

Department of Finance		Fund: 0214
STATE OF CALIFORNIA MANUAL OF STATE FUNDS		PAGE 1 Renumbered From:
<u>Legal Title</u> Restitution Fund		
<u>Legal Citation/Authority</u> Administratively Continued in Existence pursuant to Government Code section 13306 (a) Government Code sections 13962-13966 Penal Code sections 1464 (f)(2) and 1001.90(f)		
<u>Fund Classification</u> <u>GAAP Basis</u> Governmental/Special Revenue Funds	<u>Fund Classification</u> <u>Legal Basis</u> Governmental/Other Governmental Cost Funds	
<u>Purpose</u> The Restitution Fund was established to deposit specified penalty assessments and restitution diversion fees for the purpose of indemnifying those citizens (or their dependents) who are injured and suffer financial hardship as a result of a crime, or who sustain damage or injury while performing acts that benefit the State.		
<u>Administering Agency/Organization Code</u> California Victim Compensation and Government Claims Board/Org 7870		
<u>Major Revenue Source</u> <ul style="list-style-type: none">• Penalty assessments for specified offenses, pursuant to Penal Code section 1464.• Restitution diversion fees, pursuant to Penal Code section 1001.90.		
<u>Disposition of Fund (upon abolishment)</u> Pursuant to Government Code section 16346, in the absence of language that identifies a successor fund, any balance remaining in this fund upon abolishment shall be transferred to the General Fund.		
<u>Appropriation Authority</u> Notwithstanding Government Code section 13340, Government Code section 13964 continuously appropriates the fund to the Board for chapter purposes. However, this section requires the administrative costs of the Board to be subject to annual review through the state Budget process.		
<u>State Appropriations Limit</u> Always Excluded - Revenues in this fund are not proceeds of taxes and even after transfer, will never become proceeds of taxes because the major revenue source is derived from fines and penalties.		
<u>Comments/Historical Information</u> Chapter 1549, Statutes of 1965 established a program under the Welfare and Institutions Code for payment of aid under the Aid to Families with Dependent Children (AFDC) Program. Payment was authorized to the family of a person killed or to victim and family of a person incapacitated as a result of a crime of violence. This chapter also created the fund.		

Chapter 1546, Statutes of 1967 removed all reference to AFDC, and transferred the administration to the Board of Control and the Department of Justice. Chapter 636, Statutes of 1977 transferred the total responsibility for the administration of this program to the Board of Control, which was later renamed the Victim Compensation and Government Claims Board by Chapter 1016, Statutes of 2000.

Chapter 1092, Statutes of 1983 changed the name of the fund from the Indemnity Fund to the Restitution Fund. The legislation also made the money in the fund continuously available for the purpose of indemnifying persons filing claims for restitution. However, administrative costs of the Board still are subject to appropriation by the Legislature.

Administratively changed organization code for administering agency from 8700 to 1870. Legislation creating this fund was omitted. Consequently, the fund is continued in existence (administratively continued) pursuant to Government Code section 13306 since there is a continued need for the fund.

Pursuant to the Governor's Reorganization Plan 2, the Administering Agency's Organization Code changed from Org 1870 to Org 7870, effective July 1, 2013.