

AMENDED IN SENATE SEPTEMBER 6, 2021  
AMENDED IN ASSEMBLY FEBRUARY 18, 2021  
CALIFORNIA LEGISLATURE—2021–22 REGULAR SESSION

**ASSEMBLY BILL**

**No. 163**

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**Introduced by Committee on Budget (Assembly Members Ting (Chair), Arambula, Bennett, Bloom, Carrillo, Chiu, Cooper, Frazier, Friedman, Cristina Garcia, Jones-Sawyer, Lee, McCarty, Medina, Mullin, Nazarian, O’Donnell, Ramos, Reyes, Luz Rivas, Blanca Rubio, Stone, and Wood)**

January 8, 2021

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~~An act relating to the Budget Act of 2021.~~ *An act to amend Sections 8030.2, 8030.6, 11546.45, and 19821.1 of the Business and Professions Code, to amend Sections 8260 and 9114.5 of, and to amend and renumber Section 7902.2 of, the Government Code, relating to state government, and making an appropriation therefor, to take effect immediately, bill related to the budget.*

LEGISLATIVE COUNSEL’S DIGEST

AB 163, as amended, Committee on Budget. ~~Budget Act of 2021.~~ *State government.*

*(1) Existing law provides for the licensure and regulation of shorthand reporters by the Court Reporters Board of California, which is within the Department of Consumer Affairs. Existing law, until January 1, 2024, requires certain fees and revenues collected by the board from licensees to be deposited into the Transcript Reimbursement Fund, which is established as a continuously appropriated fund, to be available to provide reimbursement for the cost of providing shorthand reporting services to low-income litigants in civil cases who are unable*

to otherwise afford those services. Existing law requires the Transcript Reimbursement Fund to be funded by a transfer of funds from the Court Reporters' Fund in the amount of \$300,000 annually and authorizes the board to transfer funds in increments of \$100,000.

This bill would specify that funding that is appropriated to the Transcript Reimbursement Fund from a source other than fees received by the board, as provided, are not subject to the \$300,000 annual transfer limit described above.

Existing law, until January 1, 2024, authorizes low-income persons appearing pro se to apply for funds from the Transcript Reimbursement Fund, subject to specified requirements and limitations, including that the maximum amount reimbursable for specified services rendered is prohibited from exceeding \$20,000 per case per year and total disbursements to cover the costs of providing transcripts are prohibited from exceeding \$75,000 annually and \$1,500 per case. Existing law requires the board, on or before July 1, 2022, to report certain information to the Joint Legislative Budget Committee and the appropriate policy committees of the Legislature to determine the feasibility of funding the Transcript Reimbursement Fund through a distinct assessment, as specified.

This bill would instead prohibit the maximum amount reimbursable for specified services rendered from exceeding \$30,000 per case per year and would prohibit the disbursements to cover the costs of providing transcripts from exceeding \$2,500 per case. By increasing that maximum amount reimbursable and increasing that disbursement limit from the Transcript Reimbursement Fund, the bill would make an appropriation. The bill would also eliminate the \$75,000 annual limit on total disbursements to cover the costs of providing transcripts. By removing a restriction limiting the expenditure of funds from the Transcript Reimbursement Fund, the bill would make an appropriation.

(2) Existing law, the Gambling Control Act, establishes the California Gambling Control Commission, which is responsible for licensing and regulating various gambling activities and establishments. Existing law requires the Department of Justice to investigate any violations of, and to enforce, the act. Existing law requires a person who deals, operates, carries on, conducts, maintains, or exposes for play any controlled game in this state, or who receives any compensation or reward, or any percentage or share of the money or property played, for keeping, running, or carrying on any controlled game in this state, to apply for and obtain a valid state gambling license, key employee license, or

work permit. Existing law also requires the licensure and regulation of any party or entity that provides proposition player services at gambling establishments, known as third-party providers of proposition players.

Existing law prohibits the department from collecting, and a licensee from being required to pay, any annual fees ordinarily due from a state gambling licensee between January 31, 2020, to July 31, 2021, inclusive, and requires the department to refund any annual fees already paid for a state gambling license that were due on or after January 31, 2020, and July 16, 2021.

This bill would require the department to refund any annual fees already paid for a state gambling license that were due between January 31, 2020, to July 16, 2021, inclusive.

Existing law also prohibits the department from collecting, and a licensee from being required to pay, any annual fees ordinarily due from a third-party provider of proposition player services between September 1, 2020, to August 31, 2022, inclusive, and requires the department to refund any annual license fees already paid by a third-party provider of proposition player services that were due between September 1, 2020, and July 16, 2021.

This bill would require the department to refund any annual fees already paid by a third-party provider of proposition player services that were due between September 1, 2020, to July 16, 2021, inclusive.

Existing law additionally prohibits the department from collecting, and a licensee or commission-issued work permittee from being required to pay, any renewal application fees or background deposits associated with a renewal application ordinarily due between March 1, 2020, to April 30, 2022, inclusive, and requires the department to refund any renewal application fees or deposits associated with a renewal application already paid by a licensee or commission-issued work permittee that were due between March 1, 2020, and July 16, 2021.

This bill would prohibit the department from collecting, and a licensee or commission-issued work permittee from being required to pay, those fees or deposits ordinarily due between March 1, 2020, to February 28, 2022, inclusive, and would require the department to refund those fees or deposits ordinarily due between March 1, 2020, to July 16, 2021, inclusive.

Existing law makes all of the above provisions relating to fee waivers and fee refunds inoperative on July 1, 2022.

This bill would extend that inoperative date to September 1, 2022.

*This bill would make findings and declarations related to a gift of public funds.*

*(3) The California Constitution generally prohibits the total annual appropriations subject to limitation of the state and each local government from exceeding the appropriations limit of the entity of government for the prior fiscal year, adjusted for the change in the cost of living and the change in population, and prescribes procedures for making adjustments to the appropriations limit. Existing statutory provisions implementing these constitutional provisions establish the procedure for establishing the appropriations limit of the state and of each local jurisdiction for each fiscal year. Existing law, if the proceeds of taxes of a city, county, or city and county exceed its appropriations limit for any fiscal year, beginning with the 2020–21 fiscal year, requires the governing body of the city, county, or city and county to calculate specified amounts, and authorizes the governing body to increase its appropriations limit for the applicable fiscal year based on those calculations.*

*This bill would renumber that provision.*

*(4) Existing law requires the State Department of Social Services, in consultation with the Commission on Asian and Pacific Islander American Affairs, to administer a grant program that provides support and services to victims and survivors of hate crimes and their families and facilitates hate crime prevention measures, as provided. Existing law repeals these provisions on June 30, 2026.*

*This bill would additionally require the grant program to provide support and services to victims and survivors of hate incidents. The bill would require the grant program to prioritize victims, survivors, and vulnerable populations with high or increasing levels of hate incidents or hate crimes who have historically faced barriers to accessing appropriate care and services.*

*(5) Existing law, known as the State Capitol Building Annex Act of 2016, authorizes the Joint Rules Committee to pursue the construction of a state capitol building annex or the restoration, rehabilitation, renovation, or reconstruction of the existing State Capitol Building Annex, as provided. In accordance with specified provisions of the California Constitution, the act also expressly appropriates an amount up to \$20,000,000 from the State Project Infrastructure Fund to cover the costs of the design and construction of components of the project or projects authorized by the act that will modify portions of the west*

wing of the State Capitol in order to facilitate a fully functional State Capitol.

This bill would increase the amount appropriated from the State Project Infrastructure Fund for modifications to the west wing of the State Capitol, as described above, from \$20,000,000 to \$37,000,000. By increasing the amount of moneys continuously appropriated for these purposes, the bill would make an appropriation. The bill would also clarify that the amount appropriated for the costs of the design and construction of components of the project or projects that will modify portions of the west wing of the State Capitol are determined by an agreement required under the act, including any amendments to that agreement.

Existing law requires that the transfer of the funds appropriated under the State Capitol Building Annex Act of 2016 to occur at the same time that funds are transferred from the State Project Infrastructure Fund to the Operating Funds of the Assembly and Senate for specified capital outlay projects.

This bill would alternatively authorize the transfer of funds appropriated under the State Capitol Building Annex Act of 2016 to occur at a time determined by a specified agreement entered into between the Joint Rules Committee, the Department of Finance, and the Department of General Services.

(6) Existing law establishes, within the Government Operations Agency, the Department of Technology under the supervision of the Director of Technology, who also serves as the State Chief Information Officer. Under existing law, the Department of Technology is responsible for the approval and oversight of information technology projects, as specified. Existing law requires that a state agency service contract, which would otherwise not be reviewed by the Department of Technology, be subject to review, approval, and oversight by the department if the contract contains an information technology component that would be subject to oversight by the department if it were a separate information technology project.

Existing law requires the Department of Technology to identify, assess, and prioritize high-risk, critical information technology services and systems across state government, as determined by the Department of Technology, for modernization, stabilization, or remediation. Existing law requires state agencies and state entities to submit information relating to their information technology service contracts to the Department of Technology before February 1, 2022, and annually

thereafter. Existing law requires the department to analyze and report this information to the Legislature, as specified. Existing law also requires the Department of Technology to implement a plan to establish centralized contracts for identified shared services, as defined.

This bill would require the Department of Technology to create a plan, and to coordinate with and assist state agencies and state entities in the implementation of a plan, to establish centralized contracts for identified shared services, as defined. The bill would authorize the plan to include a list of existing service contracts of state agencies and state entities that may be replaced with centralized service contracts managed by the department, as specified. The bill would require the Department of Technology to submit the plan to the Joint Legislative Budget Committee no later than February 1, 2023.

(7) This bill would declare that it is to take effect immediately as a bill providing for appropriations related to the Budget Bill.

~~This bill would express the intent of the Legislature to enact statutory changes, relating to the Budget Act of 2021.~~

Vote: majority. Appropriation: ~~no~~-yes. Fiscal committee: ~~no~~ yes. State-mandated local program: no.

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

1     SECTION 1. Section 8030.2 of the Business and Professions  
 2     Code is amended to read:  
 3     8030.2. (a) (1) To provide shorthand reporting services to  
 4     low-income litigants in civil cases, who are unable to otherwise  
 5     afford those services, funds generated by fees received by the board  
 6     pursuant to subdivision (c) of Section 8031 in excess of funds  
 7     needed to support the board’s operating budget for the fiscal year  
 8     in which a transfer described below is made shall be used by the  
 9     board for the purpose of establishing and maintaining a Transcript  
 10    Reimbursement Fund. The Transcript Reimbursement Fund shall  
 11    be funded by a transfer of funds from the Court Reporters’ Fund  
 12    in the amount of three hundred thousand dollars (\$300,000)  
 13    annually. The board is authorized to transfer funds in increments  
 14    of one hundred thousand dollars (\$100,000) for a total of three  
 15    hundred thousand dollars (\$300,000). Notwithstanding any other  
 16    provision of this article, a transfer to the Transcript Reimbursement  
 17    Fund in excess of the fund balance established at the beginning of  
 18    each fiscal year shall not be made by the board if the transfer will

1 result in the reduction of the balance of the Court Reporters' Fund  
2 to an amount less than six months' operating budget.

3 (2) *If funds are appropriated to the Transcript Reimbursement*  
4 *Fund from a source other than fees received by the board pursuant*  
5 *to subdivision (c) of Section 8031, those funds shall not be subject*  
6 *to the annual transfer limit of three hundred thousand dollars*  
7 *(\$300,000) described in paragraph (1).*

8 (b) Refunds and unexpended funds that are anticipated to remain  
9 in the Transcript Reimbursement Fund at the end of the fiscal year  
10 shall be considered by the board in establishing the fee assessment  
11 pursuant to Section 8031 so that the assessment shall maintain the  
12 level of funding for the Transcript Reimbursement Fund, as  
13 specified in subdivision (a), in the following fiscal year.

14 (c) The Transcript Reimbursement Fund is hereby created in  
15 the State Treasury. Notwithstanding Section 13340 of the  
16 Government Code, moneys in the Transcript Reimbursement Fund  
17 are continuously appropriated for the purposes of this chapter.

18 (d) (1) Applicants who have been reimbursed pursuant to this  
19 chapter for services provided to litigants and who are awarded  
20 court costs or attorney's fees by judgment or by settlement  
21 agreement shall refund the full amount of that reimbursement to  
22 the fund within 90 days of receipt of the award or settlement.

23 (2) An applicant appearing pro se who has been reimbursed for  
24 services provided to litigants under this chapter shall refund the  
25 full amount reimbursed if a court orders the applicant's fee waiver  
26 withdrawn or denied retroactively pursuant to Section 68636 of  
27 the Government Code, within 90 days of the court's order  
28 withdrawing or denying the fee waiver.

29 (e) Subject to the limitations of this chapter, the board shall  
30 maintain the fund at a level that is sufficient to pay all qualified  
31 claims. To accomplish this objective, the board shall utilize all  
32 refunds, unexpended funds, fees, and any other moneys received  
33 by the board.

34 (f) Notwithstanding Section 16346 of the Government Code,  
35 all unencumbered funds remaining in the Transcript  
36 Reimbursement Fund as of January 1, 2024, shall be transferred  
37 to the Court Reporters' Fund.

38 (g) This section shall remain in effect only until January 1, 2024,  
39 and as of that date is repealed.

1     *SEC. 2. Section 8030.6 of the Business and Professions Code*  
2     *is amended to read:*

3     8030.6. (a) The board shall disburse funds from the Transcript  
4     Reimbursement Fund for the costs, exclusive of per diem charges  
5     by official reporters, of preparing either an original transcript and  
6     one copy thereof, or where appropriate, a copy of the transcript,  
7     of court or deposition proceedings, or both, incurred as a  
8     contractual obligation between the shorthand reporter and the  
9     applicant, for litigation conducted in California. If there is no  
10    deposition transcript, the board may reimburse the applicant or the  
11    certified shorthand reporter designated in the application for per  
12    diem costs. The rate of per diem for depositions shall not exceed  
13    seventy-five dollars (\$75) for one-half day, or one hundred  
14    twenty-five dollars (\$125) for a full day. If a transcript is ordered  
15    within one year of the date of the deposition, but subsequent to  
16    the per diem having been reimbursed by the Transcript  
17    Reimbursement Fund, the amount of the per diem shall be deducted  
18    from the regular customary charges for a transcript. Reimbursement  
19    may be obtained pursuant to the following provisions:

20    (1) The applicant or certified shorthand reporter shall promptly  
21    submit to the board the certified shorthand reporter's invoice for  
22    transcripts together with the appropriate documentation as is  
23    required by this chapter.

24    (2) Except as provided in paragraph (3), the board shall promptly  
25    determine if the applicant or the certified shorthand reporter is  
26    entitled to reimbursement under this chapter and shall make  
27    payment as follows:

28    (A) Regular customary charges for preparation of original  
29    deposition transcripts and one copy thereof, or a copy of the  
30    transcripts.

31    (B) Regular customary charges for expedited deposition  
32    transcripts up to a maximum of two thousand five hundred dollars  
33    (\$2,500) per case.

34    (C) Regular customary charges for the preparation of original  
35    transcripts and one copy thereof, or a copy of transcripts of court  
36    proceedings.

37    (D) Regular customary charges for expedited or daily charges  
38    for preparation of original transcripts and one copy thereof or a  
39    copy of transcripts of court proceedings.

1 (E) The charges shall not include notary or handling fees. The  
2 charges may include actual shipping costs and exhibits, except  
3 that the cost of exhibits may not exceed thirty-five cents (\$0.35)  
4 each or a total of thirty-five dollars (\$35) per transcript.

5 (3) The maximum amount reimbursable by the fund under  
6 paragraph (2) shall not exceed ~~twenty thousand dollars (\$20,000)~~  
7 *thirty thousand dollars (\$30,000)* per case per year.

8 (4) A vexatious litigant shall be ineligible to receive funds from  
9 the Transcript Reimbursement Fund. However, a vexatious litigant  
10 may become eligible to receive funds if the vexatious litigant is  
11 no longer subject to the provisions of Title 3A of Part 2 of the  
12 Code of Civil Procedure pursuant to Section 391.8 of Code of Civil  
13 Procedure.

14 (5) ~~Total disbursements~~ *Disbursements* to cover the costs of  
15 providing transcripts to all applicants appearing pro se pursuant  
16 to this section shall not exceed ~~seventy-five thousand dollars~~  
17 ~~(\$75,000) annually and shall not exceed one thousand five hundred~~  
18 ~~dollars (\$1,500)~~ *two thousand five hundred dollars (\$2,500)* per  
19 case.

20 (6) If entitled, and funds are available, the board shall disburse  
21 the appropriate sum to the applicant or the certified shorthand  
22 reporter when the documentation described in Section 8030.8  
23 accompanies the application. A notice shall be sent to the recipient  
24 requiring the recipient to file a notice with the court in which the  
25 action is pending stating the sum of reimbursement paid pursuant  
26 to this section. The notice filed with the court shall also state that  
27 if the sum is subsequently included in any award of costs made in  
28 the action, that the sum is to be ordered refunded by the applicant  
29 to the Transcript Reimbursement Fund whenever the sum is  
30 actually recovered as costs. The court shall not consider whether  
31 payment has been made from the Transcript Reimbursement Fund  
32 in determining the appropriateness of any award of costs to the  
33 parties. The board shall also notify the applicant that the reimbursed  
34 sum has been paid to the certified shorthand reporter and shall  
35 notify the applicant of the duty to refund any of the sum actually  
36 recovered as costs in the action.

37 (7) If not entitled, the board shall return a copy of the invoice  
38 to the applicant and the designated certified shorthand reporter  
39 together with a notice stating the grounds for denial.

1 (8) The board shall complete its actions under this section within  
2 30 days of receipt of the invoice and all required documentation,  
3 including a completed application.

4 (9) Applications for reimbursements from the fund shall be filed  
5 on a first-come-first-served basis.

6 (10) Applications for reimbursement that cannot be paid from  
7 the fund due to insufficiency of the fund for that fiscal year shall  
8 be held over until the next fiscal year to be paid out of the renewed  
9 fund. Applications held over shall be given a priority standing in  
10 the next fiscal year.

11 (b) This section shall remain in effect only until January 1, 2024,  
12 and as of that date is repealed.

13 *SEC. 3. Section 19821.1 of the Business and Professions Code*  
14 *is amended to read:*

15 19821.1. (a) (1) Notwithstanding Sections 19841, 19951,  
16 19952, and 19954, and any accompanying regulations designating  
17 annual fees, the department shall not collect, and a licensee shall  
18 not be required to pay, any annual fees ordinarily due from a state  
19 gambling licensee between January 31, 2020, to July 31, 2021,  
20 inclusive. This fee waiver does not apply to extensions or  
21 installment agreement due dates that are otherwise due and payable  
22 during that time period.

23 (2) The department shall refund any annual fees already paid  
24 for a state gambling license that were due ~~on or after~~ *between*  
25 *January 31, 2020, and the effective date of this section. to July 16,*  
26 *2021, inclusive.*

27 (b) (1) Notwithstanding Sections 19841 and 19984, and any  
28 accompanying regulations designating annual fees, the department  
29 shall not collect, and a licensee shall not be required to pay, any  
30 annual fees ordinarily due from a third-party provider of  
31 proposition player services between September 1, 2020, to August  
32 31, 2022, inclusive. This fee waiver does not apply to extensions  
33 or installment agreement due dates that altered the original due  
34 date of an annual fee.

35 (2) The department shall refund any annual license fees already  
36 paid by a third-party provider of proposition player services that  
37 were due between September 1, 2020, ~~and the effective date of~~  
38 ~~this section.~~ *to July 16, 2021, inclusive.*

39 (c) (1) Notwithstanding Sections 19841, 19867, 19868, 19876,  
40 19877, 19912, and 19984, and any accompanying regulations

1 designating a renewal application fee or a deposit associated with  
2 a renewal application, the department shall not collect, and the  
3 licensee or commission-issued work permittee shall not be required  
4 to pay, any renewal application fees or background deposits  
5 associated with a renewal application ordinarily due between March  
6 1, 2020, to ~~April 30~~, February 28, 2022, inclusive. This fee and  
7 deposit waiver does not apply to extensions that are otherwise due  
8 and payable during that time period.

9 (2) The department shall refund any renewal application fees  
10 or deposits associated with a renewal application already paid by  
11 a licensee or commission-issued work permittee that were due  
12 between March 1, 2020, ~~and the effective date of this section.~~ to  
13 *July 16, 2021, inclusive.*

14 (d) For the purposes of this section, in order to avoid delays in  
15 implementing the waiver of all annual fees, application fees, and  
16 deposits, the Legislature finds and declares that it is necessary to  
17 provide the commission with a limited exemption from the regular  
18 and emergency rulemaking provisions of the Administrative  
19 Procedure Act (Chapter 3.5 (commencing with Section 11340) of  
20 Part 1 of Division 3 of Title 2 of the Government Code).

21 (e) This section shall become inoperative on ~~July~~ *September*  
22 1, 2022, and, as of January 1, 2023, is repealed.

23 *SEC. 4. Section 7902.2 of the Government Code, as added by*  
24 *Section 8 of Chapter 77 of the Statutes of 2021, is amended and*  
25 *renumbered to read:*

26 ~~7902.2.~~

27 7902.2.2. (a) If, beginning with the 2020–21 fiscal year or any  
28 fiscal year thereafter, the proceeds of taxes of a city, county, or  
29 city and county exceed its appropriations limit determined pursuant  
30 to Section 7902 for that fiscal year, the governing body of the city,  
31 county, or city and county shall calculate the following amounts:

32 (1) The appropriations limit of the city, county, or city and  
33 county determined pursuant to Section 7902.

34 (2) The total amount of proceeds of taxes of the city, county,  
35 or city and county.

36 (3) The amount of proceeds of taxes of the city, county, or city  
37 and county attributable to funding received by the city, county, or  
38 city and county from the Local Revenue Fund, established pursuant  
39 to Section 17600 of the Welfare and Institutions Code, and the

1 Local Revenue Fund 2011, established pursuant to Section 30025  
2 of the Government Code.

3 (4) The total amount of proceeds of taxes of the city, county,  
4 or city and county calculated pursuant to paragraph (2), less the  
5 amount calculated pursuant to paragraph (3).

6 (5) The amount equal to the appropriations limit of the city,  
7 county, or city and county calculated pursuant to paragraph (1),  
8 less the amount calculated pursuant to paragraph (4).

9 (6) If the calculation in paragraph (5) results in a positive value,  
10 the amount calculated pursuant to paragraph (3) less the positive  
11 value calculated pursuant to paragraph (5).

12 (b) If the amount determined pursuant to paragraph (6) of  
13 subdivision (a) results in a positive value, the governing body of  
14 the city, county, or city and county may increase its appropriations  
15 limit for the applicable fiscal year by that amount.

16 (c) To the extent that the amount determined pursuant to  
17 paragraph (4) of subdivision (a) is equal to or exceeds the amount  
18 determined pursuant to paragraph (1) of subdivision (a), the  
19 governing body of the city, county, or city and county may increase  
20 its appropriations limit for the applicable fiscal year by the amount  
21 determined pursuant to paragraph (3) of subdivision (a).

22 (d) In the event that the governing body of a city, county, or  
23 city and county increases its appropriations limit pursuant to  
24 subdivision (b) or (c) of this section, it shall notify the Director of  
25 Finance of the change within 45 days.

26 (e) Commencing with the 2020–21 fiscal year, and each fiscal  
27 year thereafter, the appropriations limit of the state shall be reduced  
28 by the total amount reported pursuant to subdivision (d) by each  
29 city, county, or city and county in the fiscal year in which the  
30 change is made.

31 *SEC. 5. Section 8260 of the Government Code is amended to*  
32 *read:*

33 8260. (a) The State Department of Social Services, in  
34 consultation with the Commission on Asian and Pacific Islander  
35 American Affairs, shall administer a grant program that provides  
36 support and services to victims and survivors of *hate incidents and*  
37 *hate crimes and their families and facilitates hate incident or hate*  
38 *crime prevention measures. The grant program shall prioritize*  
39 *victims, survivors, and vulnerable populations with high or*  
40 *increasing levels of hate incidents or hate crimes who have*

1 *historically faced barriers to accessing appropriate care and*  
2 *services.* In developing the grant program criteria, the department  
3 shall consult with the Commission on Asian Pacific Islander  
4 American Affairs and may consult with other state departments  
5 as necessary.

6 (b) The department, in consultation with the Commission on  
7 the Asian Pacific Islander American Affairs, shall develop a  
8 process to award grants to qualified grantees to be used to provide  
9 ~~either or both~~ *at least one* of the following:

10 (1) Community-based supports and services to victims and  
11 survivors of *hate incidents or* hate crimes, and their families, which  
12 may include health care services, mental health services, and legal  
13 services.

14 (2) *Hate incident and* hate crime prevention measures, which  
15 may include community engagement and education, community  
16 conflict resolution, in-language outreach, services to escort  
17 community members in public, community healing, *collaboration,*  
18 *cross-racial building,* and community diversity training.

19 (c) (1) Qualified grantees shall include nonprofit entities that  
20 meet the requirements set forth in either paragraph (3) or paragraph  
21 (5) of subdivision (c) of Section 501 of the Internal Revenue Code.  
22 An entity may partner with another entity to meet the requirements  
23 of this paragraph.

24 (2) Qualified grantees shall have experience providing supports  
25 and services to victims and survivors of *hate incidents and* hate  
26 crimes and *hate incident and* hate crime prevention measures in a  
27 language competent and culturally competent manner or funding  
28 organizations that provide such services. A qualified grantee that  
29 is awarded funds pursuant to this section shall comply with tracking  
30 and reporting procedures to be determined by the department.

31 (d) The department may use up to five percent of the funds  
32 appropriated for department administrative costs. Any funds in  
33 excess of five percent may be authorized pursuant to this section  
34 not sooner than 30 days after notification in writing of the necessity  
35 therefor is provided to the Chairperson of the Joint Legislative  
36 Budget Committee, or not sooner than whatever lesser time after  
37 that notification the Chairperson of the Joint Legislative Budget  
38 Committee, or the Chairperson's designee, may in each instance  
39 determine.

1 (e) The department may enter into a contract with an  
 2 independent evaluation and research agency to evaluate the impacts  
 3 of the program.

4 (f) Notwithstanding any other law, contracts issued pursuant to  
 5 this section shall be exempt from the personal services contracting  
 6 requirements of Article 4 (commencing with Section 19130) of  
 7 Chapter 5 of Part 2 of Division 5, and from the Public Contract  
 8 Code and the State Contracting Manual, and shall not be subject  
 9 to the approval of the Department of General Services.

10 (g) Notwithstanding the rulemaking provisions of the  
 11 Administrative Procedure Act (Chapter 3.5 (commencing with  
 12 Section 11340) of Part 1 of Division 3), the State Department of  
 13 Social Services may implement and administer this provision  
 14 without adopting regulations.

15 (h) The Legislature finds and declares that this section is a state  
 16 law that provides assistance and services for undocumented persons  
 17 within the meaning of subdivision (d) of Section 1621 of Title 8  
 18 of the United States Code.

19 (i) Beginning on October 1, 2022, and annually thereafter until  
 20 October 1, 2025, the department, in consultation with the  
 21 Commission on Asian Pacific Islander American Affairs, shall  
 22 submit a report for the prior fiscal year to the budget committees  
 23 of both houses. The report shall include a list of the grant recipients  
 24 and the amounts allocated to each grantee, the supports and services  
 25 and *hate incident and* hate crime prevention measures provided  
 26 by each grantee, and the geographic location of each grantee.

27 (j) This section shall remain in effect only until June 30, 2026,  
 28 and as of that date is repealed.

29 *SEC. 6. Section 9114.5 of the Government Code is amended*  
 30 *to read:*

31 9114.5. (a) There is hereby appropriated, without regard to  
 32 fiscal years, from the State Project Infrastructure Fund to the  
 33 Operating Funds of the Assembly and Senate an amount up to  
 34 ~~twenty~~ *thirty-seven* million dollars ~~(\$20,000,000); (\$37,000,000),~~  
 35 as determined by the agreement entered into pursuant to paragraph  
 36 (1) of subdivision (b) of Section ~~9112; 9112 and any amendments~~  
 37 *thereto*, to cover the costs of the design and construction of *those*  
 38 components of the project or projects authorized by Section 9112  
 39 that will modify portions of the west wing of the State Capitol in  
 40 order to facilitate a fully functional State Capitol. Any transfer of

1 *the funds appropriated pursuant to this section shall occur at the*  
2 *same time as the transfer of funds pursuant to subparagraph (C)*  
3 *of paragraph (2) of subdivision (a) of Section ~~14692~~. 14692, or at*  
4 *a time as determined by the agreement entered into pursuant to*  
5 *paragraph (1) of subdivision (b) of Section 9112 or any*  
6 *amendments thereto.*

7 (b) It is the intent of the Legislature that the appropriation in  
8 subdivision (a) constitute an express appropriation for the alteration  
9 or modification of the color, detail, design, structure, or fixtures  
10 of the historically restored areas of the first, second, and third  
11 floors and the exterior of the west wing of the State Capitol, as  
12 required by Section 28 of Article IV of the California Constitution.

13 *SEC. 7. Section 11546.45 of the Government Code, as added*  
14 *by Section 10 of Chapter 77 of the Statutes of 2021, is amended*  
15 *to read:*

16 11546.45. (a) (1) The Department of Technology shall  
17 identify, assess, and prioritize high-risk, critical information  
18 technology services and systems across state government, as  
19 determined by the Department of Technology, for modernization,  
20 stabilization or remediation.

21 (2) The Department of Technology shall submit an annual report  
22 to the Legislature that includes all of the following:

23 (A) An explanation of how the Department of Technology is  
24 prioritizing these efforts across state government.

25 (B) The impediments and risks that could, or issues that already  
26 have, led to changes in how the Department of Technology  
27 identifies, assesses, and prioritizes these efforts.

28 (3) In accordance with Section 6254.19, nothing in this section  
29 shall be construed to require the disclosure of information relating  
30 to high-risk, critical information technology services and systems  
31 by the Department of Technology, if, on the facts of the particular  
32 case, disclosure of that record would reveal vulnerabilities to, or  
33 otherwise increase the potential for an attack on, an information  
34 technology system of a public agency.

35 (b) (1) Notwithstanding any other law, all state agencies and  
36 state entities shall submit information relating to their information  
37 technology service contracts, as defined, to the Department of  
38 Technology before February 1, 2022, and annually thereafter, in  
39 a manner determined by the Department of Technology.

1 (2) The Department of Technology shall analyze the information  
2 submitted pursuant to subparagraph (1).

3 (3) After completing the analysis, the Department of Technology  
4 shall submit a report to the Legislature, as part of its annual  
5 information technology report submitted pursuant to subdivision  
6 (e) of Section 11545, that does all of the following:

7 (A) Identifies each service that the Department of Technology  
8 believes would be appropriately centralized as shared services  
9 contracts.

10 (B) Summarizes market research the department would conduct  
11 to estimate the one-time and ongoing costs to the state of each  
12 service.

13 (C) Calculates potential offsetting savings to the state from  
14 reduced overlap and redundancy of services.

15 (4) After submitting the report, the Department of Technology  
16 shall ~~implement a plan~~ *create a plan, coordinate with, and assist*  
17 *state agencies and state entities in, the implementation of a plan*  
18 to establish centralized contracts for identified shared services, as  
19 defined. The plan may include, but is not limited to, a list of  
20 existing service contracts of state agencies and state entities ~~to that~~  
21 *may be replaced with centralized service contracts managed by*  
22 *the Department of Technology and a proposed strategy and timeline*  
23 *for the transition from existing service contracts to centralized*  
24 *service contracts. The Department of Technology shall submit the*  
25 *plan to the Joint Legislative Budget Committee no later than*  
26 *February 1, 2023.*

27 (c) For purposes of this section, the following definitions shall  
28 apply:

29 (1) “Information technology services and systems contracts”  
30 means contracts for services and systems, including, but not limited  
31 to, cloud services, including “Software as a Service,”  
32 “Infrastructure as a Service,” and “Platform as a Service,”  
33 on-premises services and systems, information technology personal  
34 services, and information technology consulting services for not  
35 less than five hundred thousand dollars (\$500,000) annually, or  
36 such amounts determined by the Department of Technology  
37 pursuant to its policy.

38 (2) “Shared services” means information technology services  
39 commonly used across state agencies that may be consolidated

1 under a single contract to achieve cost savings and process  
2 efficiencies.

3 *SEC. 8. The Legislature finds and declares that the fees and*  
4 *deposits refunded pursuant to Section 3 of this act serve the public*  
5 *purpose of protecting the solvency of businesses that were forced*  
6 *to close their doors or limit business due to the coronavirus disease*  
7 *2019 (COVID-19) pandemic and do not constitute a gift of public*  
8 *funds within the meaning of Section 6 of Article XVI of the*  
9 *California Constitution.*

10 *SEC. 9. This act is a bill providing for appropriations related*  
11 *to the Budget Bill within the meaning of subdivision (e) of Section*  
12 *12 of Article IV of the California Constitution, has been identified*  
13 *as related to the budget in the Budget Bill, and shall take effect*  
14 *immediately.*

15 ~~SECTION 1. It is the intent of the Legislature to enact statutory~~  
16 ~~changes, relating to the Budget Act of 2021.~~

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