

Department of Finance STATE OF CALIFORNIA MANUAL OF STATE FUNDS		Fund: 0903 PAGE 1 Renumbered From:
<u>Legal Title</u> State Penalty Fund		
<u>Legal Citation/Authority</u> Chapter 302, Statutes of 2007 (SB 425) Penal Code section 1464(e)		
<u>Fund Classification</u> <u>GAAP Basis</u> Governmental/Special Revenue Funds		<u>Fund Classification</u> <u>Legal Basis</u> Nongovernmental/Trust and Agency Funds-- Non-Federal
<u>Purpose</u> The State Penalty Fund was created as a depository for assessments on specified fines, penalties and forfeitures imposed and collected by the courts for criminal offenses. The money in this fund is distributed monthly to other funds, as specified in Section 1464: • Restitution Fund • Traumatic Brain Injury Fund • Peace Officers' Training Fund • Corrections Training Fund • Local Public Prosecutors and Public Defenders Training Fund • Driver Training Penalty Assessment Fund • Victim-Witness Assistance Fund • Fish and Game Preservation Fund		
<u>Administering Agency/Organization Code</u> California Emergency Management Agency/Org 0690		
<u>Major Revenue Source</u> Assessments on court imposed fines, penalties and forfeitures.		
<u>Disposition of Fund (upon abolishment)</u> Pursuant to Government Code 16346, absent 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> The money in this fund is available upon appropriation by the Legislature.		
<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 (fines and penalties) is derived from a Trust and Agency Fund.		

Comments/Historical Information

Chapter 530, Statutes of 1980 created Penal Code 1464.

Chapter 1293, Statutes of 1990 changed the name from Assessment Fund to the State Penalty Fund. Administrative Organization OCJP/8100 is abolished as of 1/1/04, per Ch 157, Statutes of 2003. OCJP's programs have been transferred to OES/0690.

Per Chapter 372, Statutes of 2008, the Office of Emergency Services and the Office of Homeland Security are merged to form the California Emergency Management Agency.