

AMENDED IN ASSEMBLY APRIL 29, 2013

AMENDED IN ASSEMBLY APRIL 16, 2013

CALIFORNIA LEGISLATURE—2013–14 REGULAR SESSION

**ASSEMBLY BILL**

**No. 235**

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**Introduced by Assembly Member Gatto**

February 5, 2013

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

LEGISLATIVE COUNSEL'S DIGEST

AB 235, as amended, Gatto. 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 funds from various funds for the payment of claims allowed by the board, as specified. This bill would require the Controller, upon the request of the board, in a form prescribed by the Controller, to transfer surcharges and fees from the specified Budget Act item of appropriation identified in the bill to Item 7870-001-0001 of Section 2.00 of the Budget Act of 2013. This bill would require the board to provide a report of the amounts recovered pursuant to this authority to the Department of Finance within 90 days of the enactment of this act.

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 one million eighty thousand five  
2 hundred eighty dollars and seventy cents (\$1,080,580.70) is hereby  
3 appropriated from the various funds, as specified in subdivision  
4 (b), to the Executive Officer of the California Victim Compensation  
5 and Government Claims Board for the payment of claims accepted  
6 by the board in accordance with the schedule set forth in  
7 subdivision (b).

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

11	
12	Total for Fund: General Fund
13	(0001)..... \$623,163.18
14	Total for Fund: Estate Tax Fund
15	(0085)..... \$4,038.64
16	Total for Fund: Continuing Care
17	Provider Fee Fund (0163)..... \$1,297.36
18	<i>Total for Fund: Restitution Fund</i>
19	(0214)..... \$121,833.00
20	Total for Fund: California Water
21	Resources Development Bond Fund
22	(0502)..... \$201.48
23	Total for Fund: Unclaimed Property
24	Fund (0970)..... \$1,622.23
25	<del>Total for Fund: Item 0690-001-0001 -</del>
26	<del>Budget Act of 2013, Program 40..... \$121,833.00</del>
27	Total for Fund: Item 0840-001-0001(2)
28	Budget Act of 2013..... \$95,056.49
29	Total for Fund: Item 2740-001-0044
30	Budget Act of 2013, Program 11..... \$1,610.08
31	Total for Fund: Item 4260-001-0001
32	Budget Act of 2013, Program 20..... \$172,196.11
33	Total for Fund: Item 4260-101-0001
34	Budget Act of 2013, Program
35	20.10.030..... \$1,822.75

1	Total for Fund: Item 5180-111-0001	
2	Budget Act of 2013, Program 25.15....	\$21,819.23
3	Total for Fund: Item 6800-510-0948	
4	Budget Act of 2013.....	\$637.33
5	Total for Fund: Item 7100-001-0185	
6	Budget Act of 2013, Program 21.....	\$34,945.04
7	Total for Fund: Item 7760-001-0666	
8	Budget Act of 2013, Program 30.....	\$268.78
9	Total for Fund: Item 7900-517-0822	
10	Budget Act of 2013, Program 20.....	\$69.00

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12 SEC. 2. Upon the request of the California Victim  
13 Compensation and Government Claims Board, in a form prescribed  
14 by the Controller, the Controller shall transfer surcharges and fees  
15 from the Budget Act items of appropriation identified in  
16 subdivision (b) of Section 1 of this act to Item 7870-001-0001 of  
17 Section 2.00 of the Budget Act of 2013. For each Budget Act item  
18 of appropriation, this amount shall not exceed the cumulative total  
19 of the per claim filing fees authorized by subdivision (c) of Section  
20 905.2 of the Government Code and the surcharge authorized by  
21 subdivision (f) of Section 905.2 of the Government Code. For  
22 those items in subdivision (b) that do not reflect a Budget Act  
23 appropriation, the Controller shall transfer an amount not to exceed  
24 the cumulative total of the per claim filing fees authorized by  
25 subdivision (c) of Section 905.2 of the Government Code and the  
26 surcharge authorized by subdivision (f) of Section 905.2 of the  
27 Government Code. This amount shall be transferred for the support  
28 of the board reimbursements to Item 7870-001-0001 of Section  
29 2.00 of the Budget Act of 2013. The board shall provide a report  
30 of the amounts recovered pursuant to this authority to the  
31 Department of Finance within 90 days of the enactment of this  
32 act.

33 SEC. 3. This act is an urgency statute necessary for the  
34 immediate preservation of the public peace, health, or safety within  
35 the meaning of Article IV of the Constitution and shall go into  
36 immediate effect. The facts constituting the necessity are:

1 In order to pay claims against the state and end hardship to  
2 claimants as quickly as possible, it is necessary that this bill go  
3 into immediate effect.

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