

Department of Finance		Fund: 3084
STATE OF CALIFORNIA MANUAL OF STATE FUNDS		PAGE 1 Renumbered From:
<u>Legal Title</u> State Certified Unified Program Agency Account		
<u>Legal Citation/Authority</u> Chapter 81, Statutes of 2005 (SB 71) Health and Safety Code section 25404.9		
<u>Fund Classification</u> <u>GAAP Basis</u> Governmental/Special Revenue Funds	<u>Fund Classification</u> <u>Legal Basis</u> Governmental/General Fund Special Accounts	
<u>Purpose</u> In 2004, the California Environmental Protection Agency designated the Department of Toxic Substances Control (DTSC) as the Certified Unified Program Agency (CUPA) in Trinity and Imperial Counties. As the CUPA, DTSC is required to implement the Unified Program in these two counties. This placed new responsibilities on DTSC, including the requirement to ensure Unified Program fees are assessed and collected properly from local businesses. The purpose of the Unified Program is to consolidate the administration (including permits, inspections, and enforcement), of six environmental programs formerly administered by various state and local agencies. The State Certified Unified Program Agency Account was created to deposit all of the following: <ol style="list-style-type: none"> 1. The fees collected pursuant to Section 25404.5 (a)(2)(B) of the Health and Safety Code. 2. All reimbursements received for costs of enforcement actions taken by the department acting as a CUPA pursuant to this chapter. 3. Funds received for the counties in which the department acts as a CUPA from the Rural CUPA Reimbursement Account established pursuant to Section 25404.8 (c) of the Health and Safety Code. 4. Civil and criminal penalties collected pursuant to Section 25192 (a)(3) of the Health and Safety Code. 5. Administrative penalties collected pursuant to Section 25404.1.1 (i) of the Health and Safety Code. 6. All interest earned upon money deposited in the SCUPA Account. 		
<u>Administering Agency/Organization Code</u> Department of Toxic Substances Control/Org 3960		
<u>Major Revenue Source</u> Local fee revenue from businesses in Trinity and Imperial Counties.		
<u>Disposition of Fund (upon abolishment)</u> Pursuant to Government Code section 16346, in the absence of language that identifies a successor fund, any balance remaining in this fund upon abolishment shall be transferred to the General Fund.		

Appropriation Authority

The money in this fund may be expended by DTSC upon appropriation by the Legislature, for DTSC's costs of implementing the Unified Program in those counties for which the secretary has designated DTSC as a CUPA pursuant to Section 25404.3(f)(2) of the Health and Safety Code.

State Appropriations Limit

Excluded – Revenues in this fund are not proceeds of taxes, however, when transferred, may become proceeds of taxes. These revenues are used to regulate the activities engaged in by the payers.

Comments/Historical Information