

AMENDED IN ASSEMBLY APRIL 8, 1999

CALIFORNIA LEGISLATURE—1999–2000 REGULAR SESSION

**ASSEMBLY BILL**

**No. 112**

**Introduced by Assembly Member Florez**

December 23, 1998

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An act to add Section 25350.2 to the Government Code, relating to local government.

LEGISLATIVE COUNSEL'S DIGEST

AB 112, as amended, Florez. Local government: tobacco settlement.

Existing law provides that in the matter of Tobacco Cases I, Case Number 4041, Department 46 of the Superior Court, County of San Diego, the parties in the coordinated tobacco litigation have reached a settlement through a memorandum of understanding that allocates 50% of the total recovery to cities and counties in California.

This bill would ~~state the Legislature's intent~~ *require that this all of the total recovery from that settlement that is allocated to cities and counties be deposited available to cities and counties for any purpose, and would authorize the governing body of a city or county, or city and county to deposit, by resolution, those moneys in a special fund in the State Treasury to be available to cities and counties for to guarantee the financing of capital improvements, and as security for certificates of participation for local capital projects.*

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 25350.2 is added to the  
2 Government Code, to read:  
3 ~~25350.2. It is the intent of the Legislature in enacting~~  
4 ~~this act that the 50 percent of the total recovery that is~~  
5 25350.2. (a) *All of the total recovery money that is*  
6 *allocated to the cities and counties of California pursuant*  
7 *to the memorandum of understanding from the*  
8 *settlement of the coordinated tobacco litigation in the*  
9 *matter of Tobacco Cases I, Case Number 4041,*  
10 *Department 46 of the Superior Court, County of San*  
11 *Diego, be deposited shall be available to cities and*  
12 *counties for any purpose.*  
13 (b) *The governing body of a city, county, or city and*  
14 *county, may, by resolution, deposit those moneys in a*  
15 *special Tobacco Litigation Settlement Fund in the State*  
16 *Treasury to be used for both of the following:*  
17 ~~(a)~~  
18 (1) *The principal and interest from the fund shall be*  
19 *available to cities and counties to guarantee payment*  
20 *under an agreement to finance capital improvements.*  
21 ~~(b)~~  
22 (2) *Security for certificates of participation for local*  
23 *capital projects.*

