

DEPARTMENT OF FINANCE BILL ANALYSIS

AMENDMENT DATE: 06/19/2012
POSITION: Neutral
SPONSOR: Attorney General Kamala Harris

BILL NUMBER: AB 1763
AUTHOR: Davis, Mike
RELATED BILLS: SB 1474 (Hancock)

BILL SUMMARY: Grand jury proceedings: Attorney General: powers and duties.

This bill would authorize the Attorney General to impanel a special statewide grand jury to investigate fraud or theft that occurs in more than one county and that may involve more than one defendant.

FISCAL SUMMARY

The Administrative Office of the Courts indicates there would be no fiscal impact related to this bill.

The Department of Justice (DOJ) is unable to predict the number of special statewide grand juries that could be impaneled if this bill were enacted. However, if 10 special statewide grand juries were impaneled, the fiscal impact would be approximately \$90,000 annually.

COMMENTS

The Department of Finance is neutral on this bill because it would provide additional enforcement capabilities to the Attorney General by allowing the Attorney General to impanel special statewide grand juries to investigate, consider, or issue indictments in fraud and theft cases involving more than one defendant in more than one county.

Existing law authorizes the Attorney General to convene a grand jury to investigate criminal matters, sets forth requirements for convening a grand jury, and qualifications of potential grand jurors.

This bill would authorize the Attorney General to impanel a special statewide grand jury in Fresno, Los Angeles, Sacramento, San Diego, or San Francisco counties for the purpose of bringing forth an investigation related to fraud or theft occurring in more than one county and involving more than one defendant.

Table with 4 columns: Analyst/Principal, Date, Program Budget Manager, Date. Includes signature lines for Department Deputy Director, Governor's Office, and Form DF-43 (Rev 03/95 Buff).

AUTHOR**AMENDMENT DATE****BILL NUMBER**

Davis, Mike

06/19/2012

AB 1763

COMMENTS (continued)

SB 1474 (Hancock) would authorize the Attorney General to impanel a special statewide grand jury to investigate fraud or theft that occurs in more than one county and that may involve more than one defendant and is identical to this bill. The author's office notes that each component of the foreclosure package/Homeowners' Bill of Rights has two identical bills going through the process, one beginning in the Senate and another in the Assembly and staff from the Legislature have worked closely with the office of the sponsor, Attorney General Kamala Harris, and Senator Hancock to ensure that the substance of both bills remain identical throughout the legislative process.

Code/Department Agency or Revenue Type	SO	(Fiscal Impact by Fiscal Year)					Fund Code
	LA	(Dollars in Thousands)					
	CO	PROP					
	RV	98	FC	2012-2013 FC	2013-2014 FC	2014-2015	
0250/Jud Branch	LA	No		----- No/Minor Fiscal Impact -----		0932	
0820/Justice	SO	No		----- See Fiscal Summary -----		0001	
0820/Justice	SO	No		----- See Fiscal Summary -----		8071	
<u>Fund Code</u>	<u>Title</u>						
0001	General Fund						
0932	Trial Court Trust Fund						
8071	National Mortgage Special Deposit Fund						