

Department of Finance		Fund: 0035
STATE OF CALIFORNIA MANUAL OF STATE FUNDS		PAGE 1 Renumbered From:
<u>Legal Title</u> Surface Mining and Reclamation Account		
<u>Legal Citation/Authority</u> Chapter 24, Statutes of 2015 Public Resources Code section 2795 (a)		
<u>Fund Classification</u> <u>GAAP Basis</u> Governmental/General Fund	<u>Fund Classification</u> <u>Legal Basis</u> Governmental/General Fund Special Accounts	
<u>Purpose</u> The Surface Mining and Reclamation Account in the General Fund was created as a depository for the moneys from mining activities on federal lands disbursed by the federal government each fiscal year in an amount equal to the appropriation for the Surface Mining and Reclamation Act of 1975 contained in the Budget Act for that fiscal year. These moneys are used for expenditures as designated and upon appropriation by the Legislature.		
<u>Administering Agency/Organization Code</u> Department of Conservation/Org 3480		
<u>Major Revenue Source</u> Moneys received from the federal government from mining activities on federal lands disbursed by the United States each year to the State.		
<u>Disposition of Fund (upon abolishment)</u> Pursuant to Government Code 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.		
<u>Appropriation Authority</u> Funds in the Surface Mining and Reclamation Account may be expended upon appropriation by the Legislature.		
<u>State Appropriations Limit</u> Always Excluded - Revenues in this fund are not proceeds of taxes and even after transfer, will never become proceeds of taxes because the major revenue source is derived from property leases.		
<u>Comments/Historical Information</u> Chapter 393, Statutes of 1985 changed the amount of money to be sent to this fund from \$1,100,000 to the current \$2,000,000. Chapter 81, Statutes of 2005 deleted the sentence which read “ If any fiscal year, the amount of money disbursed to the State pursuant to the Mineral Lands Leasing Act is less than \$20 million, then only the first \$1,100,000 shall be deposited into this fund.” Chapter 24, Statutes of 2015 (SB 83) removed the “first \$2,000,000” and makes the amount to be deposited in the Account to be equal to the appropriation for the Surface Mining and Reclamation Act of 1975 contained in the annual Budget Act for that fiscal year. Update made in October 2018.		

November 2020: Chapter 31, Statutes 2019 (SB 85), added language to Public Resources Code section 2795 (a) to make moneys to be deposited in the account to be equal to the appropriation contained in the Budget Act for that fiscal year, plus any statewide general administrative costs assessed to the for that fiscal year.