

AMENDED IN ASSEMBLY JUNE 11, 2014

CALIFORNIA LEGISLATURE—2013–14 REGULAR SESSION

ASSEMBLY BILL

No. 1617

Introduced by Assembly Member Gatto

February 6, 2014

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

LEGISLATIVE COUNSEL'S DIGEST

AB 1617, 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 declares the intent of the Legislature to appropriate funds for the payment of claims allowed by the board.~~

This bill would appropriate \$745,042.81 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 7870-001-0001 of Section 2.00 of the Budget Act of 2014.

This bill would also appropriate \$1,450,200 to the board to pay specified claims accepted by the board.

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

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

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

1 ~~SECTION 1. It is the intent of the Legislature to appropriate~~
2 ~~funds for the payment of claims against the state approved by the~~
3 ~~California Victim Compensation and Government Claims Board.~~

4 *SECTION 1. (a) The sum of seven hundred forty-five thousand*
5 *forty-two dollars and eighty-one cents (\$745,042.81) is hereby*
6 *appropriated from the various funds, as specified in subdivision*
7 *(b), to the Executive Officer of the California Victim Compensation*
8 *and Government Claims Board for the payment of claims accepted*
9 *by the board in accordance with the schedule set forth in*
10 *subdivision (b).*

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

14		
15	<i>Total for Fund: General Fund (0001).....</i>	<i>\$450,950.18</i>
16	<i>Total for Fund: Public Employees' Retirement Fund</i>	
17	<i>(0830).....</i>	<i>\$234.35</i>
18	<i>Total for Fund: Item 2240-001-0648</i>	
19	<i>Budget Act of 2014, Program 10.....</i>	<i>\$172.00</i>
20	<i>Total for Fund: Item 2740-001-0044</i>	
21	<i>Budget Act of 2014, Program 11.....</i>	<i>\$363.93</i>
22	<i>Total for Fund: Item 4260-001-0001</i>	
23	<i>Budget Act of 2014, Program 20.....</i>	<i>\$554.01</i>
24	<i>Total for Fund: Item 4260-001-0001</i>	
25	<i>Budget Act of 2014, Program 20.10.030.....</i>	<i>\$91,227.88</i>
26	<i>Total for Fund: Item 5180-111-0001</i>	
27	<i>Budget Act of 2014, Program 25.15.....</i>	<i>\$3,848.50</i>
28	<i>Total for Fund: Item 7100-001-0185</i>	
29	<i>Budget Act of 2014, Program 21.....</i>	<i>\$197,691.96</i>
30		

31 *SEC. 2. Upon the request of the California Victim*
32 *Compensation and Government Claims Board in a form prescribed*
33 *by the Controller, the Controller shall transfer surcharges and*
34 *fees from the Budget Act items of appropriation identified in*
35 *subdivision (b) of Section 1 to Item 7870-001-0001 of Section 2.00*

1 of the Budget Act of 2014. For each Budget Act item of
2 appropriation, this amount shall not exceed the cumulative total
3 of the per claim filing fees authorized by subdivision (c) of Section
4 905.2 of the Government Code and the surcharge authorized by
5 subdivision (f) of Section 905.2 of the Government Code. For those
6 items in subdivision (b) of Section 1 that do not reflect a Budget
7 Act appropriation, the Controller shall transfer an amount not to
8 exceed the cumulative total of the per claim filing fees authorized
9 by subdivision (c) of Section 905.2 of the Government Code and
10 the surcharge authorized by subdivision (f) of Section 905.2 of the
11 Government Code. This amount shall be transferred for the support
12 of the board reimbursements to Item 7870-001-0001 of Section
13 2.00 of the Budget Act of 2014. The board shall provide a report
14 of the amounts recovered pursuant to this authority to the
15 Department of Finance within 90 days of the enactment of this act.

16
17 *SEC. 3. The sum of six hundred eighty-three thousand three*
18 *hundred dollars (\$683,300) is hereby appropriated from the*
19 *General Fund to the Executive Officer of the California Victim*
20 *Compensation and Government Claims Board for the payment of*
21 *the claim of Francisco Carrillo, accepted by the board and*
22 *reported to the Legislature pursuant to Section 4904 of the Penal*
23 *Code.*

24 *SEC. 4. The sum of three hundred five thousand three hundred*
25 *dollars (\$305,300) is hereby appropriated from the General Fund*
26 *to the Executive Officer of the California Victim Compensation*
27 *and Government Claims Board for the payment of the claim of*
28 *Jose Luis Diaz, accepted by the board and reported to the*
29 *Legislature pursuant to Section 4904 of the Penal Code.*

30 *SEC. 5. The sum of four hundred sixty-one thousand six*
31 *hundred dollars (\$461,600) is hereby appropriated from the*
32 *General Fund to the Executive Officer of the California Victim*
33 *Compensation and Government Claims Board for the payment of*
34 *the claim of Johnny Williams, accepted by the board and reported*
35 *to the Legislature pursuant to Section 4904 of the Penal Code.*

36 ~~SEC. 2.~~

37 *SEC. 6. This act is an urgency statute necessary for the*
38 *immediate preservation of the public peace, health, or safety within*
39 *the meaning of Article IV of the Constitution and shall go into*
40 *immediate effect. The facts constituting the necessity are:*

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

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