

Department of Finance		Fund: 0196a
STATE OF CALIFORNIA MANUAL OF STATE FUNDS		PAGE 1 Renumbered From:
<u>Legal Title</u> Asset Forfeiture Distribution Fund		
<u>Legal Citation/Authority</u> Chapter 1492, Statutes of 1988 Health and Safety Code section 11489		
<u>Fund Classification</u> <u>GAAP Basis</u> Governmental/Special Revenue Funds	<u>Fund Classification</u> <u>Legal Basis</u> Governmental/Other Governmental Cost Fund	
<u>Purpose</u> This fund is a depository for ten percent of the proceeds from the sale of seized property, which was forfeited due to involvement in "controlled substance" offenses. An appropriation each fiscal year of \$1,500,000 to the State Department of Mental Health for school-based primary prevention projects designed for the early detection and prevention of emotional, behavioral, and learning problems in primary grade children. An amount not to exceed 5 percent of the fund to cover administrative costs incurred by the Office of Criminal Justice Planning. Any money remaining in the fund shall be distributed as specified in Chapter 1492, Statutes of 1988.		
<u>Administering Agency/Organization Code</u> Office of Criminal Justice Planning/Org 8100		
<u>Major Revenue Source</u> Ten percent of the proceeds from the sale of seized property, which was forfeited due to involvement in "controlled substance" offenses. Any interest earned from investments made from moneys in the Assets Forfeiture Distribution Fund.		
<u>Disposition of Fund (upon abolishment)</u> Pursuant to Government Code section 16306, 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> Section 11489(4) of the Health and Safety Code provides that the \$1,500,000 appropriation to the Department of Mental Health is continuously appropriated each fiscal year, as adjusted annually by the state and local implicit price deflator. The remaining moneys in the fund are available for appropriation by the Legislature for the purposes specified.		
<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 forfeitures.		
<u>Historical Comments</u> An annual budget act appropriation was made to the Gang Risk Intervention Pilot Program until 01/01/91. This fund was abolished effective 03/25/03 in accordance with Government Code section 13306(b), since the legislation that created this fund was revised and all reference to the fund was omitted.		