Subject	Policy Number	Page
Drawing of New Warrants by the County Auditor and Controller	B-43	1 of 2

Purpose

To establish a policy concerning the drawing of new warrants by the County Auditor and Controller when the original warrant has been voided, because it was not presented for payment within six (6) months after its date, or when the original warrant has been lost or destroyed.

Background

Section 29802(a) of the California Government Code provides that any warrant issued is void if not presented to the County Treasury for payment within six (6) months after its date. It also provides in paragraph (b) that any time within two years from the date on which the original warrant became void, the payee or assignee of any warrant which is void as provided in this section may present the warrant to the governing body of the agency on which the warrant was drawn, or declare by affidavit that the warrant has been lost or destroyed, and the governing body may by resolution authorize the Auditor and Controller to draw new warrants within the limitations prescribed by the resolution without prior individual order of the governing body, provided the limitations prescribed by this section have been complied with. The new warrant shall be subject to the same limitations as the original warrant which it replaces.

It further provides in paragraph (c) if, at any time after a period of two years from the date on which the original warrant became void, or during such other period of time as specified by ordinance, the payee or assignee presents such warrant to the governing body of the agency on which the warrant was drawn, the governing body may adopt an order instructing the County Auditor and Controller to draw a new warrant in favor of the payee or assignee in the same amount as the original warrant, or the governing body, by resolution, may authorize the Auditor and Controller, without prior individual order of the governing body, to draw warrants within the limitations prescribed by the resolution in any case in which the Auditor and Controller determines that it would be inequitable or unreasonable not to draw the warrant, and money is available in the County Treasury to make payment on the indebtedness. If the Auditor and Controller deems it necessary, he or she may present a voided warrant to the governing body for its review, approval, and appropriation of funds. Any such new warrant shall be subject to the same limitations as the original warrant which it replaces.

Policy

It is the policy of the Board of Supervisors that:

In accordance with the provisions of Section 29802 (subd. b and c) of the Government Code, the Auditor and Controller of the County of San Diego is authorized to draw new warrants without prior individual order of the Board of Supervisors if the Auditor and Controller determines that it would be inequitable or unreasonable not to do so.

Sunset Date
This policy will be reviewed for continuance by 12-31-2022.

Board Action
04-6-70 (48)
10-2-79 (11)
12-18-79 (12)
05-13-86 (9)
07-30-91 (35)
05-15-96 (11)
03-14-06 (11)
12-09-08 (33)
11-17-15 (26)
10-29-19 (26)

CAO Reference
Auditor and Controller