

Department of Finance		<b>Fund: 0915</b>
<b>STATE OF CALIFORNIA MANUAL OF STATE FUNDS</b>		<b>PAGE 1</b> Renumbered From:
<b><u>Legal Title</u></b> Deferred Compensation Plan Fund		
<b><u>Legal Citation/Authority</u></b> Chapter 230, Statutes of 1981 Government Code sections 19993 and 19993.05		
<b><u>Fund Classification</u></b> <b><u>GAAP Basis</u></b> Fiduciary/Pension Trust Funds	<b><u>Fund Classification</u></b> <b><u>Legal Basis</u></b> Nongovernmental/Trust and Agency Funds-- Non-Federal	
<b><u>Purpose</u></b> Chapter 1370, Statutes of 1972 authorized the Department of General Services, with the approval of the State Board of Control, to establish a deferred compensation plan for the officers and employees of the state. This legislation, however, did not create a fund for the deposit of moneys withheld from employees' salaries in accordance with such a plan. The State Board of Control created this fund on February 6, 1973, in accordance with Government Code section 17201.  Moneys are withheld from employees' salaries, at the option of the employee, and deposited in the Deferred Compensation Plan Fund, together with a charge to cover administrative costs. These funds are invested by the state and are not payable to the employee until retirement or separation from state service unless the employee can prove a dire need. The purpose of the fund is to supplement the retirement income of employees who have elected to participate in the plan.  Amounts withheld under this plan are not currently taxable income under state or federal law until such time as they are withdrawn from the fund.		
<b><u>Administering Agency/Organization Code</u></b> Department of Human Resources/Org 7501		
<b><u>Major Revenue Source</u></b> Moneys withheld from the salaries of participants.		
<b><u>Disposition of Fund (upon abolishment)</u></b> 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.		
<b><u>Appropriation Authority</u></b> The moneys in the fund are available to participants in the Deferred Compensation Plan in accordance with the agreement between the employee and the state. The costs of administration are available as appropriated by the Legislature.		

**State Appropriations Limit**

**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 a Trust and Agency Fund (Non-Federal).

**Comments/Historical Information**

Chapter 1370, Statutes of 1972 created this fund under Government Code section 18310.

Chapter 230, Statutes of 1981 repealed Government Code section 18310 and moved the creation of the fund to Government Code section 19993.

Pursuant to the 2011 Governor's Reorganization Plan 1, the Administering Agency name changed from Department of Personnel Administration to Department of Human Resources, effective July 1, 2012.

Pursuant to the Governor's Reorganization Plan 2, the Administering Agency's Organization Code changed from Org 8380 to Org 7501, effective July 1, 2013.