

AMENDED IN SENATE MAY 16, 2007

SENATE BILL

No. 50

Introduced by Senator Torlakson

January 3, 2007

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

SB 50, as amended, Torlakson. ~~Claim~~ *Claims* against the state: appropriation.

Existing law requires the ~~Attorney General~~ *Department of Justice* to pay certain judgments against the state.

This bill would appropriate ~~\$268,000 to the Attorney General to pay a specific judgment.~~ *a total of \$3,445,000 to the Department of Justice to pay specific settlements. Any funds appropriated in excess of the amount required for the payment of these claims shall revert to the General Fund on June 30, 2008.*

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. The sum of three million one hundred thousand*
- 2 *dollars (\$3,100,000) is hereby appropriated from the General*
- 3 *Fund to the Department of Justice to pay for the settlement in the*
- 4 *case of Calexico Hospital Management Group, LLC v. Nelsen*

1 *Ford, et al. (Imperial County Superior Court, Case No. L00074).*
2 *Any funds appropriated in excess of the amount required for the*
3 *payment of this judgment claim shall revert to the General Fund*
4 *on June 30, 2008.*

5 *SEC. 2. The sum of seventy-eight thousand dollars (\$78,000)*
6 *is hereby appropriated from the General Fund to the Department*
7 *of Justice to pay for the settlement in the case of Foundation for*
8 *Taxpayer and Consumer Rights v. Garamendi, (Los Angeles*
9 *Superior Court Case No. BS086235, Second District Court of*
10 *Appeal Case No. B173987). Any funds appropriated in excess of*
11 *the amount required for the payment of this judgment claim shall*
12 *revert to the General Fund on June 30, 2008.*

13 **SECTION 1.**

14 *SEC. 3. The sum of two hundred ~~sixty-eight~~ sixty-seven*
15 *thousand dollars ~~(\$268,000)~~ (\$267,000) is hereby appropriated*
16 *from the General Fund to the ~~Attorney General~~ Department of*
17 *Justice to pay for the judgment in the case of California Teachers*
18 *Association v. Governor Schwarzenegger (Sacramento Superior*
19 *Court, Case No. 05 CS01165). Any funds appropriated in excess*
20 *of the amount required for the payment of this judgment claim*
21 *shall revert to the General Fund on June 30, 2008.*

22 ~~Any funds appropriated in excess of the amounts actually~~
23 ~~required for the payment of this judgment shall revert to the~~
24 ~~General Fund on June 30 of the fiscal year in which the final~~
25 ~~payment is made.~~

26 **SEC. 2.**

27 *SEC. 4. This act is an urgency statute necessary for the*
28 *immediate preservation of the public peace, health, or safety within*
29 *the meaning of Article IV of the Constitution and shall go into*
30 *immediate effect. The facts constituting the necessity are:*

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