

AMENDED IN SENATE JULY 13, 1999

AMENDED IN ASSEMBLY MAY 28, 1999

CALIFORNIA LEGISLATURE—1999–2000 REGULAR SESSION

ASSEMBLY BILL

No. 1345

Introduced by Assembly Members ~~Nakano and Leach~~
Member Nakano
(Coauthor: Assembly Member Leach)

February 26, 1999

An act to amend Section 12526 of the Government Code, relating to the Attorney General.

LEGISLATIVE COUNSEL'S DIGEST

AB 1345, as amended, Nakano. Attorney General: antitrust account.

Existing law creates the Attorney General antitrust account in the General Fund, which is available to the Department of Justice for expenditure in carrying out the antitrust activities of the department and for refund of any money erroneously paid into the account. Money in the account is available for expenditure only upon appropriation by the Legislature in the annual Budget Bill and if at any time the account exceeds \$3,000,000, the excess is required to be transferred to the unallocated funds within the General Fund.

This bill would delete the requirement that the appropriation be in the annual Budget Bill and would increase to \$6,000,000 the amount in the antitrust account over which any excess is required to be transferred to the General Fund.

Vote: majority. Appropriation: no. Fiscal committee: yes.
State-mandated local program: no.

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

1 SECTION 1. Section 12526 of the Government Code
2 is amended to read:
3 12526.
4 (a) The Attorney General antitrust account is hereby
5 created in the General Fund. All money in the account is
6 available to the Department of Justice for expenditure in
7 carrying out the antitrust activities of the department and
8 for the refund, in accordance with law, of any moneys
9 erroneously paid into the account. ~~Money~~
10 (b) ~~Money~~ in the account shall be available for
11 expenditure only upon appropriation by the Legislature.
12 The appropriation may be augmented by executive order
13 issued by the Director of Finance, provided that within
14 30 days after the augmentation, the Director of Finance
15 shall notify the Chair of the Joint Legislative Budget
16 Committee and the chair of the appropriations
17 committee in each house of any additional allocations. It
18 is the intent of the Legislature that any augmentation
19 shall be limited to the amount required to meet specific
20 unbudgeted workload needs. Any continuing increase in
21 the level of antitrust activity shall be subject to legislative
22 review through the appropriation process. The expenses
23 of the antitrust section in excess of the funds available in
24 the Attorney General antitrust account within the
25 General Fund shall be paid out of the regular
26 appropriation for the support of the Department of
27 Justice. ~~¶~~
28 (c) *If* at any time the Attorney General’s antitrust
29 account within the General Fund exceeds six million
30 dollars (\$6,000,000), any amount in excess of six million
31 dollars (\$6,000,000) shall be transferred from the account
32 to the unallocated funds within the General Fund.

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