

AMENDED IN SENATE AUGUST 15, 2011

AMENDED IN ASSEMBLY MAY 17, 2011

CALIFORNIA LEGISLATURE—2011–12 REGULAR SESSION

ASSEMBLY BILL

No. 139

Introduced by Assembly Member Fuentes

January 13, 2011

An act relating to state claims, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

LEGISLATIVE COUNSEL'S DIGEST

AB 139, as amended, Fuentes. State claims.

Existing law requires the California Victim Compensation and Government Claims Board to ensure that all claims that have been approved by the board and for which there exists no legally available appropriation, are submitted for legislative approval at least twice each calendar year.

This bill would appropriate ~~\$83,996.50~~ \$3,009,627.04 from various funds to the Executive Officer of the California Victim Compensation and Government Claims Board to pay claims accepted by the board. The bill would require the Controller, upon the request of the board, in a form prescribed by the Controller, to transfer surcharges and fees from specified Budget Act items of appropriation identified in the bill to Item 1870-001-0001 of Section 2.00 of the Budget Act of 2011.

This bill also would appropriate to the board \$162,700 to pay a specified claim accepted by the board.

This bill would declare that it is to take effect immediately as an urgency statute.

Vote: 2/3. Appropriation: yes. Fiscal committee: yes.
State-mandated local program: no.

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

1 SECTION 1. (a) The sum of ~~eighty-three thousand nine~~
2 ~~hundred ninety-six dollars and fifty cents (\$83,996.50)~~ *three million*
3 *nine thousand six hundred twenty-seven dollars and four cents*
4 *(\$3,009,627.04)* is hereby appropriated from the various funds, as
5 specified in subdivision (b), to the Executive Officer of the
6 California Victim Compensation and Government Claims Board
7 for the payment of claims accepted by the board in accordance
8 with the schedule set forth in subdivision (b).

9 (b) Pursuant to subdivision (a), claims accepted by the California
10 Victim Compensation and Government Claims Board shall be paid
11 in accordance with the following schedule:

12	Total for Fund: General Fund (0001)	\$83,996.50
13	<i>Total for Fund: General Fund (0001)</i>	<i>\$162,812.38</i>
14	<i>Total for Fund: Item 1900-517-0822</i>	
15	<i>Budget Act of 2011, Program 99</i>	<i>\$1,255.05</i>
16	<i>Total for Fund: Item 2660-001-0042</i>	
17	<i>Budget Act of 2011, Program 20.10</i>	<i>\$571.33</i>
18	<i>Total for Fund: Item 2660-001-0042</i>	
19	<i>Budget Act of 2011, Program 20.80</i>	<i>\$1,940.44</i>
20	<i>Total for Fund: Item 2740-001-0044</i>	
21	<i>Budget Act of 2011, Program 11</i>	<i>\$59.00</i>
22	<i>Total for Fund: Item 4260-601-0912</i>	
23	<i>Budget Act of 2011, Program 20.10.30</i>	<i>\$815.46</i>
24	<i>Total for Fund: Item 4265-001-0890</i>	
25	<i>Budget Act of 2011, Program 10</i>	<i>\$20,244.00</i>
26	<i>Total for Fund: Item 5180-111-0001</i>	
27	<i>Budget Act of 2011, Program 25.15</i>	<i>\$1,256.36</i>
28	<i>Total for Fund: Item 5225-001-0001</i>	
29	<i>Budget Act of 2011, Program 10</i>	<i>\$1,197.58</i>
30	<i>Total for Fund: Item 6610-001-0001(1)</i>	
31	<i>Budget Act of 2011</i>	<i>\$766.00</i>
32	<i>Total for Fund: Item 6870-101-0001</i>	
33	<i>Budget Act of 2011, Program 20.30.050</i>	<i>\$208,000.00</i>
34	<i>Total for Fund: Item 6870-303-6049</i>	
35	<i>Budget Act of 2011, Program 40</i>	<i>\$2,610,709.44</i>

1 SEC. 2. Upon the request of the California Victim
2 Compensation and Government Claims Board in a form prescribed
3 by the Controller, the Controller shall transfer surcharges and fees
4 from the Budget Act items of appropriation identified in
5 subdivision (b) of Section 1 to Item 1870-001-0001 of Section
6 2.00 of the Budget Act of 2011. For each Budget Act item of
7 appropriation, this amount shall not exceed the cumulative total
8 of the per claim filing fees authorized by subdivision (b) of Section
9 905.2 of the Government Code and the surcharge authorized by
10 subdivision (f) of Section 905.2 of the Government Code. For
11 those items in subdivision (b) of Section 1 that do not reflect a
12 Budget Act appropriation, the Controller shall transfer an amount
13 not to exceed the cumulative total of the per claim filing fees
14 authorized by subdivision (b) of Section 905.2 of the Government
15 Code and the surcharge authorized by subdivision (f) of Section
16 905.2 of the Government Code. This amount shall be transferred
17 for support of the board as reimbursements to Item 1870-001-0001
18 of Section 2.00 of the Budget Act of 2011. The board shall provide
19 a report of the amounts recovered pursuant to this authority to the
20 Department of Finance within 90 days of the enactment of this
21 act.

22 SEC. 3. The sum of one hundred sixty-two thousand seven
23 hundred dollars (\$162,700) is hereby appropriated from the General
24 Fund to the Executive Officer of the California Victim
25 Compensation and Government Claims Board for the payment of
26 Claim No. G581280 (In the Matter of the Claim of Robert Cuevas)
27 accepted by the board and reported to the Legislature pursuant to
28 Section 4904 of the Penal Code.

29 SEC. 4. This act is an urgency statute necessary for the
30 immediate preservation of the public peace, health, or safety within
31 the meaning of Article IV of the Constitution and shall go into
32 immediate effect. The facts constituting the necessity are:

33 In order to settle claims against the state and to end hardship to
34 claimants as quickly as possible, it is necessary for this act to take
35 effect immediately.