

Senate Bill No. 1186

CHAPTER 54

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

[Approved by Governor July 1, 2016. Filed with Secretary of State July 1, 2016.]

LEGISLATIVE COUNSEL'S DIGEST

SB 1186, Lara. 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 \$647,443.32 from various funds for the payment of claims accepted 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 specified Budget Act items of appropriation identified in the bill to Item 7870-001-0001 of Section 2.00 of the Budget Act of 2016. 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 bill. This bill would also appropriate certain funds from the General Fund to the board for the payment of the claims of specified individuals.

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

Appropriation: yes.

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

SECTION 1. (a) The sum of six hundred forty-seven thousand four hundred forty-three dollars and thirty-two cents (\$647,443.32) is hereby appropriated from the various funds specified in subdivision (b) to the Executive Officer of the California Victim Compensation and Government Claims Board for the payment of claims accepted by the board in accordance with the schedule set forth in subdivision (b).

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

Total for Fund: General Fund (0001).....\$606,296.25
Total for Fund: Item 2660-001-0042

Budget Act of 2016, Program 1835010.....	\$47.31
Total for Fund: Item 2740-001-0044	
Budget Act of 2016, Program 2130.....	\$966.22
Total for Fund: Item 4260-101-0001	
Budget Act of 2016, Program 3960022.....	\$2,028.06
Total for Fund: Item 5180-111-0001	
Budget Act of 2016, Program 4275010.....	\$15,567.57
Total for Fund: Item 7100-001-0185	
Budget Act of 2016, Program 5930.....	\$22,537.91

SEC. 2. Upon the request of the California Victim Compensation and Government Claims Board, in a form prescribed by the Controller, the Controller shall transfer surcharges and fees from the Budget Act items of appropriation identified in subdivision (b) of Section 1 of this act to Item 7870-001-0001 of Section 2.00 of the Budget Act of 2016. For each Budget Act item of appropriation, this amount shall not exceed the cumulative total of the per claim filing fee authorized by subdivision (c) of Section 905.2 of the Government Code and the surcharge authorized by subdivision (f) of Section 905.2 of the Government Code. For those items in subdivision (b) that do not reflect a Budget Act appropriation, the Controller shall transfer an amount not to exceed the cumulative total of the per claim filing fee authorized by subdivision (c) of Section 905.2 of the Government Code and the surcharge authorized by subdivision (f) of Section 905.2 of the Government Code. This amount shall be transferred for the support of the board reimbursements to Item 7870-001-0001 of Section 2.00 of the Budget Act of 2016. The board shall 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.

SEC. 3. The sum of five hundred eighty-one thousand six hundred dollars (\$581,600) is hereby appropriated from the General Fund to the Executive Officer of the California Victim Compensation and Government Claims Board for the payment of the claim of Obie Steven Anthony III, accepted by the board and reported to the Legislature pursuant to Section 4904 of the Penal Code.

SEC. 4. The sum of six hundred fifty-three thousand six hundred dollars (\$653,600) is hereby appropriated from the General Fund to the Executive Officer of the California Victim Compensation and Government Claims Board for the payment of the claim of John Smith, accepted by the board and reported to the Legislature pursuant to Section 4904 of the Penal Code.

SEC. 5. The sum of five hundred sixty-four thousand one hundred dollars (\$564,100) is hereby appropriated from the General Fund to the Executive Officer of the California Victim Compensation and Government Claims Board for the payment of the claim of Michael Smith, accepted by the board and reported to the Legislature pursuant to Section 4904 of the Penal Code.

SEC. 6. The sum of five hundred twelve thousand six hundred dollars (\$512,600) is hereby appropriated from the General Fund to the Executive Officer of the California Victim Compensation and Government Claims

Board for the payment of the claim of Timothy Gantt, accepted by the board and reported to the Legislature pursuant to Section 4904 of the Penal Code.

SEC. 7. The sum of six hundred fifty-four thousand five hundred dollars (\$654,500) is hereby appropriated from the General Fund to the Executive Officer of the California Victim Compensation and Government Claims Board for the payment of the claim of Marco Milla, accepted by the board and reported to the Legislature pursuant to Section 4904 of the Penal Code.

SEC. 8. The sum of seven hundred sixty-two thousand four hundred forty dollars (\$762,440) is hereby appropriated from the General Fund to the Executive Officer of the California Victim Compensation and Government Claims Board for the payment of the claim of Larry Pohlschneider, accepted by the board and reported to the Legislature pursuant to Section 4904 of the Penal Code.

SEC. 9. The sum of nine hundred thirty-six thousand eight hundred eighty dollars (\$936,880) is hereby appropriated from the General Fund to the Executive Officer of the California Victim Compensation and Government Claims Board for the payment of the claim of Luther Ed Jones, Jr., accepted by the board and reported to the Legislature pursuant to Section 4904 of the Penal Code.

SEC. 10. This act is an urgency statute necessary for the immediate preservation of the public peace, health, or safety within the meaning of Article IV of the Constitution and shall go into immediate effect. The facts constituting the necessity are:

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