

AMENDED IN SENATE SEPTEMBER 2, 2015

AMENDED IN ASSEMBLY AUGUST 17, 2015

AMENDED IN ASSEMBLY JULY 15, 2015

CALIFORNIA LEGISLATURE—2015–16 REGULAR SESSION

**ASSEMBLY BILL**

**No. 164**

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**Introduced by Assembly Member Gomez**

January 21, 2015

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

LEGISLATIVE COUNSEL'S DIGEST

AB 164, as amended, Gomez. Claims against the state: payment.

Existing law establishes a procedure for the state to pay claims against the state.

This bill would appropriate funds for the payment of specific claims against the state and require any appropriated funds in excess of the amount required to pay those claims to revert to the fund or account from which the funds were appropriated, as specified.

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

Vote:  $\frac{2}{3}$ . 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 *two million two hundred*  
2 *seventeen thousand two hundred fifty-five dollars* (\$2,217,255) is

1 hereby appropriated from the General Fund to be allocated in  
2 accordance with the following schedule:

3 (1) The sum of one million seven hundred thousand dollars  
4 (\$1,700,000) to the Department of Justice to pay the settlement in  
5 *Humphries v. County of Los Angeles, et al.*, (United States District  
6 Court, Case No. SACV 03-0697 JVS MANx). Any funds  
7 appropriated in excess of the amounts required for the payment  
8 of this claim shall revert to the General Fund.

9 (2) The sum of five hundred seventeen thousand two hundred  
10 fifty-five dollars (\$517,255) ~~is hereby appropriated from the~~  
11 ~~General Fund~~ to the Department of Justice to pay the settlement  
12 in *Marilley v. McCamman* (United States District Court, Northern  
13 District of California, Case No. 11-cv-2418-DMR). Any funds  
14 appropriated in excess of the amounts required for the payment of  
15 this claim shall revert to the General Fund.

16 (b) The sum of five hundred seventeen thousand two hundred  
17 fifty-five dollars (\$517,255) is hereby appropriated from the  
18 Dungeness Crab Account within the Fish and Game Preservation  
19 Fund to the Department of Justice to pay the settlement in *Marilley*  
20 *v. McCamman* (United States District Court, Northern District of  
21 California, Case No. 11-cv-2418-DMR). Any funds appropriated  
22 in excess of the amounts required for the payment of this claim  
23 shall revert to the Dungeness Crab Account.

24 SEC. 2. This act is an urgency statute necessary for the  
25 immediate preservation of the public peace, health, or safety within  
26 the meaning of Article IV of the Constitution and shall go into  
27 immediate effect. The facts constituting the necessity are:

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