

**SUBMITTAL TO THE BOARD OF SUPERVISORS
COUNTY OF RIVERSIDE, STATE OF CALIFORNIA**

915

A



FROM: AUDITOR-CONTROLLER & TREASURER-TAX COLLECTOR

SUBMITTAL DATE:
November 18, 2010

SUBJECT: Transfer of Unclaimed Property Tax Overpayments to the County General Fund

RECOMMENDED MOTION: Move that the Board of Supervisors, pursuant to the requirements of Section 5102 of the Revenue and Taxation (R&T) Code authorize the transfer of \$4,130,306.43 of unclaimed property tax overpayments (detailed list is available) to the County General Fund.

BACKGROUND: These overpayments are a result of R&T code 5097.2 (c) which states that "the amount paid exceeds the amount due on the property as the result of corrections to the roll or cancellations after those taxes were paid".

R&T code Section 5102 authorizes the Board of Supervisors to transfer to the County General fund any property tax overpayments for which refunds are permissible and for which a claim for refund has not been filed within four (4) years of payment and one (1) year after the mailing of the claim.

Robert E. Byrd

ROBERT E. BYRD, CGFM
Auditor-Controller

Don Kent

DON KENT
Treasurer-Tax Collector

FINANCIAL DATA

Current F.Y. Total Cost:	\$ 0	In Current Year Budget:	NA
Current F.Y. Net County Cost:	\$ 0	Budget Adjustment:	NA
Annual Net County Cost:	\$ 0	For Fiscal Year: 2010-11	

SOURCE OF FUNDS: Prior Unsecured Fund, Prior Year Supplemental Fund, Prior Secured Property Tax Redemptions Fund

Positions To Be Deleted Per A-30	<input type="checkbox"/>
Requires 4/5 Vote	<input type="checkbox"/>

C.E.O. RECOMMENDATION:

APPROVE

BY: *Karen L. Johnson*
Karen L. Johnson

County Executive Office Signature

MINUTES OF THE BOARD OF SUPERVISORS

On motion of Supervisor Stone, seconded by Supervisor Benoit and duly carried by unanimous vote, IT WAS ORDERED that the above matter is approved as recommended with a 30-day extension to allow the public additional time to submit a claim for unclaimed property tax overpayments.

Ayes: Buster, Tavaglione, Stone, Benoit and Ashley
Nays: None
Absent: None
Date: December 14, 2010
xc: Auditor, Treasurer

Kecia Harper-Ihem
Clerk of the Board
By: *Kecia Harper-Ihem*
Deputy

Prev. Agn. Ref.:

District: All

Agenda Number:

3.7

FORM APPROVED COUNTY COUNSEL

BY: *Debra A. Gardner* 11/24/10 DATE

☐ Policy
☒ Consent
☐ Policy
☒ Consent

Dep't Recomm.:

Per Exec. Off.:

BOARD OF SUPERVISORS

Form 11: Transfer of Unclaimed Property Tax Overpayments to the County General Fund

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BACKGROUND: (Continued)

In addition to the minimum requirements required by law, the Treasurer-Tax Collector has voluntarily adopted a policy which allows the claimant an additional 90 days to file a claim. As part of policy, a notice is published in the newspaper referring potential claimants to their website which includes a detailed listing of all unclaimed property tax overpayments that have met the requirements of R&T code Section 5102.