

AMENDED IN ASSEMBLY JUNE 21, 2007

AMENDED IN ASSEMBLY JUNE 19, 2007

AMENDED IN SENATE JUNE 4, 2007

AMENDED IN SENATE MAY 16, 2007

SENATE BILL

No. 604

Introduced by Senator Cox

February 22, 2007

An act to amend Section 4753 of the Penal Code, relating to prisoners.

LEGISLATIVE COUNSEL'S DIGEST

SB 604, as amended, Cox. Prisoners: local cost reimbursements.

Existing law authorizes reimbursement of cities and counties by the Controller for local costs incurred in connection with state prisons and prisoners, as specified.

This bill would require interest to be paid upon the reimbursement claim if reimbursement is made more than ~~60~~ 90 days after the statement of costs is received by the Controller, as specified. The bill ~~would also~~ *also would* require the interest to be paid from the Controller's budget.

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

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

- 1 SECTION 1. Section 4753 of the Penal Code is amended to
2 read:
3 4753. A city or county shall designate an officer or agency to
4 prepare a statement of costs that shall be reimbursed under this
5 chapter.

- 1 (a) The statement shall be sent by certified mail to the Controller
2 for approval. The statement may not include any costs that are
3 incurred by a superior court, as described in Section 4751.5. The
4 Controller shall reimburse the city or county within 60 days after
5 receipt of the statement or provide a written statement as to the
6 reason for not making reimbursement at that time. If sufficient
7 funds are not available, the Controller shall request the Director
8 of Finance to include any amounts necessary to satisfy the claims
9 in a request for a deficiency appropriation.
- 10 (b) The payment of a reimbursement claim by the Controller
11 shall include accrued interest at the Pooled Money Investment
12 Account rate, if the payment is being made more than ~~60~~ 90 days
13 after the receipt of the statement of costs submitted by the city or
14 county pursuant to this chapter. In those instances interest shall
15 begin to accrue as of the ~~61st~~ 91st day after the receipt of the
16 statement of costs.
- 17 (c) The interest specified in subdivision (b) shall be paid from
18 the budget of the Controller.
- 19 (d) If funding appropriated by the Legislature for
20 reimbursements pursuant to subdivision (a) is deficient, the interest
21 charges shall not accrue against the Controller's budget during the
22 time that the funding is deficient.