program.

(b) Except as provided in this section and to the extent permitted by federal law or regulation all information about applicants and recipients as provided for in subdivision (a) to be safeguarded includes, but is not limited to, names and addresses, medical services provided, social and economic conditions or circumstances, agency evaluation of personal information, and medical data, including diagnosis and past history of disease or disability.

(c) Purposes directly connected with the administration of the Medi-Cal Program, Chapter 8 (commencing with Section 14200), or Chapter 8.7 (commencing with Section 14520) encompass those administrative activities and responsibilities the State Department of Health Services and its agents are required to engage in to insure effective program operations. Such activities include but are not limited to: establishing eligibility and methods of reimbursement; determining the amount of medical assistance; providing services for recipients; conducting or assisting an investigation, prosecution, or civil or criminal proceeding related to the administration of the Medi-Cal Program; and conducting or assisting a legislative investigation or audit related to the administration of the Medi-Cal Program.

(d) Any officer, agent, or employee of the State Department of Health Services or of any public agency shall provide the Joint Legislative Audit Committee and the Auditor General with any and all the information described in subdivision (b) within a reasonable period of time as determined by the committee in consultation with the State Department of Health Services, after receipt of a request from the committee approved by a majority of the members of the committee. The Joint Legislative Audit Committee and the Auditor General may use such information only for the purpose of investigating or auditing the administration of the Medi-Cal Program, Chapter 8 (commencing with Section 14200), or Chapter 8.7 (commencing with Section 14520), and shall not use such information for commercial or political purposes. In any case where disclosure of information is authorized by this section, the Joint Legislative Audit Committee or the Auditor General shall not disclose the identity of any applicant or recipient, except in the case of a criminal or civil proceeding conducted in connection with the administration of the Medi-Cal Program.

(e) The access to information provided in subdivision (d) shall be permitted only to the extent and under the conditions provided by

Federal Law and regulations governing the release of such information.

(f) The State Department of Health Services may make rules and regulations governing the custody, use and preservation of all records, papers, files and communications pertaining to the administration of the laws relating to the Medi-Cal Program, Chapter 8 (commencing with Section 14200), or Chapter 8.7 (commencing with Section 14520). The rules and regulations shall be binding on all departments, officials and employees of the state, or of any political subdivision of the state and may provide for giving information to or exchanging information with agencies, public or political subdivisions of the state, and may provide for giving information to or exchanging information with agencies, public or private, which are engaged in planning, providing or securing such services for or in behalf of recipients or applicants; and for making case records available for research purposes, provided, that such research will not result in the disclosure of the identity of applicants for or recipients of such services.

(g) Any person who knowingly releases or possesses confidential information concerning persons who have applied for or who have been granted any form of Medi-Cal benefits or benefits under Chapter 8 (commencing with Section 14200) or Chapter 8.7 (commencing with Section 14520) for which state or federal funds are made available in violation of this section is guilty of a misdemeanor.

SEC. 2.2. Section 14100.3 is added to the Welfare and Institutions Code, to read:

14100.3. An individual member of a county board of supervisors may, pursuant to an inquiry or complaint, receive from the county welfare department factual information relating to the eligibility of the applicant or recipient for Medi-Cal. The factual information shall be used for the same purpose and shall be subject to the same restrictions on disclosure as set forth in Section 10850.

SEC. 3. Section 10503 of the Government Code is amended to read:

10503. The committee is authorized to make rules governing its own proceedings and to create subcommittees from its membership and assign to such subcommittees any study, inquiry, investigation, or hearing which the committee itself has authority to undertake or hold. The provisions of Rule 36 of the Joint Rules of the Senate and Assembly relating to investigating committees shall apply to the committee and it shall have such powers, duties and responsibilities as the Joint Rules of the Senate and Assembly shall from time to time prescribe, and all the powers conferred upon committees by Section 11, Article IV, of the Constitution.

SEC. 4. Section 10503.1 is added to the Government Code, to read:

10503.1. Notwithstanding any other provision of law to the contrary, the committee shall establish priorities and assign all work

to be done by the Auditor General. The committee shall not be required to direct the Auditor General to conduct an audit or investigation unless such a statutory mandate specifically waives the provisions of this section and also appropriates to the Joint Legislative Audit Committee sufficient funds to complete the study.

SEC. 5. Section 10520 is added to the Government Code, to read:

10520. The Auditor General shall only conduct audits and investigations approved by the Joint Legislative Audit Committee. Any provision of law directing the Auditor General to conduct an audit or investigation shall be deemed a request to the Joint Legislative Audit Committee to direct the Auditor General to undertake such an audit or investigation.

SEC. 6. Section 10527.1 is added to the Government Code, to read:

10527.1. Where any specific statute bars the access of the Auditor General or the Joint Legislative Audit Committee to any record, the Joint Legislative Audit Committee, by approval of a majority of the members of the committee, may authorize that the Auditor General and the Joint Legislative Audit Committee be granted access to such records provided such access is for the purpose of an audit authorized by the committee to the extent permitted by federal law. Such authorization shall include safeguards to prohibit disclosure of any information which identifies by name or address any public social service recipient, or any other record which is protected by law.

SEC. 7. Section 10527.2 is added to the Government Code, to read:

10527.2. The Auditor General shall not have access to arrest records of the Bureau of Criminal Identifications and Investigation without the specific authorization of the Joint Legislative Audit Committee and the Attorney General. It is the intent of this section that the Attorney General comply with such a request if it is clear that the information is an essential element of an approved audit and such information will not be used for commercial or political purposes.

SEC. 8. Section 10527.3 is added to the Government Code, to read:

10527.3. It shall be a misdemeanor for the Auditor General or any employee of the Auditor General, a member of the Joint Legislative Audit Committee or any employee of the committee to release any information received pursuant to Section 10850 of the Welfare and Institutions Code or Section 10527.1 or 10527.2 of this code, that is otherwise prohibited by law to be disclosed.

SEC. 9. Section 10527.4 is added to the Government Code, to read:

10527.4. Nothing in Section 10527.1, 10527.2 or 10527.3, nor any other provision of law shall limit the authority of the Joint Legislative Audit Committee to subpoena records under the authority granted to the committee by the Constitution and the Joint Rules of the Senate and Assembly.

SEC. 10. Section 5019.26 of the Public Resources Code is repealed.

SEC. 11. Section 2 of Chapter 78 of the Statutes of 1917 is amended to read:

Sec. 2. The city shall establish a separate trust fund or funds on or before December 31, 1971, for deposit of all moneys or proceeds derived from the granted tidelands in the city.

SEC. 12. Section 8 of Chapter 78 of the Statutes of 1917 is amended to read:

Sec. 8. In the event that the city fails or refuses to file with the State Lands Commission any report, statement, or document required by any provision of this act within the time period specified by this act, or any extension period granted pursuant to this act within 30 days after written notice to the city, or fails or refuses to carry out the terms of the grant within 30 days after written notice to the city, the State Lands Commission shall within 60 days notify the Chief Clerk of the Assembly and the Secretary of the Senate.

The Attorney General shall, upon request of the State Lands Commission, after the city has been given such notice and after such failure or refusal by the city, bring such judicial proceedings for correction and enforcement as are appropriate, and shall act to protect any properties and assets situated on the granted tidelands or derived therefrom.

SEC. 13. Section 10 of Chapter 78 of the Statutes of 1917 is repealed.

SEC. 14. Section 10 of Chapter 138 of the Statutes of 1964 is amended to read:

Sec. 10. On or before October 1st of each year, the City of Long Beach shall cause to be made and filed with the State Lands Commission and with the Legislature a detailed statement of all expenditures of oil revenue, other than that required in this act to be paid to the state, including obligations incurred but not yet paid. Said statement shall cover the fiscal year preceding its submission and shall show the project or operation for which each such expenditure or obligation is made or incurred.

SEC. 15. Section 423.8 of Chapter 359 of the Statutes of 1977 is repealed.

SEC. 16. Section 3 of Chapter 743 of the Statutes of 1978 is amended to read:

Sec. 3. It is the intent of the Legislature that the additional costs incurred by counties in the 1979-80 fiscal year and subsequent years in administering the arbitration program required by this act be reimbursed to the extent that such costs are not offset by the avoidance of costs associated with the reduced need for additional superior court judgeships. Funding for such costs can be provided through the regular budget process. Claims for actual costs incurred in the 1979-80 fiscal year and subsequent fiscal years must be submitted to the State Controller pursuant to paragraph (2) of subdivision (d) of Section 2231 of the Revenue and Taxation Code.

The Controller shall reduce such claims by the amount of any cost avoidance that is found to have occurred in each county.

SEC. 17. Section 4 of Chapter 743 of the Statutes of 1978 is repealed.

SEC. 18. It is the intent of the Legislature that if this bill and Assembly Bill 2790 or Assembly Bill 2274, or both, are chaptered and become effective January 1, 1981, each of the bills amend Section 10850 of the Welfare and Institutions Code, and this bill is chaptered last, that amendments proposed by each of the bills which are chaptered be given effect as follows:

(1) If this bill and Assembly Bill 2790 are both chaptered and become effective January 1, 1981, both bills amend Section 10850 of the Welfare and Institutions Code, but Assembly Bill 2274 is not chaptered or as chaptered does not amend that section, and this bill is chaptered after Assembly Bill 2790, Section 10850 of the Welfare and Institutions Code, as amended by Section 1 of this act, shall remain operative until the effective date of Assembly Bill 2790, and on the effective date of Assembly Bill 2790, Section 10850 of the Welfare and Institutions Code, as amended by Section 1 of this act, shall be further amended in the form set forth in Section 1.2 of this act to incorporate the changes in Section 10850 proposed by Assembly Bill 2790. Therefore, if this bill and Assembly Bill 2790 are both chaptered and become effective on or before January 1, 1981, both bills amend Section 10850, this bill is chaptered after Assembly Bill 2790, and Assembly Bill 2274 is not chaptered or as chaptered does not amend that section, Section 1.2 shall be operative and Sections 1.3 and 1.4 of this act shall not become operative.

(2) If this bill and Assembly Bill 2274 are both chaptered and become effective on or before January 1, 1981, both bills amend Section 10850 of the Welfare and Institutions Code, but Assembly Bill 2790 is not chaptered or as chaptered does not amend that section, and this bill is chaptered after Assembly Bill 2274, Section 10850 of the Welfare and Institutions Code, as amended by Section 1 of this act, shall remain operative until the effective date of Assembly Bill 2274, and on the effective date of Assembly Bill 2274, Section 10850 of the Welfare and Institutions Code, as amended by Section 1 of this act, shall be further amended in the form set forth in Section 1.3 of this act to incorporate the changes in Section 10850 proposed by Assembly Bill 2274. Therefore, if this bill and Assembly Bill 2274 are both chaptered and become effective on or before January 1, 1981, both bills amend Section 10850, this bill is chaptered after Assembly Bill 2274, and Assembly Bill 2790 is not chaptered or as chaptered does not amend that section, Section 1.3 of this act shall be operative and Sections 1.2 and 1.4 of this act shall not become operative.

(3) If this bill and Assembly Bill 2274 and Assembly Bill 2790 are all chaptered and become effective on or before January 1, 1981, all three bills amend Section 10850 of the Welfare and Institutions Code, and this bill is chaptered after Assembly Bill 2274 and Assembly Bill 2790, Section 10850 of the Welfare and Institutions Code, as amended

by Section 1 of this act, shall remain operative until the effective date of Assembly Bills 2790 and 2274, and on the effective date of Assembly Bills 2790 and 2274, Section 10850 of the Welfare and Institutions Code, as amended by Section 1 of this act, shall be further amended in the form set forth in Section 1.4 of this act to incorporate the changes in Section 10850 proposed by Assembly Bills 2790 and 2274. Therefore, if this bill and Assembly Bill 2274 and Assembly Bill 2790 are all chaptered and become effective on or before January 1, 1981, all three bills amend Section 10850 of the Welfare and Institutions Code, and this bill is chaptered after Assembly Bill 2274 and Assembly Bill 2790, Section 1.4 of this act shall be operative and Sections 1.2 and 1.3 of this act shall not become operative.

SEC. 19. Section 2.2 of this act shall become operative only in the event that AB 2274 is chaptered into law.

SEC. 20. This act is an urgency statute necessary for the immediate preservation of the public peace, health, or safety within the meaning of Article IV of the Constitution and shall go into immediate effect. The facts constituting such necessity are:

In order that sufficient information be available to the Legislature regarding the use of state funds which are received by public entities in order to ensure the advisability of continuing such funding, at the earliest possible time, it is essential that this act take immediate effect.

SEC. 21. No appropriation is made by this act pursuant to Section 2231 or 2234 of the Revenue and Taxation Code or Section 6 of Article XIII B of the California Constitution because the only costs which may be incurred by a local agency or school district will be because this act creates a new crime or infraction, changes the definition of a crime or infraction, or eliminates a crime or infraction. Furthermore, this act does not create any present or future obligation to reimburse any local agency or school district for any costs incurred because of this act.
