

Assembly Bill No. 181

CHAPTER 49

An act to amend Section 76102 of the Government Code, relating to county penalties.

[Approved by Governor July 12, 2007. Filed with
Secretary of State July 12, 2007.]

LEGISLATIVE COUNSEL'S DIGEST

AB 181, Beall. County penalties: automated fingerprint identification fund.

Existing law permits a county board of supervisors, subject to specified limitations, to establish in the county treasury an Automated Fingerprint Identification and Digital Image Photographic Suspect Booking Identification System Fund into which shall be deposited the amounts specified in resolutions adopted by the board of supervisors. Existing law requires these funds to be held separate from other funds that are subject to transfer and division, as specified. Existing law provides that deposits to the fund may continue through the 20th year after the initial calendar year in which the surcharge is collected, or longer if necessary to make payments upon any lease or leaseback arrangement utilized to finance specified projects.

This bill would delete the limitation on the period during which deposits may be made into an Automated Fingerprint Identification and Digital Image Photographic Suspect Booking Identification System Fund.

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

SECTION 1. Section 76102 of the Government Code is amended to read:

76102. (a) For the purpose of assisting any county in the establishment of adequate fingerprint facilities and adequate suspect booking identification facilities, including, but not limited to, digital image photographic suspect booking identification facilities, in the county, the board of supervisors may establish in the county treasury an Automated Fingerprint Identification and Digital Image Photographic Suspect Booking Identification System Fund into which shall be deposited the amounts specified in the resolutions adopted by the board of supervisors as authorized in accordance with this title. The moneys of the fund shall be payable only for the purchase, lease, operation, including personnel and related costs, and maintenance of automated fingerprint equipment and digital image photographic equipment, replacement of existing automated fingerprint equipment, digital image photographic equipment, and other equipment needed for the suspect booking

process, and for the reimbursement of local agencies within the county which have previously purchased, leased, operated, or maintained automated fingerprint equipment and digital image photographic equipment from other funding sources.

(b) For purposes of this section, the following terms have the following meanings:

(1) “Automated fingerprint equipment” means that equipment designated for the storage or retrieval of fingerprint data which is compatible with the California Identification System Remote Access Network.

(2) “Digital photographic equipment” means that equipment designed for the capture, storage, retrieval, or transmittal of digital photographic images of persons who are booked as a result of having been arrested or charged with a crime.

(c) The fund moneys shall be held by the county treasurer separate from any funds subject to transfer or division pursuant to Section 1463 of the Penal Code.